JO DAVIESS COUNTY BOARD

MEETING MINUTES

APRIL 9, 1996

Chairperson of the Jo Daviess County Board, Judith Gratton, called the meeting to order at 9:30 a.m. on Tuesday, April 9, 1996 at the County Board Room, Jo Daviess County Courthouse, Galena, Illinois.

ROLL CALL was answered as follows: Present-Hylene Anderson, Ronald Buening, Clifford Carroll, Don Crawford, Robert Dittmar, Judith Gratton, Vincent Hasken, Larry Lyons, William McFadden, William Mercer, Charlice Offenheiser, Richard Runde, John Rutherford, Lynn Sisler, James Slaats, Donald Taufmann and Jack Zillig. Present: 17.

INVOCATION AND THOUGHT OF THE DAY were given by Hylene Anderson.

JOSEPH DUELLMAN from the Silver Eagle addressed the board to bring them up to date on the status of the Silver Eagle. He announced that they expect to be fully staffed and operational by May 24. Mr. Duellman said they are contacting the employees to verify their status and their ability to return to work from layoffs.

Mr. Duellman stated that it is their intention to continue to try to make the Silver Eagle a viable operation and he stressed that there does exist a severe competitive imbalance between Iowa and Illinois.

Judith Gratton asked if all employees were contacted about the reopening and Mr. Duellman stated that a mailing went out to all employees, whether they participated in the lawsuit or not. He said he felt that the employees were given some bad legal advice and that the lawsuit has no merit.

John Rutherford stated that the Silver Eagle seemed to be reopening, just to shut down the suit. Mr. Duellman stated that if they were not going to detest the suit, why would they reopen just to close down again. He reminded the board that they said they would reopen in the Spring and that's exactly what they are doing.

Hylene Anderson questioned Mr. Duellman if the Silver Eagle is still willing to contribute to the gambling addiction program, and he assured her that they would.

Jack Zillig asked Mr. Duellman if he got a license in Indiana would he pull the boat at Frentress Lake? Mr. Duellman answered that the Illinois license and the Indiana venture are two different entities and that it is their intention to get the license up and running in Illinois with the possibility of the Indiana entity buying the Silver Eagle vessel since it is a ocean going vessel and replacing it with a different vessel to operate in the Frentress Lake operation.

Mr. Duellman stated that he tried to keep open communications with the County Board but had not been very successful.

Robert Dittmar stated that he felt there have been a number of people on the board who have supported the Silver Eagle all along, and yet Mr. Duellman stated at a gaming board meeting that he felt that the County was a part of the problem. Mr. Dittmar asked what the County could do to be more aggressive.

Ronald Buening stated that the County Board has lobbied and sent letters on the Silver Eagle's behalf and doesn't know what else the board could have done.

Mr. Duellman stated that he appreciated what the board has done in the past and hopes to recreate some of the trust they have had and move forward.

Hylene Anderson asked if the boat finds it necessary to shutdown again would the employees be given a two week notice and notice given to the County? Mr. Duellman stated that he would have to address that issue when it comes up and he cannot make promises about the future that he cannot control.

Mr. Duellman stated that it was his intention to appear here today and clear the air and explain the status and position of the Silver Eagle.

Chairperson, Judith Gratton invited Mr. Duellman to the next Executive meeting on May 7 if there is anything else that the board needs to know or discuss in regards to the Silver Eagle.

PAUL HANSEN reported that the Building and Hearing fees quarterly report was down but was due to the cold weather which reduced the number of permits in the first quarter.

A MOTION to adopt Section 12.19, Article XII to the Jo Daviess County Zoning Ordinance in regards to violations, penalties and fines was approved following a motion made by John Rutherford, seconded by Ronald Buening.

Motion carried by roll call vote: Ayes-Hylene Anderson, Ronald Buening, Clifford Carroll, Don Crawford, Robert Dittmar, Judith Gratton, Vincent Hasken, Larry Lyons, William McFadden, William Mercer, Charlice Offenheiser, Richard Runde, John Rutherford, Lynn Sisler, James Slaats, Donald Taufmann and Jack Zillig. Ayes: 17. Nays: 0.

A RE-ZONING REQUEST for Bob and Laurissa Hellmann of a four acre parcel from AG-1 Agriculture to R-1 Rural Residential located at the northeast corner of the intersection of West Hanover Road and South Pleasant Hill Road was approved following a motion made by John Rutherford, seconded by Clifford Carroll.

Motion carried by voice vote.

PAUL HANSEN has been looking into a nuisance ordinance which he will take to the Law Enforcement and Courts Committee for their review.

MINUTES of the March 12, 1996 county board meeting were approved following a motion made by Richard Runde, seconded by Hylene Anderson.

Motion carried by voice vote.

COMMITTEE MEETING MINUTES were approved with the correction

to the March 28, 1996 County Development and Planning minutes to correct the spelling of Chetlain Lane following a motion made by Don Crawford, seconded by James Slaats.
Motion carried by voice vote.

RAFFLE APPLICATIONS for Jo Daviess Workshop, Inc., Elizabeth Lions Club, Jo Daviess County Catholic Social Service and Galena/Jo Daviess County Chamber of Commerce were approved following a motion made by Robert Dittmar, seconded by Hylene Anderson.
Motion carried by voice vote.

COUNTY NEWS issues for March 18 and April 1,"ARC News", Vol. 18 No. 1, Jo Daviess County Housing Authority 1995 Annual Report, Seventh Annual Toxic Chemical Report from the State of Illinois, Illinois Gaming Board 1995 Annual Report, Sales Tax Receipts from the fourth quarter and the year of 1995 and the March/April 1996 "County to County" issue were made available for board member's review.

A TRIP for Coroner, Bill Miller to attend the Illinois Association of County Officials meeting in Springfield on Tuesday, April 23, 1996 was approved following a motion made by James Slaats, seconded by Lynn Sisler.
Motion carried by voice vote.

PAUL BRASHAW was appointed trustee for the Scales Mound Fire Protection District for a three-year term following a motion made by Hylene Anderson, seconded by Richard Runde.
Motion carried by voice vote.

HELEN STADEL was re-appointed and Carol Rayhorn was appointed to the 708 Board following a motion made by Hylene Anderson, seconded by Ronald Buening.
Motion carried by voice vote.

JAMES CAHILL was re-appointed to a three year term as trustee to the Stockton Fire and Ambulance Protection District following a motion made by Larry Lyons, seconded by Charlice Offenheiser.
Motion carried by voice vote.

CORRESPONDENCE was filed following a motion made Lynn Sisler, seconded by Hylene Anderson.
Motion carried by voice vote.

ANGELA K. KAISER was appointed the Illinois Municipal Retirement Fund authorized agent for Jo Daviess County following a motion made by Clifford Carroll, seconded by Lynn Sisler.
Motion carried by voice vote.

THE TCI CABLE FRANCHISE AGREEMENT for a period of 15 years with the County was approved following a motion made by William McFadden.
Motion carried by voice vote.

JO DAVIESS COUNTY will fund the LRA for one year matching Carroll County's contribution not to exceed $10,000 with the money coming from the 1997 budget following a motion made by William McFadden.

Motion carried by voice vote.

JO DAVIESS COUNTY will withdraw the matching funds for the turning lane at Chetlain Lane and US 20 if no action is taken by the city of Galena by November 1, 1996 following a motion made by William McFadden.

Motion carried by voice vote with Clifford Carroll asking that his nay vote be recorded.

WILLIAM McFADDEN updated the board members on the ad hoc assessment costs committees research into ways for cutting publication costs of the annual assessment notice.

Renee Parris and Bob Miller gave the committee examples of cost cutting by bulk US mail, however it would take a change in the Illinois State law to make this legal. The county will apply for 3 bulk rate permits for county wide mailings.

The committee scheduled a meeting with State Representative Ron Lawfer and the postmasters to discuss how the county will address the issue.

TOURISM PROMOTION MATCHING GRANT APPLICATIONS for the Village of Apple River in the amount of $2,190, the Village of Scales Mound in the amount of $1,950 and the Warren Chamber of Commerce in the amount of $1,975, all for the Stagecoach Trail Festival were approved following a motion made by James Slaats, seconded by William McFadden.

Motion carried by roll call vote. Ayes-Hylene Anderson, Ronald Buening, Clifford Carroll, Don Crawford, Robert Dittmar, Judith Gratton, Vincent Hasken, Larry Lyons, William McFadden, William Mercer, Charlice Offenheiser, Richard Runde, John Rutherford, Lynn Sisler, James Slaats, Donald Taufmann and Jack Zillig. Ayes: 17. Nays: 0.

JAMES SLAATS announced that an open house for the new CVB offices at the newly remodeled Water Works Building will be held on April 23, from 3 to 7 p.m. and everyone is invited.

SHERIFF STEVE ALLENDORF AND LARRY LYONS were empowered to accept the low bid, up to $14,000 for the replacement of a squad car following a motion made by Lynn Sisler.

Motion carried by roll call vote. Ayes-Hylene Anderson, Ronald Buening, Clifford Carroll, Don Crawford, Robert Dittmar, Judith Gratton, Vincent Hasken, Larry Lyons, William McFadden, William Mercer, Charlice Offenheiser, Richard Runde, John Rutherford, Lynn Sisler, James Slaats, Donald Taufmann and Jack Zillig. Ayes: 17. Nays: 0

A TRIP for Sheriff Steve Allendorf to attend the National Sheriff's Association Conference in Portland, Oregon on June 16-19 was approved following a motion made by Lynn Sisler.

Motion carried by roll call vote. Ayes-Hylene Anderson, Ronald Buening, Don Crawford, Robert Dittmar, Judith Gratton,

Larry Lyons, William Mercer, Charlice Offenheiser, John Rutherford, Lynn Sisler, James Slaats, Donald Taufmann and Jack Zillig. Ayes: 13. Nays-Clifford Carroll, Vincent Hasken, William McFadden and Richard Runde. Nays: 4.

JACK ZILLIG, member of the Emergency Telephone Assistance Board, announced that the entire county is now serviced and running on 911.

A MOTION to enter into executive session to discuss pending litigation and personnel issues was approved following a motion made by Lynn Sisler, seconded by Larry Lyons.

Motion carried by roll call vote. Ayes-Hylene Anderson, Ronald Buening, Clifford Carroll, Don Crawford, Robert Dittmar, Judith Gratton, Vincent Hasken, Larry Lyons, William McFadden, William Mercer, Charlice Offenheiser, Richard Runde, John Rutherford, Lynn Sisler, James Slaats, Don Taufmann and Jack Zillig. Ayes: 17. Nays: 0.

THE BOARD exited from executive session at 12 noon.

A MOTION to have the county join the former employees of the Silver Eagle in their lawsuit against the Silver Eagle failed following a motion made by John Rutherford, seconded by Robert Dittmar.

Motion failed by voice vote with Robert Dittmar asking that his aye vote be recorded.

AN AMENDMENT to the septic system ordinance as presented by Mark Elder was approved following a motion made by Hylene Anderson.

Motion carried by roll call vote. Ayes-Hylene Anderson, Ronald Buening, Clifford Carroll, Don Crawford, Robert Dittmar, Judith Gratton, Vincent Hasken, Larry Lyons, William McFadden, William Mercer, Charlice Offenheiser, Richard Runde, John Rutherford, Lynn Sisler, James Slaats, Donald Taufmann and Jack Zillig. Ayes: 17. Nays: 0.

CHAIRPERSON JUDITH GRATTON announced that the hearing committee for the Montgomery Transfer Station request consists of Hylene Anderson, Ronald Buening, William McFadden, Charlice Offenheiser, John Rutherford, Robert Dittmar and Larry Lyons.

State's Attorney, Charles Roddick will name the hearing officer of that committee.

HYLENE ANDERSON reminded everyone of the Economic Development Summit at Highland Community College on April 12.

A RESOLUTION transferring $1,000 from the Court House Remodeling Fund to the Illinois Department of Commerce and Community Affairs Fund was approved following a motion made by Vincent Hasken.

Motion carried by roll call. Ayes-Hylene Anderson, Ronald Buening, Clifford Carroll, Don Crawford, Robert Dittmar, Judith Gratton, Vincent Hasken, William McFadden, William Mercer, Charlice Offenheiser, Richard Runde, John Rutherford, Lynn

Sisler, James Slaats, Donald Taufmann and Jack Zillig. Ayes: 16. Nays: 0. Absent-Larry Lyons. Absent: 1.

A RESOLUTION transferring $11,000 from the Court Document Storage Fund to the Circuit Clerk Automation Fund was approved following a motion made by Vincent Hasken.

Motion carried by roll call vote. Ayes-Hylene Anderson, Ronald Buening, Clifford Carroll, Don Crawford, Robert Dittmar, Judith Gratton, Vincent Hasken, William McFadden, William Mercer, Charlice Offenheiser, Richard Runde, John Rutherford, Lynn Sisler, James Slaats, Donald Taufmann and Jack Zillig. Ayes: 16. Nays: 0. Absent-Larry Lyons. Absent: 1.

CLAIMS were approved for payment following a motion made by Clifford Carroll.

Motion carried by roll call vote. Ayes-Hylene Anderson, Ronald Buening, Clifford Carroll, Don Crawford, Robert Dittmar, Judith Gratton, Vincent Hasken, William McFadden, William Mercer, Charlice Offenheiser, Richard Runde, John Rutherford, Lynn Sisler, James Slaats, Donald Taufmann and Jack Zillig. Ayes: 16. Nays: 0. Abstain-Larry Lyons. Abstain: 1.

A MOTION to pay Robert Spillane $4,243.65 for damaged feed was made by Donald Taufmann, seconded by John Rutherford.

An amendment to the original motion to pay Robert Spillane $4,243.65 for 2.443 acres of land was approved following a motion made by William McFadden, seconded by John Rutherford.

The amendment carried by roll call vote. Ayes-Hylene Anderson, Ronald Buening, Clifford Carroll, Vincent Hasken, William McFadden, Charlice Offenheiser, Richard Runde, John Rutherford, James Slaats, Don Taufmann and Jack Zillig. Ayes: 11. Nays-Don Crawford, Robert Dittmar, Judith Gratton, Larry Lyons, William Mercer, Lynn Sisler. Nays: 6.

The original motion which was amended to pay $4,243.65 for land instead of feed was carried by roll call vote. Ayes-Hylene Anderson, Ronald Buening, Clifford Carroll, William McFadden, Charlice Offenheiser, Richard Runde, John Rutherford, James Slaats, Donald Taufmann and Jack Zillig. Ayes: 10. Nays-Don Crawford, Robert Dittmar, Judith Gratton, Vincent Hasken, Larry Lyons, William Mercer and Lynn Sisler. Nays: 7.

A REQUEST FOR AID from Vinegar Hill Township for a culvert on West Furlong Road at an estimated cost of $4,000 (50% County; 50% Township) was approved following a motion made by Don Crawford, seconded by James Slaats.

Motion carried by roll call vote. Ayes-Hylene Anderson, Ronald Buening, Clifford Carroll, Don Crawford, Robert Dittmar, Judith Gratton, Vincent Hasken, Larry Lyons, William McFadden, William Mercer, Charlice Offenheiser, Richard Runde, John Rutherford, Lynn Sisler, James Slaats, Donald Taufmann and Jack Zillig. Ayes: 17. Nays: 0.

A REQUEST FOR AID from Elizabeth Township for a culvert on Longhollow Road at an estimated cost of $5,000 (50% County; 50% Township) was approved following a motion made Don Crawford, seconded by Hylene Anderson.

Motion carried by roll call vote. Ayes-Hylene Anderson, Ronald Buening, Clifford Carroll, Don Crawford, Robert Dittmar, Judith Gratton, Vincent Hasken, Larry Lyons, William McFadden, William Mercer, Charlice Offenheiser, Richard Runde, John Rutherford, Lynn Sisler, James Slaats, Donald Taufmann and Jack Zillig. Ayes: 17. Nays: 0.

A MOTION to approve a request for aid from the Village of Stockton for culvert replacement at an estimated cost of $20,000 (50% County; 50% Township) was made by Don Crawford, seconded by William Mercer.

A motion to table this issue until next month was made by Don Crawford, seconded by Richard Runde.

The motion to table was carried by voice vote.

A PAYMENT of $4,000 to Dan Dittmar for land acquisition and expense was approved following a motion made by Don Crawford.

Motion carried by roll call vote. Ayes-Hylene Anderson, Ronald Buening, Don Crawford, Robert Dittmar, Judith Gratton, Vincent Hasken, Larry Lyons, William McFadden, William Mercer, Charlice Offenheiser, Richard Runde, John Rutherford, Lynn Sisler, James Slaats, Donald Taufmann and Jack Zillig. Ayes: 16. Nays-Clifford Carroll. Nays: 1.

DON CRAWFORD announced that the County will get 3 million dollars from the state for the Burton's Bridge project to cover costs of design, construction, etc.

STEVE KEEFFER informed the board that the consultant for Burton's Bridge would like to erect a larger and more elaborate plaque on the bridge since it is special art and it is the biggest structure we will have on our system.

It was felt that it should go to the Public Works Committee for a recommendation.

A RESOLUTION for a series of closed meetings concerning union negotiations was approved following a motion made by Vincent Hasken, seconded by Lynn Sisler.

Motion carried by voice vote.

CHAIRPERSON JUDITH GRATTON announced that the first employees meeting was very well attended and the next meeting was set for 4:30, June 20 at the Highway Department.

HYLENE ANDERSON asked if a birthday cake could be served at the quarterly meeting honoring everyone with a birthday since the last meeting. It was agreed upon that a birthday cake would be served.

RONALD BUENING AND ROBERT DITTMAR volunteered to help Chairperson Judith Gratton on Youth and Government Day to be held on April 29.

THE MEETING ADJOURNED following a motion made by Ronald Buening, seconded by Robert Dittmar.

Motion carried by voice vote.

Chairperson Judith Gratton adjourned the meeting at 1 p.m. until 9:30 a.m. on Tuesday, May 14, 1996 at the County Board Room, Jo Daviess County Courthouse, Galena, Illinois.

Jean Dimke

Jean Dimke, County Clerk