

**JO DAVIESS COUNTY BOARD**  
**MEETING MINUTES**  
**SEPTEMBER 12, 2000**

**CALL TO ORDER:** Chairman of the Jo Daviess County Board, William McFadden, called the meeting to order at 7 p.m. on Tuesday, September 12, 2000 at the Jo Daviess County Board Room, Jo Daviess County Courthouse, Galena, Illinois.

**ROLL CALL** was answered as follows: Present-Hylene Anderson, Merri Berlage, Joanne Bielenda, John Creighton, Judith Gratton, Larry Lyons, Vincent Hasken, William McFadden, Margie Montelius, Charlice Offenheiser, Yerda Potter, Francis Powers, John Rutherford, Domer Schubert, Lynn Sisler, Terry Stoffregen and Jack Zillig. Present: 17. Absent: 0.

**THE PLEDGE OF ALLEGIANCE** was led by Chairman McFadden. Hylene Anderson gave the invocation and thought for the day.

**AGENDA ITEM I – CONSENT AGENDA**

The Consent Agenda was approved as attached following a motion made by Judith Gratton, seconded by Margie Montelius.

The motion to approve carried by roll call vote: Ayes-Hylene Anderson, Merri Berlage, Joanne Bielenda, John Creighton, Judith Gratton, Larry Lyons, Vincent Hasken, William McFadden, Margie Montelius, Charlice Offenheiser, Yerda Potter, Francis Powers, John Rutherford, Domer Schubert, Lynn Sisler, Terry Stoffregen and Jack Zillig. Ayes: 17. Nays: 0.

A raffle application for the Historic Accommodation, Sub-Committee of Galena Chamber, effective September 15, 2000 through October 8, 2000, was approved following a motion made by Lynn Sisler, seconded by Vincent Hasken.

The motion carried by voice vote with abstain votes recorded for Judith Gratton and Joanne Bielenda.

**AGENDA ITEM II – UNFINISHED BUSINESS**

There was no unfinished business brought before the board.

**AGENDA ITEM III – NEW BUSINESS AND COMMITTEE REPORTS**

**COUNTY DEVELOPMENT AND PLANNING:**

The CVB advertising campaign for December 2000 through April 2001 in the gross amount of \$52,840 was approved following a committee motion made by Judith Gratton.

The motion carried by roll call vote: Ayes-Hylene Anderson, Merri Berlage, Joanne Bielenda, John Creighton, Judith Gratton, Larry Lyons, Vincent Hasken, William McFadden, Margie Montelius, Charlice Offenheiser, Yerda Potter, Francis Powers, John Rutherford, Domer Schubert, Lynn Sisler, Terry Stoffregen and Jack Zillig. Ayes: 17. Nays: 0.

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A bid for printing the CVB Winter/Spring Calendar of Events by Register Printing Company in the amount of \$1,656.30 was approved following a committee motion made by Judith Gratton.

The motion carried by roll call vote: Ayes-Hylene Anderson, Merri Berlage, Joanne Bielenda, John Creighton, Judith Gratton, Larry Lyons, Vincent Hasken, William McFadden, Margie Montelius, Charlice Offenheiser, Yerda Potter, Francis Powers, John Rutherford, Domer Schubert, Lynn Sisler, Terry Stoffregen and Jack Zillig. Ayes: 17. Nays: 0.

A motion to deny the bid for printing of the Galena/Jo Daviess County illustrated map by Vaux Communications in the amount of \$7,575 was made by Judith Gratton, seconded by Vincent Hasken.

Larry Lyons feels this is good simple map and is very useful and sees no reason why this printing should not be approved.

Joanne Bielenda pointed out that the map is almost a duplicate of the one in the visitor's guide and she feels that it does not serve its purpose of directing visitors. She feels the map is a throw-a-way. She also stated that if it must be printed it could be compiled on cheaper paper so the cost is not so great.

Hylene Anderson asked if this map could be updated to include county attractions that are not currently on it. Nancy Breed stated there could be additions if they fit the criteria.

Joanne Bielenda asked if the map must be printed could it be sent back to the Planning and Development Committee for review before printing. Nancy Breed stated that it has already gone through the marketing committee and the advisory board committee who have supported it.

Charlice Offenheiser feels this is a very attractive and useful map.

Jack Zillig asked if this will be the new map for the entire year and questioned whether it was too late to add additional sites. Nancy Breed stated it would be the map used for the next year and it was not too late to edit and add the additional sites, but questioned the timing and wisdom of sending it back through the entire review process of the County Board.

Judith Gratton stated that when the first map was printed the County Planning and Development Committee was concerned that many sites were not listed. She stated at that time it was instructed that there should be edits made, but no one knows what those edits are and it was never brought before the CVB advisory board what those edits are going to be. She feels if there are substantial edits then the County Planning and Development Committee should see those edits because they are concerned about the entire county.

The motion to deny the bid for printing the Galena/Jo Daviess County illustrated map failed by roll call vote: Ayes-Merri Berlage, Joanne Bielenda, Judith Gratton, Vincent Hasken, William McFadden, Margie Montelius and Yerda Potter. Ayes: 7. Nays-Hylene Anderson, John Creighton, Larry Lyons, Charlice Offenheiser, Francis Powers, John Rutherford, Domer Schubert, Lynn Sisler, Terry Stoffregen and Jack Zillig. Nays: 10.

The bid for printing the Galena/Jo Daviess County illustrated map was awarded to Vaux Communications in the amount of \$7,575 following a motion for approval made by Larry Lyons, seconded by John Rutherford.

The motion for approval carried by roll call vote: Ayes-Hylene Anderson, John Creighton, Larry Lyons, Charlice Offenheiser, Francis Powers, John Rutherford, Domer Schubert, Lynn Sisler, Terry Stoffregen and Jack Zillig. Ayes: 10. Nays-Merri Berlage, Joanne Bielenda, Judith Gratton, Vincent Hasken, William McFadden, Margie Montelius and Yerda Potter. Nays: 7.

**SOCIAL AND ENVIRONMENTAL:**

A letter of support will be sent to the Illinois First Grant Program for Jo Daviess County Transit's wish to purchase a third mini van through the program following a committee motion made by Merri Berlage.

The motion carried by voice vote.

An amendment to the County's Guest Accommodation Ordinance regarding egress windows and smoke detectors was approved following a committee motion made by Merri Berlage.

The motion carried by roll call vote: Ayes-Hylene Anderson, Merri Berlage, Joanne Bielenda, John Creighton, Judith Gratton, Larry Lyons, Vincent Hasken, William McFadden, Margie Montelius, Charlice Offenheiser, Yerda Potter, Francis Powers, John Rutherford, Domer Schubert, Lynn Sisler, Terry Stoffregen and Jack Zillig. Ayes: 17. Nays: 0.

A request from NICAA for the payment of FY2000 allocation in the amount of \$7,231 was approved following a motion made by Merri Berlage, seconded by Hylene Anderson.

The motion carried by roll call vote: Ayes-Hylene Anderson, Merri Berlage, Joanne Bielenda, John Creighton, Judith Gratton, Larry Lyons, Vincent Hasken, William McFadden, Margie Montelius, Charlice Offenheiser, Yerda Potter, Francis Powers, John Rutherford, Domer Schubert, Lynn Sisler, Terry Stoffregen and Jack Zillig. Ayes: 17. Nays: 0.

**LAW ENFORCEMENTS AND COURTS:**

The purchase of a 2000 Chevrolet Impala squad car for the Sheriff's Department from Miles Chevrolet of Decatur at an amount of \$19,754 was approved following a committee motion made by Jack Zillig.

The motion carried by roll call vote: Ayes-Hylene Anderson, Merri Berlage, Joanne Bielenda, John Creighton, Judith Gratton, Larry Lyons, Vincent Hasken, William McFadden, Margie Montelius, Charlice Offenheiser, Yerda Potter, Francis Powers, John Rutherford, Domer Schubert, Lynn Sisler, Terry Stoffregen and Jack Zillig. Ayes: 17. Nays: 0.

Sheriff Allendorf reported that the Galena Territory Association Board notified him that they elect to discontinue the present negotiations for contractual police protection by the County to the Galena Territory due to the wishes of their general membership.

Sheriff Allendorf also stated that he will be leaving for the FBI Academy on September 21<sup>st</sup> and Chief Deputy Brian Melton will be available to oversee the department. The Sheriff said he would also be communicating with Chief Deputy Melton on a regular basis.

**PLANNING COMMISSION:**

The Planning Commission's recommendation to issue a Special Use Permit with the provision of screening as provided in the ordinance to Paul and Marilee Feldman for the use of a single family home at 12 Thunder Rock Trail, Galena to be used as transient rental property was approved following a motion made by John Rutherford, seconded by John Creighton.

The motion carried by roll call vote: Ayes-Hylene Anderson, Merri Berlage, Joanne Bielenda, John Creighton, Judith Gratton, Larry Lyons, Vincent Hasken, William McFadden, Margie Montelius, Charlice Offenheiser, Francis Powers, John Rutherford, Domer Schubert, Terry Stoffregen and Jack Zillig. Ayes: 15. Nays-Yerda Potter and Lynn Sisler. Nays: 2.

The Planning Commission's recommendation to rezone a 3.5 acre parcel of land at 8755 S. Massbach Road from AG-1 Agricultural to R-1 Rural Residential for Dennis Guenzler was approved following a motion made by Merri Berlage, seconded by John Rutherford.

The motion carried by roll call vote: Ayes-Hylene Anderson, Merri Berlage, Joanne Bielenda, John Creighton, Judith Gratton, Larry Lyons, Vincent Hasken, William McFadden, Margie Montelius, Charlice Offenheiser, Yerda Potter, Francis Powers, John Rutherford, Domer Schubert, Lynn Sisler, Terry Stoffregen and Jack Zillig. Ayes: 17. Nays: 0.

The Planning Commission's recommendation to rezone a 3.63 acre parcel of land at 6637 N. Menominee Road from AG-1 Agricultural to R-1 Rural Residential for Eldon Budden was approved following a motion made by Francis Powers, seconded by Vincent Hasken.

The motion carried by roll call vote: Ayes-Hylene Anderson, Merri Berlage, Joanne Bielenda, John Creighton, Judith Gratton, Larry Lyons, Vincent Hasken, William McFadden, Margie Montelius, Charlice Offenheiser, Yerda Potter, Francis Powers, John Rutherford, Domer Schubert, Lynn Sisler, Terry Stoffregen and Jack Zillig. Ayes: 17. Nays: 0.

The Planning Commission's recommendation to deny rezoning of a parcel of land on the west side of Highway 35 North, south of 1814 Highway 35 North, East Dubuque,

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from AG-1 Agricultural to I Industrial for Walter, Stanley and Gary Bonnet was approved following a motion for denial made by John Rutherford, seconded by Margie Montelius.

The motion for denial carried by roll call vote: Ayes-Hylene Anderson, Merri Berlage, Joanne Bielenda, Judith Gratton, Larry Lyons, Vincent Hasken, William McFadden, Margie Montelius, Charlice Offenheiser, Yerda Potter, Francis Powers, John Rutherford, Domer Schubert, Lynn Sisler, Terry Stoffregen and Jack Zillig. Ayes: 16. Nays-John Creighton. Nays: 1.

A motion to approve the rezoning of a 7 acre parcel of land at 1301 Irish Hollow Road, Galena from AG-1 Agricultural to R-P Planned Residential for Apple River State Bank, Trustee Number 15 for the purpose of a 50 unit apartment complex geared toward senior living was made by Larry Lyons, seconded by Francis Powers.

An amendment to the motion to have the issue referred back to the Planning Commission for further review was made by John Rutherford, seconded by Joanne Bielenda.

The amendment carried by voice vote.

Larry Lyons voiced his concerns about the future of the present building if the County does not allow this development.

John Rutherford stated that the Planning Commission was concerned about the lack of infrastructure and the huge septic system that would be required. The infrastructure of the roads was another concern. John stated that everyone liked the idea but not in that particular area.

Larry Lyons agrees the septic system would be a concern. He feels the roads need to be addressed but should not hold this project back.

Vincent Hasken stated that sanitary purposes and roads are a concern and feels one cannot allow this to happen until those improvements are in place.

Terry Stoffregen asked if this was only the first stage of a larger concept. County Administrator, Duane Olivier stated that the property owner owns approximately 60 acres surrounding this, so potentially there could be more.

Margie Montelius reminded the board that if there was future planned development they would be required to come before the Planning Commission and Board again. Administrator Olivier stated that it would be setting a precedent for future development. Montelius does not think the road should be a reason for denial. She said if the road does not meet the needs then it should be restructured.

Judith Gratton reminded board members that the Comprehensive Plan points to contiguous growth areas where developments could be connected to public systems for sewer and water. She said she is not opposed to growth but believes there is a better place for this development.

The motion to approve the rezoning request with the amendment that it be sent back to the Planning Commission for further review failed by roll call vote. Ayes-Joanne Bielenda, Larry Lyons, Margie Montelius, Charlice Offenheiser and Francis Powers. Ayes: 5. Nays-Hylene Anderson, Merri Berlage, John Creighton, Judith Gratton, Vincent

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Hasken, Yerda Potter, John Rutherford, Domer Schubert, Lynn Sisler, Terry Stoffregen and Jack Zillig. Nays: 11. Abstain-William McFadden. Abstain: 1.

The Planning Commission's recommendation to deny the rezoning of a 7 acre parcel of land at 1301 Irish Hollow Road, Galena from AG-1 Agricultural to R-P Planned Residential for Apple River State Bank, Trustee Number 15 for the purpose of a 50 unit apartment complex geared toward senior living was approved following a motion made by John Rutherford, seconded by Joanne Bielenda.

The motion to deny the rezoning carried by roll call vote. Ayes-Hylene Anderson, Merri Berlage, John Creighton, Judith Gratton, Vincent Hasken, Charlice Offenheiser, Yerda Potter, John Rutherford, Domer Schubert, Lynn Sisler, Terry Stoffregen and Jack Zillig. Ayes: 12. Nays-Joanne Bielenda, Larry Lyons, Margie Montelius and Francis Powers. Nays: 4. Abstain-William McFadden, Abstain: 1.

The Planning Commission's recommendation to deny the rezoning of a 1 acre parcel of land at ½ mile east from the intersection of South Massbach Road and East Morseville Road on East Morseville Road, Stockton, from AG-1 Agricultural to R-1 rural Residential for Eric and Colleen Polhill was approved following a motion made by Domer Schubert, seconded by John Rutherford.

The motion to deny the rezoning carried by roll call vote. Ayes-Hylene Anderson, Merri Berlage, Joanne Bielenda, John Creighton, Judith Gratton, Vincent Hasken, William McFadden, Margie Montelius, Charlice Offenheiser, Yerda Potter, John Rutherford, Domer Schubert, Lynn Sisler, Terry Stoffregen and Jack Zillig. Ayes: 15. Nays-Larry Lyons and Francis Powers. Nays: 2

The Planning Commission's recommendation to rezone a 1.7-acre parcel located ¼ mile south of Stagecoach Trail on Hayes Road from AG-1 Agricultural to R-1 Rural Residential for Leonard and Nelle Travaille was approved following a motion made by John Rutherford, seconded by Lynn Sisler.

The motion carried by roll call vote: Ayes-Hylene Anderson, Merri Berlage, Joanne Bielenda, John Creighton, Judith Gratton, Larry Lyons, Vincent Hasken, William McFadden, Margie Montelius, Charlice Offenheiser, Yerda Potter, Francis Powers, John Rutherford, Domer Schubert, Lynn Sisler, Terry Stoffregen and Jack Zillig. Ayes: 17. Nays: 0.

**EXECUTIVE:**

A special recruitment and selection advisory committee for the recruitment and selection of a new CVB Executive Director will be created following approval of a committee motion made by Hylene Anderson.

The motion carried by voice vote.

Nancy Breed was appointed as acting CVB Executive Director to serve until such time as a new Executive Director is appointed at an annual rate of \$42,371 during the time

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that she is serving as Executive Director following approval of a committee motion made by Hylene Anderson.

The motion carried by voice vote.

**FINANCE, TAX AND BUDGET:**

There was no business brought before the board by this committee.

**GOVERNMENT ADMINISTRATION:**

An invoice from Durrant for payment of \$10,672.30 to Renaissance Restoration for the re-roofing project of the Public Safety Building was approved following a motion made by Lynn Sisler, seconded by Domer Schubert.

The motion carried by roll call vote: Ayes-Hylene Anderson, Merri Berlage, Joanne Bielenda, John Creighton, Judith Gratton, Larry Lyons, Vincent Hasken, William McFadden, Margie Montelius, Charlice Offenheiser, Yerda Potter, Francis Powers, John Rutherford, Domer Schubert, Lynn Sisler, Terry Stoffregen and Jack Zillig. Ayes: 17. Nays: 0.

**PUBLIC WORKS:**

A bridge replacement project for Guilford Township was awarded to Curnyn Construction of Geneseo at an amount of \$211,872 (80% State TBP; 10% County; 10% Township) following approval of a motion made by John Creighton, seconded by John Rutherford.

The motion carried by roll call vote: Ayes-Hylene Anderson, Merri Berlage, Joanne Bielenda, John Creighton, Judith Gratton, Larry Lyons, Vincent Hasken, William McFadden, Margie Montelius, Charlice Offenheiser, Yerda Potter, Francis Powers, John Rutherford, Domer Schubert, Lynn Sisler, Terry Stoffregen and Jack Zillig. Ayes: 17. Nays: 0.

The low bid for painting the Highway Garage in Elizabeth was awarded to Dan Cole of Galena at an amount of \$10,750 following approval of a motion made by John Creighton, seconded by Lynn Sisler.

The motion carried by roll call vote: Ayes-Hylene Anderson, Merri Berlage, Joanne Bielenda, John Creighton, Judith Gratton, Larry Lyons, Vincent Hasken, William McFadden, Margie Montelius, Charlice Offenheiser, Yerda Potter, Francis Powers, John Rutherford, Domer Schubert, Lynn Sisler, Terry Stoffregen and Jack Zillig. Ayes: 17. Nays: 0.

Judith Gratton informed board members that an OEDP survey was being mailed this week to all mayors and city clerks in each community to inquire about their needs and anticipated projects for next year in regards to additional funding identified through OEDP. They are asking that the survey have a two-week turnaround response period.

Margie Montelius reported that the ongoing road improvements in East Dubuque are being entirely funded by the state.

Joanne Bielenda reported that 1,000 out of 6,000 poles for the 911 signage are now installed and the signs will begin to be installed next week.

Chairman McFadden reported that salvage materials are arriving at the Savanna Army Depot and that operation will begin soon.

**AGENDA ITEM IV – CITIZENS’ COMMENTS**

Dave Jansen, General Manager of the Galena Territory Association addressed the board in regards to the ending negotiations for contractual police protection with the County. He said the membership was opposed to this and they listen to their membership. Dave indicated this was no reflection on the Sheriff’s Department, just that association members like the service from their present security department. Jansen apologized to the Sheriff’s Department and the Law and Courts Committee for use of their time on this matter.

Sharon Fallbacher of Galena asked the board if there was anything that could be done from the county level in regards to the tent sales held each year near the intersection of Gear Street and Highway 20 across from McDonald’s. She feels with all the access roads in the area this is a very dangerous setting. Judith Gratton said she would contact IDOT to see if there might be something they can do.

Chuck Rose introduced himself to the County Board as a candidate for State’s Attorney and spoke on his experience and qualifications for the job.

Jane Fuchs, who operates a bed and breakfast in the County said she has been asking the CVB for three years if she would use the universal recognized sign for handicap accessibility on her promotional literature and website when referencing her bed and breakfast. Chairman McFadden turned the matter over to the Social and Environmental Committee for review.

**AGENDA ITEM V – ADJOURNMENT**

The meeting adjourned following a motion made by Francis Powers, seconded by Terry Stoffregen.

The motion carried by voice vote.

Chairman McFadden adjourned the meeting at 8:45 p.m. until 7 p.m. Tuesday, October 10, 2000 at the Jo Daviess County Board Room, Jo Daviess County Courthouse, Galena, Illinois.

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Jean Dimke, Jo Daviess County Clerk

**JO DAVIESS COUNTY BOARD  
CONSENT AGENDA APPROVED  
SEPTEMBER 12, 2000**

**MINUTES APPROVAL**

1. Regular County Board meeting minutes of August 8, 2000

**APPOINTMENTS**

1. Appointment of Nancy Schuldt of Elizabeth to fill the vacancy on the Sheriff's Merit Commission
2. Re-appointment of Bonnie Dorman to the County Board of Health for a three-year term

**RESOLUTIONS, LETTERS AND PROCLAMATIONS**

1. Resolution to grant an extension to the Board of Review to finish the work for the 2000 assessment year

**RAFFLE APPLICATIONS**

1. Elizabeth Historical Society-September 13, 2000 through October 14, 2000
2. Hanover Chamber of Commerce-September 16, 2000 through November 18, 2000

**REPORTS AND CORRESPONDENCE**

1. Letter from East Dubuque City Manager stating East Dubuque City Council has reviewed the rezoning application from Stanley, Walter and Gary Bonnet and agrees with the County Planning Commissions denial for rezoning

**CLAIMS**

1. Claims in the amount of \$1,248,933.37