

**AGENDA
STEPHENSON COUNTY BOARD MEETING
STEPHENSON COUNTY BOARD ROOM
DECEMBER 14, 2016
6:30 PM**

CALL TO ORDER

ROLL CALL

PRAYER RESPONSIBLE BY MR. HILTON

PLEDGE OF ALLEGIANCE LED BY MR. MIKKELSEN

APPROVAL OF THE AGENDA

CONSENT AGENDA ROLL CALL VOTE

- A. Approval of the November 29, 2016 Minutes
- B. Approval of the December 5, 2016 Minutes
- C. Refer all claims on the Clerk’s desk to the proper committees without reading
- D. Communications
 - 1. Receipt of 3rd quarter Franchise fee from Comcast in the amount of \$12,967.38

PUBLIC COMMENT ~ *limited to 3 minutes per person*

EXECUTIVE SESSION ~ *pursuit to 5 ILCS 120/2(c)(11)* “Litigation, when an action against, affecting, or on behalf of the particular public body has been filed and is pending in a court or when the public body finds that such an action is probable or imminent”.

ACTION ITEMS OUT OF EXECUTIVE SESSION

- Authorization for Settlement of Claims

UNFINISHED BUSINESS ~ *no unfinished business*

ZONING REPORT

- Approval of a request from Peggy Badgett for a Home Occupation Special Use to use the existing “White Barn” as an event center for weddings, reunions and meetings for property located at 3168 W Brush Creek Road
- Approval of a request from Douglas Hastings for rezoning A-1 (Prime Agriculture) to B-1 (Limited Retail Business District) for property located at 8876 N Alfolkey Road

CHAIRMAN’S REPORT

APPROVAL OF APPOINTMENTS

APPROVAL OF CLAIMS

| | |
|------------------------|------------|
| Administration | 61,001.96 |
| Court Services | 22,815.61 |
| Finance & Procurement | 774,552.20 |
| Nursing Center | 315,929.68 |
| Planning & Development | 235.11 |
| Public Property | 55,348.91 |
| Public Safety | 64,531.42 |
| Public Works | 240,033.63 |

9-1-1 27,422.42
Total Claims \$1,561,870.94

ACTION ITEMS AND INFORMATION FROM STANDING COMMITTEES

Finance

- Approval of a Resolution rescinding prior Resolution 15-06-1286; Fixing Alternate Juror Fees in Civil Cases and Juror Compensation

Public Property

- Approval of Environmental Control Repairs at the Courthouse

Administration

- Approval of a request for sponsorship of proposed anti-corruption reform Resolution

Court Services ~ no action items

Nursing Center ~ no action items

Planning & Development

- Approval of a Brownfield Grant Resolution

Public Works

- Approval of HD 16-24 Awarding Bids for County General Maintenance (17-00000-00-GM)
- Approval of HD 16-25 Awarding Bid for Tandem Axle Cab and Chassis
- Approval of HD 16-26 Authorizing payment of County Engineer's Salary from County MFT Fund
- Approval of HD 16-27 Appropriate MFT Funds for 17-00000-00-GM

APPROVAL OF COUNTY BOARD MILEAGE & PER DIEMS ~ pending review by Finance Chairman

PUBLIC COMMENT ~ limited to 3 minutes per person

NEW BUSINESS

ADJOURN UNTIL 6:30 P.M. JANUARY 12, 2017

Mr. Newton will be responsible for the Prayer & Mr. Neal will lead the Pledge

**STEPHENSON COUNTY BOARD MEETING
STEPHENSON COUNTY BOARD ROOM
DECEMBER 14, 2016
6:30 PM**

The Stephenson County Board met in the County Boardroom on Wednesday December 14, 2016. Chairman Hadley called the meeting to order at 6:30 p.m. The Clerk called the roll. Members present: Samuel Newton, Ronnie Bush, Sheila Hooper, Rebecca Quiggle, Charles Hilton, Jeffrey Mikkelsen, William Hadley, Dan Neal, Donald Parker, Christopher Clukey, Anthony Kuhlemeier, Alvin Wire, Jerry Pardus, Ken Ward, Scott Helms, Ronald Fluegel, Steve Fricke, Jim DeMeester and David Martindale. Members absent: Gail Clore, Mark Diddens and Jim Pinter. Nineteen members present. Three members absent. Mr. Hilton opened the meeting with Prayer and Mr. Mikkelsen led the Pledge of Allegiance.

APPROVAL OF THE AGENDA

Mr. Fluegel made a motion to approve the agenda as received. Second by Mr. Kuhlemeier. The Chair called for a voice vote on the motion. *Motion to approve the Agenda as received carried unanimously.*

CONSENT AGENDA

- A. Approval of the November 29, 2016 Minutes
- B. Approval of the December 5, 2016 Minutes
- C. Refer all claims on the Clerk's desk to the proper committees without reading
- D. Communications

- 1. Receipt of 3rd quarter Franchise fee from Comcast in the amount of \$12,967.38

Mr. Neal made a motion to approve the Consent Agenda. Second by Ms. Quiggle. The Chair called for a roll call vote on the motion. Members voting aye: Neal, Parker, Clukey, Kuhlemeier, Wire, Pardus, Ward, Helms, Fluegel, Fricke, DeMeester, Martindale, Newton, Bush, Hooper, Quiggle, Hilton, Mikkelsen and Hadley. Nineteen aye. No nay. *Motion to approve the Consent Agenda carried unanimously.*

PUBLIC COMMENT ~ limited to 3 minutes per person

Ed Kline addressed the Board requesting their support of the proposed resolution calling for an advisory referendum related to anti-corruption reform. He is part of a grassroots movement known as "Represent Us" that is working for legislative reforms to remove the influence of money from within the political system of our county.

Elizabeth Linquist addressed the Board in support of the proposed resolution calling for an advisory referendum related to anti-corruption reform.

EXECUTIVE SESSION ~ pursuant to 5 ILCS 120/2(c)(11) "Litigation, when an action against, affecting, or on behalf of the particular public body has been filed and is pending in a court or when the public body finds that such an action is probable or imminent".

Mr. Helms made a motion to move into executive session. Second by Mr. Kuhlemeier. The Chair called for a roll call vote on the motion. Members voting aye: Helms, Fluegel, Fricke, DeMeester, Martindale, Newton, Bush, Hooper, Quiggle, Hilton, Mikkelsen, Neal, Parker, Kuhlemeier, Wire, Pardus, Ward and Hadley. Eighteen aye. No nay. *(Mr. Clukey not available at time of vote) Motion to move into executive session carried unanimously.*

REGULAR SESSION

RESUME REGULAR SESSION

Chairman Hadley called the regular session back to order. He announced that ILCS 120/2(c)(11) "Litigation, when an action against, affecting, or on behalf of the particular public body has been filed and is pending in a court or when the public body finds that such an action is probable or imminent" had been discussed in executive session with no action was taken. *(Noted for the record the absence of Mr. Martindale)*

ACTION ITEMS OUT OF EXECUTIVE SESSION

Authorization for Settlement of Claims

Mr. Neal made a motion to approve the settlement of Claim numbers 140523W004, 15121800, 1141218003 and 141202001 as discussed in executive session. Second by Ms. Quiggle. The Chair called for a roll call vote on

the motion. Members voting aye: Neal, Parker, Clukey, Kuhlemeier, Wire, Pardus, Ward, Helms, Fluegel, Fricke, DeMeester, Newton, Bush, Hooper, Quiggle, Hilton, Mikkelsen and Hadley. Eighteen aye. No nay. *Motion to approve the settlement of Claim numbers 140523W004, 15121800, 1141218003 and 141202001 as discussed in executive session carried unanimously.*

UNFINISHED BUSINESS ~ *no unfinished business*

ZONING REPORT

Approval of a request from Peggy Badgett for a Home Occupation Special Use to use the existing “White Barn” as an event center for weddings, reunions and meetings for property located at 3168 W Brush Creek Road

Mr. Mikkelsen made a motion to approve the request. Second by Mr. Helms. It was noted this recommendation comes before the Board with a 4-0 vote from the Zoning Board of Appeals. The Chair called for a voice vote on the motion. *Motion to approve the request from Peggy Badgett for Home Occupation Special Use #16-12-1492 to use the existing “White Barn” as an event center for weddings, reunions and meetings for property located at 3168 W Brush Creek Road carried unanimously.*

Approval of a request from Douglas Hastings for rezoning A-1 (Prime Agriculture) to B-1 (Limited Retail Business District) for property located at 8876 N Alfolkey Road

Mr. Groves explained to the Board that two objectors that were adjacent property owners had been present at the hearing and that this comes before the Board with no recommendation from the Zoning Board of Appeals with a 2-2 vote. Mr. Mikkelsen made a motion to approve the request. Second by Mr. Helms. Mr. Hastings would like to operate a small, limited seating restaurant with catering, takeout and delivery to workers in Berner Food Inc. and the corporate office employees and meetings. Mr. Groves addressed questions from the Board regarding the objectors concerns. Both objectors were concerned with excess amount of trash, traffic and the possibility of gambling and liquor. The Chair called for a voice vote on the motion. *Motion to approve the request from Douglas Hastings for rezoning A-1 (Prime Agriculture) to B-1 (Limited Retail Business District) #16-12-1493 for property located at 8876 N Alfolkey Road carried unanimously.*

Mr. Groves reported the third hearing of the evening had been for Stephen Kneubuehl representing Berner Food & Beverage requesting a Variance to allow for a 50 foot setback from the intersection of Factory Road. The Variance was granted by unanimous vote of the Zoning Board of Appeals.

CHAIRMAN’S REPORT

Chairman Hadley distributed a revised Calendar of Events for UCCI and reported the 2016 UCCI dues were once again refunded to the Counties. He noted the following non-per diem committee assignments:

Liquor Commission ~ Jerry Pardus and Don Parker

Nursing Center Union Negotiator ~ Dan Neal

Board of Health ~ Mark Diddens

Mental Health Board/708 ~ Dan Neal

GIS/IT sub-committee ~ Sam Newton and Mark Diddens

APPROVAL OF APPOINTMENTS ~ *no appointments*

APPROVAL OF CLAIMS

| | |
|------------------------|-----------------------|
| Administration | 61,001.96 |
| Court Services | 22,815.61 |
| Finance & Procurement | 774,552.20 |
| Nursing Center | 315,929.68 |
| Planning & Development | 235.11 |
| Public Property | 55,348.91 |
| Public Safety | 64,531.42 |
| Public Works | 240,033.63 |
| 9-1-1 | 27,422.42 |
| Total Claims | \$1,561,870.94 |

Mr. Parker made a motion to approve the claims. Second by Mr. Fricke. The Chair called for a roll call vote on the motion. Members voting aye: Parker, Clukey, Kuhlemeier, Wire, Pardus, Helms, Fluegel, Fricke, Newton, Bush, Hooper, Quiggle, Hilton, Mikkelsen, Neal and Hadley. Members voting nay: Ward and DeMeester. Sixteen aye. Two nay. *Motion to approve the claims as read carried.*

ACTION ITEMS AND INFORMATION FROM STANDING COMMITTEES

Finance

Approval of a Resolution rescinding prior Resolution 15-06-1286; Fixing Alternate Juror Fees in Civil Cases and Juror Compensation

It was noted this resolution rescinds and nullified the Resolution previously passed due to the fact that Public Act 98-1132 was determined to be unconstitutional. Mr. Wire made a motion to approve the Resolution. Second by Ms. Quiggle. The Chair called for a voice vote on the motion. *Motion to approve Resolution #16-12-1494 rescinding prior Resolution #15-06-1286; Fixing Alternate Juror Fees in Civil Cases and Juror Compensation carried unanimously.*

Public Property

Approval of Environmental Control Repairs at the Courthouse

Mr. Fricke explained emergency repairs needed at the Courthouse to include re-controlling of the air handling unit and integrating the boiler and chiller. The low bid was received from Mechanical in the amount of \$23,904.00. Mr. Fricke made a motion to approve the repairs needed at the Courthouse with dollars to be used from the Capital Fund. Second by Mr. Parker. Debate followed on whether the funds should come from the Capital Fund or the Sheriff's Maintenance Budget. Mr. Wire questioned if the question could be divided. States Attorney Larson replied yes, as long as funding is part of the motion. Mr. Wire made a motion to divide the question into a motion to approve repairs and a motion to approve funding from the Capital Fund. Second by Mr. Neal. Chief Deputy Marti noted this request had been put in as a supplemental request at budget time but was not approved. He further stated the Sheriff's maintenance budget could not support this expenditure without cutting them short for other planned repairs. The Chair called for a voice vote on the motion. *Motion to divide the question carried.* The Chair called for a roll call vote on the motion to approve the repairs. Members voting aye: Fricke, Newton, Bush, Hooper, Quiggle, Hilton, Mikkelsen, Neal, Parker, Kuhlemeier, Wire, Pardus, Helms, Fluegel and Hadley. Members voting nay: DeMeester, Clukey and Ward. Fifteen aye. Three nay. *Motion to approve the repairs needed at the Courthouse to include re-controlling of the air handling unit and integrating the boiler and chiller carried.* Discussion was held on funding from the Capital Fund or the Sheriff's Maintenance Budget. The Chair called for a roll call vote on the motion to approve funding from the Capital Fund. Members voting aye: Fricke, Hilton, Parker and Pardus. Members voting nay: DeMeester, Newton, Bush, Hooper, Quiggle, Mikkelsen, Neal, Clukey, Kuhlemeier, Wire, Ward, Helms, Fluegel and Hadley. Four aye. Fourteen nay. *Motion to approve funding from the Capital Fund for repairs needed at the Courthouse failed.*

Administration

Approval of a request for sponsorship of proposed anti-corruption reform Resolution

Mr. Newton made a motion to approve the Resolution calling for an advisory referendum. Second by Mr. Fluegel. Supporters of this resolution believe that economic development in our county will be augmented with this measure of reform by making it illegal to purchase political influence and by re-establishing trust in good governance. The Chair called for a voice vote on the motion. *Motion to approve Resolution #16-12-1495 calling for advisory referendum related to anti-corruption reform carried unanimously.*

Mr. DeMeester inquired on the Employee Handbook and the hiring of a new Nursing Center Director. Mr. Newton responded the Committee is hoping an Employee Handbook would be completed by June. It was stated that Cheryl Cormican has been appointed as the Nursing Center's temporary Administrator until the hiring process is completed.

Court Services ~ no action or information items

Nursing Center ~ no action items

Mr. Neal spoke to an article in today's Journal Standard. He noted that Ms. Cormican has been appointed as temporary Administrator. The Committee wants to investigate all potential options before hiring a permanent

Administrator.

Planning & Development

Approval of a Brownfield Grant Resolution

Mr. Mikkelsen made a motion to approve the Resolution. Second by Mr. Helms. It was noted this resolution was presented for Stephenson County to become a member of the Northern Illinois Brownfields Coalition, along with Boone and Winnebago Counties for the purpose of applying to the U.S. Environmental Protection Agency for a grant to fund Brownfields Assessments. It was further noted this is a 600,000 grant and requires no local matching funds. The Chair called for a voice vote on the motion. *Motion to approve Resolution #16-12-1496 for a grant to fund Brownfields Assessments carried with nay votes noted.*

Public Works

Approval of HD 16-24 Awarding Bids for County General Maintenance (17-00000-00-GM)

Mr. Wire made a motion to approve the Resolution. Second by Mr. Fricke. The Chair called for a roll call vote on the motion. Members voting aye: Wire, Pardus, Ward, Helms, Fluegel, Fricke, DeMeester, Newton, Bush, Hooper, Quiggle, Hilton, Mikkelsen, Neal, Parker, Clukey, Kuhlemeier and Hadley. Eighteen aye. No nay. *Motion to approve HD 16-24 Resolution #16-12-1497; awarding Bids for County General Maintenance (17-00000-00-GM) carried unanimously.*

Approval of HD 16-25 Awarding Bid for Tandem Axle Cab and Chassis

Mr. Wire made a motion to approve the Resolution. Second by Mr. Fluegel. This resolution authorizes the purchase of a tandem axle cab and chassis from TransChicago Truck Group in the amount of \$93,913.00. The Chair called for a roll call vote on the motion. Members voting aye: Wire, Pardus, Ward, Helms, Fluegel, Fricke, DeMeester, Newton, Bush, Hooper, Quiggle, Hilton, Mikkelsen, Neal, Parker, Clukey, Kuhlemeier and Hadley. Eighteen aye. No nay. *Motion to approve HD 16-25 Resolution #16-12-1498; awarding Bid for Tandem Axle Cab and Chassis carried unanimously.*

Approval of HD 16-26 Authorizing payment of County Engineer's Salary from County MFT Fund

Mr. Wire made a motion to approve the Resolution. Second by Mr. Newton. This resolution authorizes the appropriation of \$112,150.00 from Motor Fuel Tax Funds from December 1, 2016 through December 31, 2017 for the County Engineer's Salary. The Chair called for a roll call vote on the motion. Members voting aye: Wire, Pardus, Ward, Helms, Fluegel, Fricke, DeMeester, Newton, Bush, Hooper, Quiggle, Hilton, Mikkelsen, Neal, Clukey, Kuhlemeier and Hadley. Member voting nay: Parker. Seventeen aye. One nay. *Motion to approve HD 16-26 Resolution #16-12-1499; authorizing payment of County Engineer's Salary from County MFT Fund carried.*

Approval of HD 16-27 Appropriate MFT Funds for 17-00000-00-GM

Mr. Wire made a motion to approve the Resolution. Second by Mr. Fluegel. The Chair called for a voice vote on the motion. *Motion to approve HD 16-27 Resolution #16-12-1500; appropriating MFT Funds for 17-00000-00-GM carried unanimously.*

APPROVAL OF COUNTY BOARD MILEAGE & PER DIEMS ~ pending review by Finance Chairman

Clore 5 days, 24 miles - Clukey 4 days, 0 miles - DeMeester 4 days, 38 miles - Fluegel 4 days, 156 miles - Fricke 4 days, 67 miles - Hadley 7 days, 0 miles - Helms 3 days, 0 miles - Hilton 5 days, 12 miles - Hooper 5 days, 0 miles - Kuhlemeier 5 days, 40 miles - Mikkelsen 4 days, 10 miles - Mulligan 1 days, 0 miles - Neal 6 days, 42 miles - Newton 4 days, 144 miles - Pardus 3 days, 49 miles - Parker 5 days, 20 miles - Quiggle 4 days, 14 miles. Mr. Neal made a motion to approve the mileage & per diems pending review by the Finance Chairman. Second by Mr. Parker. The Chair called for a voice vote on the motion. *Motion to approve the mileage & per diems pending review by the Finance Chairman carried with nay votes noted.*

PUBLIC COMMENT ~ no public comments

NEW BUSINESS

Mr. Neal voiced his concerns with the Sheriff's unwillingness to bid. He has ordered 5 new squad cars without going out for bids. Mr. Neal questioned how we address this and what happens if these are purchased without going out for bids. He stated this is a County Ordinance and should be followed.

Mr. Clukey questioned the Chairman's objection to placing Board items on the consent agenda. He stated that issues passed this evening by unanimous vote could be included on the consent agenda and is a waste of our

time. Chairman Hadley responded that State Statute provides for municipalities to have a consent agenda but not County Government. He will check with UCCI on the status of state legislation regarding consent agendas for counties.

Mr. DeMeester commented that his attorney has said the Sheriff must abide by the County Ordinance.

ADJOURN UNTIL 6:30 P.M. JANUARY 12, 2017

Mr. Neal made a motion to adjourn. Second by Mr. Mikkelsen. *Motion to adjourn until 6:30 P.M. on January 12, 2017 carried at 8:54 P.M.*

Mr. Newton will be responsible for the Prayer & Mr. Neal will lead the Pledge

DRAFT