

UNITED STATES OF AMERICA

State of Illinois )  
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County of Boone)

Boone County Board  
4th day December Session  
February 15, 2017

The County Board of Boone County in the State of Illinois convened in session at the County Board Room at the Boone County Administration Campus in the City of Belvidere in Boone County on Wednesday, February 15, 2017 at 6:30 PM pursuant to adjournment of the County Board Meeting, January 18, 2016.

1.1 The Board was called to order by the Chairman and he proceeded to the dispatch of business. The Pledge of Allegiance was recited and the invocation was given by Chairman Karl Johnson.

2.1 ROLL CALL

MEMBERS PRESENT:

Karl Johnson, Chairman  
Jeff Carlisle, Vice Chairman  
Sherry Branson  
Denny Ellingson  
Sherry Giesecke  
Carl Larson  
Raymond Larson  
Jessica Muellner  
Marshall Newhouse  
Bernard O'Malley  
Brad Stark  
Catherine Ward

MEMBERS ABSENT:

AGENDA

3.1 Chairman Johnson requested Under Planning, Zoning and Building Item 9.2 be moved to 9.0. Motion by Brad Stark and second by Denny Ellingson to approve the agenda as corrected. Motion carried.

MINUTES

4.1 Motion by Brad Stark and second by Bernard O'Malley to approve the minutes of January 18, 2017. Motion carried.

#### APPOINTMENTS AND RECOGNITION

5.1 Motion by Marshall Newhouse and second by Sherry Branson to consent to approve the appointment of Deputy Chief Matthew Wallace to the E-911 Board due to the retirement of Deputy Chief Martin. Motion carried.

#### RESOLUTION 17-15

Karl Johnson recognized Supervisor of Assessments, Pat Elder, who is retiring by reading Resolution 17-15 extending gratitude and appreciation for her years of service and outstanding administration of property tax assessment in Boone County. Motion by Denny Ellingson and second by Sherry Giesecke to approve Resolution 17-15 extending gratitude and appreciation to Supervisor of Assessments, Pat Elder. Motion carried.

#### PUBLIC COMMENT

6.1 Curtis Newport, 12258 Squirrel Tree Lane, Belvidere gave a glowing tribute to retiring Supervisor of Assessments, Pat Elder, and briefly outlined all of her accomplishments in her 24 years of service to Boone County.

Jack Horner, 401 Rockton Rd., Manchester Township spoke in support of the proposed Power Peaker Plant.

John Gedney, 1028 5<sup>th</sup> Avenue, Belvidere spoke in favor of the Peaker Power Plant and urged the entire board to support it.

#### COMMUNITY AGENCIES REPORTS

##### COUNCIL ON AGING

7.1 Denny Ellingson had no report.

##### GROWTH DIMENSIONS

7.2 Sherry Giesecke said as of February 13<sup>th</sup> they have a new executive director, Pamela Lopez-Fettes. The annual dinner will be April 27<sup>th</sup>.

##### CASA

7.3 Charlotte Meier gave the monthly report. There will be a fundraiser pancake breakfast on Feb. 25<sup>th</sup> at Applebee's and they will be roasting Gary Turner at the Celebrity Roast on September 14<sup>th</sup>.

##### BOARD OF HEALTH

7.4 Amanda Mehl, Administrator of the Health Department, gave her report this month highlighting their Zika Virus Program. She also spoke of a Poverty Simulation by the Boone County Hunger Coalition on April 11, 2017.

##### ECONOMIC DEVELOPMENT DISTRICT OF NORTHERN ILLINOIS

7.5 Chairman Johnson said they are now called Region One. He reported the meeting was combining WinnGis into the Region One umbrella.

## GENERAL CONSENT ITEMS

8. Motion by Marshall Newhouse and second by Sherry Branson to approve the General Consent agenda. Motion carried.

## PLANNING, ZONING AND BUILDING

## ORDINANCE 17-05

9.0 Motion by Denny Ellingson and second by Sherry Giesecke to approve Ordinance 17-05, Case 24-2016; Logan Avenue Slots and Lounge: The applicant, Logan Avenue Slots and Lounge, 6543 Joan Drive, Belvidere, IL 61008 is requesting a Special Use Permit to construct an electronic message center sign off site in the B-2, General Business District, pursuant to Section 2.7 (Special Uses) and Section 5.6.7 (Signs and Outdoor Advertising in Business and Industrial Districts) of the Boone County Zoning Ordinance. The subject property is located south of Logan Avenue on the east side of the City of Belvidere limits at 6571 Joan Drive on 1.32 acres (06-31-176-001) in unincorporated Bonus Township, Boone County, Illinois. Staff (Approved); BCPC (4-0); ZBA (4-1); PZB (4-1). Hilary Arthur made a brief presentation. Roll Call: 10-ayes; 2-nays (Newhouse, Stark). Motion carried.

## ORDINANCE 17-01

9.1 Motion by Denny Ellingson and second by Jeff Carlisle to approve Ordinance 17-01, Case 15-2016; Power Ventures Group LLC: The applicant and owner Power Ventures Group, LLC, 900 Ward Parkway, Kansas City, MO 64114, is requesting a Special Use Permit pursuant to Section 2.7 (Special Uses) and Section 3.16.1 (Table of Permitted Uses) of the Boone County Zoning Ordinance to allow for the operation of energy facilities, 1.0 MW or greater, commonly known as a natural gas-fired peak power plant. The subject property is located at the southeast corner of the Garden Prairie Road interchange off I-90 on 20.01 acres (PIN: 08-13-200-016) in unincorporated Spring Township, Boone County, Illinois. Staff (Approval); BCPC (3-0-1); ZBA (3-1-1); PZB (2-3).

## PUBLIC COMMENT:

Toria Funderburg, 8700 Summerset Dr., Belvidere said she went through the Boone County Comprehensive Plan because some members at the committee meetings said the Peaker Power Plant was against this Plan. She continued talking about the Comprehensive Plan. She urged the board to consider the request and the positive benefits it would bring to the county. There was discussion. Mr. Newhouse asked the State's Attorney to explain the bonding language and the potential for security for the decommissioning process. Ms Smith explained if it came to the point of decommission, the parent company and the bond holder would be responsible to insure the property be returned to the condition that is set out in the conditions. There is assurance for the board that they can enforce that against the bond company if necessary. Mr. Newhouse said he would like the county to have the ability to choose the engineering firm that is going to be developing the cost estimates for the bonding.

Marshall Newhouse proposed amending condition #15 to add the final sentence-“Boone County has the right to approve the individual or firm that conducts the independent

engineer's estimate for the total decommissioning bond costs." Seconded by Bernard O'Malley. Motion carried.

Mr. Stark stated his concern for damage to the roads in Spring Township from the trucks bringing in loads for the plant to be built.

Motion by Brad Stark and second by Ray Larson to amend #17 for bond rate to be changed from \$450,000 to \$900,000 in the duration of two years after the completion of the project. Thomas Graves explained the route that would be traveled. It was asked of Justin Krohn the cost for reconstruction of county roads. He said it would be \$30,000 to \$50,000 and this would just be for surface repair. Discussion continued. Motion carried.

Cathy Ward read a statement including advantages and disadvantages of this proposal. She reminded the board of Chem Tool wanting to locate in the Garden Prairie area and how even though the board voted for it the people did not want it. It is now a multi-million dollar business in the Beloit area and Boone County was the loser. She said the board must think carefully before voting no.

Sherry Branson started presenting new evidence and was told by the State's Attorney that it could not be allowed at this time. If she so wished she would have to request that it be sent back to committee. Motion by Sherry Branson and second by Ray Larson to send the application back to ZBA for further hearings. Motion failed. Mrs. Branson continued stating more of her concerns. She said she looked into a rumor that a \$200,000 donation was made to the Boone County Agricultural Conservation Easement and Farmland Protection Commission. She feels this looks as a bribe. She discovered the county has an ordinance that allows for donations to be made but questions whether a voluntary contribution makes it look like we are accepting bribes. She found the amount was actually \$20,000. She feels the board has an obligation to review this. The next meeting of that committee is the 24<sup>th</sup> and she asks that the State's Attorney attend the meeting in order to represent the best interest of our county.

Marshall Newhouse feels this Special Use request is being dealt with correctly according to the zoning code. Sherry Giesecke thinks it's time they stop using the Comprehensive Plan as an excuse for stagnation in Boone County. Jessica Muellner said this is a good plan and the developers should be welcomed. Ray Larson suggested the peak season of electricity usage be defined as June through September. Chairman Johnson said peak times aren't necessarily when it's hot so if it's limited in that kind of capacity we are actually limiting what they are there for. Roll Call on main motion with amendments to #15 and #17: 8-ayes; 4-nays. Motion carried.

A five minute recess was taken at this time.

#### FINANCE, TAXATION & SALARIES

10.1 Motion by Sherry Giesecke and second by Marshall Newhouse to approve claims, including two that did not get on the claims list for Health Insurance and for Ceroni Piping, with the understanding that Karl Johnson abstains from voting on all claims presented by William Charles and Associates and HD Supply and Denny Ellingson

abstains from voting on all claims presented by Conserv FS. (Approved 4-0). Roll Call: 12-ayes. Motion carried.

ORDINANCE 17-03

10.2 Motion by Sherry Giesecke and second by Bernard O'Malley to approve Ordinance 17-03 abating property taxes for series 2012 Jail Bonds. Motion carried.

ORDINANCE 17-04

10.3 Motion by Sherry Giesecke and second by Bernard O'Malley to approve Ordinance 17-04 abating property taxes for series 2015 Courthouse Bonds. Motion carried.

ORDINANCE 17-06

10.4 Motion by Sherry Giesecke and second by Marshall Newhouse to approve Ordinance 17-06 abating property taxes for series 2015 Animal Service Building Bonds. Motion carried.

RESOLUTION 17-14

10.5 Motion by Sherry Giesecke and second by Bernard O'Malley to approve Resolution 17-14 bank authorization to issue credit cards to departments. (Approved 4-0). Motion carried.

ROADS & CAPITAL IMPROVEMENTS COMMITTEE

11.1 Motion by Brad Stark and second by Cathy Ward to approve bid from Aaron Brahmstedt for county farm property for 1 year at \$271 an acre. Marshall Newhouse would like the county to look at a multiple year contract. There was discussion on the renter maintaining the fertility level of the land. Motion by Marshall Newhouse and second by Sherry Giesecke to amend the motion that the county would use, for the first year, not to exceed \$7 per acre for soil testing. After discussion Marshall Newhouse asked that his motion be withdrawn. All were in agreement. He will take this back for discussion in committee. Roll Call on original motion. 12-ayes. Motion carried.

11.2 Motion by Brad Stark and second by Sherry Giesecke to approve intergovernmental agreement with the City of Belvidere, traffic signals at Genoa Road, subject to approval of the State's Attorney. (Approved 5-0). Roll Call: 12-aye. Motion carried.

11.3 Motion by Brad Stark and second by Cathy Ward to approve intergovernmental agreement with townships for a centralized/overweight/over sized road permitting system. (Approved 5-0). There was discussion. Roll Call: 12-ayes. Motion carried.

11.4 Motion by Brad Stark and second by Sherry Giesecke to approve intergovernmental agreement for snow removal with townships/county. There was discussion. (Approved 5-0). Roll Call: 12-ayes. Motion carried.

11.5 Motion by Brad Stark and second by Denny Ellingson to approve bid RCI 17-02 for crew cab chassis to Anderson Rock River Ford in the amount of \$45,306.00 and the equipment for the truck from Monroe Equipment for \$11,198.00. (Approved 5-0). Roll Call: 12-ayes. Motion carried.

11.6 Motion by Brad Stark and second by Ray Larson to approve bid RCI 17-04 for Highway Department diesel fuel, range heat oil and unleaded gasoline from Petro Choice. (Approved 5-0). Roll Call: 11-ayes; 1-abstain (Ellingson). Motion carried.

11.7 Motion by Brad Stark and second by Bernard O'Malley to approve bid RCI 17-03 for new roof from Affordable Roofing Inc., in the amount of \$66,750.00. (Budgeted) (Approved 5-0). Roll Call: 12-ayes. Motion carried.

#### RESOLUTION 17-10

11.8 Motion by Brad Stark and second by Denny Ellingson to approve Resolution 17-10 salary and accrued time paid to retiring Highway Engineer, Rich Lundin, MFT Funds. (Approved 5-0). Roll Call: 12-ayes. Motion carried.

11.9 Motion by Brad Stark and second by Denny Ellingson to approve selection of consulting/engineering firm from the top three: Hanson, subcontractor CES; Willett Hoffman; Wendler, subcontractor Huff, for services related to the repair and replacement of the Poplar Grove Bridge. (Approved 5-0). There was discussion. Motion carried.

#### HEALTH & HUMAN SERVICES

##### RESOLUTION 17-16

12.1 Motion by Jeff Carlisle and second by Cathy Ward to approve Resolution 17-16 for Chairman Johnson to send a letter to the Illinois EPA opposing the renewal of the State of Illinois permit filed by Garden Prairie Organics for compost operation in Garden Prairie. Shelly Morgan spoke under Public Comment on her dissatisfaction of the air quality in Garden Prairie due to Garden Prairie Organics. The State's Attorney explained what is being done. The Attorney General is prosecuting the case. There was much discussion. Motion carried.

#### ADMINISTRATIVE & LEGISLATIVE

##### RESOLUTION 17-11

13.1 Motion by Marshall Newhouse and second by Jeff Carlisle to approve Resolution 17-11 Technical Assistance Grant Feasibility study for the State of Illinois. (Approved 5-0). Mr. Newhouse said we asked for \$20,000 but were given \$150,000. Roll Call: 12-ayes. Motion carried.

##### RESOLUTION 17-12

13.2 Motion by Marshall Newhouse and second by Jeff Carlisle to approve Resolution 17-12 - 2018 transportation funding for the 5311 Program. (Approved 5-0). Roll Call: 12-ayes. Motion carried.

##### ORDINANCE 17-02

13.3 Motion by Marshall Newhouse and second by Cathy Ward to approve Ordinance 17-02 to provide public transportation in Boone County. (Approved 5-0). Roll Call: 12-ayes. Motion carried.

13.4 Motion by Marshall Newhouse and second by Carl Larson to approve purchase of Service Agreement between Boone County and the Boone County Council on Aging. The State's Attorney has not had time to review this document. Marshall Newhouse asked that his motion be withdrawn. There were no objections. It will be taken back to committee.

13.5 Motion by Marshall Newhouse and second by Sherry Branson to approve 2017 mileage reimbursement rate for 53.5 cents/mile. (Approved 5-0). Roll Call: 12-ayes. Motion carried.

#### RESOLUTION 17-13

13.6 Motion by Marshall Newhouse and second by Jeff Carlisle to approve Resolution 17-13 travel policy as required by PA 099-0604. (Approved 5-0). Motion carried.

#### CITY-COUNTY COORDINATING.

14.1 Motion by Cathy Ward and second by Brad Stark to approve, upon a like vote of the Belvidere City Council, scope of work from TRC for repairs to the gas flare system at Landfill #2 in the amount of \$3,000. (Budgeted) (Approved 7-0). Roll Call: 12-ayes. Motion carried.

#### PUBLIC SAFETY

15.1 No motions.

#### SPECIAL COMMITTEE REPORTS

##### 16.1 COMMUNITY BUILDING

Cathy Ward reported they are in the midst of a major renovation.

##### 16.2 UCCI

Ken Terrinoni said they had their legislative event January 24 in Springfield. The Senate's attempt to pass a compromised budget was discussed.

##### 16.3 CAA (Community Action Agency)

Cathy Ward said Mayor Chamberlain is the chairman. They have a budget of \$17,000,000. The big emphasis is on the Head Start Program.

##### 16.4 911 BOARD

Marshall Newhouse said they sent a couple of dispatchers to the Mabas Conference and Motorola radios are arriving for the update process.

##### 16.5 OTHER COMMITTEES

None

## 16.6 SCHEDULING OF COMMITTEE MEETINGS

March	01, 2017	Planning, Zoning & Building	6:00 PM
March	02, 2017	Health & Human Services	6:00 PM
March	06, 2017	Public Safety	6:00 PM
March	06, 2017	Administrative & Legislative	6:45 PM
March	07, 2017	Roads & Capital Improvements	6:00 PM
March	07, 2017	Finance	6:45 PM
March	08, 2017	City-County Coordinating	6:00 PM
March	15, 2017	County Board	6:30 PM

## UNFINISHED BUSINESS

17.1 None

## NEW BUSINESS

18.1 None

## INFORMATIONAL ITEMS

19.1 Ken Terrinoni said to take note of the job advertisement for the Supervisor of Assessments position. Due date is March 17<sup>th</sup> for applicants. There will be a Veterans Benefit, Saturday March 18<sup>th</sup>. Other items are on Boarddocs. Marshall Newhouse said discussion will begin on the Comprehensive Plan at PZB this month.

## EXECUTIVE SESSION

20. Motion by Brad Stark and second by Bernard O'Malley to go into executive session to discuss Land Acquisition, Collective Bargaining and Review of Executive Session Minutes. Roll Call: 12-ayes. Motion carried.

Motion by Denny Ellingson and second by Jeff Carlisle to return to open session. Motion carried.


21.1 Motion by Marshall Newhouse and second by Sherry Giesecke to open the County Board Executive Session Minutes of April 20, 2016 and September 21, 2016 leaving the remainder closed. Motion carried.

21.2 Motion by Brad Stark and second by Bernard O'Malley to approve contract for purchase of property at the former Belvidere Motor's location for Sheriff's department storage use. Final review and date selection of the contract is left up to the State's Attorney in her best judgement as to when to proceed. Roll Call: 12-ayes. Motion carried.



ADJOURNMENT

22.1 Motion by Jeff Carlisle and second by Sherry Branson to adjourn until March 15, 2017. Meeting adjourned at 9:26 PM.

  
\_\_\_\_\_  
County Board Chairman

Attest:  
  
\_\_\_\_\_  
County Clerk



**CONSENT AGENDA SUMMARY  
February 15, 2017 County Board Meeting**

**Fund Transfers**

<b>FROM</b>	<b>TO</b>	<b>AMOUNT OF TRANSFER</b>	<b>COUNTY BOARD (February 15, 2017)</b>
<b>General Fund</b>	<b>Landfill Closing</b>	<b>32,500</b>	<b>Budgeted</b>
<b>General Fund</b>	<b>Employee Health</b>	<b>687,500</b>	<b>Budgeted</b>

**Road Projects**  
No Projects

**Raffle Permits**

The following Applications for License to Conduct a Raffle have been approved by the Raffle Administrators:

1. Raffle: Animal Friends Society of Boone County (Class D)
2. Raffle: Candlewick Lake Association (Class A)
3. Raffle: Belvidere North High School Music Boosters (Class B)
4. Raffle: American Legion Auxiliary Unit 77 (Class D)

**Donations**

The following donations have been approved by standing committees:

1. Marjorie Carlson: Cash Donation in the amount of \$100.00
2. Tammy Heyden & Thomas Gehant: Cash Donation in the amount of \$300.00