

**AMENDED
REGULAR ADJOURNED MEETING
WINNEBAGO COUNTY BOARD
FEBRUARY 23, 2017**

1. Chairman Frank Haney Called to Order the Regular Adjourned Meeting of the Winnebago County Board for Thursday, February 23, 2017 at 6:05 p.m.
2. Chairman Haney announced the following Agenda Changes:

UNDER FINANCE COMMITTEE

Please Remove:

Item B. Budget Amendment 2017-012 – Highway Department to be Laid Over

Under Public Participation

Please Add:

Joseph Fors - County Code Inspection CON

Under Finance Committee

Dollar amounts decreased for the following debt certificates:

D. Ordinance Authorizing and Providing for an Installment Purchase Agreement and the Issuance of \$1,620,000 of General Obligation Debt Certificates, Series 2017A, of the County of Winnebago, Illinois, Evidencing the Right to Payment Under the Installment Purchase Agreement, for the Purpose of Paying the Costs of Acquiring and Equipping 33 Motor Vehicles and Paying the Cost of Issuance; Providing for the Security for and Sources of Payment of the Installment Purchase Agreement and the Series 2017A Debt Certificates; Providing for Execution and Delivery of a Continuing Disclosure Undertaking in Connection with the Series 2017A Debt Certificates; and Concerning Related Matters

E. Ordinance Providing for the Issuance and Sale of \$3,085,000 of General Obligation Alternate Refunding Bonds (Matching Tax and Motor Fuel Tax Alternate Revenue Sources), Series 2017B, of the County of Winnebago, Illinois for the Purpose of Advance Refunding a Portion of the Outstanding General Obligation Alternate Bonds (Matching Tax and Motor Fuel Tax Alternate Revenue Source), Series 2007A, of the County; Providing for the Pledge of Revenues Received by the County from the Matching and Motor Fuel Taxes to the Payment of Principal of and Interest on the Series 2017B Bonds; Providing for the Levy of a Direct Annual Tax for the Payment of Principal and Interest on the Series 2017B Bonds; Providing Procedures for the Abatement of Such Tax Based on the Availability of Alternate Revenues; Providing for the Execution and Delivery of an

Escrow Agreement in Connection with the Advance Refunding of Such Series 2007A Bonds; Providing for the Execution and Delivery of a Continuing Disclosure Undertaking in Connection with the Series 2017B Bonds; and Concerning Related Matters

3. Roll Call: 17 Present, with 3 Absent. (Boomer, Jury and Nicolosi were absent.)
4. County Board Member Daniel Fellars gave the Invocation and led the Pledge of Allegiance.

AWARDS, PRESENTATIONS AND/OR PROCLAMATIONS AND PUBLIC PARTICIPATION

5. Awards - None
- Presentations - None
- Proclamation - None
- Public Participation - Joseph Fors spoke of his experience with a faulty roof repair and his dissatisfaction with responses from the County Building Department relating to the Winnebago County Code.

MINUTES

6. Chairman Haney entertained a motion to approve the County Board Minutes from the January 26, 2016 meeting and to layover the Minutes from the February 9, 2017 meeting. Board Member Hoffman made a motion to approve the Minutes from the January 26, 2016 meeting, seconded by Board Member Crosby. Motion was approved by a unanimous vote of all members present. (Boomer, Jury and Nicolosi were absent.)

ANNOUNCEMENTS & COMMUNICATION

7. County Clerk Margie M. Mullins submitted the Items Listed Below as Correspondence Which Were Placed on File by Chairman Haney:
 - A. County Clerk Mullins submitted from the United States Nuclear Regulatory Commission the following:
 1. Byron Station, Units 1 and 2 – Information Request for NRC Triennial Evaluations of Changes, Tests, and Experiments (50.59) Baseline Inspection 05000454/2017009; 04000455/2017009 (Received 2-13-17)
 - B. County Clerk Mullins received from Comcast the 2016 Annual Report.
 - C. County Clerk Mullins received from Charter Communications a notice of changes to their Channel Lineup to be effective on or after February 14, 2017.

D. County Clerk Mullins received from Winnebago County Treasurer Sue Goral the Monthly Bank Balances Report for February, 2017.

8. County Board Member Wilson thanked Chairman Haney for his role in the “African American Veterans from World War Two and beyond” program held at Veterans Memorial Hall on Saturday and Sunday, February 18th and 19th. He expressed his hope for more participation in the next program.

County Board Member Webster thanked Board Member Wilson for his involvement in this program and relayed a message from County Board Member Boomer, saying that he attended the Sunday program and it was so moving that he was brought to tears on two separate occasions. Again, those who have attended these programs are hoping for more participation in coming events.

Chairman Haney remarked that Deputy State’s Attorney Kurlinkus attended one of the sessions and said the same thing; that is was very moving and hoped for more participation in coming events.

CHAIRMAN’S REPORT

9. WinGIS, though not a part of Winnebago County Government, is housed in the Administration Building. It’s an organization not under Winnebago County that consults with a lot of our public sector partners. There are discussions of them partnering with RMAP and coming together under one roof.

Internal Audit Response Process - There have been several Internal Audits performed recently; some with no findings and some with action items. By County Code, there is a process to be followed and this process will be followed making sure that everyone receives the Internal Audit and that the required action steps are taken within 30 days. We will respect the process and the County Board will be communicated to in a timely manner.

Finance Department - In an effort to come in line with State Statute and County Code, there are Finance Functions (previously sent to the Auditing Department) that will be coming back to the Finance Department.

Department Head Presentation / Future Report-Outs – Various Department Heads, that are underneath the County Board Office, will be reporting various goals and challenges and these will be reported out more broadly.

Each Board Member received a draft of the Nepotism Recommendation that has gone thru legal and will be recommended to the Operations Committee; this item will be on the Thursday Operations Committee Agenda. Chairman Haney requested that everyone take a hard look at the Recommendation. He looks forward to very good discussion regarding this issue.

The County Host Fee Agreement was distributed to all Board Members for their close review, with the Chairman asking that special attention be paid to Item 5. Since the Board has approved this Budget and checks committed for Host Fees, there is an item for discussion where we may want to ask for funds back, so that all of our investments have the proper ROI.

CONSENT AGENDA

10. Chairman Haney entertained a motion to approve the Consent Agenda for February 23, 2017 (Leaves of Absence, County Board Bills and Raffle Report). Board Member Fellars moved for the approval of the Consent Agenda, seconded by Board Member Wescott. The motion was approved by a unanimous vote of all members present. (Boomer, Jury and Nicolosi were absent.)

REPORTS FROM STANDING COMMITTEES

FINANCE COMMITTEE

11. County Board Member Biondo moved for the approval of a Resolution Authorizing Settlement of the Threatened Litigation, seconded by Board Member Hoffman. Motion was approved by a unanimous vote of all members present. (Boomer, Jury and Nicolosi were absent.)
12. County Board Member Biondo made a motion to approve the Ordinance Authorizing and Providing for an Installment Purchase Agreement and the Issuance of \$1,620,000 of General Obligation Debt Certificates, Series 2017A, of the County of Winnebago, Illinois, Evidencing the Right to Payment Under the Installment Purchase Agreement, for the Purpose of Paying the Costs of Acquiring and Equipping 33 Motor Vehicles and Paying the Cost of Issuance; Providing for the Security for and Sources of Payment of the Installment Purchase Agreement and the Series 2017A Debt Certificates; Providing for Execution and Delivery of a Continuing Disclosure Undertaking in Connection with the Series 2017A Debt Certificates; and Concerning Related Matters, seconded by Board Member Hoffman. Motion was approved by a unanimous vote of all members present. (Boomer, Jury and Nicolosi were absent.)
13. County Board Member Biondo moved for the approval of an Ordinance Providing for the Issuance and Sale of \$3,085,000 of General Obligation Alternate Refunding Bonds (Matching Tax and Motor Fuel Tax Alternate Revenue Sources), Series 2017B, of the County of Winnebago, Illinois for the Purpose of Advance Refunding a Portion of the Outstanding General Obligation Alternate Bonds (Matching Tax and Motor Fuel Tax Alternate Revenue Source), Series 2007A, of the County; Providing for the Pledge of Revenues Received by the County from the Matching and Motor Fuel Taxes to the Payment of Principal of and Interest on the Series 2017B Bonds; Providing for the Levy of a Direct Annual Tax for the Payment of Principal and Interest on the Series 2017B Bonds; Providing Procedures for the Abatement of Such Tax Based on the Availability of Alternate Revenues; Providing for the Execution and Delivery of an Escrow Agreement in Connection with the Advance Refunding of Such Series 2007A Bonds; Providing for the Execution and Delivery of a Continuing Disclosure Undertaking in Connection with the Series 2017B Bonds; and Concerning Related Matters, seconded by Board Member Crosby. Motion was approved by a unanimous vote of all members present. (Boomer, Jury and Nicolosi were absent.)

Chairman Haney explained that there is going to be some discussion on a Budget Amendment Policy coming to the Finance Committee which will allow a little time for County Administrator Hamaker and Deputy Administrator Halsted to review the item and provide time for discussion internally and get the right information to the Elected Officials and the County Board Members.

ZONING COMMITTEE

14. County Board Member Webster read in for the first reading of Items 1., 2., and 3. as listed below, to be Laid Over until March 9, 2017.

1. Z-22-16 A Map Amendment To Rezone +/- 1.0 Acres From The AG, Agricultural Priority District To The IG, General Industrial District requested by Northern Illinois Service Co., Applicant, for a portion of property owned by Michael & Ann Black, Trustees, represented by James A Rodriguez, attorney, located at 11XXX N. Main St., (between 11184 and 11298 N. Main St.) in Rockton Township.

P.I.N. #s: Part of 03-35-200-017

C.B. District 2

Lesas Score: 119

Consistent w/2030 Lrmp - *Future Map* – Yes

ZBA Recommends: Approval (4-0)

ZC Recommends: Denial (3-4)

***Supermajority vote required**

(3/4 of all the members of the County Board)

2. Z-21-16 A Map Amendment To Rezone +/- 32.58 Acres From The AG, Agricultural Priority District To The IG, General Industrial District Requested By Northern Illinois Service Co., Applicant, for property owned by Michael & Ann Black, Et Al Trustees, represented by James A. Rodriguez, attorney, located at 11XXX N. Main St., (between 11184 and 11298 N. Main St.) in Rockton Township.

P.I.N.#: 03-35-200-016

C.B. District 2

Lesas Score: 119

Consistent w/2030 Lrmp - *Future Map* – Yes

ZBA Recommends: Approval (4-0)

ZC Recommends: Denial (3-4)

***Supermajority vote required**

(3/4 of all the members of the County Board)

3. SU-07-16 A Special Use Permit To Allow A Batch Plant, Asphalt/Concrete Crushing & Storage Facility In The IG, General Industrial District, requested by Northern Illinois Service Co., Applicant, for a portion of property owned by Michael & Ann Black, et al Trustees, represented by James A Rodriguez, attorney, located at 11XXX N. Main St., (between 11184 and 11298 N. Main St.) in Rockton Township.

P.I.N.#: Part of 03-35-200-016

C.B. District 2

Lesas Score: N/A

Consistent w/2030 Lrmp - *Future Map*: N/A

ZBA Recommends: Motion to Approve with ZBA Conditions Failed (2-2)

ZC Recommends: Denial (1-6)

15. County Board Member Webster read in for the first reading of Items 4., 5., and 6. as listed below, to be Laid Over. Board Member Webster made a motion to suspend the rules, seconded by Wescott. Discussion by Board Member Goral. Motion to suspend the rules was approved by a voice vote. (Boomer, Jury and Nicolosi were absent.) Webster moved for the approval of Agenda Items 4., 5., and 6., seconded by Kelley. Motion was approved by a unanimous vote of all members present. (Boomer, Jury and Nicolosi were absent.)

4. SU-01-17 A Special Use Permit To Allow The Replacement Of A Lawfully Established Mobile Home (As Authorized in Section 21.2.3) With A New Mobile Home In The AG, Agricultural Priority District, requested by Dawn Gore, owner, for property located as 1122 / 1126 Blue Lake Ave., in Rockford Township.

P.I.N.#s: 15-19-252-021 & 15-19-252-020

C.B. District 9

Lesas Score: N/A

Consistent W/2030 Lrmp - *Future Map* – N/A

ZBA Recommends: Approval with ZBA Conditions (4-0)

ZC Recommends: Approval with ZBA Conditions (7-0)

5. Z-01-17 A Map Amendment To Rezone +/- .84 Acres From The RR, Rural Residential District (A Sub-district of The RA District) To The R-2, Single Family and Two-Family Residential District requested by Robert J. Walker, owner, for property located at 2362 McFarland Rd. in Rockford Township.

P.I.N.#: 12-34-476-009

C.B. District 8

Lesas Score: N/A

Consistent W/2030 Lrmp - *Future Map* – Yes

ZBA Recommends: Approval (4-0)

ZC Recommends: Approval (7-0)

6. Z-03-17 A Map Amendment To Rezone +/- 1.2 Acres From The R-3, Multi-Family Residential District To The CN, Neighborhood Commercial District requested by Kaye Busse - Kleber, contract purchaser, for property owned by Action Apparel, Inc., located at 2002 S. Mulford Road in Rockford Township.

P.I.N.#s: 12-34-301-001 & 12-34-301-002

C.B. District 8

Lesas Score: N/A

Consistent W/2030 Lrmp - *Future Map* – Yes

ZBA Recommends: Approval (4-0)

ZC Recommends: Approval (7-0)

The next Zoning Board of Appeals Meeting will be held March 8, 2017 and will include the final decision for the Asphalt Plant.

Webster thanked his Zoning Committee Members for the work they do, they are always prepared, focused and educated on the issues. He says he has the best, most efficient Committee in the County. Even the new members, Board Members Salgado and Fellars, are bringing new ideas to the Committee. The Committee is so efficient that it took only 13 minutes and 20 seconds to deal with these six items.

Board Member Biondo asked about closed records (letters and phone calls) that can't be read/heard. Board Member Webster explained that after sworn testimony has been taken, by State Statute, new information cannot be shared/heard. Board Member Goral thanked those who wrote very courteous letters, expecting no response from Board members. Chairman Haney thanked Board Member Webster for his leadership of the Zoning Committee.

ECONOMIC DEVELOPMENT

16. County Board Member Wescott moved for the approval of a Resolution Granting Authority to the Winnebago County Board Chairman to Execute the Documents Necessary to Complete a Loan for \$100,000 from the Revolving Loan Fund to the Caldwell Group, Inc., seconded by Board Member Wilson. Discussion by County Board Chairman Haney, Director of Developmental Services Dornbush, Board Members Goral, Schultz, Webster, and Biondo.

Board Member Biondo made a motion to Table this item, seconded by Schultz. Discussion by Chairman Haney, Director of Developmental Services Dornbush, Board Members Redd, Salgado, Wescott, Fellars, Goral, and Hoffman.

Biondo moved to withdraw the Table of the Item and made a motion to Lay Over to the March 9, 2017 County Board Meeting, seconded by Schultz. Discussion by Director of Developmental Services Dornbush, Board Members Fellars, Gerl, Wescott, Crosby, Redd, and Schultz. Motion to Lay Over was defeated by a roll call vote of 4 yes, and 13 no votes, with 3 absent. (Crosby, Fellars, Fiduccia, Gerl, Goral, Hoffman, Kelley, McDonald, Redd, Salgado, Tassoni, Wescott and Wilson voted no.) (Boomer, Jury, and Nicolosi were absent.)

Discussion by Webster, Biondo, Tassoni, and Salgado. Chairman Haney entertained a motion to approve the Resolution. The motion was approved by a roll call vote of 13 yes and 4 no votes, with 3 absent. (Biondo, Booker, Schultz and Webster voted no.) (Boomer, Jury and Nicolosi were absent.)

OPERATIONS & ADMINISTRATIVE COMMITTEE

17. County Board Member Hoffman moved for the approval of An Ordinance Amending “Chapter 50; Health and Sanitation” of the Winnebago County Code, seconded by Board Member Goral. Kelley made a motion to Lay Over the Ordinance, seconded by Wescott. Discussion by Chairman Haney, Board Members Webster, Goral, Gerl, and Fellars. Motion to Lay Over was defeated by a roll call vote of 5 yes, and 12 no votes with 3 absent. (Crosby, Fellars, Fiduccia, Gerl, Goral, Hoffman, Redd, Salgado, Tassoni, Webster, Wescott and Wilson voted no.) (Boomer, Jury and Nicolosi were absent.) Discussion by Director of Public Health for the Winnebago County Health Department Todd Marshall, Board Members Biondo, Crosby, Tassoni, and Kelley. Motion was approved by a unanimous vote of all members present, with the exception of Board Members Kelley and Biondo. (Boomer, Jury and Nicolosi were absent.)

PUBLIC WORKS

18. No Report.

PUBLIC SAFETY

19. County Board Member Fiduccia moved for the approval of a Resolution Renewing Annual Maintenance Agreement for X-Ray Scanners, seconded by Board Member Wilson. Discussion by Board Member Biondo. Motion was approved by a voice vote. (Boomer, Jury, and Nicolosi were absent.)
20. County Board member Fiduccia moved for the approval of a Resolution to Pay for Emergency Services Rendered for Water Pressure Failure at the Winnebago County Justice Center, seconded by Board Member Booker. Motion was approved by a voice vote. (Boomer, Jury, and Nicolosi were absent.)

Board Member Fiduccia reported that Animal Services received 634 Calls for Service and took in 116 dogs, 116 cats, 1 rabbit, 1 chicken and 28 wild animals. They rescued 14 dogs, 8 cats, 1 ferret, and 1 domestic rabbit. They also adopted out 32 dogs, 1 cat, 1 Guinea Pig, 1 hamster and 1 chicken. The average Jail Population for the month was 799 inmates.

21. Chairman Haney expressed his concern that each Board Member has all questions answered for each item that comes before the Board; especially for those items that come out of a Committee Meeting held during the same week as the Board Meeting. There is always the option to Lay Over an item.
22. County Board Chairman Haney entertained a motion to go into closed session. Board Member Biondo moved to close the meeting pursuant to the provisions of Section 2C-11 of the Illinois Open Meeting Act 5ILCA 20/2C-11 to discuss threatening litigation and a negotiation update, seconded by Board Member Crosby. Motion was approved by a unanimous vote of all members present. (Boomer, Jury, and Nicolosi were absent.) Meeting closed at 7:18 p.m. Meeting reconvened at 8:09 p.m. Chairman Haney announced no action was taken during the closed session.

UNFINISHED BUSINESS

23. None

NEW BUSINESS

24. None
25. Chairman Frank Haney entertained a motion to adjourn. Board Member Wescott moved to adjourn the meeting, seconded by Board Member Wilson. Motion was approved by a voice vote. (Boomer, Jury and Nicolosi were absent.) The meeting was adjourned at 8:10 p.m.

Respectfully submitted,



Margie M. Mullins
Winnebago County Clerk

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