

**THE
IROQUOIS COUNTY BOARD
OFFICIAL REPORT OF PROCEEDINGS**

The Iroquois County Board met in Recessed Session at the Administrative Center on Tuesday, December 11, 2007, at 9:00 A.M.

Chairman Schroeder called the meeting to order and asked County Clerk Mark Henrichs to call the roll.

**STATE OF ILLINOIS
IROQUOIS COUNTY**

Roll Call and Votes in Iroquois County

Recessed Session, December 11, 2007

Chairman Schroeder

On motion to call roll

Aye: Bills, Busick, Copas, Crow, DeWitt, Dowling, Hansen, Haynes, Hiles, Hurt, Johnson, Krumwiede, Kuntz, Lemenager, Luecke, Meyer, Mowrey, Schmidt, Schroeder, Schultz, Wasmer, Wilkening, Wynn

Absent: Ebert, Schuldt

PRAYER & PLEDGE OF ALLEGIANCE

County Board member John Dowling introduced Father Lee Ryan of St. Edmund's Catholic Church in Watseka, who gave the opening prayer after which the Pledge of Allegiance was recited in unison.

MINUTES

It was moved by Mrs. Busick and seconded to approve the minutes of the November Recessed County Board meeting. Motion carried.

PAYROLL

It was moved by Mr. Dowling and seconded to approve the payroll. Motion carried by a roll call vote.

**STATE OF ILLINOIS
IROQUOIS COUNTY**

Roll Call and Votes in Iroquois County

Recessed Session, December 11, 2007

Chairman Schroeder

On motion to approve payroll

Aye: Bills, Busick, Copas, Crow, DeWitt, Dowling, Hansen, Haynes, Hiles, Hurt, Johnson, Krumwiede, Kuntz, Lemenager, Luecke, Meyer, Mowrey, Schmidt, Schultz, Wasmer, Wilkening, Wynn

Absent: Ebert, Schuldt

COUNTY BOARD SERVICES

Russell Bills	\$ 165.00
Betty Busick	165.00
Alan DeWitt	183.00
John R. Dowling	220.00
Jerry P. Haynes	293.72
Dennis Johnson	217.38
Rodney Copas	223.20
Donna K. Crow	399.84
Kevin Hansen	243.57
Troy Krumwiede	220.00
Beryl V. Luecke	420.50
Harriett M. Mowrey	357.45
John M. Kuntz	365.52
James H. Meyer	561.54
Ronald Schroeder	571.92
Lowell D. Schmidt	275.00
Merle Lemenager	426.00
Dale L. Schultz	393.85
Donna L. Wasmer	275.00
John A. Wilkening	455.16
Edward Schuldt	74.89
Susan J. Wynn	165.00
Jim Hurt	223.20
Jean L. Hiles	189.45

PLANNING & ZONING
November 16, 2007

Mr. Lemenager, Chairman of the Planning and Zoning Committee, gave the report of his committee and moved for adoption. The motion was seconded and carried by a roll call vote.

STATE OF ILLINOIS
IROQUOIS COUNTY

Roll Call and Votes in Iroquois County

Recessed Session, December 11, 2007

Chairman Schroeder

On motion to approve November 16, 2007 Planning & Zoning Committee report

Aye: Bills, Busick, Copas, Crow, DeWitt, Dowling, Hansen, Haynes, Hiles, Hurt, Johnson, Krumwiede, Kuntz, Lemenager, Luecke, Meyer, Mowrey, Schmidt, Schultz, Wasmer, Wilkening, Wynn

Absent: Ebert, Schuldt

STATE OF ILLINOIS
IROQUOIS COUNTY

County Board, Recessed Session
December 11, A.D., 2007

Mr. Chairman and members of the County Board:

Your committee to whom was referred **Planning and Zoning** would beg leave to submit the following report on the matters before them:

Your committee met at the Administrative Center on November 16, 2007, at 9:00 A.M. Members present were Merle Lemenager, Donna Wasmer, Jim Meyer, Donna Crow, Dale Schultz, Troy Krumwiede, and Beryl Luecke. Also present were Gloria Schleef, Zoning Administrator; and Wendy Davis from the Times-Republic.

Comprehensive Plans from Kankakee, McLean, Livingston, and Woodford Counties were distributed for the committee to view. The plans contain information such as traffic patterns, growth incentives, historic preservation, and land use maps. It was noted the Iroquois County Comprehensive Plan was a very good outline. Zoning Administrator Gloria Schleef asked the committee which aspects they would like Regional Planning to focus on. The consensus of the committee was to concentrate on improving the land use map.

The Regional Planning Commission would like to apply for a grant to work on the Comprehensive Plan. The grant ranges from \$10,000 to \$50,000; if the grant is approved, the money must be used within one year. Gloria stated they needed direction on grant writing and the amount of money to apply for. It was recommended to contact the Illinois Association of Zoning Administrators for information and County Board Member Susan Wynn for assistance with writing the grant.

Zoning Administrator Gloria Schleef reported on the following:

- ▶ The Zoning Office will compile a list of questions for Global Renewable Energy representative Fred Rice. Gloria also asked the committee for their input.
- ▶ Terry Eimen requested that building permit applicants acquire well and septic permits from the health department before a building permit can be issued. He said this would also save the one lot subdivision from paying a \$200 letter of approval fee from the health department. The applicant would only have to get building permits, which would be a savings. He would like the committee to reconsider this requirement. Following further discussion, a motion was made by Beryl Luecke and seconded to leave the permit process as it currently stands. Motion carried.
- ▶ Several farmers currently have trucking companies. Gloria stated a decision will need to be made regarding zoning them as a business. The consensus of the committee was to handle any complaints on a case by case basis.
- ▶ Jim Gilven is very interested in being on the Regional Planning Commission. Gloria stated she would contact Mr. Gilven to discuss the matter further.
- ▶ The State of Illinois has sent a letter to Roger Schuldt concerning a levy that has been built on his property, which is located in a flood plain. The State, along with the Zoning Office, is scheduling an inspection.
- ▶ Many complaints have been received regarding the Dave Perzee residence. Dirt has been moved, trees have been uprooted from river banks, and fill has been brought in. State's Attorney Jim Devine has sent Mr. Perzee a letter concerning this matter.
- ▶ The trailer at Timber Meadows Campground has not been moved from the property.

Photos have been sent to State's Attorney Devine; he will be sending a letter to inform them it must be removed.

- ▶ Zoning Administrator Gloria Schleef attended the Clifton Regional Planning meeting to discuss the International Maintenance Code.
- ▶ The Regional Planning Commission felt the county should require contractors to be licensed and to show proof of insurance and bond. Gloria contacted other counties to determine if they require contractors to register with them. Livingston and McLean County do not enforce this, but the city of Bloomington does insist on licensing. Members of the committee felt this was unnecessary at this time.
- ▶ Regional Planning remarked that the county had a very good system with the current inspectors. They did, however, note the county should be performing heating system inspections. Gloria stated she would contact inspector Myrl Marshall for his opinion.
- ▶ County Engineer Joel Moore is currently researching road set-backs. He will be making a recommendation to change set-backs on township, county, state, and federal roads.
- ▶ Regional Planning would like the State's Attorney to get a determination from the Attorney General regarding charging for building permits on the following agricultural property: houses, garages, and all non-farm related buildings.

The Regional Planning Commission would like to see the RH-1 zoning classification changed from 15 acres to five acres. They feel 15 acres is excessive. Following further discussion, a motion was made by Jim Meyer and seconded to approve Regional Planning's suggestion to change RH-1 from 15 acres to five acres. Motion carried.

Regional Planning discussed conditional uses and the difficulty of administering them and knowing when the uses may change. They recommend changing a conditional use for a previous homesite to a permitted use if the area was a proven homesite, buildings were still standing, and the ground had not been farmed. A motion was made by Dale Schultz and seconded to make the zoning classification a permitted use under A-1 and A-2. Motion carried.

As there was no further business to come before the committee, it was moved by Beryl Luecke and seconded to adjourn at 12:09 P.M. Motion carried.

All of which is respectfully submitted.

s/Merle Lemenager
s/Donna Wasmer
s/Jim Meyer
s/Donna Crow
s/Dale Schultz
s/Troy Krumwiede
s/Beryl Luecke

PLANNING & ZONING
November 27, 2007

Mr. Lemenager, Chairman of the Planning and Zoning Committee, gave the report of his committee and moved for adoption. The motion was seconded, after which an extensive question and answer period took place. Mr. Michael Dietchweiler, owner of the property adjacent to the property sought to be rezoned by Global Renewable Energy, spoke on behalf of himself and other

objectors. On November 6, 2007, Mr. Dietchweiler filed a “Demand for Super Majority Approval” of the rezoning application in the office of County Clerk Mark Henrichs. Mr. Henrichs confirmed that the following document was filed and recorded in his office on November 6th.

DEMAND FOR SUPER MAJORITY APPROVAL

**Re: Rezoning Application of Art Burns/Fred Rice
13-F1-18-35-400-003**

DEMAND IS HEREBY MADE for Super Majority Approval of the above referenced Rezoning Application all according to 55 ILCS 5/5-12014.

This Demand is made by Adrenne and Michael Dietchweiler, owners of the property adjoining the parcel sought to be rezoned. Adrenne & Michael Dietchweiler own 2,750 feet of frontage along the property sought to be rezoned, which constitutes more than twenty (20%) percent of said properties frontage as defined in 55 ILCS-12014.

s/Adrenne Dietchweiler
ADRENNE DIETCHWEILER

s/Michael Dietchweiler
MICHAEL DIETCHWEILER

Mr. Dietchweiler submitted an “Objection to the Application For Rezoning/Regional Planning Filed by “Global Renewable Energy” and asked that it be made a part of the permanent record. The following is the objection submitted by Mr. Dietchweiler.

**OBJECTION TO THE APPLICATION FOR REZONING/REGIONAL PLANNING
FILED BY “GLOBAL RENEWABLE ENERGY”**

This Objection is to the application for rezoning/regional planning filed by “Global Renewable Energy” filed by Michael L. Dietchweiler and Adrenne R. Dietchweiler as owners and occupants of the adjacent 20 acres to the immediate South [sic] of the land subject to the application for rezoning.

FACTS

In 1986 the objectors purchased the acreage to the immediate North of the property sought to be rezoned by applicant. Immediately upon purchasing the property, objectors applied for a rezoning of the property from A-1 to Residential Estates. The appropriate hearings upon the rezoning application were conducted and the Zoning Board of Appeals and all other zoning authorities found that the property was currently used as a residential property with an airport present, compatible use to surrounding land and the highest and best use of the property was Residential Estates. The use was deemed compatible to surrounding areas as such use and been present for in excess of 10 years and Residential Estates with a special use permit as an airport was a compatible use to the surrounding agricultural uses. Objectors certified the airport with the appropriate State and Federal agencies and based privately owned aircraft thereon. For a

period in excess of 30 years, the property has supported ingress and egress to the land via air transportation. In June and July of 2007 more than 1000 flights originated and/or ended at the objector's airport. Most of said flights were engaged for crop spraying operations and servicing local farmers in Iroquois County, Illinois.

The objector's property has consistently been used for residential, airport, and agricultural purposes since January of 1986. The property has been occupied and enjoyed as residential property in peaceful coexistence with the agricultural uses totally surrounding said property. The objector's property is served by a 211 foot deep well and is developed with various permanent structures and 1 ½ acre farm pond.

Applicants have applied for a 135.87 acre (plant location is 44 acres) rezoning of the property directly South of the objector's land to M -2 rezoning. The objector's property has 2,750 feet of frontage upon the 135.87 acre parcel subject to the application for rezoning and constitutes far more than 20% of the frontage of the land sought to be rezoned.

The application for rezoning by Global Renewable Energy ("GRE") is totally incompatible with the residential use of the property to the immediate North. Further, the application for rezoning is so vague in the geographic scope of its request so as to render it incomprehensible. Does the application seek to rezone 135.87 acres or 44 acres? If the application seeks to rezone 44 acres, where is the 44 acres? On the vague character of the application it should be dismissed in its totality as the application on its face is ambiguous and fails to meet the requirements of notice under the due process clause of the Illinois Constitution and the United States Constitution. Further, the application does not meet the requirements of the Illinois Supreme Court ruling in People ex. Rel. Klaern v. Village of Lisle, 2002 Lexis 941, wherein the Illinois Supreme Court ruled rezoning to standards of due process, mini-trial and pleading rules.

The application is also vague in that it requests a change in zoning to "M -2 of whatever is necessary for and [sic] ethanol plant." What type of zoning does applicant request? Again, the applicant fails to give appropriate notice for due process purposes.

The application for rezoning is signed by "Fred E. Rice." The signature is alien to the application made by "Global Renewable Energy." By this fact alone the application should be dismissed. Further, Section 7.8 of the Iroquois County Zoning Ordinances sets forth in pertinent parts:

- “1. Any use established in an industrial district shall be operated in such a manner as to comply with the applicable performance standards; and
2. The application for a rezoning permit for a use by a plan of performance requirements shall be accompanied by a plan of the proposed construction or development; a description of the proposed machinery, processes, and products and specifications for the mechanisms and techniques to be used in meeting the performance standards”.

In the case now before the Zoning Board of Appeals, no specifications, processes, products, plans of construction, proposed machinery or techniques accompanied the plans. The requirements of the Iroquois County Zoning Code were not and are not complied with. At the public hearing before the Planning Commission the applicant's engineer could not even answer the question of:

1. How the large holding tanks were designed; and
2. What the flash points were of chemicals to be used and/or stored at the facility;
3. What equipment/machinery was going to be utilized in the proposed use; and
4. What the specifications of the plant were; and
5. How much water the plant would use; and
6. How much water was to be discarded and in what amounts same could be expected to be expelled.

Iroquois County must follow its own Ordinances. The Zoning Board of Appeals consistently holds every family farmer to the Ordinances when they want to take farm ground out of farming for a family residence use and now they must do so for industrial use as well.

Objectors to the application for rezoning make the following substantive objections to the application for rezoning in addition to the above stated procedural and technical objections:

1. The proposed use is not compatible with the residential use sanctioned by the zoning authority in 1986 and relied upon in the real estate investment of objectors; and
2. The proposed use would exceed the noise limitations allowed in M -2 districts; and
3. The proposed rezoning amounts to spot zoning and is illegal; and
4. The odors to be emitted by the proposed rezoning would render the surrounding residential uses untenable and significantly diminish the values of the existing properties; and
5. The particulate emissions allowed under the applicable M -2 ordinance are 1,188,732 pounds per year and as such, could bury the adjacent land owners in corn hull and shell fallout 12 months per year. Such fall out is very familiar to Watseka at harvest time; and
6. The water use of the proposed ethanol plant would empty wells for miles around and taint the water quality and quantity; and
7. The increased traffic will destroy the quality of life surrounding the proposed rezoning and create life safety issues along Route 24, the main highway through the county seat.
8. The proposed rezoning will significantly diminish the property values surrounding the subject property. One only need remember what happened when Hoopeston opened a new

canning line, all the artesian wells in Crescent City stopped flowing; and

9. The proposed use would violate the easement of ingress and egress by air used by residents of the property for in excess of 30 years; and

10. The proposed rezoning does not fit into the County's comprehensive plan as the plan is for future expansion, but expansion has not reached the 135.87 acre parcel from any direction of almost three miles; and

11. The nuisance-like character of the proposed rezoning would render objector's land valueless; and

12. The community will not gain any promotion of health, safety and/or welfare from the proposed rezoning. In fact, the Fire Departments are ill equipped for such a proposed use, the VOC/VOM emissions would destroy area resident's health and any jobs gained would be offset by diminished real estate values in the area.

13. The roads to the East of the proposed development flood in moderate rain events. With the decreased percolation caused by the construction proposed, the roads will be flooded over in light rain events. The applicant has not complied with the Illinois requirements and County requirements of providing a basic drainage plan.

LEGAL ARGUMENT

The typical zoning issue is initially decided by a municipality or a county administrative arm of government and then amendments to the zoning map are made by the legislative branch of the government agency. Appeals boards many times review initial administrative decisions or recommendations. The Illinois Statute (55 ILCS 5/5-12014) regulates the notice and voting requirements of the rezoning actions. The Circuit Courts and Appellate Courts can review and the case law rendered in such reviews control zoning decisions as a matter of law.

COURT MANDATED FACTORS

Illinois Courts have listed eight (8) factors to be used by authorities in making zoning changes. The factors affecting validity of zoning changes are:

1. Zoning authorities must consider the existing uses of properties surrounding the land requested to be rezoned and the impact upon those existing uses; and

2. Whether any values of surrounding properties will be diminished; and

3. Whether the proposed rezoning would affect health, safety or the general welfare of the community; and

4. If the proposed use is to extract natural resources, what is the gain to the community by access to materials when weighed against the inconvenience to that community; and
5. The suitability of the property for the proposed use; and
6. The length of time existing uses have occurred in the immediate area that may be impacted by the rezoning; and
7. The public necessity for the proposed use; and
8. The thoroughness of investigations of planning/zoning authorities when past zoning decisions were made which created the present zoning and/or comprehensive plans.

The above rezoning criteria were established in Lambrect v. County of Will, 217 Ill. App. 3d 591 (3rd Dist. 1991).

Here, the proposed rezoning is totally incompatible to the adjacent use of residential and airstrip use. No reasonable person can logically believe that Heavy Industry use such as a multi-million gallon ethanol plant, rail yard, and grains storage facility is compatible with the residential use directly to the North of the proposed plant. Much like the fact of incompatibility, no reasonable person can dispute that the objector's property will be devalued to a worthless value should the M -2 rezoning be allowed. Residential Estates market the peace and tranquility of the rural areas surrounding such properties. Any installation of major industry directly adjacent to such property totally destroys the value.

Any impact on health, safety and welfare of the community weighs against the rezoning. The developers have admitted their facility will cause harmful emissions into the air and waste materials to be generated. The fire department of the township of the location is ill equipped and underfunded to safeguard the public from the proposed above-ground storage of highly flammable and potentially explosive liquids. The general welfare of the public will be inconvenienced by longer train delays in Watseka along rural roads and increased truck traffic. Overburdened drainage facilities will be flooded with runoff water. Factor #3 goes against rezoning.

Since the proposed use is not a quarry, mine, or foregoing use, factor #4 is inconsequential.

The objector's maintain that the property proposed to be rezoned is not suitable because of its incompatibility to surrounding uses. Therefore, factor #5 weighs against rezoning.

Factor #6 also weighs against the rezoning as the residential uses surrounding the 135.87 acre parcel have existed for in excess of 20 years. Also, no industrial growth has moved toward

that parcel in a period exceeding 20 years.

Factor #7 plays against rezoning as no necessity exists for the alcohol plant in that location. The product produced by the plant will be shipped outside of the area and Iroquois County will have a properly located alcohol plant in Gillman [sic], which will be operated by experienced owners.

Factor #8 decisively goes against rezoning as the zoning authorities carefully decided in favor of a residential rural estate when objector's applied for same. The reasoning and thoroughness of the zoning authorities has proved true by over 20 years of peaceful coexistence and lack of any incompatibility issues between existing owners.

Since all of the court mandated factors weigh against the rezoning, same must be denied.

The factor considered to be most important by reviewing courts is whether the proposed use is compatible with existing uses. Tens v. Wolhiser, 353 Ill. 212 (1993). Courts must look at the compatibility issue in light of whether the proposed use could generate issues of nuisance complaints and nuisance-like activity. Id. In doing so, Courts look to see if neighbors would suffer inconvenience or changes in quality of land use. Id. No reasonable person can claim there will not be a huge negative impact in objector's in a nuisance-like way. The noise, dust, traffic, fallout, emissions, view, smell and loss of wells are all nuisances, which all would come with rezoning. Any Court would reverse a rezoning on this factor alone. Courts do not allow rezoning to effectuate a confiscation of existing uses, qualitatively or quantitatively, from adjoining landowners.

SPOT ZONING

Clearly the proposed rezoning is spot zoning as no other land other than that proposed for the ethanol plant has been proposed to be rezoned and it is an "island of industrial use" in a sea of incompatibility. Zoning small areas, which are incompatible with existing zoning uses and outside patterns of zoning not of the same or similar uses, are consistently held to be illegal by Illinois Courts. Concerned Citizens for McHenry, Inc. v. City of McHenry, 76 Ill App. 3d 798 (1979). Because the proposed rezoning is "spot zoning" it surely would be deemed illegal.

COMPREHENSIVE PLAN

A comprehensive zoning plan is a scheme or formula that reasonably related to the regulation and restriction of land use. It is a plan directly relevant to deciding whether a proposed rezoning would be in harmony with existing uses.

Here, the comprehensive plan designated the property proposed to be rezoned as "projected growth area." It is not designated "Industrial" or "Business." Therefore, the proposed rezoning would violate the county's own comprehensive plan. Further, as "projected growth area" the plan anticipates growth proceeding from an incorporated area into and upon the

“growth” area. As such, a spot zoning, besides being illegal in and of itself, is a violation of the comprehensive plan.

SUPER MAJORITY APPROVAL MANDATED

The Illinois Statutes provide that if any parcel or parcels adjoining the property to be rezoned constitute 20% or more of the frontage to be rezoned, a 3/4 approval of the County Board is necessary to effect the change of that parcel if 20% or more object. 55 ILCS 5/5-12014. Court cases have held that if the rezoned parcel is part of a larger parcel and the adjoining objecting land owner is the first non-interested party, the super majority provision must be complied with. Here, the objectors hold 2,750 feet of the frontage which constitutes much more than 20% of the frontage proposed to be rezoned. Objectors hereby invoke the super majority approval provisions of the Illinois statutes.

CONCLUSION

For all the reasons stated above, Objectors, Michael and Adrenne Dietchweiler ask that the application for rezoning be dismissed and denied as being contrary to the well established law and procedure of the County of Iroquois and State of Illinois. Where the applicant has failed to apply for a zoning change according to the County Ordinances, they certainly cannot be trusted to construct the plant to the applicable codes. Further, such an unprofessional presentation of an application which thumbs its nose at the Rules and Ordinances of the County certainly should be denied. The problems raised by applicant’s inability and the Planning Commissions’ reluctance to follow the County and State Rules and opens the door for correction and reversal by the Court system and possible damages. Due process and equal protection of the law must be given effect and the application for rezoning must be denied.

s/Michael Dietchweiler
Michael L. Dietchweiler

s/Adrenne R. Dietchweiler
Adrenne R. Dietchweiler

Speakers were Michael Dietchweiler representing objectors, Mr. Fred Rice representing Global Renewable Energy, local citizens, and members of the County Board. Each side presented pertinent information. Topics included water supply, valuation of property, noise, smell, traffic, and emission factors, site plans, job creation, impact on local economy, Mr. Dietchweiler’s federal lawsuit, super majority vote, etc.

The Board, having been advised that Mr. Dietchweiler had filed the proper paperwork to invoke a super majority vote, proceeded to roll call vote. Chairman Schroeder was also advised that due to the super majority mandate, he would also be required to vote.

STATE OF ILLINOIS IROQUOIS COUNTY

Roll Call and Votes in Iroquois County
Recessed Session, December 11, 2007
Chairman Schroeder

On motion to approve November 27, 2007 Planning & Zoning committee report
Aye: Bills, Busick, Crow, DeWitt, Dowling, Haynes, Hiles, Johnson, Kuntz, Lemenager,
Luecke, Meyer, Mowrey, Schroeder, Wilkening, Wynn
Nay: Copas, Hurt, Krumwiede, Schmidt, Wasmer
Present: Hansen, Schultz
Absent: Ebert, Schuldt

Because of the number of County Board members present (23), 18 aye votes are required for approval. State's Attorney Jim Devine advised the Board that the "present" votes do not count with the majority, therefore only 16 votes were recorded in favor and the **motion failed**.

STATE OF ILLINOIS
IROQUOIS COUNTY

County Board, Recessed Session
December 11, A.D., 2007

Mr. Chairman and members of the County Board:

Your committee to whom was referred **Planning and Zoning** would beg leave to submit the following report on the matters before them:

Your committee met at the Administrative Center on November 27, 2007, at 9:00 A.M. Members present were Merle Lemenager, Donna Wasmer, Jim Meyer, Dale Schultz, Troy Krumwiede, Beryl Luecke, and Donna Crow. Also present were Gloria Schleeff, Zoning Administrator; Debbie Wright, Chief Deputy Zoning Administrator; Jim Devine, State's Attorney; and Wendy Davis from the *Times Republic*.

Fred Rice, a representative from Global Renewable Energy Company, distributed an informational packet for the committee to view. The packet was compiled of questions from the Zoning Office, along with articles regarding ethanol plants and the impact they have on surrounding communities and properties.

Global Renewable Energy is currently requesting to rezone from A-2 to M2 with a variance for storage capacity to 1.8 million gallons and a variance for the height to 90 feet for the purpose of starting an ethanol plant in Iroquois Township.

Mr. Rice also informed the committee about the following issues:

- The plant will be designed as a zero-discharge plant, meaning the process water is treated and recycled.
- The ethanol plant may have mild odors. Volatile Organic Compounds are produced by the drying and distillation/fermentation processes and are responsible for any possible odors that are produced at the site. The plant emission control system will capture the VOC's and duct them through a thermal oxidizer where the VOC's are combusted at a temperature between 1,470 and 1,560 degrees Fahrenheit. Through this process 99%+ of the VOC's are destroyed and converted to carbon dioxide and water vapor.
- The life expectancy of an ethanol plant is 30 years; however, with a good maintenance program one could expect a much longer life expectancy. Mr. Rice also

stated if the plant does shut down at any point, language could be added to have the plant removed.

- Global Renewable Energy has stated, based on research, the ethanol plant will not have a negative impact on property values and it will most likely be a positive impact on property and surrounding communities. Property information was included in the information packet.
- Fire safety is very important in ethanol plants. The plant staff will be trained to operate the onsite firefighting equipment that is designed for alcohol blazes including the use of foam that is also stored onsite. Global Renewable Energy will offer the same training to local fire departments at the expense of the plant.

Attorney Michael Dietchweiler spoke to the committee on behalf of himself and concerned citizens. He believes the committee should make revisions to the current ordinance regarding ethanol plants. Mr. Dietchweiler said setbacks should be a minimum of 750 feet from the property line and a 16 foot earth berm would need to be utilized to shield the plant site from adjacent properties. The berm would be built for aesthetics, safety issues, and noise control. He also believes a “well guarantee” should be enforced within a certain radius of the ethanol plant.

Mr. Dietchweiler was also concerned regarding the proximity of the proposed plant to his property. He said if there was any reason he could not enjoy his property to the fullest, they should have to buy him out. This should be secured by a letter of credit or an insurance bond. He said he would be willing to try to live with this, but without these requests, he will not.

Randy Poskin, President of the Ford-Iroquois Farm Bureau, Russell Perkinson, and Martin Wessells all spoke in favor of the proposed ethanol plant. They stated development, industry, and jobs are greatly needed in the county. Promoting agricultural businesses would greatly benefit the area.

Following further discussion, a motion was made by Jim Meyer and seconded to **approve** the rezoning of the 44 acre tract from A-2 to M2 with a variance for the storage tank capacity of 1.8 million gallons and the height of 90 feet. Roll call vote. Meyer: Aye; Luecke: Aye; Krumwiede: Nay; Schultz: Aye; Crow: Aye; Wasmer: Nay; Lemenager: Aye. Motion to **approve** carried.

As there was no further business to come before the committee, it was moved by Beryl Luecke and seconded to adjourn at 11:08 A.M. Motion carried.

All of which is respectfully submitted.

s/Merle Lemenager
s/Donna Wasmer
s/Jim Meyer
s/Dale Schultz
s/Troy Krumwiede
s/Beryl Luecke
s/Donna Crow

PLANNING & ZONING

December 7, 2007

and

ORDINANCE NO. 2007-13 (Schneider)

Ordinance recorded and placed on file in the County Clerk's Office

Mr. Lemenager, Chairman of the Planning and Zoning Committee, gave the report of his committee and presented Ordinance No. 2007-13 for adoption. The motion was seconded and carried by a roll call vote.

**STATE OF ILLINOIS
IROQUOIS COUNTY**

Roll Call and Votes in Iroquois County

Recessed Session, December 11, 2007

Chairman Schroeder

On motion to approve December 7, 2007 Planning and Zoning Committee report and Ordinance No. 2007-13

Aye: Bills, Copas, Crow, Dowling, Hansen, Haynes, Hiles, Hurt, Johnson, Krumwiede, Kuntz, Lemenager, Luecke, Meyer, Mowrey, Schmidt, Schultz, Wasmer, Wynn

Absent: Busick, DeWitt, Ebert, Schuldt, Wilkening

**STATE OF ILLINOIS
IROQUOIS COUNTY**

County Board, Recessed Session
December 11, A.D., 2007

Mr. Chairman and members of the County Board:

Your committee to whom was referred **Planning and Zoning** would beg leave to submit the following report on the matters before them:

Your committee met at the Administrative Center on December 7, 2007, at 9:00 A.M. Members present were Merle Lemenager, Troy Krumwiede, Donna Crow, Donna Wasmer, Beryl Luecke, Jim Meyer, and Dale Schultz. Also present were Gloria Schleef, Zoning Administrator; Debbie Wright, Chief Deputy Zoning Administrator; and Wendy Davis from the *Times-Republic*.

Many farmers in Iroquois County currently have trucking companies. The committee discussed several approaches for zoning the properties to business. Zoning Administrator Gloria Schleef stated she has contacted a number of counties to see how they have been handling this problem. She reported most of the counties have never encountered this predicament. A few of the counties said they have neglected to move forward on the matter because they thought this would create bad public relations. The consensus of the committee was to handle any complaints on a case by case basis.

Gloria will be attending an Illinois Wind Working Group Seminar in Peoria on Thursday, December 13, 2007. The seminar will cover all aspects of wind energy siting and taxation. It begins at 8:30 A.M. and will end at 3:30 P.M. Registration is free for all government agencies. Gloria said if any members would like to attend, she would make reservations.

State's Attorney Jim Devine, a representative from the Illinois Department of Natural Resources, and Gloria will be inspecting the properties of Dave Perzee and Roger Schuldt for possible violations. They will be meeting at Attorney Ron Boyer's office on December 12, 2007. Mr. Boyer is representing both Mr. Perzee and Mr. Schuldt.

Gloria told the committee an additional motion will need to be made to revert the property

back to Agriculture if Global Renewable Energy does not follow through with building an ethanol plant in the Watseka area.

Gloria conducted a phone interview with Jim Gilven of Gilman. She stated that he seemed very interested in being a member of the Regional Planning Commission. He said he would be willing to start in January. A motion was made by Dale Schultz and seconded to appoint Jim Gilvin to the Regional Planning Commission. Roll call vote. Motion carried unanimously.

The Illinois Department of Commerce & Economic Opportunity Grant has been completed. A total of \$23,300 will be requested to cover all expenses for reconstructing the land use map and the comprehensive plan. County Board member Susan Wynn will be reviewing the grant before it is submitted.

Following a brief recess, a public meeting was called to order for the purpose of hearing one rezoning.

Attorney Patrick Murphy spoke on behalf of his client Todd Schneider. Mr. Schneider is requesting to rezone 15 plus acres from A-1 to Rural Homestead to build a single family dwelling. Mr. Murphy stated most of the property is located in the flood plain, except 1.67 acres, which has an elevation certificate showing it is high enough to build on. The rest of the low ground will be used for recreational activities, such as hunting.

Both Regional Planning and Zoning Board of Appeals voted unanimously to approve this request. Following further discussion, a motion was made by Dale Schultz and seconded to **approve** rezoning the 15 plus acres from A-1 to RH-1 for the purpose of building a single family home. Roll call vote. Motion to **approve** carried unanimously.

The Wind Tower Ordinance revisions were unanimously passed by Regional Planning and Zoning Board of Appeals. A motion was made by Jim Meyer and seconded to approve the Wind Tower Ordinance revisions. Roll call vote. Motion to approve carried unanimously.

County Engineer Joel Moore suggested the following road setbacks:

- Township road setback of 95' from the center of the road.
- County road setback of 125' from the center of the road.
- State road setback, the applicant should contact IDOT for the road right of way and add 50'.

Regional Planning approved the recommendations. The committee extensively discussed the range of setbacks. No decisions were made at this time.

The Regional Planning members have been working on the comprehensive plan and felt the comprehensive goals and objectives should be placed in the beginning of the Zoning Ordinance. Gloria discussed all of the revisions with the committee and asked for any input. The committee felt goal number 4 should be moved to goal number 1, which states, "Agricultural land should be protected against encroachment by detrimental and conflicting land uses." The committee also discussed sending the land use maps to township officials or possibly bringing them to their meetings in order to get their perspectives. No action was taken.

The committee reviewed the claims. It was moved by Jim Meyer and seconded to pay the bills subject to County Board approval. Motion carried.

As there was no further business to come before the committee, it was moved by Beryl Luecke and seconded to adjourn at 11:35 A.M. Motion carried.

All of which is respectfully submitted.

s/Merle Lemenager

s/Troy Krumwiede
s/Donna Crow
s/Donna Wasmer
s/Beryl Luecke
s/Jim Meyer
s/Dale Schultz

MOTION

It was moved by Mr. Bills and seconded to adjourn for lunch. Motion carried by a voice vote. Luecke voted nay. The meeting adjourned at 11:30 A.M.

The meeting was called back to order at 1:00 P.M.

HEALTH

Mr. Dowling, Chairman of the Health Committee, gave the report of his committee and moved for adoption. The motion was seconded and carried by a roll call vote.

STATE OF ILLINOIS

IROQUOIS COUNTY

Roll Call and Votes in Iroquois County

Recessed Session, December 11, 2007

Chairman Schroeder

On motion to approve Health Committee report

Aye: Bills, Busick, Copas, Crow, DeWitt, Dowling, Hansen, Haynes, Hiles, Johnson, Krumwiede, Kuntz, Lemenager, Luecke, Meyer, Mowrey, Schmidt, Schultz, Wasmer, Wilkening, Wynn

Absent: Ebert, Hurt, Schuldt

STATE OF ILLINOIS

IROQUOIS COUNTY

County Board, Recessed Session

December 11, A.D., 2007

Mr. Chairman and members of the County Board:

Your committee to whom was referred **Health Services** would beg leave to submit the following report on the matters before them:

Your committee met at the Administrative Center on December 3, 2007 at 9:00 A.M. Members present were John Dowling, Betty Busick, Rod Copas, Jean Hiles, and Donna Wasmer. Also present were Dr. James Finnell, Animal Control Administrator; Lou Ellen Strong, Executive Director of The Arc of Iroquois County; Brian Martell, Solid Waste Coordinator; Ron Schroeder, County Board Chairman; and Mindy Kuntz Hagan, County Treasurer.

Mrs. Strong passed out pamphlets about the Christmas Fund at The Arc. This fund was created 24 years ago by the staff at The Arc to purchase gifts for people whose parents/family were

deceased or needy. She said donations to this fund are appreciated and come in many forms such as gift wrap and ribbon. Also volunteers are needed to shop for and wrap gifts. She also said The Greenhouse at The Arc is now taking orders for poinsettias and will be open on Saturday, December 1st, 8th, 15th and 22nd from 9am-12 noon.

Mrs. Strong said they currently have an in-home CILA program with 3 families who have elderly parents. She said they are trying this to see how it works and that it gives them a chance to work with the parents of their clients. She said because of limited funding they can only provide respite services in an emergency situation. The Modern Woodmen organization recently held a fundraiser to help provide additional funding for this service.

She spoke about a documentary film "Body & Soul" which was shown at the Watseka library this fall. The film is about two persons from the Midwest who rely upon each other to live independently. She said the film was nominated for an Academy Award shortly after it was viewed locally. In closing, she thanked the county for its support and said we couldn't do it without you.

Dr. Finnell distributed copies of the Animal Control Report for the period ending November 26, 2007. There were a total of 11 stray dog calls, 13 bite cases, 8 registration violations, 3 welfare and nuisance calls, and 11 dogs impounded. Three dogs were taken to the Vermilion County Welfare Kennel for adoption. Two specimens were sent to the University of Illinois Veterinary Diagnostic Laboratory to be tested for rabies.

Dr. Finnell updated the committee concerning the Elizabeth Brown case. He said it has been a learning experience and has proven to be very expensive. He cited changes in the Animal Control Act and said the state would assist with board bills in the past, but they will no longer do this. He said in the future it may be a viable option to seize and leave. This would mean a person would be hired to care for the animals where they are located, instead of them being impounded.

There was much discussion concerning the Animal Control Fund. Dr. Finnell said Warden Dan Garner is concerned about fees to the state and county and his part of the collecting process. He also said Dan has informed him that he will be requesting a raise. Dr. Finnell said in the past Dan has furnished all computer hardware, air guns, and various other equipment which is needed for his work. He said Dan will provide a written request at the next meeting. It was determined by the committee that there are too many unknowns and they should not proceed with a new Animals and Fowl Ordinance until the Public Health Department has written the new rules.

Brian Martell, Solid Waste Coordinator, distributed copies of the Revenue/Expense Report ending November, 2007. He also provided Solid Waste Fund balances for the past six years; a request for these amounts had been made at the last meeting. The money in this fund originally came from landfill tipping fees. It was noted the fund amount has decreased steadily over the years. Brian said a new moving van is needed at the Cissna Park location. He said he must have the approval of the committee to purchase a van because it is not easy to find one and when one is available, he will need to move fast. A motion was made by Jean Hiles and seconded to approve the purchase of a van and spend up to \$15,000. Before the vote, County Board Chairman Ron Schroeder voiced his concern about such a large purchase, saying it appears the Recycling Center will have to close in the future. Discussion followed with differing opinions. The Health Committee voted three to two to approve the motion. Roll call vote. Hiles: Aye, Busick: Nay, Wasmer: Aye, Copas: Nay, Dowling: Aye. Motion carried.

In other matters, the committee received a copy of a memo from Ford-Iroquois Public Health Administrator Dr. John Pickering announcing his resignation effective February 29th, 2008. The

Board of Health approved the appointment of Mr. Douglas D. Corbett as Public Health Administrator, effective March 1, 2008. Mr. Corbett will take up employment with the agency on January 1, 2008 and will act as the Assistant Public Health Administrator until March 1, 2008.

Mr. Corbett earned a BA in Anthropology/Sociology from Westminster College, Missouri and an MPH from St. Louis University School of Public Health. He is currently the Public Health Administrator at Perry County Health Department, a position he has held since 2004. Previous employment included Epidemiologist with the City of St. Louis, MO, and as a Research Assistant at St. Louis University.

The Committee reviewed the claims. It was moved by Jean Hiles and seconded to pay the bills subject to County Board approval. Motion carried.

As there was no further business to come before the Committee, a motion was made by Rod Copas and seconded to adjourn at 10:35 A.M. Motion carried.

All of which is respectfully submitted.

s/John Dowling
s/Betty Busick
s/Rod Copas
s/Jean Hiles
s/Donna Wasmer

TAX

Mr. Haynes, Chairman of the Tax Committee, gave the report of his committee and moved for adoption. The motion was seconded and carried by a roll call vote.

STATE OF ILLINOIS

IROQUOIS COUNTY

Roll Call and Votes in Iroquois County

Recessed Session, December 11, 2007

Chairman Schroeder

On motion to approve Tax Committee report

Aye: Bills, Busick, Copas, Crow, DeWitt, Dowling, Hansen, Haynes, Hiles, Johnson, Krumwiede, Kuntz, Lemenager, Luecke, Meyer, Mowrey, Schmidt, Schultz, Wasmer, Wilkening, Wynn

Absent: Ebert, Hurt, Schuldt

STATE OF ILLINOIS

IROQUOIS COUNTY

County Board, Recessed Session

December 11, A.D., 2007

Mr. Chairman and members of the County Board:

Your committee to whom was referred **Tax** would beg leave to submit the following report on the matters before them:

Your committee met at the Administrative Center on December 4, 2007, at 9:00 A.M.

Members present were Jerry Haynes, John Kuntz, Kevin Hansen, Jim Hurt, Betty Busick, and Dale Schultz. Also present were Mindy Kuntz Hagan, Treasurer; Bob Yergler, Supervisor of Assessments; Cecelia Dixon, Director of Data Processing; Tom Tuntland, Director of County Information Systems; Mark Henrichs, County Clerk; Ron Schroeder, County Board Chairman; and John Wilkening, County Board Vice Chairman.

Treasurer Mindy Kuntz Hagan reported the final tax distribution has been made. \$89,388 has been transferred to the general fund for "penalties, cost, and interest". \$85,000 had been anticipated in the budget.

Mindy said she is working with Dr. Finnell to get ready for the January 1st dog registration fee increase. They are also working with the State's Attorney on details for a stricter animal control ordinance, in regards to non-compliance with registration. The new ordinance will be designed to get offenders into court more quickly.

Supervisor of Assessments Bob Yergler reported the equalization process is near completion. Notices will be printed this week. He said he should have an estimate of the EAV sometime this week, minus exemptions which can only be a guess at this point.

Bob reported Pigeon Grove and Fountain Creek Townships have lost their assessor, who has moved out of the jurisdiction. He said Nancy Elliott has contracted to do the work in these areas and will likely be picking up any omitted parcels.

A wind energy conference is scheduled to be held in Peoria on December 13th. A wide range of issues will be covered, including the taxation laws and process. Bob said he will attend the program, which is free to county officials, and any Board member wishing to attend can register online.

County Programmer Tom Tuntland said he is working on expected computer changes to the animal control program. He said he is also waiting on information concerning exemption changes which will go into affect next year and will require programming changes.

The new line-writer printer has been purchased at a cost of approximately \$5,500 and will be installed in the Data Processing office on Friday. Tom said the old printer will be used by the Assessment Office, and serve as a back up.

Tom said email problems have been resolved by changing some settings on the server. Upgrades are still needed to the part of the system which runs certain things such as the county's web site.

The committee reviewed the claims. It was moved by Betty Busick and seconded to pay the bills subject to County Board approval. Motion carried.

County Clerk Mark Henrichs distributed an active voters report for all precincts in Iroquois County. Mark said the Sheldon One Precinct recently changed their polling place and all voters have been notified. Middleport One may also change at a later date. The first day to vote absentee for the February 5th election is December 27th. Public questions must be certified to the County Clerk by December 6th. Mark said there will be several public questions on the ballot this year.

Mark reported the new Laserfiche program is installed and working well. He said he will be hiring someone part-time to help with the back file conversion, which will be time-consuming. The employee will be paid from the Recorder's Automation Fund.

The committee discussed levy issues and truth in taxation requirements. The Finance Committee will also address these issues and prepare the levy and publication. Because a truth in taxation hearing will likely be required a special meeting will have to be held because the

publication deadline was missed.

As there was no further business to come before the committee, it was moved by John Kuntz and seconded to adjourn at 11:00 A.M. Motion carried.

All of which is respectfully submitted.

s/Jerry Haynes
s/John Kuntz
s/Kevin Hansen
s/Jim Hurt
s/Betty Busick
s/Dale Schultz

TECHNOLOGY

Mr. Haynes, Chairman of the Technology Committee, gave the report of his committee and moved for adoption. The motion was seconded and carried by a roll call vote.

STATE OF ILLINOIS IROQUOIS COUNTY

Roll Call and Votes in Iroquois County

Recessed Session, December 11, 2007

Chairman Schroeder

On motion to approve Technology Committee report

Aye: Bills, Busick, Copas, Crow, DeWitt, Dowling, Hansen, Haynes, Hiles, Johnson, Krumwiede, Kuntz, Lemenager, Luecke, Meyer, Mowrey, Schmidt, Schultz, Wasmer, Wilkening, Wynn

Absent: Ebert, Hurt, Schuldt

STATE OF ILLINOIS IROQUOIS COUNTY

County Board, Recessed Session
December 11, A.D., 2007

Mr. Chairman and members of the County Board:

Your committee to whom was referred **Technology** would beg leave to submit the following report on the matters before them:

Your committee met at the Administrative Center on December 4, 2007, at 11:00 A.M. County Board Members present were Jerry Haynes, John Kuntz, Kevin Hansen, Betty Busick, John Wilkening, Ron Schroeder, and Dale Schultz. Also present were Nita Dubble, 911 Coordinator; John Jenkins, Systems Coordinator; Tom Tuntland, Director of County Information Systems; Yvonne Doggett, Chief Deputy Treasurer; Undersheriff Derek Hagen; Korbin Siddal, Sandi Drake, and Stan Mercer.

911 Coordinator Nita Dubble reported the IDA computer had been repaired by Illiana Tek and she did not have to use one of her computers to check the service outlet.

Nita introduced her two guests, Korbin Siddal and Stan Mercer of Integrity Networking

Solutions, Inc. of Urbana, IL. Mr Siddal was present to discuss his estimate to repair the County computer system which supports the email, web hosting, and access to T-1. Mr. Siddal's estimates were based on diagrams provided by Director of County Information Systems Tom Tuntland. One quote included Cisco Hardware; the second quote included Linksys Hardware. Following discussion, it was the consensus of the committee to go with one server and Linksys switches at an estimated cost of \$12,471.66 (see attached). It was moved by John Kuntz and seconded to approve Integrity Network Solutions, Inc. to provide under proposal EST2007109 a computer system with one server at an estimated cost of \$12,471.66; to be paid from the Circuit Clerk Automation Fund. Motion carried by a voice vote.

It was moved by Kevin Hansen and seconded to adjourn at 12:15 P.M. Motion carried
All of which is respectfully submitted.

s/Jerry Haynes
s/John Kuntz
s/Kevin Hansen
s/Betty Busick
s/John Wilkening
s/Ron Schroeder
s/Dale Schultz

MANAGEMENT

Mrs. Mowrey, Chairman of the Management Committee, gave the report of her committee and moved for adoption. The motion was seconded and carried by a roll call vote.

STATE OF ILLINOIS

IROQUOIS COUNTY

Roll Call and Votes in Iroquois County

Recessed Session, December 11, 2007

Chairman Schroeder

On motion to approve Management Committee report

Aye: Bills, Busick, Copas, Crow, DeWitt, Dowling, Hansen, Haynes, Hiles, Johnson, Krumwiede, Kuntz, Lemenager, Luecke, Meyer, Mowrey, Schmidt, Schultz, Wasmer, Wilkening, Wynn

Absent: Ebert, Hurt, Schuldt

STATE OF ILLINOIS

IROQUOIS COUNTY

County Board, Recessed Session

December 11, A.D., 2007

Mr Chairman and members of the County Board:

Your committee to whom was referred **Management Services** would beg leave to submit the following report on the matters before them:

Your committee met at the Administrative Center on December 4, 2007, at 9:00 A.M. Members present were Harriett Mowrey, Beryl Luecke, Merle Lemenager, Jean Hiles, Dennis Johnson, and Alan DeWitt. Also present were Larry Pankey, Maintenance Supervisor; and Sheriff Eldon Sprau.

Board member Dennis Johnson told the committee of a local organization in need of a P.A. system. The Slow Boys Tractor and Engine Club is a newer and rapidly growing organization that has members from all over Iroquois County. The club meets at the Gilman firehouse and with the increasing memberships along with guest speakers they have recognized the need for a P.A. system. Dennis asked if the system that was taken out of the County Board room could be donated or sold to the organization. A motion was made by Alan DeWitt and seconded to donate the old P.A. system to the Slow Boys Tractor & Engine Club, who in turn made donations of \$150 to the local food pantry and the Gilman Fire Department. Motion carried.

Sheriff Eldon Sprau informed the committee that the FOP settled on a three year contract. Although the language of the contract is not final, the FOP did agree on salary increases and employees will also pay \$20 per month for health insurance.

Eldon also said he was contacted by a state agency checking to see if the X-ray machine at the Courthouse was registered. He was told that this is mandated by the state and must be done annually to check for radiation and safety. This will cost approximately \$125 for the registration and annual inspection.

Larry Pankey, Maintenance Supervisor, reported on the following:

- The updated P.A. system in the County Boardroom is working well. There have been a few complaints of feedback. After inspecting the control panel it was apparent the volume control had been turned up causing the feedback. It was noted that the settings on the control panel are not to be moved or changed as this could cause the speakers to blow.
- The room divider in the Headstart classroom is being taken down due to its condition. Maintenance is constructing four foot walls that will be installed in place of the current divider.
- A pressure test that was performed by Kone Inc. is needed to register and certify the elevator and dumb waiter at the Courthouse.
- The labels that will be used for the inventory have been received. The inventory process will begin in January.

Larry also told the committee that the phone service will be switched over to Access One later this week. The phones are expected to be down for a short period of time. With the new service he feels it would be a good time to start with the new phone system in the Courthouse.

The committee reviewed claims. It was moved by Alan Dewitt and seconded to pay the bills subject to County Board approval. Motion carried.

A question regarding hunting on County property was raised. There should be signs posted stating that there is no hunting on the County property. Eldon stated that he would check for the signs and replace them if they have been removed.

As there was no further business to come before the committee, it was moved by Jean Hiles and seconded to adjourn at 10:03 A.M. Motion carried.

All of which is respectfully submitted.

s/Harriett Mowrey
s/Beryl Luecke
s/Merle Lemenager
s/Jean Hiles
s/Alan DeWitt
s/Dennis Johnson

**JUDICIAL & PUBLIC SAFETY
and
ORDINANCE NO. 2007-14**

Mr. Kuntz, Chairman of the Judicial and Public Safety Committee, gave the report of his committee and presented Ordinance No. 2007-14 for adoption. The motion was seconded and carried by a roll call vote.

**STATE OF ILLINOIS
IROQUOIS COUNTY**

Roll Call and Votes in Iroquois County

Recessed Session, December 11, 2007

Chairman Schroeder

On motion to approve Judicial & Public Safety Committee report and Ordinance No. 2007-14

Aye: Bills, Busick, Copas, Crow, DeWitt, Dowling, Hansen, Haynes, Hiles, Johnson, Krumwiede, Kuntz, Lemenager, Luecke, Meyer, Mowrey, Schmidt, Schultz, Wasmer, Wilkening, Wynn

Absent: Ebert, Hurt, Schuldt

**STATE OF ILLINOIS
IROQUOIS COUNTY**

County Board, Recessed Session

December 11, A.D., 2007

Mr. Chairman and members of the County Board:

Your committee to whom was referred **Judicial & Public Safety** would beg leave to submit the following report on the matters before them:

Your committee met at the Courthouse on December 5, 2007 at 9:00 A.M. Members present were John Kuntz, John Wilkening, Susan Wynn, Lowell Schmidt, Donna Crow, Rod Copas, and Alan DeWitt. Also present were Arlene Hines, Circuit Clerk; Mike Power, Probation Supervisor; Bill Cheatum, Coroner; Undersheriff Derek Hagen; Judge James Kinzer; Jim Devine, State's Attorney; and Ron Schroeder, County Board Chairman.

Judge Jim Kinzer reported this week he and Arlene Hines will be picking jury pools to serve for the next several months.

Undersheriff Derek Hagen distributed two 911 reports from the Sheriff's department. One

report was from January 1, 2000 through December 5, 2000. The other report was from January 1, 2007 through December 5, 2007. These reports explain the nature of the 911 call and the total number of calls taken. The reason for these reports is to demonstrate the increase of 911 calls in Iroquois County. Also, Undersheriff Hagen distributed a letter from Sheriff Eldon Sprau presenting the number of habitants vs. the number of police officers in Iroquois County. According to the State of Illinois Uniform Crime Report, the Iroquois County Sheriff's department is understaffed.

Undersheriff Hagen reported two additional squad cars were purchased from the new 2007-2008 budget. The two new Chevrolet Impalas should be on the road by week's end. The two squad cars purchased from the 2006-2007 budget are currently on the road.

Undersheriff Hagen reported the Grand Jury will perform a jail inspection on Thursday, December 6th at 9 a.m.

Additionally, Undersheriff Hagen reported the State has informed the Sheriff's department that the X-Ray and Metal Detector at the courthouse will be subjected to an annual inspection with a fee of \$100. This inspection is necessary to make certain radon or any other harmful substances are not present.

Arlene Hines, Circuit Clerk, distributed her report for November 2007 and answered questions.

Mike Power, Probation Supervisor, reported his department's new radios are working well.

Coroner Bill Cheatum reported for the month of November 2007. There were five autopsies, no inquests held, ten coroner's certificates issued, twenty-six coroner calls transferred back to a doctor, and nine cremation permits issued.

Chairman John Kuntz distributed and discussed ESDA Coordinator Carl Gerdovich's report for November 2007.

State's Attorney Jim Devine reported on a new ordinance for the Sheriff's department. The purpose of the ordinance is to authorize the Sheriff to withdraw inmate funds for payment of prisoner medical expenses, and to allow the State's Attorney to institute civil proceedings to recover the expenses of convicted inmates at the county jail. This ordinance needs full county board approval. It was moved by John Wilkening and seconded to recommend adoption of the aforementioned ordinance. Motion carried.

Jim reported December 14th will be Assistant State's Attorney Bill Donohue's last day with the State's Attorney's department. His replacement, Susan Barker, will begin on December 17th. Ms. Barker has prior prosecuting experience.

Jim also discussed the issue of Zoning Board of Appeals members being sued by Iroquois County resident Michael Dietchweiler because of a zoning matter. Jim said he has hired attorney Ron Boyer to defend them, as it is a federal matter and he does not handle federal cases. Mr. Boyer does have experience in that field. Jim also noted the county insurance does not cover civil matters and would like to revisit the insurance coverage on that issue.

The committee reviewed the claims. It was moved by Rod Copas and seconded to pay the bills subject to County Board approval, with the exception of a claim submitted by ESDA Coordinator Carl Gerdovich which will be held out for clarification. Motion carried.

As there was no further business to come before the committee, it was moved by Alan Dewitt and seconded to adjourn at 10:38 A.M. Motion carried.

All of which is respectfully submitted.

s/John Kuntz

s/John Wilkening
s/Susan Wynn
s/Lowell Schmidt
s/Donna Crow
s/Rod Copas
s/Alan Dewitt

ORDINANCE NO. 2007-14

**AUTHORIZATION FOR SHERIFF TO WITHDRAW INMATE FUNDS FOR
PAYMENT OF PRISONER MEDICAL EXPENSES AND FOR THE STATE'S
ATTORNEY TO INSTITUTE CIVIL PROCEEDINGS TO RECOVER THE EXPENSES
OF CONVICTED INMATES OF THE COUNTY JAIL**

WHEREAS, under the authority of 730 ILCS 125/20 the County Board may require convicted persons confined to its jail to reimburse the county for the expenses incurred by their incarceration to the extent of their ability to pay, and the Iroquois county Sheriff shall establish by regulation criteria for a reasonable deduction from money credited to any account of an inmate to defray the cost to the county for an inmates' medical care, and the State's Attorney may institute civil actions to recover from convicted confined persons the expenses incurred by their confinement, and

WHEREAS, the Judicial Committee, at its specially scheduled and duly noticed meeting of December 5, 2007, after review, discussion and consideration, recommended that the Sheriff shall make a reasonable deduction and withdraw from inmates funds, including but not limited to commissary funds, for the costs of an inmate's medical care to the extent of their ability to pay by established regulations, and the State's Attorney is authorized and requested to institute civil proceedings against convicted inmates for the expenses of their incarceration, at the discretion of the State's Attorney of Iroquois County.

NOW, THEREFORE, BE IT ORDAINED BY the Iroquois County Board, that after review, discussion and consideration, it hereby adopts and passes this ordinance as written, and the Iroquois County Code in amended by addition as follows:

The Sheriff shall establish regulation criteria for a reasonable deduction and withdrawal from money credited to any account of an inmate, including but not limited to commissary funds, to defray the costs to the county for an inmate's medical care, and the sheriff, or such person as is designated by the county sheriff, is hereby authorized to make such withdrawal in accordance with said regulation criteria to pay for such medical.

The State's Attorney of Iroquois County is authorized and requested, at the discretion of the State's Attorney, to institute civil proceedings in the circuit court against convicted inmates for the expenses incurred by their confinement in the county jail to the extent of their ability to pay. The funds recovered shall be paid into the county Treasury.

ADOPTED and passed this 11th day of December, 2007.

s/Ronald Schroder
Ronald Schroeder
County Board Chairman

ATTEST:

s/Mark R. Henrichs
MARK HENRICHS, County Clerk

FINANCE

Mr. Meyer, Chairman of the Finance Committee, gave the report of his committee. Following discussion, it was moved by Mr. Copas and seconded to remove paragraph twelve, (review of bids for auditor and motion to accept bid), for separate consideration. Motion carried by a roll call vote.

STATE OF ILLINOIS IROQUOIS COUNTY

Roll Call and Votes in Iroquois County

Recessed Session, December 11, 2007

Chairman Schroeder

On motion to remove paragraph for separate consideration (auditor bids)

Aye: Bills, Copas, DeWitt, Hansen, Haynes, Johnson, Krumwiede, Lemenager, Luecke, Schultz, Wilkening

Nay: Busick, Crow, Dowling, Hiles, Kuntz, Meyer, Mowrey, Schmidt, Wasmer, Wynn

Absent: Ebert, Hurt, Schuldt

Following extension discussion, Mr. Dowling moved to call for the question, which was seconded and carried by a roll call vote.

STATE OF ILLINOIS IROQUOIS COUNTY

Roll Call and Votes in Iroquois County

Recessed Session, December 11, 2007

Chairman Schroeder

On motion to call for the question

Aye: Bills, Busick, Copas, Crow, DeWitt, Dowling, Hansen, Haynes, Hiles, Johnson, Krumwiede, Kuntz, Lemenager, Luecke, Meyer, Mowrey, Schmidt, Schultz, Wasmer, Wilkening

Present: Wynn

Absent: Ebert, Hurt, Schuldt

It was moved by Mr. Dowling and seconded to approve the paragraph and accept the bid as

reported. Motion carried by a roll call vote.

STATE OF ILLINOIS

IROQUOIS COUNTY

Roll Call and Votes in Iroquois County

Recessed Session, December 11, 2007

Chairman Schroeder

On motion to approve the removed paragraph and accept auditor bid as reported

Aye: Busick, Crow, DeWitt, Dowling, Hiles, Kuntz, Meyer, Mowrey, Schmidt, Wasmer,
Wynn

Nay: Bills, Copas, Hansen, Haynes, Johnson, Krumwiede, Lemenager, Luecke, Schultz,
Wilkening

Absent: Ebert, Hurt, Schuldt

It was moved by Mr. Meyer and seconded to approve the report as submitted. Motion carried by a roll call vote.

STATE OF ILLINOIS

IROQUOIS COUNTY

Roll Call and Votes in Iroquois County

Recessed Session, December 11, 2007

Chairman Schroeder

On motion to approve Finance Committee report as submitted

Aye: Bills, Busick, Copas, Crow, DeWitt, Dowling, Haynes, Hiles, Johnson, Krumwiede,
Kuntz, Lemenager, Luecke, Meyer, Mowrey, Schmidt, Schultz, Wasmer, Wilkening, Wynn

Absent: Ebert, Hansen, Hurt, Schuldt

STATE OF ILLINOIS

IROQUOIS COUNTY

County Board, Recessed Session

December 11, A.D., 2007

Mr. Chairman and members of the County Board:

Your committee to whom was referred **Finance** would beg leave to submit the following report on the matters before them:

Your committee met at the Administrative Center on December 6, 2007, at 9:00 A.M. Members present were Jim Meyer, Russell Bills, Harriett Mowrey, Lowell Schmidt, John Dowling, Susan Wynn, and Jerry Haynes. Also present were Roger Schuldt, Schuldt Insurance; Mindy Kuntz Hagan, Treasurer; Bob Yergler, Supervisor of Assessments; Cecelia Dixon, Director of Data Processing; Mark Henrichs, County Clerk; Tom Tuntland, Director of County Information Systems; Carl Gerdovich, ESDA Director; Ron Schroeder, County Board Chairman; John Wilkening, County Board Vice Chairman; and Wendy Davis from the *Times-Republic*.

Roger Schuldt, Schuldt Insurance, submitted the County's renewal premium for December

1, 2007 to December 1, 2008. The premium breakdown, compared to last year's premium is as follows:

	2007 premium	2008 premium
◆ Liability, including auto	\$96,769	\$112,785
◆ Inland Marine	6,651	6,282
◆ Boiler	5,498	5,830
◆ Property Coverage	29,958	29,235
◆ Workers Comp	187,640	<u>187,360</u>
		\$249,709

Roger said, in answer to a question regarding liability and errors and omissions coverage, all the County's liability insurance is bundled into one package from Governmental Interinsurance Exchange (GIE); coverage in the amount of \$5 million dollars with a \$2,500 deductible. As for civil liability coverage, Roger said a "Taking" is not a peril that is covered, meaning if County Board members or Board of Appeals members, etc are accused of and sued for "taking the value of one's property" they would not be covered under any provision in the County's policy. Roger said a representative from Bliss McKnight will attend next month's Finance meeting.

Treasurer Mindy Kuntz Hagan reported she continues to receive reimbursement payments from the State for the Public Defender's salary. Mindy said she is working with Dr. Finnell on the details of the dog registration fee increase. A press release will be published to notify the public.

Supervisor of Assessments Bob Yergler said level three work has been completed. The overall EAV is \$469,780,479; an approximate gross increase from last year of \$14.7 million dollars, (approximately 13.5 million increase in residential; 5.6 million increase in farm homesite; and 6.4 million loss in farmland value, along with small increases in commercial and industrial property). The overall gross increase will be reduced by ½ or more when all exemptions, freezes, abatements, TIF loss, etc, are subtracted.

Director of Data Processing Cecelia Dixon reported she is working mostly on the transition from old budget to new budget in payroll, etc.

The committee reviewed the levy proposal and truth in taxation hearing requirements. There is some question as to whether the levy is to be compared to last year's levy or to last year's extension, in determining whether a truth in taxation hearing is required when exceeding 105%. Regardless of this, the County has come to a point where additional money is needed to pay the bills and must increase the levy by approximately 30% over last year's extension. This does not mean that tax bills will increase by 30%. The County's portion of a tax bill is only 12% to 16% of the total bill. Additionally, because many of the rates are capped, and the County, like all taxing bodies, will be held to the maximum rate on many lines. There are some lines however, such as liability insurance, workers comp, and IMRF, that have no maximum rate.

Following extensive discussion, it was moved by Jerry Haynes and seconded to give the Finance Chairman authority to act on behalf of the committee, and ask the County Clerk to prepare and publish the truth in taxation notice as soon as possible. Motion carried. Dowling voted nay. The truth in taxation hearing will be held on December 20, 2007 at 9:00 A.M. in the County Boardroom. At 9:30 A.M. a special meeting of the full County Board will be held to approve the 2007 tax levy ordinance, which must be filed in the County Clerk's office by December 26th.

ESDA Director Carl Gerdovich was present to clarify a claim that was “red-flagged” at the Judicial Committee meeting. Carl said he fueled the County’s truck at a gas station because no one was available at the jail to show him how to use the tank there. He had added this bill to a claim previously prepared but the new total was mistakenly not changed to reflect the new amount.

The committee reviewed the claims. It was moved by Susan Wynn and seconded to pay the bills subject to County Board approval. Motion carried.

The following paragraph removed for separate consideration and subsequently approved as written.

[The committee opened and reviewed bids for an accounting firm to perform the Iroquois County audit for the period ending November 30, 2007. The three companies submitting bids were Burke, Montague, and Associates, LLC - Bradley, IL with a bid of \$38,500; Clifton, Gunderson, LLP - Kankakee, IL with a bid of \$65,000 plus \$8,000 for Circuit Clerk’s audit; and Smith, Dykstra, Koelling, and Ohm, - Bourbonnais, IL with a bid of \$38,000. Following brief discussion, it was moved by John Dowling and seconded to accept the low bid of \$38,000 from the County’s current auditor, Smith, Dykstra, Koelling, and Ohm. Roll call vote: Bills: Aye; Haynes: Nay; Mowrey: Aye; Dowling: Aye; Schmidt: Aye; Wynn: Aye; Meyer: Aye. Motion carried. It was the consensus of the committee that it may be a good idea to put the audit out for bid every three to five years, along with the property and casualty insurance as well; however, it needs to be done several months in advance in order to get optimal results.]

As there was no further business to come before the committee, it was moved by John Dowling and seconded to adjourn at 10:35 A.M. Motion carried.

All of which is respectfully submitted.

s/Jim Meyer
s/Russell Bills
s/Harriett Mowrey
s/Lowell Schmidt
s/John Dowling
s/Susan Wynn
s/Jerry Haynes

**TRANSPORTATION & HIGHWAY
RESOLUTION NO. R2007-20
and
RESOLUTION NO. R2007-21**

Mr. Wilkening, Chairman of the Transportation and Highway Committee, gave the report of his committee and presented Resolutions No. R2007-20 and R2007-21. Mr. Wilkening moved for adoption of all which was seconded and carried by a roll call vote.

**STATE OF ILLINOIS
IROQUOIS COUNTY**

Roll Call and Votes in Iroquois County

Recessed Session, December 11, 2007

Chairman Schroeder

On motion to approve Transportation & Highway Committee report, Resolution No. R2007-

20 and R2007-21

Aye: Bills, Busick, Copas, Crow, DeWitt, Dowling, Hansen, Haynes, Hiles, Johnson, Krumwiede, Kuntz, Lemenager, Luecke, Meyer, Mowrey, Schmidt, Schultz, Wasmer, Wilkening, Wynn

Absent: Ebert, Hurt, Schuldt

STATE OF ILLINOIS
IROQUOIS COUNTY

County Board, Recessed Session
December 11, A.D., 2007

Mr. Chairman and members of the County Board:

Your committee to whom was referred **Transportation & Highway** would beg leave to submit the following report on the matters before them:

Your committee met at the Iroquois County Highway Building on Friday, December 7, 2007. The meeting was called to order at 9:00 A.M. Members present were: John Wilkening, Chairman, Russell Bills, Kevin Hansen, Jim Hurt, Ed Schuldt, Dennis Johnson, and Joel Moore, County Engineer.

The committee examined the claims and financial reports for the month of November 2007. After reviewing all claims, it was moved by Ed Schuldt and seconded to pay the following claims, subject to County Board approval.

County Highway	\$ 61,563.51
County MFT	\$143,277.53
County Bridge	\$ 15,997.73
TBP	\$ 61,216.84
Township MFT	\$ 66,344.43

Motion carried.

Joel presented the Illinois Department of Transportation Audit of the Motor Fuel Tax Funds and the Township Bridge Program for the 2006 calendar year for the Committee's review.

Joel presented a resolution for MFT appropriation for his salary and traveling expenses in the amount of \$90,000 for 2008. Dennis Johnson moved and was seconded to approve this resolution. Motion carried.

Joel next presented to the committee the County Maintenance Resolution in the amount of \$995,000.00 for the year of 2008. Kevin Hansen moved and was seconded to approve this resolution. Motion carried.

Jim Hurt moved and was seconded to authorize the purchase of a 2008 Ford F250 4x4 diesel with a secure utility bed for the price of \$33,032.73 from Watseka Ford Lincoln Mercury. Motion carried.

Joel discussed the progress of several ongoing projects with the Iroquois County Highway Department.

As there was no further business to come before the committee, Kevin Hansen moved and it was seconded to adjourn the meeting at 10:05 A.M. Motion carried.

All of which is respectfully submitted.

s/John Wilkening
s/Russell Bills
s/Kevin Hansen
s/Dennis Johnson
s/Jim Hurt
s/Ed Schuldt

**RESOLUTION NO. R2007-20
RESOLUTION APPROPRIATING MOTOR FUEL TAX FUNDS**

WHEREAS: The County Engineer is required to devote a portion of his time for Motor Fuel Tax Construction and Maintenance sections; and

WHEREAS: Motor Fuel Tax monies are used to pay for salaries, materials, and equipment rental for approved Motor Fuel Tax work,

NOW THEREFOR BE IT RESOLVED BY THE IROQUOIS COUNTY BOARD AS FOLLOWS:

Section One: That the amount of Ninety Thousand and No Cents (\$90,000.00) be appropriated from the County Motor Fuel Tax Fund for the County Engineer’s Salary and Expenses - Section 08-00000-00-CS for the year beginning January 1, 2008 and ending December 31, 2008.

Section Two: That the County Clerk be directed to transmit two (2) certified copies of this resolution to the District Engineer’s office in Ottawa, Illinois.

PASSED AND APPROVED THIS 11TH DAY OF DECEMBER 2007

STATE OF ILLINOIS)
)
IROQUOIS COUNTY)

I, Mark R. Henrichs, County Clerk in and for said County, in the State aforesaid, and keeper of the records and files thereof, as provided by Statute, do hereby certify the foregoing to be a true, perfect, and complete copy of a Resolution adopted by the County Board of Iroquois County, at its recessed meeting held at Watseka, Illinois on December 11, 2007.

IN TESTIMONY WHEREOF, I hereunto set hand and affixed the Seal of said County at my office in Watseka, Illinois in said County this 11th day of December 2007.

SEAL

s/Mark R. Henrichs
MARK R. HENRICHS, COUNTY CLERK

seconded to approve the report. Motion carried by a roll call vote.

**STATE OF ILLINOIS
IROQUOIS COUNTY**

Roll Call and Votes in Iroquois County

Recessed Session, December 11, 2007

Chairman Schroeder

On motion to approve Policy & Procedure Committee report

Aye: Bills, Busick, Copas, Crow, DeWitt, Dowling, Hansen, Haynes, Hiles, Johnson, Krumwiede, Kuntz, Lemenager, Luecke, Meyer, Mowrey, Schmidt, Schultz, Wasmer, Wilkening, Wynn

Absent: Ebert, Hurt, Schuldt

**STATE OF ILLINOIS
IROQUOIS COUNTY**

County Board, Recessed Session

December 11, A.D., 2007

Mr. Chairman and members of the County Board:

Your committee to whom was referred **Negotiations** would beg leave to submit the following report on the matters before them:

Your committee met at the Administrative Center of November 28, 2007 at 1:00 P.M. Members present were Ronald Schroeder, Lowell Schmidt, and Harriett Mowrey. Also present were attorney David Hibbon representing Iroquois County, the FOP representative Mr. Burke, and members of the three FOP bargaining units.

The County discussed and presented proposals to the FOP. They were as follows:

- Adjusted the vacation days to coincide with other FOP members.
- Increased the uniform allowance from \$750 to \$900; they pay their own taxes
- FOP accepted the employees health insurance as presented, employees will pay \$20 per month
- County proposed a three year contract totaling 13.25% in salary increases
 - 4 1/4 % increase year one
 - 4 1/5% increase year two
 - 4 1/5% increase year three

The FOP has tentatively approved the County's proposals with the exception of some language changes they are discussing with Attorney Burke and Sheriff Sprau. A contract will be presented at the January County Board meeting. Increases in salary will be retroactive to December 1, 2007.

The meeting adjourned at 5:15 P.M.

**STATE OF ILLINOIS
IROQUOIS COUNTY**

County Board, Recessed Session
December 11, A.D., 2007

Mr. Chairman and members of the County Board:

Your committee to whom was referred **Policy and Procedure** would beg leave to submit the following report on the matters before them:

Your committee met at the Administrative Center on December 10, 2007, at 9:00 A.M. Members present were Ron Schroeder, John Wilkening, Jerry Haynes, Harriett Mowrey, John Dowling, John Kuntz, Jim Meyer, and Merle Lemenager. Also present were Mark Henrichs, County Clerk; Mindy Kuntz Hagan, Treasurer; Joel Moore, County Engineer; Gloria Schleef, Zoning Administrator; Bob Yergler, Supervisor of Assessments; Tom Tuntland, Director of County Information Systems; Jim Devine, State's Attorney; Sheriff Eldon Sprau; Carl Gerdovich, ESDA Director; Barb Witte, Administrative Assistant to the County Board; County Board members Rod Copas, Dale Schultz, Kevin Hansen, Lowell Schmidt, and Russell Bills; Wendy Davis from the *Times-Republic*; and Lynn Dill from the *Kankakee Journal*.

The committee reviewed the claims. There were questions concerning a claim submitted by Public Defender Dale Strough for the process of serving papers. They would like clarification as to why the Public Defender's Office is using a private company for paper service at \$35 per job, rather than utilizing the Sheriff's Department at no cost. It was moved by John Dowling and seconded to pay the bills subject to County Board approval, with the exception of the Public Defender claim in question. Roll call vote. Motion carried unanimously.

State's Attorney Jim Devine was present to answer questions concerning the Forensic Investigation of the Iroquois County Circuit Clerk's Office. An extensive report, prepared by BDO Consulting was submitted to the committee for their review. They reported that based on their investigation, there was insufficient evidence to attribute the approximate \$16,000 cash shortages to a specific individual. The firm's conclusion listed two procedural deficiencies which continue to exist and it was suggested Circuit Clerk Arlene Hines work with the County's auditor to correct these issues. Jim said changes have been implemented in the bookkeeping process since Circuit Clerk employee Lisa Hines assumed these duties in April of 2004, and no shortages have been identified since that time.

The committee briefly discussed the issue of a possible lawsuit filed by county resident Michael Dietchweiler against all County Board members because of a zoning matter. The Finance committee was advised that Board members will not be covered under the County's policy. Finance Chairman Jim Meyer said it is standard procedure that certain exclusions apply to all insurance policies. State's Attorney Jim Devine noted the County does provide legal representation. It is feared that some Board members may be intimidated to vote a certain way by the threat of a lawsuit. The State's Attorney also advised that a super-majority vote, (75% of the members present voting in favor), may be required to approve the Global Renewal Energy Company rezoning request.

Chairman Schroeder reported the County has reached a tentative agreement with the FOP union. The three-year contract will include salary increases of 4.25% for year one, 4.50% for year two, and 4.50% for year three, as well as other changes to language including an employee contribution for health insurance. It is likely the contract will be ready for approval in January. Salary increases will be retro-active to December 1, 2007.

Chairman Schroeder reported for information only, Show Bus will be increasing coverage to include DeWitt County. The Board will be asked to approve a resolution next month to amend the intergovernmental agreement to include DeWitt County.

Chairman Schroeder reminded committee members the Truth in Taxation Hearing will be held on December 20th at 9:00 A.M. The full County Board will meet at 9:30 A.M. to approve the 2007 tax levy ordinance, which will be prepared by the State's Attorney.

Each committee chairman highlighted their report and answered questions.

County Clerk Mark Henrichs submitted the 2008 holiday/meeting calendar for the Board's approval. It was moved by John Kuntz and seconded to approve the calendar as submitted. Motion carried.

As there was no further business to come before the committee, it was moved by Jerry Haynes and seconded to adjourn at 10:57 A.M. Motion carried.

All of which is respectfully submitted.

s/Ron Schroeder
s/John Wilkening
s/Harriett Mowrey
s/Jerry Haynes
s/John Dowling
s/John Kuntz
s/Jim Meyer
s/Merle Lemenager

APPOINTMENTS

Chairman Schroeder presented the following appointments for approval. It was moved by Mr. Kuntz and seconded to approve the appointments. Motion carried by a voice vote.

Garrett Beebe of 575 N 1600 East Rd, Cissna Park, IL to Drainage Commissioner of Whiskey Creek Drainage District for a term to expire on the 1st Tuesday of September 2010.

Harmon D. Monk of 257 E State Route 116, Ashkum, IL to Drainage Commissioner of #59 - Union Drainage District No. 1 of Ashkum & Danforth Townships for a term to expire on the 1st Tuesday of September 2010.

John A. Schoolman of 1507 N 2800 East Rd, Sheldon, IL to Drainage Commissioner of #55 - Possum Trot Drainage District for a term to expire on the 1st Tuesday of September 2010.

Leon Thomas of 290 E 1450 North Rd, Onarga, IL to Drainage Commissioner of #48 - Onarga & Ridgeland Drainage District No. 1 for a term to expire on the 1st Tuesday of September 2010.

David Hansen of 671 E 2950 North Rd, Clifton, IL to Drainage Commissioner of Milks Grove Special Drainage District No. 1 for a term to expire on the 1st Tuesday of September 2010.

Scott Rosenberger of 753 N 1650 East Rd, Milford, IL to Drainage Commissioner of Union Drainage District No. 1 of Stockland and Prairie Green Townships for a term to expire on the 1st Tuesday of September 2010.

Lester E. Walder of PO Box 86, East Lynn, IL to Drainage Commissioner of Fountain Creek Drainage District No. 2 for a term to expire on the 1st Tuesday of September 2010.

Craig Rabideau of 3044 River Rd, Kankakee, IL to Drainage Commissioner of #11 -

Ashkum Drainage District No. 1 for a term to expire on the 1st Tuesday of September 2010.

Harold M. Loy of 2761 E 2900 North Rd, Beaverville, IL to Drainage Commissioner of #85 - Big Beaver Levee & Drainage District for a term to expire on the 1st Tuesday of September 2010.

Jim Gilvin of 316 N Main, Gilman, IL Regional Planning Commission for a three year term.

CLAIMS

The following claims were presented for payment. It was moved by Mr. Johnson and seconded to approve the claims. Motion carried by a roll call vote.

STATE OF ILLINOIS

IROQUOIS COUNTY

Roll Call and Votes in Iroquois County

Recessed Session, December 11, 2007

Chairman Schroeder

On motion to approve claims

Aye: Bills, Busick, Copas, Crow, DeWitt, Dowling, Hansen, Haynes, Hiles, Johnson, Krumwiede, Kuntz, Lemenager, Luecke, Meyer, Mowrey, Schmidt, Schultz, Wasmer, Wilkening, Wynn

Absent: Ebert, Hurt, Schuldt

COUNTY HIGHWAY - GAS & OIL

HERITAGE FS, INC	2,922.20
MEIER OIL SERVICE, INC	443.55
PENCE OIL COMPANY	490.90
SCOTCHMONS STORES	620.21

COUNTY HIGHWAY - OFFICE EXP PRINT & PUBLISHING

AT&T MOBILITY	222.60
CREATIVE OFFICE SYSTEMS, INC	152.42
FRANCOTYP-POSTALIA INC	103.53
IROQUOIS CO SOIL & WATER CONS	100.00
MINDY KUNTZ HAGAN CO TREASURER	206.87
STAPLES	81.27

COUNTY HIGHWAY - ROAD SUPPLIES CONSTRUCTION CST

EMULSICOAT INC	523.80
FORESTRY SUPPLIERS INC	1,901.96
IROQUOIS PAVING CORP	6,081.57
LYLE SIGNS INC	560.10
MOSLEY CONSTRUCTION INC	5,446.90
VARSITY STRIPING & CONSTRUCTION	17.50

COUNTY HIGHWAY - REPAIRS & SHOP SUPPLIES

WATSEKA CHRYSLER, PLYMOUTH	36.90
BIG R STORES	108.82
C & C TIRE AND AUTO SERVICE	70.70
CLAUSS SPECIALTIES INC	156.00
FARM PLAN	667.62
HICKSGAS WATSEKA, INC	191.97
MARTIN EQUIPMENT OF IL INC	1,508.91
STOCKLAND SERVICE INC	1,187.07
WATSEKA FORD LINCOLN MERCURY	1,098.13
WATSEKA NAPPA	491.85

COUNTY HIGHWAY - BUILDING MAINTENANCE

CANADY LABS, INC	70.30
CULLIGAN WATER CONDITIONING	30.50
EASTERN ILLINI ELECTRIC COOP	557.00
MINDY KUNTZ HAGAN CO TREASURER	128.93
NICOR GAS	109.49
ROYCE BALLARD LANDSCAPING	85.00

COUNTY HIGHWAY - PURCHASE OF EQUIPMENT

RAHN EQUIPMENT COMPANY	14,750.00
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COUNTY BRIDGE - CONST OF BRIDGES & ROADS & ETC

FEHR-GRAHAM & ASSOCIATES LLC	2,813.77
HUTCHISON ENGINEERING INC	5,261.86
IROQUOIS PAVING CORP	118.26
IROQUOIS TITLE COMPANY	270.00
TOBEY'S CONSTRUCTION & CARTAGE	7,533.84

TOWNSHIP BRIDGE - CONST OF BRIDGES & ROADS & ETC

IROQUOIS PAVING CORP	946.08
TOBEY'S CONSTRUCTION & CARTAGE	60,270.76

COUNTY MOTOR FUEL TAX - SALARY - COUNTY ENGINEER

MINDY KUNTZ HAGAN CO TREASURER	6,277.38
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COUNTY MOTOR FUEL TAX - PAYROLL

MINDY KUNTZ HAGAN CO TREASURER	10,888.83
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COUNTY MOTOR FUEL TAX - CONTRACTORS & SUPPLIES

CONRAD TRUCKING, INC	119,049.48
GENERAL MATERIALS CORP	4,893.83
METAL CULVERTS, INC	1,721.32

MORRISON & BENOIT CONSTRUCTION 446.69

TOWNSHIP MOTOR FUEL TAX - CONTRACTORS & SUPPLIES

CONRAD TRUCKING, INC 1,874.74
GENERAL MATERIALS CORP 5,315.77
GROSSO CONSTRUCTION CO 2,150.49
IROQUOIS TRUCKING CO.,INC 11,998.32
ONARGA TOWNSHIP 20,000.00
PIGEON GROVE TWP TREASURER 6,673.02
STOCKLAND TOWNSHIP TREASURER 992.12
WEBER TRUCKING, INC 17,339.97

SHERIFF - MILEAGE & TRAVEL

ELDON E SPRAU 36.05
KEN WARD 46.80

SHERIFF - LEADS

COMMUNICATIONS REVOLVING FUND 1,215.39

SHERIFF - DIET OF PRISONERS

ARAMARK SERVICES INC 3,836.25

SHERIFF - EXPENSE OF OFFICE

CREATIVE OFFICE SYSTEMS, INC 171.02
SANDY DRAKE 7.97
DEREK HAGEN 16.25
WALMART COMMUNITY BRC 14.88

SHERIFF - GAS & OIL

PENCE OIL COMPANY 6,427.26
PHILLIPS 66 - CONOCO 76 71.29
SHELL FLEET PLUS 86.58

SHERIFF - MEDICINE

CVS PHARMACY 791.59
WALMART COMMUNITY BRC 6.00

SHERIFF - PRISONER SUPPLIES

MEDIACOM 85.04
WALMART COMMUNITY BRC 35.01

SHERIFF - INVESTIGATION EXPENSE

RANDY EIMEN 6.99
JONATHAN RIECHES 4.24

RAY O'HERRON CO., INC	54.20
SCOTCHMONS STORES	5.81
WALMART COMMUNITY BRC	474.27

SHERIFF - UNIFORM & WEAPON ALLOWANCE

RAY O'HERRON CO., INC	247.85
PRECISION CARTRIDGE INC	451.24

SHERIFF - RADIOS & AUTO EQUIPMENT

WALMART COMMUNITY BRC	42.24
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SHERIFF - MAINTENANCE OF AUTOS

ALIGNMENT UNLIMITED INC	24.40
BIG R STORES	22.92
C & C TIRE AND AUTO SERVICE	498.63
MIKE COLEMAN	22.22
DRALLE CHEV-CAD-OLDS & GEO INC	31.11
ROBERT L. FLESHER	11.45
JONCO PRODUCTS INC	44.90
KAPER'S HARDWARE & BUILDING	19.12
PENCE OIL COMPANY	291.43
RANDY VAUGHN DBA	2,574.69
READ AUTO & FARM REPAIR	26.73
RUST CHEVROLET, INC	144.80
WATSEKA NAPPA	128.12

SHERIFF - DOCTOR FEES

FAMILY MEDICINE ASSOCIATES	8.60
IROQUOIS EMERGENCY MED SPEC	44.00
DAVID C. NAGELE, D.D.S	184.00
PHILIP ZUMWALT MD	480.00

CORONER - EXPENSE OF OFFICE

CREATIVE OFFICE SYSTEMS, INC	99.80
USA MOBILITY WIRELESS INC	22.05

CORONER - MAINTENANCE OF AUTOS

C & C TIRE AND AUTO SERVICE	438.63
WATSEKA MUFFLER	338.56

CORONER - AUTOPSIES & X-RAYS & ETC

AIT LABORATORIES	375.00
AUTOPSY PATHOLOGY CONSULTANTS	1,750.00
KANKAKEE COUNTY CORONERS	1,250.00

STATES ATTORNEY - CRIMINAL PROSECUTION

BERKOT SUPER FOODS #305	11.70
JAMES A DEVINE	147.93
JAMES PUBLISHING INC	77.94
DEBRA K. TURRELL	474.00
WEST GROUP PAYMENT CENTER	1,118.50

STATES ATTORNEY - EXPENSE OF OFFICE

AQUALITY SOLUTIONS	14.00
BERKOT SUPER FOODS #305	15.43
CREATIVE OFFICE SYSTEMS, INC	174.46

E.S.D.A. - SUPPLIES & EXPENSES

CARL GERDOVICH	103.72
MINDY KUNTZ HAGAN CO TREASURER	55.48
NEXTEL COMMUNICATIONS	89.83
QUILL CORPORATION	67.49

COURTS - BAILIFF SALARY

DAN SAWYER	1,092.00
DONALD R KING	455.00
ROSCOE MASON	1,547.00

COURTS - SPECIAL ATTORNEY HIRE

DALE STROUGH	345.00
JENNIFER SIMUTIS, ATTY AT LAW	4,238.07
KEVIN B WITT	2,160.00

COURTS - JUDGES OFFICE EXPENSE

CREATIVE OFFICE SYSTEMS, INC	209.69
GORDON L. LUSTFELDT	32.05
MARTIN WHALEN OFFICE SOLUTIONS	179.00

COURTS - LIBRARY

WEST GROUP PAYMENT CENTER	1,514.73
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COURTS - COURT SERVICES

DILIGENT DETECTIVE AGENCY LTD	74.00
JENNIFER L SCHUNKE	1,286.60
JOSE G DAMIA	285.00

PROBATION - MILEAGE & TRAVEL

MINDY KUNTZ HAGAN CO TREASURER	25.89
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MICHAEL C POWER 66.93

PROBATION - JUVENILE BOARDING

VERMILION COUNTY TREASURER 425.00

PROBATION - EARLY INTERVENTION (JUVENILE)

IROQUOIS MENTAL HEALTH CENTER 420.00

PROBATION - EXPENSE OF OFFICE

AQUALITY SOLUTIONS 16.50

CREATIVE OFFICE SYSTEMS, INC 119.54

NEXTEL COMMUNICATIONS 75.65

MICHAEL C POWER 20.99

CIRCUIT CLERK - EXPENSE OF OFFICE

CREATIVE OFFICE SYSTEMS, INC 150.60

DILIGENT DETECTIVE AGENCY LTD 115.00

ARLENE HINES 61.80

ILLINOIS DEPT OF PUBLIC HEALTH 15.00

RAMCO 96.88

ZONING AND PLANNING - BOARD ZONING APPEALS PER DIEM

BARB TEIG 55.00

ELIZABETH THOMPSON 55.00

JILL JOHNSON 55.00

MYRL MARSHALL 55.00

RUSSELL PERKINSON 55.00

TERRY BURTON 55.00

WAYNE WAGNER 55.00

ZONING AND PLANNING - REGIONAL PLANNING PER DIEM

BRYAN LUKE 55.00

CHARLES LEITZ 55.00

DON DEANY 55.00

ROGER FRANCIS 55.00

HARRY MOGGED 55.00

MIKE MORAN 55.00

DONALD WAUTHIER 55.00

ZONING AND PLANNING - BOARD OF APPEALS TRAVEL

GLORIA SCHLEEF 12.13

BARB TEIG 12.13

ELIZABETH THOMPSON 21.34

JILL JOHNSON 18.43

RUSSELL PERKINSON	24.25
TERRY BURTON	6.79
WAYNE WAGNER	31.04
DEB WRIGHT	4.85

ZONING AND PLANNING - INSPECTIONS

MELVIN ALCORN	715.00
BATES BROWN	1,375.00
MYRL MARSHALL	660.00
MATTHEW TUTTLE	935.00
WILLIAM BARRETT	220.00

ZONING AND PLANNING - ADMINISTRATION TRAVEL & EDUCATION

GLORIA SCHLEEF	41.71
SCOTCHMONS STORES	40.00

ZONING AND PLANNING - REGIONAL PLANNING TRAVEL

GLORIA SCHLEEF	12.13
BRYAN LUKE	28.13
CHARLES LEITZ	13.58
ROGER FRANCIS	12.13
HARRY MOGGED	22.31
MIKE MORAN	12.61
DONALD WAUTHIER	18.43
DEB WRIGHT	4.85

ZONING AND PLANNING - PUBLICATIONS

BAIER PUBLISHING CO	16.25
THE GILMAN STAR, INC	33.60
TWIN STATES/KANKAKEE VALLEY	39.20

COUNTY CLERK - TRAVEL & CONVENTION EXPENSE

MARK HENRICHS	281.48
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COUNTY CLERK - EXPENSE OF OFFICE

CREATIVE OFFICE SYSTEMS, INC	256.30
MARK HENRICHS	3.20

COUNTY CLERK - MICROFILM REPAIR & SUPPLIES

TIGER DIRECT	150.74
TKB ASSOCIATES INC	1,533.50

BOARD OF REVIEW - EXPENSE OF OFFICE

THE ADVOCATE	20.00
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BAIER PUBLISHING CO	27.00
THE GILMAN STAR, INC	22.50
MILFORD HERALD, INC	30.00
PAXTON PRINTING, INC	35.00
THE LONE TREE LEADER	26.00

COUNTY TREASURER - EXPENSE OF OFFICE

CREATIVE OFFICE SYSTEMS, INC	15.25
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POSTAGE FOR COUNTY OFFICES - POSTAGE

MINDY KUNTZ HAGAN CO TREASURER	4,000.00
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ASSESSMENT OFFICE - EXPENSE OF OFFICE

CREATIVE OFFICE SYSTEMS, INC	91.65
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ASSESSMENT OFFICE - TAX MAPS SERVICE

THE SIDWELL COMPANY	4,067.60
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COURTHOUSE, JAIL, & ADMIN CTR - TELEPHONE

A T & T LONG DISTANCE	525.77
ACCESS ONE	52.77
AT&T	3,944.04
AT&T MOBILITY	186.09
I-KAN	247.45
NEXTEL COMMUNICATIONS	45.58

COURTHOUSE, JAIL, & ADMIN CTR - ELECTRICITY

AMEREN CIPS	9,255.22
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COURTHOUSE, JAIL, & ADMIN CTR - WATER

CITY OF WATSEKA	619.10
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COURTHOUSE, JAIL, & ADMIN CTR - HEATING

NICOR GAS	413.96
VANGUARD ENERGY SERVICES LLC	2,230.60

COURTHOUSE, JAIL, & ADMIN CTR - MAINTENANCE & REPAIRS

BIG R STORES	126.91
C & C TIRE AND AUTO SERVICE	20.30
HUXMAN ADVERTISING	814.80
KAPER'S HARDWARE & BUILDING	189.85
MODERN GLASS COMPANY	25.00
PEOPLES COMPLETE BLDG CENTER	192.14
PLUMB MART	315.52

PRECISION PIPING	496.40
TIM GOODMAN DBA	360.00
WALMART COMMUNITY BRC	66.19

COURTHOUSE, JAIL, & ADMIN CTR - SERVICE CONTRACTS

ALLIED WASTE SERVICES #726	547.04
ANGEL PEST CONTROL LLC	29.00
AQUALITY SOLUTIONS	42.34
URBAN ELEVATOR SERVICE	291.00

COURTHOUSE, JAIL, & ADMIN CTR - HOUSEHOLD SUPPLIES

CANADY BUILDING MAINTENANCE	2,177.17
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COUNTY BOARD - SUPPLIES & EXPENSES

DONNA WASMER	115.62
JOHN DOWLING	69.55
JOHN KUNTZ	191.48
MINDY KUNTZ HAGAN CO TREASURER	9.96

OTHER - CONTINGENT

BDO SEIDMAN LLP	14,658.32
ST. ATTY APP PROSECUTOR	1,020.00

DATA PROCESSING - OFFICE SUPPLIES

MHM BUSINESS SERVICES INC	250.00
QUILL CORPORATION	361.11

DATA PROCESSING - COMPUTER & COPIER PAPER SUPPLY

PRECISION DATA PRODUCTS	76.29
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DATA PROCESSING - SOFTWARE CONTRACTS/LICENSES

LIANT SOFTWARE CORP	1,042.00
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ANIMAL CONTROL - SALARIES - WARDENS

DAN GARNER	1,355.00
WILLIAM GARNER	220.00

ANIMAL CONTROL - ANIMAL CARE

FORT DODGE ANIMAL HEALTH	1,019.82
WILLIAM A GARNER DBA	3,248.00

ANIMAL CONTROL - OFFICE SUPPLY/VACCINATION TAGS

DR JAMES FINNELL	44.16
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CAPITAL IMPROVEMENTS - SHERIFF - CAPITAL EXPENSES

JESSIE WHITE SECRETARY 160.00
KENNETH J CAILTEUX 4,882.40
NORDMEYER GRAPHICS 1,087.56
RAY O'HERRON CO., INC 643.22

CAPITAL IMPROVEMENTS - PROBATION - CAPITAL EXPENSE

KENNETH J CAILTEUX 930.00

CAPITAL IMPROVEMENTS - DATA PROCESS - CAPITAL EXPENSE

PRECISION DATA PRODUCTS 6,641.00

TEEN COURT FUND - MILEAGE & TRAVEL

NICK BRAULT 15.00
BECCA CAILTEUX 15.00
BRANDON DUBY 15.00
LAURA PETERS 15.00
JESSICA STEWART 20.00

TEEN COURT FUND - EXPENSE OF OFFICE

ALL AMERICAN ATHLETICS 160.50
BERKOT SUPER FOODS #305 7.36
AMY JO HUFFORD 36.00
JOSE G DAMIA 45.00
MICHAEL SABOL 150.00
SUBWAY RESTAURANT 92.96

RETIREMENT - COUNTY SHARE OF FICA

FORD-IROQ PUBLIC HEALTH DEPT 8,391.08

RETIREMENT - CO SHARE OF RETIREMENT (IMRF)

FORD-IROQ PUBLIC HEALTH DEPT 9,113.87

WORKMANS COMPENSATION - WORKMANS COMPENSATION

ROGER SCHULDT INSURANCE 95,578.00

LIABILITY INSURANCE - INSURANCE

S & A CONCRETE CONSTRUCTION 43,027.00
ROGER SCHULDT INSURANCE 154,131.80

COUNTY FARM - TRANSFER TO GENERAL FUND ACCT

MINDY KUNTZ HAGAN CO TREASURER 67,643.00

AUTOMATION CIRCUIT CLERK - AUTOMATION CIRCUIT CLERK

GOODIN ASSOCIATES, LTD	865.00
AUTOMATION COUNTY RECORDER - AUTOMATION EXPENSES	
COTT SYSTEMS	1,381.39
SOLID WASTE DISPOSAL - TELEPHONE	
AT&T	56.54
SOLID WASTE DISPOSAL - HEATING & ELECTRICITY	
AMEREN CIPS	90.31
SOLID WASTE DISPOSAL - GENERAL OPERATIONS	
AQUALITY SOLUTIONS	34.92
BIG R STORES	20.46
BP	229.04
HICKSGAS WATSEKA, INC	52.80
MINDY KUNTZ HAGAN CO TREASURER	81.00
QUILL CORPORATION	145.15
SOLID WASTE DISPOSAL - MAINTENANCE & REPAIRS	
K & H TRUCK PLAZA, INC	580.86
KKK SANITARY DISPOSAL, INC	153.88
M H EQUIPMENT CORPORATION	108.90
DRUG ABUSE FUND - CONTINGENT	
ALEXI GIANNOULIAS	262.00
INHERITANCE TAX - CONTINGENT	
ALEXI GIANNOULIAS	635,051.10
PROBATION SERVICES FEE - DRUG TESTING	
WITHAM TOXICOLOGY	69.00
COURT SECURITY FEE - COURT SECURITY CONTINGENT	
HUXMAN ADVERTISING	47.94
MOBILE HOME TAX - TAX DISTRIBUTION	
MINDY KUNTZ HAGAN CO TREASURER	2,012.78
GROUP INSURANCE TRUST FUND - MONTHLY FIXED COSTS - HEALTH	
BENEFIT ADMINISTRATIVE SYSTEMS	24,797.31

ADJOURNMENT

It was moved by Mr. Kuntz and seconded to adjourn at 3:05 P.M. Motion carried. The next

County Board meeting will be held in Watseka, Illinois at the Administrative Center on December 20, 2007 at 9:30 A.M.