

The County Board of Whiteside County, Illinois, convened in the County Board room at the Law Enforcement Center in Morrison, on Tuesday, August 15, 2023, at 6:30 p.m. Notice of the meeting was given to all Board Members and was posted in the County Clerk's office.

Mr. Koster, Chairman, called the board meeting to order and directed the Clerk to call the roll. On roll call members: Thomas Ausman, Daniel Bitler, Sue Britt, Michael Clark, Barry Cox, Douglas Crandall, Sally Douglas, Shawn Dowd, James Duffy, Glenn Frank, Kurt Glazier, Mark Hamilton, Martin Koster, Joan Padilla, Brooke Pearson, Linda Pennell, Glenn Truesdell, Daniel (Sam) Wancket, Matt Ward, Doug Wetzell, Thomas (Alex) Williams and Tom Witmer (22) were present; members: Paul Cunniff, Alex Regalado, Larry Russell, Ernest Smith and Chad Weaver (5) were absent.

Mr. Koster led the Board in the Pledge of Allegiance to the Flag.

Motion by Ms. Pearson that the County Clerk dispense with the reading of the minutes of the July 18, 2023 board meeting, and that these minutes, as sent to the members, be approved. Seconded by Mr. Ausman. Motion carried.

Mr. Glazier presented the following Resolution:

RESOLUTION NO. 08-2023-1

WHEREAS, since our last Whiteside County Board meeting, family and friends of George "Bud" Howard Thompson, former Whiteside County Board Member, have been saddened by his passing on July 5, 2023 and

WHEREAS, Mr. Thompson served as a County Board member from December 2010 through November 2022, as a member of the Whiteside County Juvenile Justice Council from its inception in June 2013 through February 2023 and as a member of the Whiteside and Carroll County Enterprise Zone Management Organization from July 2001 through July 2023; and

WHEREAS, we, the members of the Whiteside County Board, with sincerity and respect, wish to condole the Thompson family in their hour of bereavement;

NOW, THEREFORE BE IT, RESOLVED, that the Board's deepest sympathies, memorialized by this Resolution, be conveyed to the Thompson family.

Motion by Mr. Glazier to approve the foregoing Resolution of Condolence for the family of George "Bud" Howard. Motion carried.

Mr. Wetzell presented the following Resolution:

RESOLUTION NO. 08-2023-2

WHEREAS, Aurelio & Araceli Gallardo, 603 Avenue B, Sterling, Illinois, 61081, duly filed with the Building and Zoning Administrator, their petition praying that the premises located at 25778 Fulfs Road, Sterling, Illinois and legally described as follows:

A part of the Southeast Quarter (SE ¼) of Section 36, Township 22 North, Range 6 East of the Fourth Principal Meridian in Whiteside County, Illinois, more particularly described as follows: Beginning at a point on the South line of the said Southeast Quarter (SE ¼) which is South 89 degrees 39 minutes 26 seconds West (assumed bearings), 916.18 feet from the Southeast corner thereof; thence continuing South 89 degrees 39 minutes 26 seconds West, 369.99 feet; thence North 00 degrees, 02 minutes 05 seconds East 305.60 feet to a steel rod; thence North 89 degrees 24 minutes 14 seconds East, 386.23 feet to a steel rod: thence South 03 degrees 03 minutes 22 seconds West, 307.84 feet to the Point of Beginning; all situated in the Township of Genesee, County of Whiteside, State of Illinois, be granted a Special Use Permit in the A-1 Agricultural District to allow for an Event Venue/Banquet Hall, and;

WHEREAS, the Zoning Hearing Officer has recommended to this Board that said premises should be granted a Special Use Permit in the A-1 Agricultural District with the following conditions:

1. Any outdoor lighting shall be located so that it does not unreasonably disturb the neighboring property owners or the safety of the motoring public.
2. Access to the site shall be approved/permitted by the jurisdiction having authority over the roadway.
3. The barn structure will have to comply with the 2015 International Building Codes as adopted by the Whiteside County Board as well as all other applicable regulations for the change in occupancy use to an event venue/banquet hall.
4. All parking must be contained on site, there shall be no parking on or along Fulfs Road.
5. All ADA parking spaces shall be maintained on a Portland concrete cement surface while the standard parking spaces may be maintained as gravel.
6. All forms of sound generation including music (DJ, Band, etc.) shall be confined to the interior of the barn structure.

- Any noise or sound shall not unreasonably disturb the neighboring property owners.
7. The evergreen trees currently located on the western portion of the site shall be maintained in a healthy state and throughout the life of the project. Any evergreen that is dead or dying shall be removed and replaced with another evergreen tree at least six feet (6') in height at the time of planting/installation with spacing no greater than 10 feet (10') on center (o.c.).
 8. Days of operation shall be Friday, Saturday and Sunday with all events ending no later than 1:00 AM.

NOW THEREFORE be it Resolved and Ordained by this Board, that the above described premises be and they are hereby granted said Special Use Permit in said A-1 Agricultural District.

Motion by Mr. Wetzell to approve the foregoing Resolution for Aurelio & Arceli Gallardo requesting the approval of a Special use Permit in the A-1 Agricultural District to allow for an Event Venue/Banquet Hall at 25778 Fulfs Road, Sterling, IL. Motion carried.

Mr. Wetzell presented the following Resolution:

RESOLUTION NO. 08-2023-3

WHEREAS, Clover Solar, LLC, P.O. Box 14055, Chicago, Illinois, 60614, duly filed with the Building and Zoning Administrator, their petition praying that the premises located at 14577 Frog Pond Road, Fulton, Illinois and legally described as follows:

Beginning at the monumented Southeast corner of said Northeast Quarter (NE ¼) of Section 23; thence North 00 Degrees 30 Minutes 39 Seconds West, along the East line thereof, a distance of 854.18 feet; thence North 89 Degrees 17 Minutes 28 Seconds West, a distance of 1309.88 feet to the West line of said East half (E ½) of the Northeast Quarter (NE ¼) of Section 23; thence South 00 Degrees 29 Minutes 20 Seconds East, along said West line, a distance of 854.18 feet to the Southwest corner thereof; thence South 89 Degrees 17 Minutes 28 Seconds East, along the South line of said East half (E ½) of the Northeast Quarter (NE ¼) of Section 23, a distance of 1310.20 feet to the Point of Beginning, be granted a Special Use Permit in the A-1 Agricultural District to allow for a Solar Farm, and;

WHEREAS, the Zoning Hearing Officer has recommended to this Board that said premises should be granted a Special Use Permit in the A-1 Agricultural District with the following conditions:

1. Any outdoor lighting shall be located so that it does not unreasonably disturb the neighboring property owners or the safety of the motoring public.
2. There shall be no employees permanently located at the site.
3. Routine service and maintenance shall only be conducted during regular business hours.
4. Access to the site shall be approved/permitted by the jurisdiction having authority over the roadway.
5. Final project parcel area, approved at time of building permit issuance, including all acreage required to meet setbacks, distances from residences, access to the site from public roadway, etc. shall remain intact and under the full lease control of the owner/operator of said solar farm throughout the life of the project.
6. A surety bond shall be required in compliance with the timeline as outlined in the Agricultural Impact Mitigation Agreement (AIMA) insuring the proper decommissioning of the site.
7. In consideration for the issuance of this Special Use Permit, CLOVER SOLAR, LLC, P.O. BOX 14055, CHICAGO, ILLINOIS 60614, its successors and assigns, shall defend, indemnify and save harmless from liability Whiteside County, Illinois and its officers, officials, employees and members of the County Board from and against any and all claims, demands, losses, lawsuits, causes of action, damages, injuries, costs, expenses, including but not limited to, attorney's fees and costs of litigation arising from or under this Special Use Permit or from the construction, maintenance or operation of the solar energy project contemplated under this Special Use Permit regardless of whether any such claim or litigation is based upon contract, tort or any other claimed legal theory.

NOW THEREFORE be it Resolved and Ordained by this Board, that the above described premises be and they are hereby granted said Special Use Permit in said A-1 Agricultural District.

Motion by Mr. Wetzell to approve the foregoing Resolution for Clover Solar LLC requesting the approval of a Special use Permit in the A-1 Agricultural District to allow for a Solar Farm at 14577 Frog Pond Road, Fulton, IL. Motion carried.

Whitney Strohmeier, Representative from Joseph Meyer & Assoc. Inc. gave an overview of the County Trustee Program regarding delinquent tax sales and answered questions from the board.

Mr. Wetzell presented the following Resolution:

RESOLUTION NO. 08-2023-4

WHEREAS, bids for "2023-24 FUEL" were received on July 28, 2023 for supplying unleaded gasoline and premium diesel fuel to the Whiteside County Highway Department and various county departments, and;

WHEREAS, the low bid for the delivery fee (bid constant) of regular unleaded gasoline at \$0.076/gallon was submitted by Pearl City Elevator, Inc. of Lena, IL, and the low bid for the delivery fee (bid constant) of premium diesel fuel at \$0.076/gallon was submitted by Pearl City Elevator, Inc. of Lena, IL. Each bid is in addition to the variable “rack price” and applicable surcharges and taxes, and;

WHEREAS, the Committee reviewed the bid and recommends their approval to the Whiteside County Board.

NOW THEREFORE BE IT RESOLVED that Pearl City Elevator, Inc. of Lena, IL be awarded the supply of unleaded gasoline and the supply of premium diesel for the 2023-24 fuel contract.

Motion by Mr. Wetzell to approve the foregoing Resolution for the award of unleaded gasoline and diesel fuel to Pearl City Elevator, Inc. of Lena, IL, as presented. After discussion, the question was called and the motion was declared carried.

Motion by Mr. Wetzell to place on file the Public Works Committee’s meeting report, July 2023 claims report, Township motor fuel tax claims and related informational items, as presented. Motion carried.

Motion by Mr. Wetzell to place on file the Landfill Committee’s reports, Quarterly Prairie Hill RDF Activity reports, Quarterly Waste Activity Inspection reports and related informational items, as presented. Motion carried.

Lauren Lee, GIS Coordinator, explained to the board the County’s new website. She stated that the previous website was designed in 2006. The new website is much more modern and user friendly. There was some technical difficulties with the presentation and was continued later in the meeting.

Ms. Pearson presented the following Resolution:

RESOLUTION NO. 08-2023-5

WHEREAS, The Supervisor of Assessment’s office is responsible for Real Estate parcel combinations within the County; and,

WHEREAS, It has been our practice to follow the rules below when combining Real Estate parcels within the County; and,

WHEREAS, The County Board wishes to officially adopt the following policy relating to Real Estate parcel combinations,

NOW, THEREFORE, BE IT RESOLVED BY THE WHITESIDE COUNTY, as follows:

Paragraph 1. The County hereby adopts the following rules for Real Estate parcel combinations:

1. Requested parcels have to be in the same taxing district
2. Requested parcels have to be in the same ownership
3. Requested parcels have to be in the same Township
4. Requested parcels have to be in the same Subdivision
5. Requested parcels have to be in the same Section number
6. Requested parcels have to be contiguous
7. Requested parcels need to have the same assessor land use classification
8. Requested parcels need to have the real estate taxes paid

Paragraph 2. This Resolution and every provision thereof, shall:

- A. Be considered separable and the invalidation of any provision(s) shall not affect the validity of the remainder.
- B. Supersede any other Resolution or parts thereof, in conflict herewith.

Motion by Ms. Pearson to approve the foregoing Resolution creating a Real Estate Parcel Combination Resolution. Motion carried.

Motion by Ms. Pearson to place on file the County Offices Committee’s meeting report and related informational items, as presented. Motion carried.

Motion by Mr. Glazier to place on file the Public Safety Committee’s meeting report, July 2023 claims report and related informational items, as presented. Motion carried.

Motion by Mr. Hamilton to place on file the Health and Social Services Committee’s meeting report, July 2023 claims report, Veterans Assistance Commission May & June 2023 minutes, 708 July 2023 Board minutes and related informational

items, as presented. Motion carried.

Mr. Ausman presented the following Resolution:

RESOLUTION NO. 08-2023-6

AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT WITH KANE
COUNTY FOR JUVENILE DETENTION SERVICES

WHEREAS, the Constitution of the State of Illinois of 1970, Article VII, Section 10, provides that units of local government may contract or otherwise associate among themselves to obtain or share services and to exercise, combine, or transfer any power or function in any matter not prohibited by law or by ordinance and may use their credit, revenues, and other resources to pay costs related to intergovernmental activities; and

WHEREAS, the Intergovernmental Cooperation Act, 5 ILCS 220/1 et seq., provides that any county may participate in an intergovernmental agreement under this Act notwithstanding the absence of specific authority under the State law to perform the service involved provided that the unit of local government contracting with the county has authority to perform the service; and

WHEREAS, Whiteside County desires to enter into an intergovernmental agreement with Kane County wherein Kane County will house Whiteside County minors at its Juvenile Justice Center with a per diem charge of \$175.00 (one hundred and seventy-five dollars) per day per minor; and

WHEREAS, the intergovernmental agreement with Kane County commences upon date of approval and signature by Whiteside County and Kane County and will continue until December 1, 2025. This agreement may be amended with the written consent of all parties hereto and, provided a need continues to exist, may be renewed thirty (30) days prior to the expiration date for a period not to exceed one (1) year for each renewal.

NOW, THEREFORE, BE IT RESOLVED by the Whiteside County Board that the Chair be authorized to sign a contract with the County of Kane for Juvenile Detention Services.

Motion by Mr. Ausman to approve the contract with Kane County for detention services. Motion carried.

Motion by Mr. Ausman to place on file the Judiciary Committee's meeting report, July 2023 claims report and related informational items, as presented. Motion carried.

Motion by Mr. Truesdell to approve the July 2023 mileage and travel reimbursement items for County Board members in the amount of \$973.75. On roll call members: Thomas Ausman, Daniel Bitler, Sue Britt, Michael Clark, Barry Cox, Douglas Crandall, Sally Douglas, Shawn Dowd, James Duffy, Glenn Frank, Kurt Glazier, Mark Hamilton, Martin Koster, Joan Padilla, Brooke Pearson, Linda Pennell, Glenn Truesdell, Daniel (Sam) Wancket, Matt Ward, Doug Wetzell, Thomas (Alex) Williams and Tom Witmer (22) voted yes; members voting no: none, and the motion was declared carried.

Motion by Mr. Truesdell to place on file the Finance Committee's meeting report, July 2023 claims report and related informational items, as presented. Motion carried.

Motion by Mr. Wetzell to place on file the Wage & Salary Committee's meeting reports and related informational items, as presented. Motion carried.

Motion by Mr. Duffy to place on file the Special Services Area #1 Committee's meeting reports and related informational items, as presented. Motion carried.

Mr. Koster announced the reappointment of Kenneth DeBaillie to the Meredosia Levee & Drainage District. Motion by Mr. Glazier to approve the foregoing reappointment. Motion carried.

Mr. Koster announced the reappointment of Curtis Snyder to the Enterprise Drainage District. Motion by Mr. Glazier to approve the foregoing reappointment. Motion carried.

Mr. Koster announced the appointment of Edwin E. Welch as trustee to the Albany Fire Protection District. Motion by Mr. Glazier to approve the foregoing appointment. Motion carried.

Mr. Koster announced the reappointment of Jerry Norman to the Whiteside & Rock Island Drainage and Levy District. Motion by Mr. Glazier to approve the foregoing reappointment. Motion carried.

Mr. Koster announced the reappointment of Gary Bush to the Union Drainage & Levee District No. 1 of Erie & Fenton. Motion by Mr. Glazier to approve the foregoing reappointment. Motion carried.

Motion by Mr. Glazier to place on file the Executive Committee's meeting report, July 2023 claims report and related informational items, as presented.

Lauren Lee, GIS Coordinator, finished her presentation of the new County website showing the new lay out and the ease of navigation.

Mrs. Padilla questioned the amount that the County received from the Opioid Settlement. County Administrator Joel Horn informed the board that currently there is approximately \$140,000.00 in the fund. He also answered questions from the board.

Mr. Hamilton asked about the townships sending Decennial Reports to the County Board. Mr. Horn stated that they have received a few and that they would be brought to the board when all of the townships have submitted.

Motion by Mr. Ausman that this meeting be adjourned, the Board to meet again on September 19, 2023 at 6:30 p.m. for the regular meeting. Seconded by Ms. Pearson. Motion carried.

The meeting adjourned at 7:42 p.m.

Dana Nelson
Whiteside County Clerk

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Highway Dept. - Res. #08-2023-4 re: Bids for 2023-2024 Fuel; Pg. KK 590
Juvenile Detention - Res. #08-2023-6 re: Agreement with Kane County for Juvenile Detention; Pg. KK 592
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Zoning - Res. #08-2023-2 re: Special Use for Aurelio & Arceli Gallardo; Pg. KK 589
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