

LAKE COUNTY BOARD PROCEEDINGS

JANUARY 13, 2004

The Lake County Board met in the Regular September, A.D. 2003 Session of the County Board held on Tuesday, January 13, 2004 in the County Building in Waukegan, Illinois. Chairman Schmidt called the meeting to order at 9:00 a.m. and asked for a moment of silent prayer. The Chair led the Pledge to the Flag. County Clerk Willard Helander called the roll. Members present were: Bassi, Bauer, Calabresa, Carlson, Carter, Cole, Cunningham, Gravenhorst, Maine, Martini, Mountsier, Newton, Nixon, O'Kelly, Paxton, Powers, Sabonjian, Schmidt, Spielman, Stolman, Talbett and Whitmore. Member Kyle was late.

ADDITIONS TO THE AGENDA (for discussion only): None.

SPECIAL RECOGNITION

1. The Clerk read into the record a resolution recognizing Dr. Chris E. Stout, PsyD, MBA, and Board Member of the Lake County Board of Health for his record of service and commitment to health care, and for being the recipient of the American Psychological Association 2004 International Humanitarian Award.

Member Spielman moved, seconded by Member Martini to approve the Resolution. The Chair called for a Voice Vote on the motion. Motion carried unanimously.

2. The Clerk read into the record a Resolution honoring the Carmel High School Football Team for their outstanding season and for winning the 2003 Illinois IHSA Class 6A State Championship.

Member O'Kelly moved, seconded by Member Calabresa to approve the Resolution. The Chair called for a Voice vote on the motion. Motion carried unanimously. The Chair presented a plaque to the Coaches and congratulated the team members.

CHAIR'S REMARKS

Tues., December 9, 2003	-	Public Building Commission
Wed., December 10, 2003	-	Lake County Partners
	-	Legislative Luncheon
	-	Lake Villa Arts Council
	-	University Center Dinner
Thurs., December 11, 2003	-	FP LP&A Committee
	-	Employee Holiday Lunch
Monday, December 15, 2003	-	Senator Link Luncheon - Ramada Inn

- Tuesday, December 16, 2003 - Preview Tour of the South Branch Court
- Met with Tony Dean - Ellie's Pancake House - Rt. 60 & 45

- Thursday, December 18, 2003 - Sales Tax Leadership Team
- Attended the Lake County Building Trades Council Christmas Luncheon
- Attended Dinner in honor of Phil Crane

- Friday, December 19, 2003 - Attended the Coroner's Office Open House
- Forest Preserve Board Meeting
- Rules Committee

- Monday, January 5, 2004 - PB&Z Committee
- L&J Committee
- Lunch with Oscar Adler - Workforce Development
- LIA Committee
- Rules Committee

- Tues., January 6, 2004 - LCHD - Met with Dale, Bonnie & Diana
- Ribbon Cutting for South Branch Court - Mundelein
- Lake Villa Arts Council

- Wed., January 7, 2004- Attended the Power Breakfast at Midlane
- F&A Committee

- Thurs., January 8, 2004 - FP LP&A Committee
- Met at Forest Preserve re: Bartels

- Friday, January 9, 2004 - Committee-of-the-Whole
- Sales Tax Leadership Team - DOT
- Sales Tax Meeting with Joanne Eckman - DOT

- Monday, January 12, 2004 - Attended the Metro Counties Meeting

PUBLIC COMMENT: (Items not on the Agenda)

Mr. Steven Skinne of Round Lake spoke in favor of leaving the Public Comment portion of the County Board Meeting as it is, unedited and uncensored.

OLD BUSINESS

None.

NEW BUSINESS

Member Calabresa noted that in the January issue of Money Magazine identified 18 townships listed as “best to live in” and four of those townships were in Lake County.

CONSENT AGENDA (Items 3 through 26)

Member Mountsier moved, seconded by Member Whitmore to approve the Consent Agenda, Items 3 through 26. The Chair called for a Voice Vote on the motion. Motion carried unanimously.

3. Minutes of the County Board Meeting held on Tuesday, December 9, 2003.
4. Claims Against Lake County, Illinois for the month of December 2003.
5. Report of James R. Wipper, Coroner, for the period ending November 30, 2003.
6. Report of David P. Brodsky, Public Defender, for the period of November 1, 2003 to November 30, 2003.
7. Report of Mary Ellen Vanderverter, Recorder, for the month of October 2003.
8. Report of Willard R. Helander, County Clerk, for the month of November 2003.
9. Report of Robert Skidmore, Treasurer, for the period ending November 30, 2003.
10. Reappointment of Marvin J. Raymond as Chairman of the Lake County Regional Planning Commission.
11. Reappointment of Charles J. Lucas as Vice-Chairman of the Lake County Regional Planning Commission.

Financial and Administrative Committee

Contract – Blumberg & Company – Additional Parking for Sheriff’s Office and Downtown Waukegan Facilities

12. Resolution authorizing the Director of Central Services to enter into a contract with Blumberg & Company, Waukegan, Illinois, in the amount of \$4,800.00 per year, plus renewals, for additional parking to service the Sheriff’s Office and facilities on the south end of the campus in downtown Waukegan.

Taxation, Election and Records Committee

Contract – Graphic Partners – Election Ballot & Application to Vote Certificate Printing

13. Joint Resolution awarding a contract to Graphic Partners, Zion, Illinois, in the estimated amount of \$119,500, for a two-year contract, plus renewal options, to provide election ballot and application to vote certificate printing services for the Lake County Clerk.

Designate Depositories for County Treasurer

14. Joint Resolution designating the herein named banks and other financial institutions as depositories in which the funds and monies in the custody of Robert Skidmore, as County Treasurer and as Ex-Officio County Collector, may be deposited.

Health and Human Services Committee

Law and Judicial Committee

Contract – Communications – Applied Technology – Tactical Radio Interoperability Systems

15. Joint Resolution awarding a sole source contract to Communications – Applied Technology in the amount of \$27,715 for the purchase of tactical radio interoperability systems for emergency response personnel on behalf of the Sheriff’s Department.

Legislative and Intergovernmental Affairs Committee

Public Works and Transportation Committee

Agreement – Village of Round Lake Beach – Install & Maintain Traffic Control Signals – Rollins Road

16. Joint Resolution authorizing the Chair of the County Board, the County Clerk, and the County Engineer to execute an agreement between Lake County and the Village of Round Lake Beach, for the installation and maintenance of the permanent traffic control signals at the intersections of Rollins Road (*County Highway 31*) and Hook Drive and also at the shopping center entrance located approximately 400 feet east of the intersection of Rollins Road and IL Rt. 83. These traffic control signals are to be incorporated into the county’s improvements to Rollins Road between IL Rt. 83 and Drury Lane.

Agreement – Village of Gurnee – Removal & Relocation of Water Main & Install Emergency Vehicle Preemption System

17. Joint Resolution authorizing the Chair of the County Board, the County Clerk, and the County Engineer to execute an agreement between Lake County and the Village of

Gurnee, for the removal and relocation of the water main and the installation of an emergency vehicle preemption system at the intersection of Rollins Road (*County Highway 31*) and IL Rt. 132 in conjunction with the extension of Rollins Road from US Rt. 45 to IL Rt. 132.

Agreement – State of Illinois – Improve Traffic Control Signals – IL Rt. 22 & Buffalo Grove Rd. & IL Rt. 22 at Prairie Road

18. Joint Resolution authorizing the Chair of the County Board, the County Clerk, and the County Engineer to execute an agreement between the State of Illinois and Lake County for the improvement to the traffic control signals at the intersections of IL Rt. 22 and Buffalo Grove Road (*County Highway 16*) and IL Rt. 22 at Prairie Road (*County Highway 59*). This resolution also appropriates \$30,000 of Motor Fuel Tax funds for this improvement.

Agreement – Lake Region Sanitary District – Cost Associated - Reconstruction of Wilson Rd.

19. Joint Resolution authorizing the Chair of the County Board, the County Clerk, and the County Engineer to execute an agreement between Lake County, and the Lake Region Sanitary District for the costs associated with the reconstruction of Wilson Road (*County Highway 7*) from IL Rt. 134 to IL Rt. 59.

Matching Tax Funds – Right-of-Way Acquisition – Prairie Crossing Bike Path

20. Joint Resolution appropriating \$100,000 of Matching Tax funds for right-of-way acquisition needed for the construction of a portion of the Prairie Crossing Bike Path along the Midlothian Road (*County Highway 48*) from Hawley Street (*County Highway 70*) to IL Rt. 176.

County Bridge Tax Funds to Widen Roberts Rd. Culvert, Construct Bike Path, and Construct Detention Basin

21. Joint Resolution appropriating \$600,000 of County Bridge Tax funds for the widening of the Roberts Road (*County Highway 35*) culvert over the Tower Lake inlet, construction of a 10 foot wide bituminous bike path from East Lake Shore Drive to Circle Drive, and the construction of a detention basin.

5-Year Maintenance Agreement – Victor Teglassi – Maintain Capital Program Management System (CPMS)

22. Joint Resolution authorizing the Chair of the County Board, and the County Engineer to enter into a 5-year maintenance agreement between Lake County and Victor Teglassi of Scarsdale, New York, for the maintenance of the completed upgrade to the Capital Program Management System (CPMS). This resolution also appropriates \$45,000 of Matching Tax funds for this agreement.

Supplemental Appropriation – Provide Comprehensive Update to Program Management System (Prism) for Lake County Division of Transportation

23. Joint Resolution providing a supplemental appropriation of \$55,000 of Matching Tax funds in order to provide for the comprehensive update to the existing Program Management System (PRISM) for the Lake County Division of Transportation.

IDNR Grant Application to Construct Skokie Valley Bike Path

24. Joint Resolution authorizing the Chair of the County Board, the County Clerk, and the County Engineer to apply for a grant from the Illinois Department of Natural Resources, Illinois Bicycle Path Grant Program to fund up to 50% of the cost (*up to \$200,000*) of the construction of the Skokie Valley Bike Path from IL Rt. 176 to Laurel Avenue.

IDNR Grant Application to Construct Bike Path Along Everett Road

25. Joint Resolution authorizing the Chair of the County Board, the County Clerk, and the County Engineer to apply for a grant from the Illinois Department of Natural Resources, Illinois Bicycle Path Grant Program to fund up to 50% of the cost of the construction (*up to \$200,000*) of a bike path along Everett Road (*County Highway 52*) from Riverwoods Road (*County Highway 58*) to Old Barn Road.

Payment of Various Expenses from Series B & C Construction Account

26. Joint Resolution approving the payment of various expenses in the total amount of \$736,051.55 from the Series B & C of 2003 (Vernon Hills – NCT) Construction account.

Planning, Building and Zoning Committee

REGULAR AGENDA:

FINANCIAL AND ADMINISTRATIVE COMMITTEE

Emergency Appropriation – Items & Activities Budgeted in Prior Year and Not Completed

27. Resolution authorizing emergency appropriations in the total amount of \$841,517 for FY 2004 in various funds for certain projects, items and activities which were budgeted in the prior year and not completed.

Member Paxton moved, seconded by Member Mountsier to approve the Resolution. The Chair called for a Roll Call Vote. Motion carried with the following vote: Ayes 23, Nays 0.

Line Item Transfers in Fund 268 – County Motor Fuel Tax

28. Resolution authorizing line item transfers between budgetary account classes in Fund 268, County Motor Fuel Tax.

Member Paxton moved, seconded by Member Carlson to approve the Resolution. The Chair called for a Voice Vote on the motion. Motion carried unanimously.

Line Item Transfers in Agency 235

29. Resolution authorizing line item transfers between budgetary account classes in Agency 235.

Member Paxton moved, seconded by Member Bassi to approve the Resolution. The Chair called for a Voice Vote on the motion. Motion carried unanimously.

County Farm Property Temporary Access Permit & Release of Easement Agreement

30. Resolution authorizing the Chairman to execute a Temporary Access Permit and a Release of Easement Agreement for property located adjacent to and on the County Farm property within the Village of Libertyville.

Member Paxton moved, seconded by Member Calabresa to approve the Resolution. Barry Burton reported that Gary Gibson and Carol Calabresa had worked with Terry Wepler and the developer to address concerns and as a result, a 15-foot split rail fence and landscape buffer are part of a modified agreement before you. Member Newton expressed her concern about private individuals putting fill on County property. Discussion followed. The Chair called for a Voice Vote on the motion. Motion carried with Member Newton voting Nay.

TAXATION, ELECTION AND RECORDS COMMITTEE

Emergency Appropriation – Recorder Automation Fee

31. Joint Resolution authorizing an emergency appropriation in the Recorder Automation Fee Fund, Fund 208, in the amount of \$200,000 due to the high volume of documents recorded in FY 2003.

Member Talbett moved, seconded by Member Cunningham to approve the Joint Resolution. The Chair called for a Roll Call Vote. Motion carried with the following vote: Ayes 23, Nays 0.

HEALTH AND HUMAN SERVICES COMMITTEE

32. Lake County Board of Health Report.

Member Carlson moved, seconded by Member Bassi to place the item on the floor. Member Spielman wanted to advise seniors and people with disabilities about a program that went into effect on January 1. People who are 65 or who are disabled are eligible for a 30% savings on medications that are on an official list that the FDA approves. The discount is available to those who belong to the Illinois Prescription Buying Club. There is a \$25.00 enrollment fee and the program is not income based. If you are in Circuit Breaker, you are automatically enrolled. The contact phone number is 1-866-215-3462. The website is ILRxbuyingclub.com

COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

33. Lake County Partners Report.

Member Carter moved, seconded by Member Powers to place the item on the floor. The Chair called for a Voice Vote on the motion. Motion carried unanimously. Member Mountsier reported that a campaign had started in the second quarter of this year. They were contacting municipalities and meeting with mayors, village managers and economic development staff concerning this initiative. Member Mountsier asked County Board Members to get involved in the initiative.

2003 HUD Continuum of Care Homeless Assistance Award

34. Joint Resolution authorizing 1) the Chair of the Lake County Board to execute the necessary documents to accept the 2003 U.S. Department of Housing and Urban Development's Continuum of Care Homeless Assistance award in the amount of \$1,979,143; and 2) an emergency appropriation in the amount of \$1,979,143 in Fund 734; and 3) the County Board Chair to execute contracts with subrecipient entities for the expenditure of those funds.

Member Sabonjian moved, seconded by Member Bassi to approve the Joint Resolution. The Chair asked for leave of the previous roll call. Leave was granted. Motion carried with the following vote: Ayes 23, Nays 0.

Amend Intergovernmental Agreement – City of Waukegan – Extend Expenditure of Brownfield Funds

35. Joint Resolution authorizing the County Board Chairman to execute an Amendment to the Intergovernmental Agreement with the City of Waukegan to extend the timeframe by twelve (12) months for the expenditure of brownfield funds at the Duphar Area Properties in Waukegan, Illinois.

Member Sabonjian moved, seconded by Member Kyle to approve the Joint Resolution. The Chair called for a Voice Vote on the motion. Motion carried unanimously.

LAW AND JUDICIAL COMMITTEE

Contract – Daniel Robison – Design Services for North Branch Traffic Court

36. Joint Resolution authorizing the Director of Central Services to enter into a contract with Daniel Robison Architect, Gurnee, IL, in the amount not to exceed \$130,000 for Architectural/Engineering Design Services for the North Branch Traffic Court.

Member Nixon moved, seconded by Member Powers to approve the Joint Resolution. The Chair called for a Voice Vote on the motion. Motion carried unanimously.

Emergency Appropriation – Accept Traffic Law Enforcement Grant

37. Joint Resolution authorizing the Chair of the Board to accept and execute the Traffic Law Enforcement Program Grant and authorize an emergency appropriation in the amount of \$196,625.

Member Nixon moved, seconded by Member Gravenhorst to approve the Joint Resolution. The Chair called for leave of the previous roll call. Leave was granted. Motion carried with the following vote: Ayes 23, Nays 0.

LEGISLATIVE AND INTERGOVERNMENTAL AFFAIRS COMMITTEE

FY 2005 Lake County Federal Legislative Program

38. Resolution presenting and requesting approval of the FY 2005 Lake County Federal Legislative Program.

Member Spielman moved, seconded by Member Martini to approve the Resolution. The Chair called for a Voice Vote on the motion. Motion carried unanimously. Member Spielman noted some of the areas in the program included: transportation and the intelligent transportation system, emergency preparedness and emergency management agency, criminal justice, water management, Health and Human Services which included the Summer Youth Program and funding for the Help America Vote Act.

PUBLIC WORKS AND TRANSPORTATION COMMITTEE

Marty Buehler, Division of Transportation addressed the Board regarding the sales tax referendum campaign to educate voters about the ballot language so that voters could make an appropriate decision. Mr. Buehler then took questions from the Board.

Appropriate County Bridge Tax Funds – Reconstruct & Widen Rollins Road

39. Joint Resolution appropriating \$125,000 of County Bridge Tax funds, \$1,625,000 of Matching Tax Funds, and \$6,470,000 of Motor Fuel Tax funds for the reconstruction and widening of Rollins Road (*County Highway 31*) from IL Rt. 83 to Drury Lane.

Member O’Kelly moved, seconded by Member Powers to approve the Joint Resolution. The Chair called for a Voice Vote on the motion. Motion carried unanimously.

Appropriate County Bridge Tax Funds To Extend Rollins Road

40. Joint Resolution appropriating \$2,060,000 of County Bridge Tax funds, \$3,530,000 of Matching Tax funds, and \$3,840,000 of Motor Fuel Tax funds to provide for the extension of Rollins Road (*County Highway 31*) from U.S. Rt. 45 easterly to IL Rt. 132.

Member O’Kelly moved, seconded by Member Bauer to approve the Joint Resolution. The Chair called for a Voice Vote on the motion. Motion carried unanimously.

PLANNING, BUILDING AND ZONING COMMITTEE

Zoning Case No. 3368

41. Resolution on Zoning Case No. 3368, which consists of the Petition of Thomas and Jean Goodman relative to a request for rezoning from the Residential-3 District to the General Commercial District. The Department of Planning, Building and Development recommends the petition be granted. On the motion to deny the prayer of the petitioner, the Zoning Board of Appeals vote is 6 “Ayes” and 0 “Nays”; on the motion to grant the prayer of the petitioner, the Planning, Building and Zoning Committee vote is 0 “Ayes” and 7 “Nays”.

- An “Aye” vote on the motion shall operate in favor of the prayer of the petitioner.
- A “Nay” vote on the motion shall operate against the prayer of the petitioner.
- A $\frac{3}{4}$ (18) affirmative vote is required to approve the rezoning if there is a legal objection on file.

THERE IS A LEGAL OBJECTION ON FILE.

Member Martini moved to place the item on the floor and recommended a “No” vote. Member Gravenhorst seconded the motion. The Chair called for a Roll Call Vote. Motion failed with the following vote: Ayes 0, Nays 23.

Leskovec and Koschak Petition for Vacation - Wall Avenue – Warren Township

42. Resolution in the matter of the petition of Francis T. Leskovec and Louis S. Koschak & Nancy L. Koschak, Co-trustees of the Nancy L. Koschak revocable trust dated January 15th, 2001, for the vacation of a portion of Wall Avenue located in F.H. Bartlett’s North Shore Lands Fourth Addition Subdivision, Warren Township, Lake County, Illinois. The

Board of Vacation by a vote of 3 “Ayes” and 0 “Nays” recommends that the vacation request be conditionally approved. On the motion “to approve” the prayer of the petitioner, your Planning, Building and Zoning Committee vote is 4 “Ayes” and 0 “Nays”.

- An affirmative vote of at least two-thirds of the members of the County Board is required to grant this resolution.

Member Martini moved, seconded by Member Newton to approve the Resolution. The Chair called for a Roll Call Vote. Motion carried with the following vote: Ayes 23, Nays 0.

Emergency Appropriation – SMC Budget – Vernon Township Flood Damage Assessment Cost Sharing Project

43. Joint Resolution authorizing an emergency appropriation in the amount of \$60,000 in the Stormwater Management Commission budget (Fund 212) for a Vernon Township flood damage assessment cost sharing project; and authorizing an increase in the revenue budget in the amount of \$60,000 with funding provided by Vernon Township.

Member Martini moved, seconded by Member Maine to approve the Joint Resolution. The Chair called for a Roll Call Vote. Motion carried with the following vote: Ayes 23, Nays 0.

Lake County Land Development Fee Schedule

44. Joint Resolution amending the Lake County Land Development Fee Schedule.

Member Martini moved, seconded by Member Whitmore to approve the Joint Resolution. The Chair called for a Roll Call Vote. Motion carried with the following vote: Ayes 21, Nays 2.

Regional Framework Plan Law Enforcement Section – Draft Infrastructure & Services

45. Resolution for the acceptance of the Lake County Regional Framework Plan Law Enforcement section of the Draft Infrastructure and Services Chapter.

Member Martini moved, seconded by Member Carlson to approve the Resolution. The Chair called for a Voice Vote on the motion. Motion carried unanimously.

RULES COMMITTEE

Amendments to Lake County Board rules of Order and Operational Procedures

46. Resolution for the submission of its recommendations for amendments to the Lake County Board Rules of Order and Operational Procedures.

A vote of 2/3 of the members present is required to pass this resolution.

Member Talbett moved, seconded by Member Gravenhorst to vote on each amendment separately. The Chair called for a Voice Vote on the motion. Motion carried unanimously.

Member Talbett advised that the first amendment was to Section XVI (M) regarding Committee Members signatures on items forwarded to the full Board. Member Talbett moved, seconded by Member Mountsier to approve the first amendment. The Chair called for a Roll Call Vote to approve the amendment. Motion carried with the following vote: Ayes 23, Nays 0.

Member Talbett advised that the second amendment was to Section X and addresses a situation where an issue is referred to two committees. This proposal would allow an issue to come to the full Board if only one committee gives an affirmative vote – excludes Finance. Member Talbett moved, seconded by Member Maine to approve the second amendment. The Chair called for a Roll Call Vote to approve the amendment. Motion failed with the following vote: Ayes 12, Nays 11.

Member Talbett advised that the third amendment clarifies the rule regarding public comment and the ability of the Chair to exercise discretion under certain circumstances about when to cut off public comment. Makes what we already have clearer. Member Talbett moved, seconded by Member Spielman to approve the third amendment. The Chair called for a Roll Call Vote. Motion carried with the following vote: Ayes 16, Nays 6.

PETITIONS, CORRESPONDENCE AND MISCELLANEOUS BUSINESS

Appoint Barbara J. Struthers – Member – Southlake Mosquito Abatement District

47. Resolution providing for the appointment of Barbara J. Struthers, Ph.D., as a Member of the Southlake Mosquito Abatement District.

RESUME: Barbara J. Struthers, 1706 Garand Drive, Deerfield, IL. Education: Ph.D. Food Science and M.S. Biochemistry from Oregon State University. B.S. Biology and Education from Washington State University. Employment: Pharmaceutical Consultant, self-employed 2001-present; Discovery International, Deerfield, 2000-2001; Searle, Skokie, 1982-2000; Ralston Purina Company, St. Louis, MO, 1973-1982.

Member Kyle moved, seconded by Member Mountsier to approve the Resolution. The Chair called for a Voice Vote on the motion. Motion carried unanimously.

ADJOURNMENT

48. Member Kyle moved, seconded by Member Newton that this Adjourned Regular September A.D., 2003 Session of the Lake County Board be adjourned until Tuesday, February 10, 2004 at 9:00 a.m. The Chair called for a Voice Vote on the motion. Motion carried unanimously.

Respectfully submitted,

Willard R. Helander
Lake County Clerk

Minutes approved: _____