

**ADJOURNED REGULAR SEPTEMBER, A.D. 2007 SESSION OF THE  
COUNTY BOARD, LAKE COUNTY, ILLINOIS – DECEMBER 11, 2007**

**9:00 A.M.**

**AGENDA**

CALL TO ORDER

INVOCATION AND/OR MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

ROLL CALL OF MEMBERS

ADDITIONS TO THE AGENDA (for discussion only):

SPECIAL RECOGNITION:

1. RTA Presentation of Program and Budget for 2008.
2. Update of Illinois Tollway Activities by Executive Director Brian McPartlin.
3. Resolution proclaiming the month of December 2007 as Drunk and Drugged Driving (3D) Prevention Month.

CHAIR'S REMARKS:

PUBLIC COMMENT: (Items not on the Agenda)

OLD BUSINESS:

NEW BUSINESS:

CONSENT AGENDA (Items 4 to 35)

4. Minutes of the November 13, 2007 County Board meeting.
5. Claims against Lake County, Illinois for the month of November 2007.
6. Report of Sally Coffelt, Circuit Clerk, for the month of October 2007.
7. Report of Richard L. Keller, Coroner, for the month of October 2007.
8. Report of Joy Gossman, Public Defender, for the month of October 2007.

9. Report of Mark C. Curran, Jr., Sheriff, for the month of October 2007.
10. Report of Willard R. Helander, County Clerk, for the month of October 2007.
11. Report of Mary Ellen Vanderverter, Recorder of Deeds, for the month of October 2007.
12. Report of Robert Skidmore, Treasurer, for the month of October 2007.
13. Reappointment of Marvin J. Raymond as a Member of the Lake County Regional Planning Commission.
14. Reappointment of Marvin J. Raymond as Chairman of the Lake County Regional Planning Commission.
15. Reappointment of Charles J. Lucas as Vice-Chairman of the Lake County Regional Planning Commission.
16. Reappointment of Lawrence W. Falbe as a Member of the Lake County Regional Planning Commission.
17. Reappointment of Paul Geiselhart as a Member of the Lake County Regional Planning Commission.
18. Reappointment of William H. Holleman as a Member of the Lake County Regional Planning Commission.
19. Reappointment of Maria C. Lyons as a Member of the Lake County Regional Planning Commission.
20. Reappointment of Loraine Ray as a Member of the Lake County Regional Planning Commission.
21. Reappointment of Bryan K. Rouse as a Member of the Lake County Regional Planning Commission.
22. Reappointment of Terry L. Weppler as a Member of the Lake County Regional Planning Commission.
23. Reappointment of K. Michael Miceli as a Member of the Lake County Sheriff's Office Merit Commission.

Financial and Administrative Committee:

24. Resolution authorizing the Purchasing Agent to enter into a contract with Driessen Construction Co., St. Charles IL, in the amount of \$146,700, for Replacement of Interior Doors and Installation of Acoustical Wall Panels for the Lake County Courts Complex.
- Lake County desires to enter into a contract with Driessen Construction, St. Charles, IL for Replacement of Interior Doors and Installation of Acoustical Wall Panels in the Courts Complex, Waukegan, IL.
  - Lake County extended invitations for bid to eleven (11) vendors and received bids from nine (9) vendors.
  - Lake County has reviewed and selected Driessen Construction, St. Charles, IL, as the lowest responsive and responsible bidder who best meets the needs of the County.
  - This contract will cost the County the estimated amount of \$146,700 charging accounts 101-1103285-82020-032-000-000-11172 and 101-1103355-82020-032-000-000-11175.

Health and Community Services Committee:

Law and Judicial Committee:

25. Joint Resolution authorizing the continuation of the State’s Attorney’s Prosecutor-Based Victim Services grant program (Agreement #207077) awarded to the State’s Attorney by the Illinois Criminal Justice Information Authority for the time period October 1, 2007 through September 30, 2008.

- This is a renewal of the Prosecutor Based Victim Services program, a grant administered through the Illinois Criminal Justice Information Authority. Funding for this grant began in 1991 and has been renewed each year. The period of this grant is October 1, 2007 through September 30, 2008.
- The goals of the program are to continue funding for a full-time (job-shared) victim assistance counselor in the Felony Review Division and a full time Spanish-speaking counselor in the Felony Trial Division. To develop and implement comprehensive services and support related to the criminal justice system and encourage the involvement and presence of violent crime victims during court proceedings. To accompany victims to court and keep them informed of the defendant’s status; provide assistance with completing compensation claims; and provide appropriate referrals to victims as necessary.

Total costs for the grant per year:		Sources of Program Funding (one year)	
Salary:	\$ 144,337.00	Federal funds..	\$ 62,991.00
Fringe Benefits:	\$ 37,256.00	Matching Fund 760	
Indirect Costs:	\$ <u>16,973.00</u>	(asset forfeiture)	\$ 7,755.00
		County.....	\$ 7,993.00
		Overmatch.....	\$ <u>119,827.00</u>
Total:	\$ 198,566.00		\$ 198,566.00

26. Joint Resolution authorizing the Purchasing Agent to enter into a contract with WestLaw Thomson West of Egan, MN for Internet Based Legal Research Subscription Service for Lake County for a two (2) year period plus renewals in the estimated amount \$529,332, charging the total cost to various Lake County accounts.

- Lake County desires to enter into a contract with WestLaw Thomson West, Egan, MN for an Internet Based Legal Research Subscription Service.
- The legal research service is a very specialized service and there were only two potential suppliers to send the Request for Proposal.
- Lake County received proposals from two (2) firms and a Lake County evaluation committee reviewed both proposals.
- This contract will cost the County an estimated amount of \$529,332 for the life of the contract, or \$99,684 per year, charging the cost to various Lake County accounts.

Revenue, Records & Legislation Committee:

27. Joint Resolution authorizing the Purchasing Agent to enter into a contract with LRD Systems and Forms, Woodstock, IL in the estimated amount of \$36,629.40 for Tax Bill Services, for a two-year period plus renewal options.
- An invitation to Bid for Tax Bill Services for the Lake County Treasurer was extended to (twenty-five) 25 vendors and sealed bids were received from three (3) vendors and opened on November 16, 2007.
  - LRD Systems and Forms, Woodstock, IL was the low, responsive, responsible bidder in the amount of \$36,629.40.
  - This contract will be charged to account #101-2000010-472830-000-000-000000.

Public Works and Transportation Committee:

28. Joint Resolution authorizing execution of a Lease Agreement with T-Mobile Central LLC, Chicago, IL for telecommunication equipment at the Countryside Manor Water Tower in Libertyville.
- Lake County desires to enter into a three (3) year Lease Agreement with T-Mobile, Central, LLC, Chicago, IL for space on the Countryside Manor Water Tower, located in Libertyville, IL.
  - T-Mobile desires to place telecommunications equipment on the Water Tower to provide a local wireless internet service to the community.
  - A Lease Agreement has been prepared which sets forth the terms and conditions of the lease and establishes an initial rental payment of \$30,000 per year.
  - This resolution authorizes the Purchasing Agent to negotiate and the County Board Chair to execute a three (3) year Lease Agreement with a three (3) year renewal option with T-Mobile Central LLC, Chicago, IL for use of the Countryside Manor Water Tower.
29. Joint Resolution awarding a contract for the installation of traffic control signals with interconnect at the intersection of York House Road (*County Highway 65*) and McAree Road to the lowest responsible bidder Home Towne Electric, Lake Villa, Illinois, in the amount of \$307,649.65.
- York House Road at McAree Road, Traffic Signal Installation: Contract Award
  - Traffic control signals with interconnect, video detection, concrete curb and gutter, and ADA ramps will be installed at the intersection of York House Road and McAree Road.
  - A total of 2 bids were opened on November 27, 2008.
  - The lowest responsible bidder is Home Towne Electric, Lake Villa, IL with a contract amount of \$307,649.65.

30. 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 Union Pacific Railroad Company (*U P R R*) providing the terms and conditions by which said railroad will grant easements and allow the placement of a tunnel underpass to carry the Skokie Valley Bike path beneath the railroad southerly of IL Rte. 176. This resolution also appropriates \$210,000 in Motor Fuel Tax funds for payment of the portion of the project to be done by the U P R R.

- Skokie Valley Bike Path; (Laurel Ave to IL Rte 176): UP RR Tunnel Construction Agreement
- The Skokie Valley Bike Path will run from Lake Cook Rd. to the North Shore Bike Path at IL Rte 176 on ComEd Right of way by agreement.
- Construction is complete from Lake Cook Rd to Laurel Ave in Lake Forest.
- The stretch from Laurel Ave. to the North Shore Bike Path requires the construction of a tunnel under the Union Pacific Railroad.
- The U P R R has approved the county's engineering drawings.
- Part of the construction will be by the RR itself and part by a future county contractor.
- This agreement with the U P R R provides for the placement of the tunnel and appropriates funds to pay the U P R R for the work it will do.

31. Ordinance providing for the establishment of an altered speed zone for 45 M.P.H. (currently 55 M.P.H.) on Fairfield Road, County Highway 49, located in Fremont Township.

- Ordinances are required to establish speed zones.
- The necessary speed studies have been undertaken and the new speed limits will be:

Name of County Highway	Exact Limits of Zone		Maximum Speed Limits	Comments
	From:	To:		
Fairfield Road, County Route V-61	A point 1,320 feet north of the Gilmer Road Overpass	Chardon Road	45 M.P.H.	County Highway 49. Current Speed Limit is 55 M.P.H.

32. Ordinance providing for the establishment of an altered speed zone for 45 M.P.H. (currently 55 M.P.H.) on Gilmer Road, County Highway 26, located in Wauconda Township.

- Ordinances are required to establish speed zones.
- The necessary speed studies have been undertaken and the new speed limits will be:

Name of County Highway	Exact Limits of Zone		Maximum Speed Limits	Comments
	From:	To:		
Gilmer Road, County Route V-76	A point 5,280 feet east of Illinois Route 120	A point 6,200 feet east of Illinois Route 120	45 M.P.H.	County Highway 26. Current Speed Limit is 55 M.P.H. This is an extension east 920 feet for lead in to curve.

33. Ordinance providing for the establishment of an altered speed zone for 50 M.P.H. (currently 55 M.P.H.) on Gilmer Road, County Highway 26, located in Fremont and Wauconda Townships.

- Ordinances are required to establish speed zones.
- The necessary speed studies have been undertaken and the new speed limits will be:

Name of County Highway	Exact Limits of Zone		Maximum Speed Limits	Comments
	From:	To:		
Gilmer Road, County Route V-76	A point 2,640 feet east of Liberty Lakes Blvd.	Illinois Route 176	50 M.P.H.	County Highway 26. Current Speed Limit is 55 M.P.H.

34. Ordinance providing for the establishment of an altered speed zone for 45 M.P.H. (currently 50 M.P.H.) on Riverwoods Road, County Highway 58, located in Vernon Township.

- Ordinances are required to establish speed zones.
- The necessary speed studies have been undertaken and the new speed limits will be:

Name of County Highway	Exact Limits of Zone		Maximum Speed Limits	Comments
	From:	To:		
Riverwoods Road, County Route W-24	Everett Road, County Route A-40	A point 5280 feet north of Everett Road	45 M.P.H.	County Highway 58. Current Speed Limit is 50 M.P.H.

35. Ordinance providing for the establishment of an altered speed zone for 25 M.P.H. (currently Urban 30 M.P.H.) on all roads and streets within Sunset Ridge Subdivision in Antioch Township.

- Ordinances are required to establish speed zones.
- The necessary speed studies have been undertaken and the new speed limits will be:

Name of Township Road	Exact Limits of Zone		Maximum Speed Limits	Comments
All roads and streets listed, within Sunset Ridge Subdivision	NAME OF ROAD	FROM:	TO:	25 M.P.H.  Antioch Township. Existing Speed Limit is Un-posted Urban 30 M.P.H.
	WEST BAYVIEW ROAD	ILLINOIS ROUTE 59	AINSLEY STREET	
	WEST HAWTHORNE LANE	WEST BAYVIEW ROAD (WEST)	WEST BAYVIEW ROAD (EAST)	
	NORTH POINT DRIVE	WEST BAYVIEW ROAD	END OF ROAD	
	NORTH SURAYA DRIVE	AINSLEY STREET	WEST BAYVIEW ROAD	
AINSLEY STREET	NORTH SURAYA DRIVE	ILLINOIS ROUTE 83		

**REGULAR AGENDA:**

**PLANNING, BUILDING AND ZONING COMMITTEE:**

36. Resolution on Zoning Case No. 3683, which consists of the petition of DK Contractors, Inc. record owners, relative to a request for rezoning from the General Commercial zone to the Limited Industrial zone. The Department of Planning, Building and Development recommends the petition be granted. On the motion “to grant” the prayer of the petitioner, the Zoning Board of Appeals vote is 5 “ayes” and 1 “nay”. On the motion “to grant” the prayer of the petitioner, the Planning, Building and Zoning Committee vote is 1 “aye” and 5 “nays”.
- o An “aye” vote on the motion shall operate in favor of the prayer of the petitioner.
  - o A “nay” vote on the motion shall operate against the prayer of the petitioner.
  - o A ¾ (18) affirmative vote is required to approve the rezoning if there is a legal objection on file.
  - The property is located on the west side of Old US 41, at the southwest corner of the intersection of Old US 41 and State Line Road and contains 3.71 acres.
  - The property is vacant. The applicant is seeking the rezoning to allow storing and staging of material and heavy construction equipment.
  - The County’s Framework Plan is Retail / Commercial.
  - The ZBA recommends approval (5-1). Staff recommends approval. No objections were made.
37. Resolution on Zoning Case No. 3684, which consists of the petition of Michael and Irene Gross, as Trustees of the Michael A. Gross Trust, record owner, which seeks rezoning from the General Commercial zone to the Limited Industrial zone. The Department of Planning, Building and Development recommends the petition be granted. On the motion “to grant” the prayer of the petitioner, the Zoning Board of Appeals vote is 5 “ayes” and

1 “nay”. On the motion “to grant” the prayer of the petitioner, the Planning, Building and Zoning Committee vote is 1 “aye” and 5 “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.
- The property is located on the west side of Old US 41, approximately 775 feet south of the Wisconsin border. The property contains 3.24 acres.
  - The property has one building of approximately 6000 square feet, which is the location of the Gross well drilling company, and cell towers. The applicant is seeking the rezoning to make the well drilling company a conforming use and to build a new building with driveway access from Country Lane.
  - The County’s Framework Plan is Retail / Commercial.
  - The ZBA recommends approval (5-1). Staff recommends approval. No objections were made.

#### FINANCIAL AND ADMINISTRATIVE COMMITTEE:

38. Ordinance recommending a Cable/Video Service Provider Fee and PEG Access Support Fee.

- This Ordinance is recommended pursuant to the provisions of the Illinois Cable and Video Competition Law of 2007 (the “Act”).
- The Act establishes a new regulatory framework to ensure equal treatment and parity among cable and video service providers in Illinois and provides for a system of State licensing.
- The Act authorizes units of local government including counties to impose and collect Service Provider and PEG (public, education and governmental) Access Support fees from licensed holders.
- If adopted, the Ordinance imposes a Service Provider Fee of five percent (5%) of the holder’s gross revenues. Existing cable service providers also pay the same fee, pursuant to the County’s cable television ordinance.
- If adopted, the Ordinance also imposes a PEG Support Fee Service Provider Fee on any holder providing cable service or video service in the County in addition to the 5% Service Provider Fee. This amount imposed would be one percent (1%) of the holder’s gross revenues or, if greater, the percentage of gross revenues that incumbent cable operators pay to the County.
- The Act requires local governments to adopt and implement these fees by January 1, 2008. This recommended Ordinance shall be effective upon the Board’s approval and Publication, as required by law.

39. Resolution authorizing an emergency appropriation in the amount of \$3,121,676 and authorizing the Controller to undertake and complete the necessary steps to establish a new fund for Special Service Area #13 – Spencer Highlands/Elmcrest to fund the construction and installation of a sanitary sewer system and related activities.

- Lake County approved the establishment of Special Service Area #13 – Spencer Highlands/Elmcrest sanitary sewer system in November.

- The Board has also approved an intergovernmental agreement with the Village of Wauconda, who will be responsible for designing, bidding and constructing the sanitary sewer system, with the County responsible for paying the Village from bond proceeds.
  - The County has also approved the issuance of bonds to pay for this project.
  - An emergency appropriation is needed in order to receive and expend the funds and also authorize the Controller to undertake the necessary steps to establish a new fund.
40. Resolution authorizing line-item transfers in various management centers and accounts in the FY 2007 Budget.
- Line item transfers in various funds between line items in the FY2007 budget are needed to align expenses with correct accounts.
  - The County Board must approve line item transfers under certain conditions.
  - A listing of the various transfers is attached to the resolution.
41. Resolution authorizing emergency appropriations for FY 2008 in various funds for certain projects, items and activities, which were budgeted in the prior year and not completed.
- This resolution authorizes the ‘carry-over’, or re-authorization, of certain FY 2007 activities.
  - These activities were not included in the FY 2008 budget while the carry-over list and associated budget amounts were determined; to include them would have hindered the proper scrutiny of the new FY 2008 budget.
  - Without this action, these projects and/or items will not have the budget authority required.
  - A detailed listing is attached to the resolution.

**HEALTH AND COMMUNITY SERVICES COMMITTEE:**

42. Board of Health Report.
43. Lake County Partners Report.
44. Joint Resolution adopting revised rates for services at Winchester House to be effective December 1, 2007.
- Winchester House has not increased room rates since January of 2005.
  - The new rates will be effective for services rendered on or after December 1, 2007.
  - A new fee for Private Rooms has been instituted.
  - Both the old and new rates are delineated in the Resolution.
45. Joint Resolution authorizing emergency appropriations in the FY2008 Winchester House Fund in the amount of \$5,635,940 to allow for accurate accounting and payment of the Inter-Governmental Transfer (IGT) Agreement.
- Lake County has participated in the Intergovernmental Transfer Program (IGT) with the Illinois Department of Healthcare and Family Services (HFS) since its inception.
  - In December of 2006, the program was restructured to require Counties to transfer payments, based on projected Medicaid bed days, to the State before Counties were paid for actual Medicaid bed days.

- While further modifications of the IGT program by HFS require county governments to make transfer payments from the county's General Fund, all associated revenues must remain with the Winchester House Fund.
  - To resolve these issues, emergency appropriations in the Winchester House FY2008 revenue and expense budgets are necessary to meet compliance requirements.
46. Ordinance authorizing the public approval of the issuance of certain Collateralized Single Family Mortgage Revenue Bonds and related matters for the Assist 2007 First-Time Homebuyer Down Payment Assistance Program in Lake County and other Illinois Governmental Units.
- This program results in loans being made available at interest rates competitive with conventional rates to first time homebuyers (Program Description attached) that:
    1. Occupy the home as their residence;
    2. Meet income guidelines; and,
    3. Meet purchase price guidelines.
  - Assist 2007 provides 4.25% in cash assistance to qualifying home buyers for closing costs:
    1. 1.25% to lender as origination fee; and,
    2. 3.00% to homebuyer for closing costs and down payment.
  - Bond is funded out of the Governor's 2008 Unallocated Pool of IRB Volume Cap and other governmental unit's Private Activity Bond Volume Cap; it will be a statewide pool.
47. Inducement Resolution and Memorandum of Agreement for the acquisition and rehabilitation of the Whispering Oaks Apartments, located at 2401 - 2443 West Dugdale Road, in Waukegan, Illinois, by the Whispering Oaks Apartment, L.P.
- This is a request for \$25.0 million in tax exempt unallocated bond volume cap to acquire and rehabilitate this 405 unit affordable apartment community located in Waukegan.
  - This community is currently subsidized under the HUD Section 8 program.
  - The proceeds from the bond will be used to acquire the apartment community and significantly rehabilitate the apartments to reposition, modernize and enhance the property. This repositioning of the property will be supported by a highly effective and experienced management team.

#### LAW AND JUDICIAL COMMITTEE:

48. Joint Resolution authorizing an emergency appropriation in the amount of \$35,000 to fund the creation of an additional part-time Principal Investigator position in the State's Attorneys Office with offsetting revenue to be provided by the Computer Fraud Forfeiture Fund.
- The State's Attorneys Office has identified a need for a part-time investigator to assist with the increasing complexity and volume of computer crimes.
  - The principal investigator/forensic specialist will train and assist the Cyber Crimes Division with complicated investigations involving economic crime, identify theft, trading and selling child pornography, child abuse, and sophisticated drug conspiracies.
  - The principal investigator/forensic specialist has extensive law enforcement background including numerous certifications in computer crimes investigation, computer forensics, forensic recovery software and forensic methodology.
  - Offsetting revenue is available from the Computer Forfeiture Fund to support the emergency appropriation of \$35,000 to provide funding for FY08.

#### REVENUE, RECORDS & LEGISLATION COMMITTEE:

49. Joint Resolution authorizing the Purchasing Agent to enter into a contract with The Ferguson Group LLC, Washington, DC, in the amount of \$99,999.96 per year for Federal Representation Service to Lake County.
  - Lake County desires to enter into a contract for Federal Representation Services.
  - Lake County extended Request for Proposals and received responses from three (3) vendors.
  - Lake County has reviewed and selected The Ferguson Group LLC, Washington D.C., as the proposer who best meets the needs of the County.
  - This contract, with an initial two (2) year term with the possibility of three (3) one-year extensions, will cost the County the estimated amount of \$99,999.96 per year, charging account number 101-1102040-79950-000-000-000000.
50. Resolution adopting the 2008 State Legislative Program.
  - Resolution presenting and requesting approval of the 2008 State Legislative Program.
51. Resolution adopting the FFY2009 Federal Legislative Program.
  - Resolution presenting and requesting approval of the FFY 2009 Federal Legislative Program.

#### PUBLIC WORKS AND TRANSPORTATION COMMITTEE:

52. Joint Resolution authorizing the execution of the Second Amendment to Agreement for Sewage Disposal between the County of Lake and the Village of Antioch.
  - The County enlarged the NEFPA SSA #9 with the annexation of the 199 Acre Pedersen Tract (IDI Development) at the August 14, 2007 Board meeting.
  - The County and the Village originally entered into an "Agreement for Sanitary Sewer Service to the Antioch Northeast Service Area between Lake County and the Village" dated November 17, 1995 that identifies a specific sewer service area.
  - The 1995 Agreement was amended in September 1996 to adjust maximum sewer capacity and must be amended for any additions to the sewer service area in the future.
  - This resolution authorizes the execution of the Second Amendment to Agreement for Sewage Disposal between the County of Lake and the Village of Antioch for the addition of the Pedersen Tract.

#### PETITIONS, CORRESPONDENCE AND MISCELLANEOUS BUSINESS:

53. Bond for Philip C. Bettiker, Trustee of the Deerfield-Bannockburn Fire Protection District, in the amount of \$1,500, to be received and placed on file.
54. Bond for Jeffrey Hansen, Trustee of the Deerfield-Bannockburn Fire Protection District, in the amount of \$1,500, to be received and placed on file.
55. Financial Report for the Deerfield-Bannockburn Fire Protection District as of April 30, 2007, to be received and placed on file.

ADJOURNMENT:

56. Motion that this Adjourned Regular September A.D., 2007 Session of the Lake County Board be Adjourned until Tuesday, January 15, 2008.