

LAKE COUNTY BOARD PROCEEDINGS

TUESDAY, MAY 11, 2004

The Lake County Board met in the Regular September, A.D. 2003 Session of the County Board held on Tuesday, May 11, 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, Kyle, Maine, Martini, Mountsier, Newton, Nixon, O'Kelly, Paxton, Powers, Sabonjian, Schmidt, Spielman, Stolman, Talbett and Whitmore.

ADDITIONS TO THE AGENDA (for discussion only): NONE

SPECIAL RECOGNITION

1. The Clerk read into the record a Resolution proclaiming the summer of 2004 as "RELAY FOR LIFE SUMMER" in Lake County, Illinois.

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 Juli Pykelny and Dwight Houtchins of the American Cancer Center.

2. The Clerk read into the record a Resolution proclaiming June 3, 2004 as Lake County Hunger Awareness Day.

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

CHAIR'S REMARKS

Tuesday, April 13, 2004	-	Met to discuss Angelo's NACo Presidency
Wed., April 14, 2004	-	Public Building Commission
-	-	Spoke at the Lake County Municipal Clerks Meeting
Thursday, April 15, 2004	-	Lunch with Oscar Adler - Workforce Development
-	-	"Lake County Update" taping for LCTV
Friday, April 16, 2004	-	Forest Preserve Board Meeting
-	-	Met to discuss Central Range w/Grayslake
-	-	Attended Ribbon Cutting with Mayor Pannell and Steve Carlson in Park City
Saturday, April 17, 2004	-	Attended the opening of Linda McCartney photography exhibit - Lake County Discovery Museum

	-	Attended Yingling Media event - Hook Lake
April 20 - 25, 2004		Vacation
Tues., April 27, 2004	-	Met with Peter Austin, Meg Marcouiller, Lisle Stalter re: Ethics Ordinance
	-	Met with Congressman Kirk's Staff in Deerfield
Wed., April 28, 2004	-	Transportation Strategic Plan - DOT
	-	F&A Committee
Thursday, April 29, 2004	-	Met re: Sun Lake at Forest Preserve
Friday, April 30, 2004	-	Attended retirement party for Joan Ferrigan, Lake Region Sanitary Dist.
Monday, May 3, 2004	-	PB&Z Committee
-		Taped Interview in Board Room
-		Met re: Volo with Barry and Bonnie
-		Attended the Waukegan Downtown Association Mayor's Luncheon with Bob Sabonjian, Angelo Kyle, Mary Cunningham, Audrey Nixon, Barry Burton
-		LIA Committee
Tues., May 4, 2004	-	Attended lunch meeting with David Gray and Alan Zumwalt RE: jail construction
	-	Met with Barry & Dave Young
	-	Attended Lake Villa Arts Council meeting
Wed., May 5, 2004	-	F&A Committee
-		Spoke at Waukegan 1 st Ward Alderman meeting
Friday, May 7, 2004	-	Committee-of-the-Whole
Monday, May 10, 2004	-	PBZ Committee
	-	Met with the Village of Volo re: sewer request

PUBLIC COMMENT: (Items not on the Agenda)

Member Spielman noted that Access to Health Care week runs through May 16. The Chair noted that there was an informational awareness clip on LCTV regarding property tax bills and how rates are set.

Richard Kimbrough representing people with disabilities stated that it was a big thrill for him to come up to the podium and thanked the County Board for the Board Room renovations.

Barbara Anderson representing seniors and people with disabilities also thanked the County Board for the renovations and stated that this is something they have wanted for a long time; "it is beautiful and we love it."

Swapna Baumann representing Lake County Unites for VIP spoke to the Board about bullying and Violence Intervention Prevention (VIP). She noted that there was a symposium on May 21 addressing know your legal rights when you are bullied. Ms. Baumann asked for County Board support by attending the symposium on May 21 at 7:00 p.m. at the Sullivan Center in Vernon Hills.

Jim Farrell addressed the Board regarding what he felt was needed for western Lake County – access to four-lane highways. He stated that 90% of the people surveyed want Hwy 53. He stated that his experience is that people want it and asked the County Board to support it.

OLD BUSINESS

Member Carter gave a brief update on the vinyl chloride contamination in Wauconda. She noted that another meeting is scheduled on May 19 at 6:30 p.m. at Wauconda High School and the USEPA, the IEPA, the Lake County Health Department and the Village of Wauconda will all be there. An agenda will be sent in the next few days.

Member Cole thanked the Public Building Commission, the Maintenance Department, the Purchasing Department, and the Communications Department for their help in getting the Board Room ADA compliant.

Member Martini asked for an update on the cougar sightings. Member Spielman reported that as of yesterday there were no confirmed sightings.

NEW BUSINESS: None

CONSENT AGENDA (Items 3 through 42)

Member Gravenhorst moved, seconded by Member Mountsier to approve the Consent Agenda, Items 3 through 43. The Chair called for a Voice Vote on the motion. Motion carried unanimously.

3. Minutes of the County Board Meeting held on Tuesday, April 13th, 2004.
4. Minutes of the Public Hearing held on April 8, 2004.
5. Claims Against Lake County, Illinois for the month of April 2004.
6. Report of Sally D. Coffelt, Circuit Clerk for the month of February 2004.
7. Report of Sally D. Coffelt, Circuit Clerk, for the month of March 2004.
8. Report of James R. Wipper, Coroner, for the month of March 2004.
9. Report of David P. Brodsky, Public Defender, for the month of March 2004.
10. Reappointment of Victoria Freese as a Member of the Lake County Zoning Board of Appeals.

11. Reappointment of Robert Issel as Trustee of the Rockland Fire Protection District.
12. Reappointment of W. Richard (Dick) Navarre as a Trustee of the Grayslake Fire Protection District.
13. Reappointment of James A. Raihle as a Trustee of the Lakes Region Sanitary District.
14. Reappointment of Charles Nels Tronvig as a Trustee of the Fox Lake Fire Protection District.

Financial and Administrative Committee

Business Associate Agreement – Blue Cross Blue Shield of Illinois

15. Resolution authorizing the Chairman of the County Board to execute a Business Associate Agreement with Blue Cross Blue Shield of Illinois pursuant to the Health Insurance Portability and Accountability Act (HIPAA) regulations.

Lease Agreement – Community College District No. 532 – 1 N. Genesee St., Waukegan

16. Resolution authorizing the Chairman of the Board to enter into a Lease Agreement with Community College District No. 532, College of Lake County in the amount of \$144,975 per year to lease space located at 1 N. Genesee St, Waukegan, IL, in accordance with the terms and conditions of the agreement.

Contract – Chicago Cooling Tower – Repairs to Cooling Tower At Babcox Center

17. Resolution authorizing the Director of Central Services to enter into a contract with Chicago Cooling Tower, Niles, Illinois, for repairs to the cooling tower at the Babcox Center, in the amount of \$29,220.00.

Taxation, Election and Records Committee

Appoint Judges of Election

18. Resolution appointing Judges of Election in the various precincts in Lake County, Illinois.

Health and Human Services Committee

Law and Judicial Committee

Contracts – Installment Purchase Agreement for Lake County Emergency Telephone System

19. Joint Resolution identifying and authorizing work contracts in the amount of up to \$26,000 to one contractor and \$624 to another, to the installment purchase agreement for the Lake County Emergency Telephone System.

Contract – Central States Microfilming, Inc.

20. Joint Resolution awarding a contract to Central States Microfilming, Inc, Cary, IL, in the estimated amount of \$200,590.65, for a 2 year period.

Contract – Northern Illinois Police Crime Laboratory

21. Joint Resolution authorizing a sole source contract with the Northern Illinois Police Crime Laboratory (NIPCL) for a 5-year period subject to annual review by the Director of Central Services, in the amount of \$107,000 for 2004.

Legislative and Intergovernmental Affairs Committee

Public Works and Transportation Committee

Proposed Extension of Cedar Lake Road

22. Joint Resolution appropriating \$20,000.00 of Motor Fuel Tax funds for title commitments, property appraisals, and other advanced right-of-way costs associated with the proposed extension of Cedar Lake Road (*County Highway 28*) from IL Rt. 120 southerly to IL Rt. 60.

Agreement – ICC , Canadian Pacific Railroad – Improvements at Rail Crossing of Russell Road

23. Joint Resolution authorizing the Chair of the County Board, the County Clerk, and the County Engineer to execute a stipulated agreement among the Illinois Commerce Commission (*ICC*), the Canadian Pacific Railroad and Lake County for the improvements to the gates and flashing light signals at the Canadian Pacific Railroad crossing of Russell Road (*County Highway 19*).

Remove, Replace or Refurbish Thermoplastic Pavement Markings

24. Joint Resolution appropriating \$600,000.00 of Motor Fuel Tax funds to provide for the removal, replacement or refurbishment of thermoplastic pavement markings on various county highways.

Supplemental Appropriation – Proposed Improvements to Fairfield and Bonner Roads

25. Joint Resolution providing a supplemental appropriation of \$10,000.00 of Matching Tax funds for Phase II engineering services (*Design Engineering*) for the proposed improvements to the intersection of Fairfield Road (*County Highway 49*) and Bonner Road (*County Highway 61*). This supplemental appropriation provides for the structural design of necessary retaining walls added to the scope of the original project.

Agreement for Use of Federal HBRRP – State of Illinois – Proposed Widening and Rehabilitation of Bridge Carrying Buffalo Grove Road Over Indian Creek

26. Joint Resolution authorizing the Chair of the County Board, the County Clerk, and the County Engineer to execute an agreement for the use of Federal HBRRP funds between the State of Illinois and Lake County for Phase II engineering services (*Design*

Engineering) for the proposed widening and rehabilitation of the bridge carrying Buffalo Grove Road extended (*County Highway 16*), also known as Prairie Road, over Indian Creek.

Agreement – Crawford, Murphy, and Tilly Inc. – Proposed Widening and Rehabilitation of Bridge Carrying Buffalo Grove Road Over Indian Creek

27. Joint Resolution authorizing the Chair of the County Board, the County Clerk, and the County Engineer to execute an agreement for consultant engineering services between Lake County and Crawford, Murphy, and Tilly Inc., Aurora, Illinois, for the provision of Phase II engineering services (*Design Engineering*) for the proposed widening and rehabilitation of the bridge carrying Buffalo Grove Road extended (*County Highway 16*), also known as Prairie Road, over Indian Creek at a maximum cost of services described of \$171,580.18. This resolution also appropriates \$200,000.00 of Matching Tax funds for this improvement.

Acquire Right-of-Way – Proposed Replacement of Bridge Carrying Kelsey Road Over Flint Creek

28. Joint Resolution appropriating \$15,000.00 of County Bridge Tax funds for the acquisition of necessary right-of-way, by agreement or condemnation, and other right-of-way costs associated with the proposed replacement of the bridge carrying Kelsey Road (*County Highway 30*) over Flint Creek.

Contract – PTV America, Inc. – Traffic Engineering Software

29. Joint Resolution authorizing the Director of Central Services to enter into a contract with PTV America, Inc., Corvallis, Oregon, for Traffic Engineering Software for the Lake County Division of Transportation in the amount of \$149,770.00. This resolution also appropriates \$180,000.00 of Matching Tax Funds for these services.

Contract – Payne & Dolan, Inc. – Pavement Work in Felters, Bluff Lake Road, Rosings, and Hickory Woods Subdivisions in Antioch Township

30. Joint Resolution awarding a contract for the construction of a Bituminous Concrete Binder Course, a Bituminous Concrete Surface Course, and a Pulverize & Relay Asphalt Pavement and Base Course in Felters, Bluff Lake Road, Rosings, and Hickory Woods Subdivisions in Antioch Township Road District, to the lowest responsible bidder, Payne & Dolan, Inc., Antioch, Illinois, in the amount of \$379,491.29.

Contract – Payne and Dolan, Inc. – Pavement Work on Sunshine and Norelius Avenues in Avon Township

31. Joint Resolution awarding a contract for the construction of a Bituminous Concrete Leveling Binder, Surface Course, and Bituminous Surface Removal – Milling on Sunshine and Norelius Avenues in Avon Township Road District, to the lowest responsible bidder, Payne and Dolan, Inc., Antioch, Illinois, in the amount of \$64,920.70.

Contract – Peter Baker and Son – Pavement Work – Oak Terrace and Countryside Chase Subdivisions in Fremont Township

32. Joint Resolution awarding a contract for the construction of a Bituminous Concrete Leveling Binder Course, and Surface Course, Bituminous Surface Removal – Milling, Pavement, at Oak Terrace and Countryside Chase Subdivisions in Fremont Township Road District, to the lowest responsible bidder, Peter Baker and Son, Lake Bluff, Illinois, in the amount of \$151,731.65.

Contract – Payne & Dolan, Inc. – Pavement Work – Long Lake, Wooster Lake, and Duck Lake Woods Subdivisions in Grant Township

33. Joint Resolution awarding a contract for the construction of a Bituminous Concrete Leveling Binder Course, Pavement Patching, Surface Course, and Bituminous Surface Removal –Milling in Long Lake, Wooster Lake, and Duck Lake Woods Subdivisions in Grant Township Road District, to the lowest responsible bidder, Payne & Dolan, Inc., Antioch, Illinois, in the amount of \$138,123.80.

Contract – Payne & Dolan, Inc. - Pavement Work – Fox Lake Hills Subdivision in Lake Villa Township

34. Joint Resolution awarding a contract for the construction of a Bituminous Concrete Leveling Binder Course, Surface Course, and Bituminous Surface Removal – Milling in the Fox Lake Hills Subdivision in Lake Villa Township Road District, to the lowest responsible bidder, Payne & Dolan, Inc., Antioch, Illinois, in the amount of \$157,415.29.

Contract – Peter Baker & Son Co. – Woodbine Estates and Meadows of Prairie View Subdivisions in Vernon Township

35. Joint Resolution awarding a contract for the construction of a Bituminous Concrete Leveling Binder Course, Bituminous Concrete Binder Course, Surface Course, a Pulverize & Relay Asphalt Pavement and Base Course, Bituminous Surface Removal - Milling in Woodbine Estates and Meadows of Prairie View Subdivisions in Vernon Township Road District, to the lowest responsible bidder, Peter Baker & Son Co., Lake Bluff, Illinois, in the amount of \$177,063.84.

Contract – Peter Baker & Son – Pavement Work – Old Gages Lake Road and Royal Oak Lane in Warren Township

36. Joint Resolution awarding a contract for the construction of a Bituminous Concrete Leveling Binder Course, Surface Course, Bituminous Surface Removal – Milling, Pavement Patching, on Old Gages Lake Road and Royal Oak Lane in Warren Township Road District, to the lowest responsible bidder, Peter Baker & Son Co., Lake Bluff, Illinois, in the amount of \$129,578.05.

Contract – Geske & Sons, Inc. – Pavement Work – Hillcrest and Elmcrest Subdivisions in Wauconda Township

37. Joint Resolution awarding a contract for the construction of a Bituminous Concrete Leveling Binder Course, Surface Course, and Bituminous Surface Removal – Milling,

Pavement Patching, in Hillcrest and Elmcrest Subdivisions in Wauconda Township Road District, to the lowest responsible bidder, Geske & Sons, Inc., Crystal Lake, Illinois, in the amount of \$157,699.14.

Ordinance – Altered Speed Zone – Hutchins Road – Warren Township

38. Ordinance providing for the establishment of an altered speed zone for 50 M.P.H. (currently 55 M.P.H.) on Hutchins Road, County Highway 74, located in Warren Township.

Contract – Pontarelli Construction Co. – Sanitary Sewer Manhole Rehabilitation Program

39. Joint Resolution awarding a contract to Pontarelli Construction Company, Inc., Barrington, IL, in the amount of \$79,850.00 for Phase I of the FY 2004 Sanitary Sewer Manhole Rehabilitation Program.

Payment of Various Expenses From Series B and C of 2003 Construction Account

40. Joint Resolution approving payment of various expenses in the total amount of \$1,116,767.31 from the Series B and C of 2003 (Vernon Hills – NCT) Construction Account.

Contract – Elmwood Enterprise, Inc. – FY 2004 Water Main Replacement Project

41. Joint Resolution awarding a contract to Elmwood Enterprise, Inc., Lakemoor, IL, in the amount of \$1,095,142 for the FY 2004 Water Main Replacement Project.

First Amendment – Sewer Agreement – Harbor Ridge Utilities, Inc. & Antioch Golf Club Community Association

42. Joint Resolution authorizing execution of a First Amendment to the Sewer Agreement with Harbor Ridge Utilities, Inc. and the Antioch Golf Club Community Association.

The Chair called for a Voice Vote to approve the Consent Agenda, Items 3 through 43. Motion carried with Members Carlson and Paxton voting Nay on Item #38.

REGULAR AGENDA:

FINANCIAL AND ADMINISTRATIVE COMMITTEE

Compensation – Certain Elected Office Holders

43. Resolution setting the compensation for certain elected office holders for their respective terms of office.

Member Paxton moved, seconded by Member Sabonjian to split the Resolution and vote on Coroner, Circuit Clerk and Recorder salaries, then a separate vote on County Board salaries. The Chair called for a Voice Vote on the motion. Motion carried with Members Whitmore and O’Kelly voting Nay. Member Paxton moved, seconded by Member Mountsier to approve the compensation for Lake County Circuit Court Clerk,

Coroner, and Recorder of Deeds for 2005, 2006, 2007 and 2008. The Chair called for a Voice Vote on the motion. Motion carried unanimously.

Member Sabonjian moved, seconded by Member Whitmore to place County Board compensation on the floor. The Chair called for a Voice Vote on the motion. Motion carried unanimously. Member Paxton stated that he was opposed to a 25% increase in the compensation package and had concerns about the expense package. Member O’Kelly moved, seconded by Member Martini to amend the compensation package to \$34,000 in 2005, \$35,000 in 2006, \$35,000 in 2007 and \$35,000 in 2008. Member O’Kelly noted that her motion was only on the salary portion, everything else stands – expense package still stands. Discussion followed. The Chair called for a Roll Call Vote on Member O’Kelly’s amendment. Motion failed with the following vote: Ayes 6, Nays 17.

Member Sabonjian moved, seconded by Member Bauer to amend the County Board compensation package so that raises are kept at the same percentage as employee raises averaged over the last 10 years; or 4% annually for 2007 and 2008. Member Cole clarified raises proposed as follows: 2005 - \$34,000, 2006 - \$35,000, 2007 - \$36,400, and 2008 - \$37,856 and this would include only salary with no expenses account. Discussion followed. The Chair called for a Roll Call vote on the Sabonjian amendment. Motion carried with the following vote: Ayes 12, Nays 11.

Member Newton moved, seconded by Member Cunningham that the expense package be included and recommended a \$3,000 stipend for expenses for fiscal years 2007 and 2008. The Chair called for a Roll Call vote on Member Newton’s motion. Motion failed with the following vote: Ayes 2, Nays 21.

The Chair recapped the original main motion as amended: 4% increase with no expenses for County Board Members (2005 - \$34,000, 2006 - \$35,000, 2007 - \$36,400, 2008 - \$37,856) and County Board Chair salary for 2005 at \$68,000 per annum; 2006 at \$70,000 per annum and auto allowance of \$400 per month for Year 2005 and 2006. The Chair called for a Roll Call Vote on the main motion as amended. Motion carried with the following vote: Ayes 13, Nays 10.

Ordinance – Amend Section 4.2 General Leave – Lake County Employee Policies & Procedures

44. Ordinance amending Section 4.2 General Leave of the Lake County Employee Policies and Procedures Ordinance.

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

Budget Policies for Compilation of FY 2005 Lake County Budget

45. Resolution setting forth the budget policies for compilation of the FY 2005 Lake County Budget.

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

Budget Transfers – Construction of Jail & Work Release Expansion (Boone County Housing)

46. Resolution authorizing budget transfers between account classes in the total amount of \$485,500 in connection with the construction of the jail and work release expansion (Boone County Housing Agreement - \$480,000), and for the Department of Planning, Building and Development (contract help - \$5,500).

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

Lake County Ethics Ordinance

47. Resolution adopting the Lake County Ethics Ordinance.

Member Paxton moved, seconded by Member Maine to place the item on the floor. The Chair called for a Voice Vote on the motion. Motion carried unanimously. Member Paxton moved, seconded by Member Carter to amend the Ordinance to remove Article 20 and anything to do with the Ethics Commission and also in Article 15 strike references to Ethics Commission. The Amendment was requested because the Ethics Commission members have yet to be appointed. Meg Marcouiller of the State's Attorney's Office was present to address any questions and gave a brief overview of what is required by the State Ethics Act. Ms. Marcouiller noted that it is the intent of the County Board to form an Ethics Commission. Discussion followed. The Chair called for a Voice Vote on the amendment. Motion carried unanimously. Member Paxton moved, seconded by Member Newton to approve the Resolution as amended. The Chair called for a Voice Vote on the motion. Motion carried unanimously.

Seventh Supplement to Lease Agreement – Lake County Public Building Commission

48. Resolution authorizing the Chairman of the Board to enter into a Seventh Supplement to Lease Agreement, between the County of Lake and the Lake County Public Building Commission, in accordance with the terms and conditions of the agreement.

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

TAXATION, ELECTION AND RECORDS COMMITTEE

HEALTH AND HUMAN SERVICES COMMITTEE

49. Lake County Board of Health Report.

Member Spielman moved, seconded by Member Calabresa to place the item on the floor. The Chair called for a Voice Vote on the motion. Motion carried unanimously. Member Spielman reported that she and Member Carlson would be attending a policy retreat for the Board of Health tomorrow. Member Spielman also reported on the cougar sightings and noted that IDNR had taken another plaster of the paw print to be sent out this week.

Support Maintaining Private Hospital in Waukegan & New Private Hospital in Northwest Lake County

50. The Clerk read into the record a Resolution affirming support for maintaining a private hospital in Waukegan and for the establishment of a new private hospital in northwest Lake County.

The Chair introduced Jim Betustek, Mayor of Lindenhurst, who addressed the Board regarding the need for a hospital in the northwest area of the County. He asked for letters of support to be sent to Vista Healthcare. They would be submitted with Vista's letter of application. Mayor Betustek noted that there are form letters available on the Lindenhurst website. Member Martini asked that copies of the Resolution be provided to Vista Healthcare. Member Sabonjian felt that members of Vista Healthcare should be invited to address questions during a regular County Board meeting. He felt this was something the whole community needs to hear.

Member Cole moved, seconded by Member Sabonjian to approve the Resolution. The Chair called for a Voice Vote on the motion. Motion carried with Member Bassi voting present.

COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

51. Lake County Partners Report.

Member Sabonjian moved, seconded by Member Cunningham to place the item on the floor. The Chair called for a Voice Vote on the motion. Motion carried unanimously.

Member Mountsier reported that Team Lake County would be holding a second meeting on June 3 at the Libertyville Sports Complex to determine the future work of Lake County Partners.

Award Lake County Affordable Housing Funds

52. Joint Resolution authorizing 1) the award of Lake County Affordable Housing Funds to the Affordable Housing Corporation of Lake County in the amount of \$113,900, to Habitat for Humanity of Lake County in the amount of \$80,000, to Highland Park Illinois Community Land Trust in the amount of \$45,000, to Perlmark Realty Corporation in the amount of \$134,450, and to authorize the reservation of an award to PSL Holdings LLC in the amount of \$110,000, 2) delegating the Community and Economic Development Committee and the Financial and Administrative Committee to review and approve the program contracts, and 3) delegating the County Board Chairman to execute such program contracts.

Member Cole felt that we should not be approving giving money before a conditional use permit is given -- this could unduly influence voting by the Zoning Board of Appeals. Member Cole asked that the Resolution be pulled. Member Maine moved to amend the Joint Resolution to extract any reference to PSL Holdings. Member Cole seconded the motion. The Chair called for a Voice Vote on the amendment. Motion carried unanimously. Member Sabonjian moved, seconded by Member Kyle to approve the Joint Resolution as amended. The Chair called for a Voice Vote on the motion. Motion carried unanimously.

LAW AND JUDICIAL COMMITTEE

Intergovernmental Agreement – Boone County – House Lake County Detainees

53. Joint Resolution authorizing an intergovernmental agreement with Boone County for the purpose of housing Lake County detainees in the Boone County detention facility.

Member Nixon moved, seconded by Member Whitmore to approve the Joint Resolution. The Chair called for a Voice Vote on the motion. Motion carried with Member Newton voting Nay.

LEGISLATIVE AND INTERGOVERNMENTAL AFFAIRS COMMITTEE

Member Spielman had nothing to report on the Federal side. Member Spielman reported that in Springfield there were 4500 bills presented and there are only a few left. She felt that we could possibly be impacted more by bills not submitted by ourselves. Member Spielman gave a brief report on the bills that are still alive which included the law library bill, the consumptive use permit bill which permits high capacity wells; the 7% solution which would allow the County Board to vote in a 7% cap on residential assessments. There is also a bill that is an enhancement for retirement for sheriff deputies that is estimated to cost the County from \$300,000 to \$500,000.

PUBLIC WORKS AND TRANSPORTATION COMMITTEE

Items 54 through 56

Member O'Kelly moved, seconded by Member Sabonjian to approve Items 54, 55 and 56 in one Voice Vote. The Chair called for a Voice Vote on the motion. Motion carried unanimously.

Agreement – Phase II Engineering Services – Widen & Resurface Sunset Avenue

54. Joint Resolution authorizing the Chair of the County Board, the County Clerk, and the County Engineer to execute an agreement for the use of Federal Highway funds between the State of Illinois and Lake County for Phase II engineering services (*Design Engineering*) for the proposed widening and resurfacing of Sunset Avenue (*County Highway 46*) from Delany Road (*County Highway 22*) to IL Rt. 131.

Agreement – Knight E/A, Inc. – Proposed Widening & Resurfacing of Sunset Avenue

55. Joint Resolution authorizing the Chair of the County Board, the County Clerk, and the County Engineer to execute an agreement for consulting engineering services between Lake County and Knight E/A, Inc., Chicago, Illinois, for the provision of Phase II engineering services (*Design Engineering*) for the proposed widening and resurfacing of Sunset Avenue (*County Highway 46*) from Delany Road (*County Highway 22*) to IL Rt. 131 at a maximum cost of services described of \$256,781.00. This resolution also appropriates \$300,000.00 of Matching Tax funds for these engineering services.

Widen and Resurface Grass Lake Rd. & Beck Rd. and Install Permanent Traffic Control Signals

56. Joint Resolution appropriating \$350,000.00 of Motor Fuel Tax funds for the widening and resurfacing of the intersection of Grass Lake Road (*County Highway 18*) and Beck Road along with the installation of permanent traffic control signals.

The Chair called for a Voice Vote to approve 54 through 56. Motion carried unanimously.

PLANNING, BUILDING AND ZONING COMMITTEE

Lake County Regional Framework Plan Draft Introduction Chapter

57. Resolution for the acceptance of the Lake County Regional Framework Plan Draft Introduction Chapter.

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

Zoning Case No. 3327

58. Resolution on Zoning Case No. 3327, which consists of the Petition of Timothy and Elaine Leicht and Single Site Solutions Corporation relative to a request for a Conditional Use Permit to allow limited vehicle service, specifically including gasoline sales, a car wash and a convenience Store. The Department of Planning, Building and Development recommends the petition is denied. On the motion “to deny” the prayer of the petitioner, the Zoning Board of Appeals vote is 7 “Ayes” and 0 “Nays”; on the motion “to approve” the prayer of the petitioner, the Planning, Building and Zoning Committee vote is 4 “Ayes” and 3 “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.

Member Martini asked that Phil Rovang, Director of Planning and Development present an overview of Zoning Case 3327. Public Comment followed.

Mr. James Hermann, attorney for the petitioners, presented the proposed uses of the property that included a gas station, convenient store and car wash. Mr. Timothy Leight, owner of the property, noted the work that had been done on the site to make it a good fit for the neighborhood.

Lorrie Godawa, a Trustee for the Village of Wauconda, distributed brochures and noted that there are 82 homes in the Oak Grove Subdivision and they had obtained 150 signatures in opposition of the proposed use. She highlighted items listed in the brochure. Roger Wojcicki, President of the homeowners association asked for denial of the permit. Thomas A. Lauro, a resident of Oak Grove Subdivision spoke against granting a permit. Brad Mayer, Oak Grove Subdivision resident spoke against the request for a permit. Nicholas A. Michas, resident of Oak Grove Subdivision spoke against the request for a permit. John Benson, Jr., resident of Oak Grove Subdivision spoke against the request for a permit.

After lengthy discussion, Member Mountsier moved, seconded by Member Carlson to amend Exhibit A to take the car wash out of point #1 and add point #3 stating the hours of operation of the car wash shall be 7 AM to 9 PM weekdays, 6 AM to 6 PM Saturday, and 7 AM to noon on Sunday. Add point #4 lowering sign to 10 feet. The Chair called for a Voice Vote on the motion. Motion carried unanimously. Member Martini moved, seconded by Member Whitmore to approve the Resolution. The Chair called for a Roll Call Vote. Motion failed with the following vote: Ayes 4, Nays 18.

Zoning Case No. 3390

59. Resolution on Zoning Case No. 3390, which consists of the Petition of Gerald Jensen, Willard Strom and Robert Crandall relative to a request for rezoning from the Agricultural District to the Residential-1 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 7 “Ayes” and 0 “Nays”; on the motion to grant the prayer of the petitioner, the Planning, Building and Zoning Committee vote is 7 “Ayes” and 0 “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.

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

Zoning Case No. 3397

60. Resolution on Zoning Case No. 3397, which consists of the Petition of Patrick and Carolyn Lamont relative to a request for a Conditional Use Permit to allow consumer vehicle sales, rental and repair. The Department of Planning, Building and Development recommends the petition be granted. On the motion “to approve” the prayer of the petitioner, the Zoning Board of Appeals vote is 7 “Ayes” and 0 “Nays”; the Planning, Building and Zoning Committee vote is 7 “Ayes” and 0 “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.

Member Martini moved, seconded by Member Newton to amend Exhibit A, #2 facility lighting – 8:00 a.m. to 7:00 p.m. The Chair called for a Voice Vote on the amendment. Motion carried unanimously. Member Martini moved, seconded by Member Newton to approve the Resolution as amended. The Chair called for a Voice Vote on the motion. Motion carried unanimously.

Intergovernmental Agreement – City of North Chicago – Building, Fire and Safety Code Enforcement Service

61. Joint Resolution authorizing the Chairman of the Board to execute an intergovernmental agreement with the City of North Chicago, for the purpose of providing the City of North Chicago with building, fire and safety code enforcement service in certain areas of the

City of North Chicago by the Lake County Department of Planning, Building and Development.

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

PETITIONS, CORRESPONDENCE AND MISCELLANEOUS BUSINESS

Items 62 through 68

Member Kyle moved, seconded by Member Mountsier to approve Items 62 through 68 in one Voice Vote and dispense with their reading. The Chair called for a Voice Vote on the motion. Motion carried unanimously.

Appoint Al Westerman – Alternate Member – Lake County Zoning Board of Appeals.

62. Resolution providing for the appointment of Al Westerman as an Alternate Member of the Lake County Zoning Board of Appeals.

RESUME: Al Westerman, 11585 Russell Road, Zion, IL. Education: B.S., Geography-Geology, Illinois State University. M.S., Forestry Pathology and Entomology, University of Illinois. Employment: Owner, North Prairie Farms, 1974-present; President, Lake County Forest Preserve District, 2000-2002; Member, Lake County Board, 1996-2002.

Appoint Gregory G. Koeppen – Member – Lake County Zoning Board of Appeals

63. Resolution providing for the appointment of Gregory G. Koeppen as a Member of the Lake County Zoning Board of Appeals (Mr. Koeppen is currently serving as an Alternate Member).

Appoint Elizabeth Lassar – Vice-Chairman – Lake County Affordable Housing Commission

64. Resolution providing for the appointment of Elizabeth Lassar as Vice-Chairman of the Lake County Affordable Housing Commission.

Appointment – Gwen Broughton – Chairman – Lake County Affordable Housing Commission

65. Resolution providing for the appointment of Gwen Broughton as Chairman of the Lake County Affordable Housing Commission.

Bond – John Didier – Trustee – Long Grove Fire Protection District

66. Bond for John Didier, Trustee of the Long Grove Fire Protection District, in the amount of \$25,000, to be received and placed on file.

Bond – Kevin Grampo – Trustee – Avon-Fremont Drainage District

67. Bond for Kevin Grampo, Trustee of the Avon-Fremont Drainage District, in the amount of \$500.00, to be received and placed on file.

Annual Report – Avon-Fremont Drainage District

68. Annual report for the Avon-Fremont Drainage District ending September 30, 2003, to be received and placed on file.

The Chair called for a Voice Vote to approve Items 62 through 68. Motion carried unanimously.

ADJOURNMENT

69. Member Calabresa moved, seconded by Member O’Kelly that this Adjourned Regular September A.D., 2003 Session of the Lake County Board be adjourned until Tuesday, June 8th, 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:
