

LAKE COUNTY BOARD PROCEEDINGS

TUESDAY, NOVEMBER 9, 2004

The Lake County Board met in the Regular September, A.D. 2004 Session of the County Board held on Tuesday, November 9, 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 recognizing the week of November 7-13, 2004 as Lake County Employee Appreciation Week and commemorating 452 employees for 5, 10, 15, 20, 25 and 30 years of service to Lake County Government.

Member Stolman moved, seconded by Member Mountsier 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 in recognition of the men and women of our Armed Forces who have valiantly defended America's freedom throughout our nation's history.

Member Whitmore moved, seconded by Member Calabresa to approve the Resolution. The Chair called for a Voice Vote on the motion. Motion carried unanimously. Member O'Kelly noted that anyone interested in mailing something to our soldiers in Iraq should contact the County Board office to get a name and address.

3. The Clerk read into the record a Resolution recognizing the contributions of Don Bauer upon the completion of his service as a Member of the Lake County Board.

Member Gravenhorst moved, seconded by Member Powers to approve the Resolution. The Chair called for a Voice Vote on the motion. Motion carried unanimously. The Chair presented a plaque to Member Bauer and thanked him for his service.

4. Lake County Health Department flu shot update.

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

Bill Mays of the Health Department reported on the status of flu shot clinics. He noted that posters were being distributed, as well as a press release, regarding the plans to schedule flu shot clinics. Board Members will be advised of phone numbers to call for appointments.

CHAIR'S REMARKS

- Friday, Oct. 15, 2004 - Forest Preserve Board Meeting
- Monday, Oct. 18, 2004 - PBZ Committee
- Liquor Hearings
- Wed., October 20, 2004 - RTA Reorganization meeting with Senators Garrett and Link
- Thurs., Oct. 21, 2004 - Workforce Open House & Waukegan Mainstreet
- Attended the Lindenhurst 50th Birthday Party
- Monday, October 25, 2004 - Met with Dave Young, Lake County Partners
- LIA Committee
- Wed., October 27, 2004 - PWT Committee
- Met regarding Fire Department Training Facility
- F&A Committee
- Monday, Nov. 1, 2004 - PB&Z Committee
- L&J Committee
- LIA Committee
- Met with Mano y Mano re: Mid-Lakes Clinic
- Wed., Nov. 3, 2004 - PWT Committee
- CED Committee
- F&A Committee
- Thursday, Nov. 4, 2004 - Partners Meeting-Traffic Relief
- Municipal League Meeting
- Friday, Nov. 5, 2004 - Committee-of-the-Whole
- Master of Ceremonies for the Athena Awards-Country Squire Restaurant
- Monday, Nov. 8, 2004 - Liquor Hearings

PUBLIC COMMENT: (Items not on the Agenda)

Phil Mazur thanked the Board for the Resolution for the Armed Forces. Mr. Mazur reported on upcoming events for veterans including a dinner on December 10. Member Nixon congratulated Mr. Mazur for his work at the VA hospital.

OLD BUSINESS: None

NEW BUSINESS

5. Resolution appointing Peter Kolb as Director of Public Works.

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

CONSENT AGENDA (Items 6 to 56)

Member Martini moved, seconded by Member Calabresa to approve the Consent Agenda (Items 6 to 56). The Chair called for a Voice Vote on the motion. Motion carried unanimously.

6. Minutes of the County Board Meeting held on Tuesday, October 12, 2004.
7. Claims against Lake County for the month of October 2004.
8. Report of Sally D. Coffelt, Circuit Court Clerk, for the month of August 2004.
9. Report of James R. Wipper, Coroner, for the month of September 2004.
10. Report of David P. Brodsky, Public Defender, for the month of September 2004.

Reappoint Members of the Lake County Emergency Telephone System Board

11. Reappointment of Chuck Fagan, Terry Mastandrea, George Roberts, William Urry, Gerald P. Nellesen, Michael Sliozis, Pamela Coleman, David Christensen and Dan Venturi as members of the Lake County Emergency Telephone System Board.

Reappoint Eula Crawford – Member – Lake County Board of Health

12. Reappointment of Eula Crawford as a Member of the Lake County Board of Health.

Reappoint Carl B. Hagstrom – Member – Lake County Board of Health

13. Reappointment of Carl B. Hagstrom, DDS as a Member of the Lake County Board of Health.

Reappoint Dennis Manning – Member – Lake County Board Health

14. Reappointment of Dennis Manning, DDS as a Member of the Lake County Board of Health.

Reappoint Kenneth Robinson – Small Business Representative – Lake County Partnership for Economic Development

15. Reappointment of Kenneth Robinson as one (1) of the County Board's two (2) small business representatives on the *Lake County Partnership for Economic Development, Inc.'s Board of Directors*, effective December 1, 2004.

Reappoint Barry Burton & JoAnn Eckmann – At Large Representative – Lake County Partnership for Economic Development

16. Reappointment of Barry Burton and JoAnn Eckmann as the County Board's two (2) at-large representatives on the *Lake County Partnership for Economic Development, Inc.'s Board of Directors* and two (2) of the County Board's three (3) representatives on the *Lake County Partnership for Economic Development, Inc.'s Executive Committee*, effective December 1, 2004.

Reappoint County Board Members Schmidt, Kyle, Bassi and Mountsier – Lake County Partnership for Economic Development Board of Directors

17. Reappointment of Suzi Schmidt as the County Board's northwest quadrant representative, Angelo Kyle as the County Board's northeast quadrant representative, Anne Flanigan Bassi as the County Board's southeast quadrant representative and Stevenson Mountsier as the County Board's southwest quadrant representative on the *Lake County Partnership for Economic Development, Inc.'s Board of Directors*, effective December 1, 2004.

Reappoint Evelyn Alexander – Member – Lake County Community Development Commission

18. Reappointment of Evelyn Alexander as a Member of the Lake County Community Development Commission.

Reappoint Charles Amrich – Member – Lake County Community Development Commission

19. Reappointment of Charles Amrich as a Member of the Lake County Community Development Commission.

Reappoint Ila M. Bauer – Member – Lake County Community Development Commission

20. Reappointment of Ila M. Bauer as a Member of the Lake County Community Development Commission.

Reappoint Gerald Thomas Dietz – Member – Lake County Community Development Commission

21. Reappointment of Gerald Thomas Dietz as a Member of the Lake County Community Development Commission.

Reappoint Lane Harrison – Member – Lake County Community Development Commission

22. Reappointment of Lane Harrison as a Member of the Lake County Community Development Commission.

Reappoint Marilyn Moisio – Member – Lake County Community Development Commission

23. Reappointment of Marilyn Moisio as a Member of the Lake County Community Development Commission.

Reappoint County Board Members to Lake County Community Development Commission

24. Reappointments of Audrey Nixon, Mary Cunningham, Bob Powers, Carol Calabresa and Robert Sabonjian as Members of the Lake County Community Development Commission.

Financial and Administrative Committee

Contract – Camosy, Inc. – Courthouse Foundation Repair

25. Resolution awarding a contract to Camosy, Inc., Waukegan, Illinois, in the amount of \$80,516.00, for foundation repair at the Northwest corner of the Courthouse, and charging the costs thereof to account #101-1220010-82020-000-000-000000.
- Lake County has a need to contract for foundation repair at the Northwest corner of the Courthouse.
 - Lake County extended invitations for bid to thirteen (13) vendors.
 - Lake County received responsible and responsive bids from five (5) vendors.
 - Lake County has reviewed and selected Camosy, Inc., Waukegan, Illinois, as the lowest responsive and responsible bidder who best meets the needs of the County, as described in the Invitation for Bid.
 - This contract will cost the County an amount of \$80,516.00, charging the cost to account #101-1220010-82020.
 - This is the least costly approach to repair the foundation and finish the area.

Contract – Car-Min Construction Co. – Pressurize Stairwells in County Building

26. Resolution awarding a contract to Car-Min Construction, Co., Waukegan, Illinois, in the amount of \$35,240.00 for Pressurization of the North and South Stairwells in the County Building.
- Lake County desires to enter into a contract for Pressurization of North and South Stairwells in the County Building.
 - Lake County extended invitations for bid to thirteen (13) vendors.
 - Lake County received responsible and responsive bids from four (4) vendors.
 - Lake County has reviewed and selected Car-Min Construction, Co., Waukegan, Illinois, as the lowest responsive and responsible bidder who best meets the needs of the County, as described in the Invitation for Bid.

- This contract will cost the County an amount of \$35,240.00, charging the cost to account #101-1220010-82020-000-000-000000.

Contract – Kinsale Contracting Group – Asbestos Abatement and Interior Demolition of the Majestic Building

27. Resolution awarding a contract to Kinsale Contracting Group, Inc., Elk Grove Village, Illinois, in the amount of \$146,770.00 for Asbestos Abatement and Interior Demolition of the Majestic Building, 215-221 Water St., Waukegan for Lake County.
- Lake County desires to enter into a contract for Asbestos Abatement and Interior Demolition of the Majestic Building, 215-221 Water St, Waukegan for Lake County.
 - Lake County extended invitations for bid to fifty-one (51) vendors.
 - Lake County received responsible and responsive bids from eleven (11) vendors.
 - Lake County has reviewed and selected Kinsale Contracting Group, Elk Grove Village, Illinois, as the lowest responsive and responsible bidder who best meets the needs of the County, as described in the Invitation for Bid.
 - This contract will cost the County an amount of \$146,770.00, charging the cost to account #101-1103265-82020-000-000-000000.

Contract – Metro Power, Inc. – Emergency Standby Generator – Coroner’s Office

28. Resolution awarding a contract to Metro Power, Inc., Tinley Park, Illinois, in the amount of \$60,669.00 for an Emergency Standby Generator for the Coroner’s Office.
- Lake County desires to enter into a contract for an Emergency Standby Generator for the Coroner’s Office.
 - Lake County extended invitations for bid to fifteen (15) vendors.
 - Lake County received responsible and responsive bids from seven (7) vendors.
 - Lake County has reviewed and selected Metro Power, Tinley Park, Illinois, as the lowest responsive and responsible bidder who best meets the needs of the County, as described in the Invitation for Bid.
 - This contract will cost the County an amount of \$60,669.00, charging the cost to account #101-1220010-82020-000-000-000000.

Contract – JDMI Infrastructure – Anti-Spam Solution System

29. Resolution authorizing the Director of Central Services to enter into a contract with JDMI Infrastructure, Rosemont, IL for Anti-Spam Solution System for Lake County in the total amount of \$34,713.00 for a one (1) year period, with options to renew.
- Lake County desires to enter into an agreement for Anti-Spam Solution System for the Lake County.
 - Lake County has issued RFP #24113 for Anti-Spam Solution System for Lake County.
 - The selection review committee has reviewed and selected JDMI Infrastructure, Rosemont, Illinois, as the lowest responsive and responsible proposal that best meets the needs of the County, as described in the Request for Proposal.

- This contract will cost the County an amount of \$34,713.00 for a one (1) period plus options to renew, charging the costs thereof to account #101-1300020-61020-000-000-000-00000.

Contract – PSR, Inc. – Lease-Purchase Mainframe

30. Resolution authorizing the Director of Central Services to enter into a contract with PSR, Inc., Canton, MA for the Lease-Purchase of a Mainframe for Lake County in the total amount of \$615,852, for a thirty-six (36) month period, to be paid annually in the amount of \$205,284.
- Lake County desires to enter into a contract for the Lease-Purchase of a Mainframe for Lake County Information and Technology.
 - Lake County extended invitations for bid to sixteen (16) vendors.
 - Lake County received responsible and responsive bids from two (2) vendors.
 - Lake County has reviewed and selected PSR, Inc., Canton, Massachusetts, as the lowest responsive and responsible bidder who best meets the needs of the County, as described in the Invitation for Bid.
 - Lake County has determined that the lease-purchase is the most advantageous option for the county because the costs are within the annual operating budget for this equipment.
 - This contract will cost the County a total amount of \$615,852, paid annually in the amount of \$205,284, charging the cost to account #101-1300020-72530-000-000-000-00000.

Recorder Automation Fee Increase

31. Resolution approving the Recorder Automation Fee increase.
- The Recorder Automation Fund is funded solely upon fees.
 - The revenue received does not reflect the actual cost of the program.
 - Statute allows County Boards to increase fees if the increase is justified by an acceptable cost study showing that the fees are not sufficient to cover the cost of providing the service.
 - A fee study was performed by Miller Cooper & Co., Ltd. regarding the costs associated with the Fund.
 - The outcome of the fee study reflects a fee increase is needed.
 - An increase to \$10.00 is requested.

GIS Fee Increase

32. Resolution approving the GIS Fee increase.
- The GIS Fund is funded by fees associated with the recording of documents through the Recorder of Deeds Office.
 - The fee revenue received does not reflect the actual cost of the program.
 - Statute allows County Boards to increase fees if the increase is justified by an acceptable cost study showing that the fees are not sufficient to cover the cost of providing the service.

- A fee study was performed by Miller Cooper & Co., Ltd. regarding the costs associated with the Fund.
- The outcome of the fee study reflects a fee increase is needed.
- An increase to \$7.00 is requested.

Indirect Cost Fee Increase

33. Resolution approving the Indirect Cost Fee increase.
- The indirect cost fee is assessed to federal and state grants, as well as other County Departments as allowed.
 - An indirect cost study was performed by Miller Cooper & Co., Ltd. regarding the costs associated with the fee.
 - The outcome of the fee study warrants an adjustment to 11.39% of salaries.

Increase in Winchester House Daily Room Rates

34. Resolution to approve the proposed changes in the Winchester House daily room rates to be increased for the calendar year 2005, effective January 1, 2005.
- This is an annual fee revision for daily Room Rates at Winchester House.
 - The rate increases were previously discussed during the joint budget meeting with the Health & Human Services Committee.
 - An addition this year is the newly authorized Adult Day Care Rate of \$50.00 per day plus incidental expenses.

Contract – Harbor Place LLC – Additional Parking

35. Resolution authorizing the Chairman of the Board to enter into a contract with Harbor Place LLC, Waukegan, Illinois, in the amount of \$2,400.00 per year, plus renewals, for additional parking to service the departments on the south end of the campus in downtown Waukegan.
- Lake County desires to enter into an Agreement with Harbor Place LLC for additional parking to service departments on the south end of the downtown campus.
 - The County has negotiated an agreement with Harbor Place LLC for the provision of monthly parking passes to accommodate the parking needs for a number of employees.
 - These spaces will be in the parking lot adjacent to the south of our lot at 215-221 Water St.
 - The county will pay \$200.00 per month for twenty (20) parking passes for employees and will provide snow removal.
 - This will cost the County an amount of \$2,400.00 per year, plus renewals, charging the costs thereof to account #101-1210030-72510-000-000-00000.

Taxation, Election and Records Committee

Health and Human Services Committee

Community and Economic Development Committee

Law and Judicial Committee

Work Contracts – Installment Purchase Agreement – Lake County Emergency Telephone System

36. Joint Resolution identifying and authorizing work contracts in the amount of up to \$60,448.80 to three separate contractors, to the installment purchase agreement for the Lake County Emergency Telephone System.
- In January of 2003, the County Board approved an ordinance authorizing and providing for an Installment Purchase Agreement for the purpose of paying a part of the cost of improvements to the emergency telephone (911) system of the County, and authorizing and providing for the issue of \$2,500,000 Debt Certificates on behalf of the Lake County Emergency Telephone System Board (LCETSB).
 - Funding is intended to replace the aging mobile data system currently used in emergency vehicles served by the Lake County Emergency Telephone System Board, including all Lake County Sheriff squad cars.
 - The project is now underway and the attached agreement releases \$60,448.80 to three vendors involved in the project.

Intergovernmental Agreement – Village of Fox Lake – Computer Aided Dispatch System

37. Joint Resolution authorizing an intergovernmental agreement between the Village of Fox Lake and the County of Lake for the Lake County Computer Aided Dispatch System, operated by the Lake County Emergency Telephone System Board.
- The Lake County ETSB operates Computer Aided Dispatch System.
 - Fox Lake would like the use of this system.
 - Periodically, the system is utilized by other agencies through intergovernmental agreements.
 - Fox Lake desires to enter into an intergovernmental agreement to utilize the Computer Aided Dispatch System.

Lease Agreement – Lake Region Post #703 – Sheriff’s Marine Patrol Unit

38. Joint Resolution authorizing the Chairman of the Board to enter into a Lease Agreement, with Lake Region Post #703, the American Legion, Fox Lake, IL, in the amount of \$4,200 for a one (1) year term to lease a portion of the property at 703 N. U.S. Highway 12, and Riverside Island Dr., Fox Lake, Illinois, for the Sheriff’s Marine Patrol Unit in accordance with the terms and conditions of the agreement.
- The Sheriff’s Department has been leasing property from the American Legion for approximately 20 years.
 - The property leased serves as a radio communications center and headquarters for the Lake County Sheriff Department’s Marine Patrol Unit and is involved in the patrol and enforcement of boating regulations on the Fox Chain-O-Lakes.

- Upon expiration of the most recent five year agreement, the American Legion requested a significant increase in the lease payment to better reflect fair market value of the portion of property leased by Lake County.
- Therefore, the County has negotiated a one-year lease in the amount of \$4,200.00 during which time a property appraisal will be conducted and alternatives will be reviewed.
- This lease agreement will cost the County an amount of \$4,200 for a one (1) year period.

Legislative and Intergovernmental Affairs Committee

Public Works and Transportation Committee

Agreement – Village of Gurnee – Traffic Signals & Widening of O’Plaine Road

39. Joint Resolution authorizing the Chair of the County Board, the County Clerk, the County Engineer to execute an agreement between Lake County and the Village of Gurnee for the installation of traffic control signals and the widening of O’Plaine Road (County Highway 38) at its intersection with Cornell Avenue.
- A Jewel Store/retail complex is being built on the west side of O’Plaine Road in Gurnee.
 - The developer’s access work consists of left turn and right turn lanes opposite Cornell Avenue.
 - New traffic signals will be installed by the developer at the intersection of O’Plaine Road and Cornell Avenue.
 - This is a standard agreement for maintenance, energy and future costs of the signals.

Agreement – Village of Round Lake – Maintenance Costs – Traffic Control Signals

40. 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 regarding the maintenance costs associated with the current and future traffic control signals and interconnect related equipment under the jurisdiction of the Lake County Division of Transportation.
- New traffic signals are installed by a development at the intersection of Cedar Lake Road and Amarias Boulevard.
 - The location is in the Village of Round Lake north of IL Rte. 60.
 - The new local street will be a village street.
 - This is a standard master agreement for maintenance, energy and future costs of the signals at locations of municipal side streets.

Agreement – Illinois State Toll Highway Authority – ITS Infrastructure

41. Joint Resolution authorizing the Chair of the County Board, the County Clerk, and the County Engineer to execute an agreement between the Illinois State Toll Highway Authority and Lake County to establish the framework for cooperation in the mutual

development and deployment of Intelligent Transportation System (ITS) infrastructure as part of Lake County Passage.

- The Illinois State Toll Highway Authority is a partner in Lake County Passage.
- This agreement sets forth the operational responsibilities to each agency.

Acquire Right-of-Way – Proposed Improvements to Sunset Avenue

42. Joint Resolution appropriating \$600,000.00 of Matching Tax funds for the acquisition of necessary right-of-way by agreement or condemnation and other right-of-way costs associated with the proposed improvements to Sunset Avenue (County Highway 46) from Delany Road (County Highway 22) and IL Rt. 131.
- This roadway will be widened to 5-lanes utilizing federal funds.
 - The design has been underway by a consultant.
 - Additional ROW is needed as identified on the plats of highway.
 - The ROW is to be acquired by agreement or by eminent domain.
 - The appropriation is \$600,000.00 from the Matching Tax fund.

Acquire Right-of-Way – Butterfield Road Improvements

43. Joint Resolution appropriating \$400,000.00 of Matching Tax funds for the acquisition of necessary right-of-way by agreement or condemnation and other right-of-way costs associated with the proposed improvements to Butterfield Road (County Highway 57) from Ridgewood Lane to IL. Rte. 137.
- The design of the widening and resurfacing on Butterfield Road from Lake Street to IL Rte. 137 is proceeding.
 - Additional right-of-way is needed as identified on the Plats of Highway.
 - The right-of-way is to be acquired by agreement or eminent domain.
 - The appropriation is \$400,000 of Matching Tax funds.

Agreement – Mary S. Matthewson Professional Right-of-Way Negotiating Services – Proposed Improvements to Butterfield Road

44. Joint Resolution authorizing the Chair of the County Board, the County Clerk and the County Engineer to execute an agreement for Professional Right-of-Way Negotiating Services between Lake County and Mary S. Mathewson, P.C., for the proposed improvements to Butterfield Road (County Highway 57) from Ridgewood Ln. to Illinois Rte. 137 at a maximum cost of services described of \$21,250.00. The resolution also appropriates \$25,000.00 of Matching Tax funds for these Professional Right-of-Way Negotiating Services and other right-of-way costs associated with this improvement.
- The design of the widening and resurfacing on Butterfield Road from Lake Street to IL Rte. 137 is proceeding.
 - Additional right-of-way is needed as identified on the Plats of Highway.
 - To meet the project schedule a land acquisition agent is needed.
 - The selected and recommended professional right-of-way negotiation service is Mary S. Matthewson, P.C.

Appropriation to Acquire Materials and Services to Maintain County Highway System

45. Joint Resolution appropriating \$30,000.00 of Matching Tax funds to provide for FY 2005 acquisition of materials and services needed to maintain pavements, shoulders, guardrails, fencing, right-of-way landscape, drainage and bridge facilities situated throughout the County Highway System.
- Before materials can be ordered or work can be done using the Matching Tax fund, a project appropriation is needed.
 - This resolution appropriates \$30,000.00 of Matching Tax funds for miscellaneous maintenance work in 2005.
 - Included is acquisition of materials and services needed to maintain pavements, shoulders, guardrails, fencing, right-of-way landscape, drainage and bridge facilities situated throughout the County highway system.

Appropriation to Acquire Materials and Services to Maintain Drainage and Bridge Facilities

46. Joint Resolution appropriating \$30,000 of County Bridge Tax funds to provide for FY 2005 acquisition of materials and services needed to maintain drainage and bridge facilities situated throughout the County Highway System.
- Before materials can be ordered or work can be done using the Bridge Tax fund, a project appropriation is needed.
 - This resolution appropriates \$30,000.00 of County Bridge Tax funds for miscellaneous maintenance in 2005.
 - Included are the acquisition of materials and services needed to maintain drainage and bridge facilities situated throughout the County highway system.

Appropriation of Matching Tax Funds to Provide FY 2005 Miscellaneous Services for County Highway System

47. Joint Resolution appropriating \$108,100.00 of Matching Tax funds to provide for FY 2005 miscellaneous services needed to address soils, environmental, drainage, bridge, and wetland concerns and right-of-way purchases throughout the County Highway System during FY 2005.
- Before engineering for construction can be done using Matching Tax funds, a project appropriation is needed.
 - This resolution appropriates \$108,100.00 to provide for miscellaneous engineering services in FY 2005.
 - Included are soils, environmental, drainage, bridge, wetland concerns and right-of-way purchases throughout the County highway system.

Appropriation of County Bridge Tax Funds to Provide FY 2005 Miscellaneous Services for County Highway System

48. Joint Resolution appropriating \$65,000.00 of County Bridge Tax funds to provide for FY 2005 miscellaneous services needed to address soils, environmental, drainage, bridge, and

wetland concerns and right-of-way purchases throughout the County Highway System during FY 2005.

- Before engineering for construction can be done using County Bridge Tax funds, a project appropriation is needed.
- This resolution appropriates \$65,000.00 for miscellaneous engineering services in FY 2005.
- Included are soils, environmental, drainage, bridge, wetland concerns and right-of-way purchases throughout the County highway system.

Agreement – Forest Preserve District – Pedestrian Underpass Beneath Fairfield Road

49. 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 County Forest Preserve District for the engineering, construction and maintenance of the pedestrian underpass beneath Fairfield Road (County Highway 49) for the Millennium Trail to be constructed in conjunction with the proposed improvements to the intersection of Fairfield Road (County Highway 49) and Ivanhoe Road.
- The construction of the intersection improvement of Fairfield Rd at Ivanhoe Rd is proceeding.
 - Included is an underpass on Fairfield Rd for the Forest Preserve Millennium Trail.
 - Federal funds are being used for construction.
 - This agreement provides for the Forest Preserve's routine maintenance of the tunnel.

Agreement – IDNR – Construct Bike Path Along Everett Road

50. Joint Resolution authorizing the Chair of the County Board, the County Clerk, and the County Engineer to execute an agreement between the Illinois Department of Natural Resources and Lake County for the construction of a bike path along Everett Road (County Highway 52) and Riverwoods Road (County Highway 58).
- The IDNR has made a Bike Illinois grant award to the County DOT.
 - The project is a joint project with the Village of Lincolnshire, City of Lake Forest and the Lake County Forest Preserve.
 - The project is on Riverwoods Rd and Everett Rd and uses the existing Tollway Bridge.
 - The award amount is \$200,000.00 (up to 50% reimbursement).
 - This is the agreement to receive the IDNR reimbursement.

Agreement – Village of Lake Bluff – Replace Fence – North Shore Bike Path Underpass

51. 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 Lake Bluff for the joint replacement of the fence protecting the side slopes of the County's North Shore Bike Path underpass beneath Green Bay Road. This resolution also appropriates \$15,000.00 of Matching Tax funds for this improvement.
- The County's North Shore Bike Path (on IDOT ROW) passes underneath Green Bay Rd.
 - The fence protecting the side slopes will be replaced and upgraded.

- The Village will pay the County for its share.
- The appropriation is \$15,000.00 from the Matching Tax fund.

Agreement – CH2M Hill – Database update to 2020 Transportation Priority Plan

52. 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 CH2M Hill, Chicago, Illinois, for the provision of engineering services for the database update to the Lake County 2020 Transportation Priority Plan at a maximum cost of services described of \$48,596.00. This resolution also appropriates \$60,000 of Matching Tax funds for these engineering services.
- The Lake County 2020 Transportation Priority Plan was adopted in June of 2002.
 - NIPC and CATS data for the year 2020 was used, as it was the only forecast year available at this time.
 - The County Board resolution directed the update of the County plan with the next set of NIPC and CATS data when it became available.
 - CATS and NIPC have now updated their data to the year 2030.
 - After the adoption process, the County approved the update to the DOT's Capacity Analysis Records System.
 - After the adoption process, the County approved the Advanced Transportation Management System (ATMS) as part of Lake County Passage.
 - The update to 2030 of the Transportation Plan can now be integrated into the ATMS and CARS.
 - The selected and recommended consultant is CH2M Hill.
 - The contract amount \$48,596.00.
 - The appropriation is \$60,000 of Matching Tax funds.

Appropriate Motor Fuel Tax Funds for Lake County's Prorated Share of Chicago Area Transportation Study

53. Joint Resolution calling for the appropriation of \$6,250.00 of Motor Fuel Tax funds for Lake County's prorated share for the period of July 1, 2003 through June 31, 2004, of the Chicago Area Transportation Study.
- CATS stands for the Chicago Area Transportation Study.
 - CATS is the Chicago region, federally required transportation metropolitan planning organization (MPO).
 - Federal funds for highway and transit projects must be reviewed by this agency.
 - The county's prorated share is \$6,250.00.
 - This is for SFY '04.
 - The appropriation is from the Motor Fuel Tax fund.

Ordinance – Altered Speed Zone – Ivanhoe Road – Wauconda Township

54. Ordinance providing for the establishment of an altered speed zone for 30 M.P.H. (currently 55 M.P.H.) on Ivanhoe Road, in Wauconda Township.

- Ordinances are required to establish speed limits on township highways.
- The necessary speed studies have been undertaken.
- The new speed limits will be:

SCHEDULE

Name of Township Road	Exact Limits of Zone From:	To:	Maximum Speed Limits	Comments
Ivanhoe Road	South Main Street	West Road	Brown 30 M.P.H.	Wauconda Township. Existing Speed Limit is 55 M.P.H.

Payment of Various Expenses – Series B & C of 2003 (Vernon Hills – NCT) Construction Acct.

55. Joint Resolution approving the payment of various expenses in the total amount of \$2,628,508.31 from the Series B & C of 2003 (Vernon Hills – NCT) Construction Account.
- In 2003 the County Board authorized the issuance of the Series B and C 2003 revenue bonds in the amount of \$15,000,000.
 - The bonds were issued to pay a portion of the expenses to expand the Vernon Hills - NCT wastewater treatment plant.
 - The proceeds from the revenue bond issue were placed into a restricted construction account.
 - By ordinance, all payments from a restricted construction account must be authorized by the County Board.
 - This resolution approves payments to IHC Construction companies, LLC and Earth Tech, Inc., in the total amount of \$2,628,508.31. This represents payments for October and projected November expenditures.

Settlement Agreement – WDMT Walsh Construction and Lake County

56. Joint Resolution authorizing the execution of a Settlement Agreement between WDMT, Walsh Construction and Lake County.
- In 1997 the County entered into a contract with Walsh Construction, as the general contractor, for the construction and installation of approximately 10,000 lineal feet of sanitary sewer interceptor pipe, known as the Northeast Interceptor Sewer.
 - Walsh Construction hired Westcon/Dillingham Microtunneling (WDMT) as a subcontractor to install the trenchless technology portion of the project.
 - Following completion of the construction work, WDMT filed a lawsuit against Walsh Construction asserting differing site conditions, whereby Walsh filed a third-party action against the County seeking contractual indemnification relating to WDMT's claims.
 - Over the past 6 years efforts to resolve the lawsuit were unsuccessful and this case was close to going to trial.

- A settlement proposal was fashioned as part of a pretrial settlement conference, which would settle and resolve all issues and claims relating to this litigation.
- After reviewing the settlement proposal under Executive Session on Nov. 27, 2004 the Committee gave direction to approve the settlement of the case in accordance with the terms and conditions as recommended by Special Assistant States Attorney James C. Bakk.
- This resolution authorizes a \$230,000 payment to the plaintiffs (WDMT) and authorizes the Superintendent of Public Works and the Special Assistant State's Attorney to execute a Settlement Agreement, and any other required court pleadings or documents, on behalf of the County to comport with the approved settlement.

Planning, Building and Zoning Committee

REGULAR AGENDA:

FINANCIAL AND ADMINISTRATIVE COMMITTEE

FY 2005 Annual Departmental Budget and Appropriation Ordinance

57. Fiscal Year 2005 Annual Department Budget and Appropriation Ordinance for Lake County, Illinois; said Budget having been made conveniently available for public inspection for at least fifteen days by posting in the Office of the County Clerk.
- Reflects all budget actions as approved by Standing Committees and Financial and Administrative Committee.

Member Paxton gave an overview of the FY 2005 budget and thanked Barry Burton, Gary Gordon and their staff for their hard work on the budget. Member Paxton noted that it is a balanced budget with lower tax rates and improved services. Member Paxton moved, seconded by Member Kyle to approve the Ordinance. The Chair called for a Roll Call Vote. Motion carried with the following vote: Ayes 22, Nays 0.

Ordinance – Real Property Tax Levy

58. Ordinance recommending a Real Property Tax Levy, attached hereto and made part of this Ordinance, providing for the apportionment of taxes across the various items of the Fiscal Year 2005 Appropriation Ordinance as adopted by the County Board of Lake County, Illinois.
- Once the budget and appropriation ordinance is adopted, the levy ordinance is then adopted for filing with the County Clerk. This ordinance separately identifies the determined amount of tax dollars needed for each of the countywide property tax funds. Note that there are separate levy ordinances for Special Service Area #9 - Northeast Facilities Planning Area, Special Service Area #12 - The Woods of Ivanhoe and for Special Service Area #8 - Loon Lake.

Member Paxton moved, seconded by Member Mountsier to approve the Ordinance. The Chair asked for leave of the previous roll call. Leave was granted. Motion carried with the following vote: Ayes 22, Nays 0.

ITEMS 59, 60 and 61

Member Paxton moved, seconded by Member Mountsier to approve Items 59, 60 and 61 in one Roll Call Vote. The Chair called for a Voice Vote on the motion. Motion carried unanimously.

Ordinance – Provide Levy for Special Service Area Number 8

59. Ordinance providing for the levy of a direct annual tax sufficient to produce \$50,000 for Special Service Area Number 8.
- The levy ordinance for this special service area (Loon Lake) is required to be adopted annually.

Ordinance – Provide Levy for Special Service Area Number 12

60. Ordinance providing for the levy of a direct annual tax sufficient to produce \$43,500 for Special Service Area Number 12.
- In 2004 the County Board established the Ivanhoe Special Service Area (SSA).
 - This SSA was established to assist in financing the maintenance of private roads in the Ivanhoe Subdivision.
 - A special tax roll was created that sets forth the maximum amount to be levied each year against all parcels in the SSA.
 - This ordinance lists the amounts to be levied for tax year 2004 to be collected during calendar year 2005.

Ordinance – Provide levy for Northeast Lake Facilities Planning Area Special Service Area

61. Ordinance appropriating funds and providing for the levy of a direct tax sufficient to produce \$710,446.00 for the Northeast Lake Facilities Planning Area Special Service Area.
- In 1994 the County Board established the Northeast Special Service Area (SSA).
 - This SSA was established to assist in financing the new Northeast sewer system.
 - A special tax roll was created that sets forth the amount to be levied each year against all parcels in the SSA.
 - This ordinance lists the amounts to be levied for tax year 2004 to be collected during calendar year 2005. The amount to be collected is \$710,446.00.

The Chair called for a Roll Call Vote to approve Items 59, 60 and 61. Motion carried with the following vote: Ayes 23, Nays 0.

Emergency Appropriation – FY 2004 Corporate Capital Improvement Program

62. Resolution authorizing an emergency appropriation in the FY 2004 Corporate Capital Improvement Program budget in the amount of \$1,187,562 for Sheriff's Office modules in the integrated justice project, which amount is offset by telephone commission revenues transferred to the corporate fund.
- This amount is revenue from all collect calls made by jail inmates and has accumulated over a number of years.
 - Starting December 1, these revenues are included in the Sheriff's operating revenues (\$200,000 for FY 2005).
 - This will help fund the jail management and Sheriff's records modules of the integrated justice project (projected to cost over \$2 million).
 - The integrated justice project is budgeted in the Corporate Capital Improvement Program.

Member Paxton moved, seconded by Member Talbett to approve the Resolution. The Chair called for a Roll Call Vote. Motion carried with the following vote: Ayes 22, Nays 0.

Intergovernmental Agreement – City of Waukegan – Off-Street Parking

63. Resolution authorizing the Chairman of the Board to execute an intergovernmental agreement with the City of Waukegan for off-street parking for Lake County.
- The County has determined that there is a need for secure off-street parking for Lake County Jurors and Lake County Personnel.
 - The City and County have negotiated that the County will receive one hundred-fifty (150) parking spaces at a cost of \$4000 per month for Year I and \$4500 per month for succeeding years.
 - The monthly fee will be paid by Central Services Facility Operations and will be charged to account #101-1210030-72510-000-000-000000.

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

TAXATION, ELECTION AND RECORDS COMMITTEE

Member Talbett asked County Clerk Willard Helander to report on the recent General Election. The County Clerk gave an overview of the recent election and election related bills pending..

HEALTH AND HUMAN SERVICES COMMITTEE

64. Lake County Board of Health Report.

This report was submitted by Bill Mays earlier in the meeting.

COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

65. Lake County Partners Report.

Member Sabonjian 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 Partners has been meeting to talk about a new direction for Lake County Partners and how to retain and bring new businesses to the area. Member Mountsier urged members to attend the annual meeting on November 18 at the Crown Plaza in Mundelein.

Emergency Appropriation – Workforce Development Budget – Planning Activities Associated With Trade Adjustment Act

66. Joint Resolution authorizing an emergency appropriation in the amount of \$25,000 in the Lake County Workforce Development Department budget for planning activities associated with the Trade Adjustment Act.

- The Trade Adjustment Act is federal legislation that provides funds to assist workers who have lost their jobs due to increased imports or by a shift of production to a foreign country.
- Effective October 1, 2004 responsibility for this program was transferred from the Illinois Department of Employment Security to the Illinois Department of Commerce and Economic Opportunity (IDCEO).
- As a result of this transfer, the IDCEO is providing \$25,000 to the Lake County Workforce Development Department to cover the planning costs associated with implementing this program.
- The assistance provided to workers through the Workforce Development Department can be job retraining, job search allowances, and relocation allowances.

Member Sabonjian 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.

Agreement – Lake County Partnership for Economic Development

67. Joint Resolution authorizing the Chairman of the County Board to enter into a three-year professional service agreement with *Lake County Partnership* (LCP) for Economic Development for economic development and business attraction services.

- Lake County Partners currently has two agreements with Lake County, one which expires in December 2004 and one which expires in April 2005.
- Staff recommend combining these agreements into one new three-year service agreement.
- Lake County's total financial contribution is \$344,000, which is a net increase of \$75,000 as recommended in the proposed FY2005 budget.

Member Sabonjian moved, seconded by Member Bauer to approve the Joint Resolution. The Chair called for a Voice Vote on the motion. Motion carried with Members Kyle, Schmidt, Mountsier and Bassi abstaining because they are on the Board.

Award Lake County Affordable Housing Funds to A Safe Place and Village of Round Lake Beach

68. Joint Resolution authorizing the award of Lake County Affordable Housing Funds to A Safe Place in the amount of \$110,000, and to the Village of Round Lake Beach in the amount of \$15,000; delegating the Community and Economic Development Committee and the Financial and Administrative Committee to review and approve the program contracts; and delegating the County Board Chairman to execute such program contracts.
- The Lake County Affordable Housing Program Criteria was developed by staff and approved by the Community and Economic Development Committee for future funding requests from municipalities, non-profit, and for-profit agencies and firms within Lake County for affordable housing projects or programs.
 - At this time, there is \$125,000 available for a second round of awards from FY2004 allocations; recommendations follow.
 - A Safe Place (\$110,000): A Safe Place/Lake County Crisis will construct a twenty-unit apartment style transitional housing facility in Lake County for women, and their children, who are victims of domestic violence.
 - Village of Round Lake Beach (\$15,000): The Village of Round Lake Beach will rehabilitate one (1) vacant unit owned by, and located within, the Village of Round Lake Beach to be re-sold to one (1) income-eligible homebuyer.

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

Inducement Resolution – Assist 2005 First-Time Homebuyer Down Payment Assistance Program

69. Inducement Resolution for the *Assist 2005* First-Time Homebuyer Down Payment Assistance Program in Lake County, Illinois.
- This program results in loans being made available at interest rates below conventional rates to first time homebuyers that will occupy the home as their residence, meet income guidelines and meet purchase price guidelines.
 - Assist provides 4.25% in cash assistance to qualifying homebuyers for closing costs: 1.25% to lender as origination fee and 3% to homebuyer for closing costs and down payment.
 - Bonds will be funded out of the Governor's 2005 Unallocated Pool of IRB Volume Cap; it will be a statewide pool. However, Lake County will receive an allocation of First Time Homebuyer's Funds equal to the Governor's allocation to Lake County for this project by inducing this IRB.

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

LAW AND JUDICIAL COMMITTEE

Member Maine reported that she had attended a recent open house at the Depke Center and complimented Louise Loud on the great job she has done in cleaning up the ranch house to be used for group sessions, classes and training for interviewing.

LEGISLATIVE AND INTERGOVERNMENTAL AFFAIRS COMMITTEE

Member Spielman asked for the Board's consideration of the State Legislative Program for 2005 and highlighted Direct and Supported Initiatives as well as Policy Issues included in the program.

Approve 2005 Lake County State Legislative Program

70. Resolution presenting and requesting approval of the 2005 Lake County State Legislative Program.
- County Board will consider approval of 2005 State Legislative Program.

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

Contract – Ferguson Group – Washington Representation Services

71. Joint Resolution awarding a sole source contract to Ferguson Group, LLC, Washington, DC, in the amount of \$95,000 for a one (1) year period, plus renewals, for Washington Representation Services on behalf of the County Administrator's Office.
- Lake County desires to enter into a sole source contract for Washington Representation Services on behalf of the County Administrator's Office.
 - The Ferguson Group has provided representation in Washington, DC since December 1999.
 - The Ferguson Group has had a long-standing, successful relationship with Lake County and the knowledge gained through this relationship adds value, which is integral to the services rendered.
 - The Sole Source Committee, established in accordance with the Purchasing Ordinance, has reviewed the documentation submitted and has determined that a sole source condition exists for this procurement.
 - The contact will cost the County \$95,000.00 for a one (1) year period, plus renewals, charged to account #101-1101010-79950-00-000-000-0000.

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

PUBLIC WORKS AND TRANSPORTATION COMMITTEE

Items 72 through 74

Transportation Agreement – Village of Volo

72. Joint Resolution providing for the execution of a Transportation agreement between the Village of Volo and Lake County to address various transportation matters of mutual concern for the south area of the Village.
- The Village of Volo on 3/24/04 adopted a comprehensive Transportation Study for its southern area.
 - As part of the study, various improvements were identified on Gilmer Rd.
 - The improvements on Gilmer Rd include various access locations and improvements needed for the Gilmer Rd @ Fish Lake Rd and Gilmer Rd @ IL 120 intersections.
 - This agreement provides for the location of various access points and the improvements needed and sets out the improvements needed at Gilmer Rd @ Fish Lake Rd and Gilmer Rd @ IL 120 and the responsibilities of the County and the Village.

Agreement for Sewage Disposal – Lakes Region Sanitary District and Village of Volo

73. Joint Resolution authorizing the execution of an Agreement for Sewage Disposal with the Lakes Region Sanitary District and the Village of Volo.
- At the August 4, 2004 Committee meeting, the Village of Volo made a presentation on their Comprehensive Plan and request for extension of sanitary service to the southern parts of the Village.
 - The plan provides for a balanced mix of 50% residential and 50% non-residential development, with local sanitary sewer service to be provided by the Lakes Region Sanitary District.
 - At the direction of the PW & T Committee, staff from the County, the Village, and the Sanitary District has developed agreements that will provide for the extension of sanitary sewer service to current and future customers within the Village.
 - The County, the Village and the District have drafted a tripartite agreement for sewage disposal that will permit the District, subject to specific terms and conditions, to collect sewage from customers within the Volo Service Subarea and deliver sewage to the County's sanitary sewer system in the Northwest Regional Area, subject to the terms, conditions and limitations of the District–County Agreement.
 - Consistent with the Village Comprehensive Plan the total amount of sewage collected from the Village South Service Area shall be limited to 21,900 PE and be limited to not more than 50% residential customer flow.
 - This resolution authorizes the execution of an Agreement for Sewage Disposal between the County of Lake, the Lakes Region Sanitary District and the Village of Volo.

Restated and Amended Agreement for Sewage Disposal – Lakes Region Sanitary District

74. Joint Resolution authorizing execution of a Restated and Amended Agreement for Sewage Disposal with the Lakes Region Sanitary District.
- In order for the Lakes Region Sanitary District to provide retail sewer service to the southern part of the Village of Volo, the current sewer agreement between the District and the County needs to be amended.
 - The original Agreement for Sewage Disposal with the Lakes Region Sanitary District (LRSD) was approved in March of 1997, with amendments in 1999 and 2002.
 - The LRSD/County Agreement is scheduled to expire within three years and therefore the County and LRSD desire to enter into a restated and amended agreement for sewage disposal.
 - Sanitary service within the Volo Service Subarea will be limited to those areas that are within the corporate limits of the District and the corporate limits of the Village of Volo including any parcels hereafter annexed into each.
 - All Village customers will be required to pay the applicable County connection fees, and the LRSD shall be obligated to pay such connection fee amounts to the County.
 - This resolution authorizes the execution of a Restated and Amended Agreement for Sewage Disposal with the LRSD.

Member O'Kelly moved, seconded by Member Carter to approve Items 72 through 74. The Chair called for a Voice Vote on the motion. Motion carried unanimously.

Adopt 2004 Solid Waste Management Plan Update

75. Resolution adopting the 2004 Solid Waste Management Plan Update, as approved and recommended by the Solid Waste Agency of Lake County (SWALCO).
- The proposed Update has been discussed at the September 1st and 29th meetings.
 - Based on the discussion at these meetings, SWALCO staff has modified the document as directed.
 - The Resolution provides for the adoption of the Update.

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

PLANNING, BUILDING AND ZONING COMMITTEE

Zoning Case No. 3345

76. Resolution on Zoning Case No. 3345, which adopts the findings of fact and conclusions of law made by the Lake County Zoning Board of Appeals in their recommendation to deny a Conditional Use Permit to allow deep filling of the floodplain.
- The County Board voted on September 9, 2003 to deny an application for a conditional use permit to deep fill the floodplain on property located in Cuba Township in Kelsey's Grove Subdivision.

- The property owners, William and Christine Gallik, subsequently filed an administrative review action and declaratory judgment action against the County in the Circuit Court of Lake County.
- On October 26, 2004, a hearing was held on the administrative review action before the Honorable Judge Stephen Walter.
- Judge Walter remanded the case back to the County Board so it can state which findings of fact and conclusions of law from the Zoning Board of Appeals recommendation it relied upon in its decision

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

Zoning Case No. 3394

77. Resolution on Zoning Case No. 3394, which consists of the Petition of Rehka Mehra Madan and Chinmaya Mission relative to a request for a Conditional Use Permit to allow a religious institution. 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 6 “Ayes” and 1 “Nay”; 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.
 - Request is for a Conditional Use Permit to construct a 16,000 square foot church on a 7.12 acre parcel zoned Estate on Fairfield Road in Fremont Township.
 - The church will be used only for religious worship; there will be no day care, school, food pantry, special events, etc.
 - The ZBA recommended approval by a vote of 6 – 1. Planning Department staff also recommended approval.
 - The request was reviewed by PB&Z Committee on August 2, 2004. At the meeting, members expressed concerns about lighting conditions recommended by ZBA. Exhibit A, Additional Conditions, is included.
 - At the conclusion of its discussion at the August 2nd meeting, PB&Z tabled the case until a transportation study is completed. A letter from LCDOT re: “Review of the Sight Distance Study” is included.
 - Per County Board policy, this request must be acted on within 90 days of being brought to PB&Z Committee.

Member Martini moved, seconded by Member Newton to approve the Resolution. The Chair called for a Voice Vote on the motion. Motion carried with Members Sabonjian, Powers, Bassi and O’Kelly voting Nay.

Zoning Case #3427

78. Resolution on Zoning Case #3427 relating to a text amendment to the Unified Development Ordinance concerning Conditional Use Permits. Your Department of Planning, Building and Development has recommended that these amendments be

adopted; on the motion to adopt the proposed text changes, your 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 text change.
- A “Nay” vote on the motion shall operate against the text change.
- A $\frac{3}{4}$ (18) affirmative vote is required to approve the change if there is a legal objection on file.
- These text amendments address the Conditional Use Permit (CUP) regulations of the Unified Development Ordinance; specifically what land uses are subject to CUP’s, the regulations themselves and the CUP hearing process.
- These amendments are in response to a recent State Supreme Court decision and are intended to reduce the number of land uses that require a CUP, reduce the number of zoning districts in which a CUP is required and delegate to the ZBA final decision authority for certain CUP’s.
- These amendments were previously reviewed by the PB&Z, and the County Board approved the hearing by the ZBA on June 8, 2004.
- The ZBA held two hearings and approved the amendments with several changes.

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

Zoning Case No. 3444

79. Resolution on Zoning Case No. 3444, which consists of the Petition of Helen and Winfried Breuer relative to a request for rezoning from the General Commercial Zoning District to the Residential – 3 Zoning District. 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 7 “Ayes” and 0 “Nays”; on the motion “to approve” the prayer of the petitioner, the Planning, Building and Zoning Committee vote is 6 “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.
 - Subject property is zoned General Commercial, contains 0.172 acres, and is approximately 50 feet wide by 155 feet deep. It is used as part of the yard for the single-family residence to the west, also owned by the petitioners.
 - It is the petitioners’ desire to sell the lot for a new house; or sell it with their residence on the abutting lot to the west when they retire. For practical purposes, the 30 ft. transition yard requirement of GC zoning reduces the buildable width of the subject property to 8 ft. and renders the property undevelopable.
 - The subject property abuts GC zoned property on the east (the Canvas Works business); R – 3 on the north (vacant); R – 3 on the west (the petitioners’ house and other single-family houses); and GC (vacant) and R – 3 (single-family houses) on the south.

- The ZBA voted 7 – 0 to recommend approval of the rezoning. Staff recommends approval.

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

Items 80, 81, 82

Member Martini moved, seconded by Member Carter to approve Items 80, 81 and 82. The Chair called for a Voice Vote on the motion. Motion carried unanimously.

Ordinance Adopting Sequoit Creed Watershed Plan

80. Ordinance adopting the Sequoit Creek Watershed Plan prepared by the Lake County Stormwater Management Commission (SMC) as an Amendment to the Lake County Comprehensive Stormwater Management Plan.
- Once adopted, the Sequoit Creek Watershed Management Plan will become an amendment to the Lake County Comprehensive Stormwater Management Plan adopted by county ordinance in 1990 and updated in 2002.
 - The Sequoit Creek watershed includes portions of two municipalities, two townships, one drainage district, and two County Board districts in Lake County.
 - The Plan was developed to provide a “blueprint” for reducing flood damages, improving water quality, and protecting natural resources in the watershed. The Plan is intended to assist private citizens and the local, State, and Federal units of government concerned with managing the water resources of this watershed in a cost-effective and environmentally sound manner. The action recommendations are advisory only.
 - The Plan was developed through a cooperative effort between the Lake County Stormwater Management Commission and representatives of the watershed’s stakeholders. More than 20 different entities, ranging from homeowner’s associations to municipal governments and county agencies, consistently attended monthly meetings during the planning process.
 - The required public hearing and 60-day comment period for the Illinois Department of Natural Resources, the Northeastern Illinois Planning Commission, adjoining counties, and the general public has been met.
 - The Lake County Stormwater Management Commission unanimously approved the Sequoit Creek Watershed Plan on October 7, 2004.

Ordinance Adopting Indian Creek Watershed Plan

81. Ordinance adopting the Indian Creek Watershed Plan prepared by the Lake County Stormwater Management Commission (SMC) as an Amendment to the Lake County Comprehensive Stormwater Management Plan.
- Once adopted, the Indian Creek Watershed Management Plan will become an amendment to the Lake County Comprehensive Stormwater Management Plan adopted by county ordinance in 1990 and updated in 2002.

- The Indian Creek watershed includes portions of ten municipalities, four townships and five County Board districts in Lake County.
- The Plan was developed to provide a “blueprint” for reducing flood damages, improving water quality and protecting natural resources in the watershed. The Plan is intended to assist private citizens and the local, State, and Federal governments to better manage the water resources of this watershed in a cost-effective and environmentally sound manner. The action recommendations are advisory only.
- The Plan was developed through a cooperative effort between the Lake County Stormwater Management Commission and representatives of the watershed’s stakeholders. Numerous entities, ranging from homeowner’s associations to municipal governments and county agencies, consistently attended monthly meetings and provided input during the planning process.
- The required public hearing and 60-day comment period for the Illinois Department of Natural Resources, the Northeastern Illinois Planning Commission, adjoining counties and the general public has been met.
- The Lake County Stormwater Management Commission unanimously approved the Indian Creek Watershed Plan on October 7, 2004.

Ordinance Adopting Fish Lake Drain Watershed Management Plan

82. Ordinance adopting the Fish Lake Drain Watershed Management Plan prepared by the Lake County Stormwater Management Commission (SMC) as an Amendment to the Lake County Comprehensive Stormwater Management Plan.
- Once adopted, the Fish Lake Drain Watershed Management Plan will become an amendment to the Lake County Comprehensive Stormwater Management Plan adopted by county ordinance in 1990 and updated in 2002.
 - The watershed includes portions of several municipalities, townships, and County Board districts in Lake County.
 - The Plan was developed to provide a “blueprint” for reducing flood damages, improving water quality, and protecting natural resources in the watershed. The Plan is intended to assist private citizens and the local, State, and Federal units of government concerned with managing the water resources of their respective watersheds in a cost-effective and environmentally sound manner. The action recommendations are advisory only.
 - The Plan was developed through a cooperative effort between the Lake County Stormwater Management Commission and representatives of the watershed’s stakeholders. More than 15 different entities, ranging from homeowner’s associations to municipal governments and county agencies, consistently attended monthly meetings during the planning process.
 - The required public hearing and 60-day comment period for the Illinois Department of Natural Resources, the Northeastern Illinois Planning Commission, adjoining counties, and the general public has been met.
 - The Lake County Stormwater Management Commission unanimously approved the Fish Lake Drain Watershed Management Plan on October 7, 2004.

The Chair called for a Voice Vote to approve Items 80, 81, and 82. Motion carried unanimously.

Final Revisions and Adoption – Lake County Regional Framework Plan

83. Resolution for final revisions to the draft Lake County Regional Framework Plan and adoption of the Lake County Regional Framework Plan, as revised.
- On September 16, 2004, the County Board accepted the final components of the draft Lake County Regional Framework Plan for public review.
 - The Regional Planning Commission conducted public review meetings and Cooperative Planning Area meetings and has received over 200 comments (including multiple comments from many individuals) on the draft Plan.
 - Based on these comments, the Regional Planning Commission recommends certain revisions to the draft Plan, including the draft Future Land Use Map, which will be presented at the PB&Z meeting.
 - The Regional Planning Commission recommends that the County Board adopt the Plan, with the proposed revisions.

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

Fourth Amendment To Agreement of Conditions and Specifications for Special Use Permit for Planned Unit Development “Prairie Crossing”

84. Resolution approving the Fourth Amendment to Agreement of Conditions and Specifications for a Special Use Permit for a Planned Unit Development “Prairie Crossing”.
- The Village of Grayslake has approved an amendment to the Prairie Crossing Planned Unit Development that will allow the development of 36 condominium units and nearly 72,000 square feet of office and retail space.
 - Although Prairie Crossing is in the Village of Grayslake, it is subject to the Heartland Settlement Agreement and must comply with all County regulations.
 - Phase 5, the subject of this amendment, contains 14.4 acres on the north side of Route 137 at its intersection with Casey Road across from the Metra station. The overall Prairie Crossings development is approved for 362 dwelling units on approximately 555 acres.
 - Staff has reviewed this request and has found it to be in compliance with the Heartland Settlement Agreement.

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

Text Amendment – Lake County Unified Development Ordinance

85. Resolution relating to a text amendment to the Lake County Unified Development Ordinance to address immediate and future school land contribution requirements directly

associated with new residential developments. Your Department of Planning, Building and Development has recommended that the amendment be adopted. On the motion to adopt the proposed text change attached as Exhibit A, the Planning, Building and Zoning Committee vote is 6 “Ayes” and 0 “Nays”.

- At its meeting on October 18, the Committee conducted a Public Hearing to consider draft amendments to the County’s school impact fee regulations.
- At the conclusion of the Public Hearing, the Committee voted to continue its discussion of the proposed text changes at its meeting on November 1.
- The PBZ Committee concluded to review at its November 1 meeting and voted to recommend approval of the proposed amendments.

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

Amended Intergovernmental Agreement – Village of Lindenhurst – Provide Code Enforcement Service

86. Resolution authorizing the Chairman of the Board to execute an amended intergovernmental agreement with the Village of Lindenhurst, for the purpose of continuing to provide said village with building, fire, and safety code enforcement service by the Lake County Department of Planning, Building and Development.
- The draft agreement has been reviewed by the Lake County State’s Attorney’s office and has been agreed upon by the Village of Lindenhurst.
 - The PBZ Committee reviewed and recommended approval of the amended agreement.

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

Zoning Case No. 3441

87. Resolution on Zoning Case No. 3441, which consists of the Petition of Sandra F. Wilger relative to a request for rezoning from the Rural Estate Zoning District to the Agricultural Zoning District. The Department of Planning, Building and Development makes no recommendation on the petition. On the motion “to grant” 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 5 “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.
 - Subject property is zoned Rural Estate and contains 9.3 acres. The prior use was as a horse farm and the applicant intends to establish a new horse farm. This rezoning is being sought to avoid the expense of complying with building codes, particularly a fire sprinkler system, that would otherwise be required.

- It is the applicant's desire to expand an existing barn; increase the number of stalls from 13 to 16; and construct a new, large, indoor horse-riding arena (13,248 square feet: 72 ft. X 184 ft.).
- The unincorporated property near the subject site is zoned Agricultural on the north and west and Rural Estate on the east. The nearby property in the Village of Wadsworth to the north, west, and south is zoned 5+ Acre Residential.
- The RPC voted unanimously to recommend approval. The ZBA voted 7-0 to recommend the approval of the rezoning. Staff made no recommendation because this is an economic issue for the applicant and not a land use or zoning issue.

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

PETITIONS, CORRESPONDENCE AND MISCELLANEOUS BUSINESS

Items 88 through 94

Member Kyle moved, seconded by Member Cunningham to approve Items 88 through 94 in one Voice Vote and dispense with the readings. The Chair called for a Voice Vote on the motion. Motion carried unanimously.

Approve Massage Therapy License

88. Approval of a Massage Therapy License for Jacquelyn F. Hill, Illinois Beach Resort and Conference Center, 1 Lake Front Drive, Zion, Illinois.

Appoint Cheri N. Ditzig, Charles Fitzgerald, Millie Corder, and Jim Keagle to Lake County Public Aid Committee

89. Resolution providing for the appointment of Cheri N. Ditzig, Zion Township Supervisor, and the reappointments of Charles Fitzgerald, Shields Township Supervisor; Millie Corder, Newport Township Supervisor and Jim Keagle, Wauconda Township Supervisor as Members of the Lake County Public Aid Committee.

Bond – Martin I. Klauber – Trustee – Warren-Waukegan Fire Protection District

90. Bond for Mr. Martin I. Klauber, Trustee of the Warren-Waukegan Fire Protection District, in the amount of \$2,000,000, to be received and placed on file.

Bond – Roy Anderson – Trustee – Avon-Fremont Drainage District

91. Bond for Mr. Roy Anderson, Trustee of the Avon-Fremont Drainage District, in the amount of \$500.00, to be received and placed on file.

Bond – Dennis Sandri – Trustee- Avon-Fremont Drainage District

92. Bond for Mr. Dennis Sandri, Trustee of the Avon-Fremont Drainage District, in the amount of \$500.00, to be received and placed on file.

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

93. Bond for Mr. 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

94. Annual report of 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 88 through 94. Motion carried unanimously.

ADJOURNMENT

95. Member Kyle moved, seconded by Member Whitmore that this Regular September A.D., 2004 Session of the Lake County Board be adjourned.

Respectfully submitted,

Willard R. Helander
Lake County Clerk