

LAKE COUNTY BOARD PROCEEDINGS

TUESDAY, OCTOBER 11, 2005

The Lake County Board met in the Regular September, A.D. 2006 Session of the County Board held on Tuesday October 11, 2005 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, Calabresa, Carlson, Carter, Cole, Cunningham, Gravenhorst, Kyle, Leafblad, Maine, Martini, Mountsier, Newton, O'Kelly, Paxton, Powers, Sabonjian, Schmidt, Spielman, Stolman, Talbett and Whitmore. Member Nixon was late.

ADDITIONS TO THE AGENDA (for discussion only): None

SPECIAL RECOGNITION

1. The Clerk read into the record a Resolution proclaiming the week of October 10 – 14, 2005 as Jury Appreciation Week.

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

2. Presentation of Letters of Commendation to Lake County Sheriff's Deputies Michael Bennett and Roman Buchberger for assisting in the aftermath of Hurricane Katrina.

Member Kyle 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. Sheriff Del Re read the letters of commendation being presented to the Deputies. Hurricane victims were present and spoke to the Board about their experiences and how they arrived in Lake County. Board Members expressed their appreciation to the Deputies and welcomed the families from New Orleans to Lake County.

3. PACE FY 2006 Program and Budget Presentation.

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

Dick Welton presented the Pace budget and noted that there were no fare increases planned for 2006 and service levels remain stable. Mr. Welton noted that on July 1, Pace would be assuming the CTA Para transit service. He then took questions for County Board Members.

CHAIR'S REMARKS

Wed., Sept. 14, 2005

- Attended the Lake County Partners Board of Directors Meeting
- Public Building Commission

- Hurricane Relief Kick-off - DOT
- Thurs., Sept. 15, 2005
 - Transportation Summit – CLC
 - Hurricane Relief Efforts meeting
 - Attended NIMS Training – Mundelein Fire Station
- Friday, Sept. 16, 2005
 - Forest Preserve Board Meeting
 - COW Budget Presentation
- Sunday, Sept. 18, 2005
 - Attended the JAWA Open House (Water Treatment Facility – Lake Bluff)
- Monday, Sept. 19, 2005
 - Attended the Lake County Farm Bureau Dinner
- Thursday, Sept. 22, 2005
 - Hurricane Relief News Conference at Sheriff’s Substation
 - Met regarding Winchester House
- Friday, Sept. 23, 2005
 - Interview with Julie Mann, WBBM
- Monday, Sept. 26, 2005
 - PB&Z Committee
 - YMCA Interview – Mike Trudgeon
- Tuesday, Sept. 27, 2005
 - PWT Committee
 - Public Building Commission Meeting
 - Special Call County Board Meeting
 - H&HS Committee
- Wed., Sept. 28, 2005
 - Attended Ribbon Cutting at Millburn School
 - F&A Committee
 - Attended Oktoberfest sponsored by Lindenhurst/Lake Villa Chamber at Vista Health
 - Attended JAWA meeting
- Thurs., Sept. 29, 2005
 - Transportation Summit Planning Committee
 - Attended the Grand Opening of Davita Dialysis in Lake Villa
- Friday, Sept. 30, 2005
 - Forest Preserve COW – Greenbelt
 - Phone conference with Municipal League – CATS/NIPC
- Thurs., Oct. 6, 2005
 - FP LP&A Committee – Independence Grove
 - Arts Council – Lake Villa Library
 - Round Lake Beach Plan Commission – Wal-Mart

- Friday, Oct. 7, 2005 - Committee of the Whole
- Sunday, Oct. 9, 2005 - Bonner Farm Country Fair
- Monday, Oct. 10, 2005 - Liquor Hearings

PUBLIC COMMENT: (Items not on the Agenda)

Member Sabonjian spoke about a phone call he received from a constituent regarding telemarketer calls and mailings being sent to senior citizens from disreputable companies.

Chris Geiselhart of Libertyville expressed her concerns about burning yard waste and its affect on people's health, particularly those with asthma and other breathing problems. Ms. Geiselhart noted that Buffalo Grove has banned smoking in public places and felt that it is time to revisit the issue of clean air and our right to breath it, as well as burning yard waste. She asked County Board Members to get on board for a smoke-free Lake County.

OLD BUSINESS

Member Newton noted that she had participated in the recent Lake County Wellness Program and wellness check sponsored by Advocate. She felt it was a very worthwhile program and encouraged Board Members to participate, if another session was conducted.

NEW BUSINESS: None

CONSENT AGENDA (Items 4 to 26)

Member Gravenhorst moved, seconded by Member Talbett to approve the Consent Agenda, Items 4 to 26. The Chair called for a Voice Vote on the motion. Motion carried unanimously.

4. Minutes of the County Board Meeting held on Tuesday, September 13, 2005 and the Special Call Board Meeting held on Tuesday, September 27, 2005.
5. Claims Against Lake County for the month of September 2005.
6. Report of Willard R. Helander, County Clerk, for the month of August 2005.
7. Report of Richard L. Keller, Coroner, for the month of August 2005.
8. Report of David P. Brodsky, Public Defender, for the month of August 2005.
9. Report of Gary Del Re, Sheriff, for the month of August 2005.
10. Report of Sally D. Coffelt, Circuit Clerk, for the month of July 2005.

11. Report of Sally D. Coffelt, Circuit Clerk, for the month of August 2005.

Financial and Administrative Committee

Contract – Sprint/Nextel – Wireless Voice and Data Services

12. Resolution authorizing the Director of Central Services to award a contract with Sprint/Nextel, Rosemont, IL, in the estimated amount of \$31,122.49 per year for a three year period, for wireless voice and data services, charging the costs thereof to various departments.

Health and Human Services Committee

Contract – Lenny Hoffman Excavating, Inc. – Remediation of Water Infiltration – Belvidere Medical Bldg.

13. Joint Resolution authorizing the Director of Central Services to enter into a contract with Lenny Hoffman Excavating, Inc., Wilmette, IL, in the amount of \$112,212.00, for remediation of water infiltration at the Belvidere Medical Building for the Lake County Health Department.

Community and Economic Development Committee

Law and Judicial Committee

CML Emergency Services, Inc. – 911 Switches for Emergency Telephone Systems Board

14. Joint Resolution authorizing a sole source purchase from CML Emergency Services, Inc., Chicago, IL for additional 911 switches for the Emergency Telephone Systems Board to be used at Lake Zurich, IL and Antioch, IL, in the amount of \$89,232.00.

Contract – Jury Systems, Inc. – Software & Professional Services

15. Joint Resolution authorizing the Director of Central Services to enter into a sole source contract with Jury Systems Inc., Encino, CA for software and professional services to implement Jury Imaging and a Jury Web Solution in the amount of \$72,455.

Contract – Prime Coat Corp. – Re-coating of Shower Rooms in the Jail

16. Joint Resolution authorizing the Director of Central Services to enter into a contract with Prime Coat Corporation, Libertyville, Illinois, in the amount of \$70,656, for re-coating of thirty-two (32) shower rooms in the Jail, plus renewals.

Lease Agreement – Fox Lake American Legion Post #703

17. Joint Resolution authorizing the Chairman of the Board to enter into a Lease Agreement with Fox Lake American Legion Post #703, in the annual amount of \$10,800 for a ten (10) year term to lease space at 703 N. U.S. Highway 12, and Riverside Island Dr., Fox Lake, Illinois, in accordance with the terms and conditions of the agreement.

Revenue, Records & Legislation Committee

Depositories – County Treasurer and Ex-Officio County Collector

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

Lake County Board of Review Request for Recess

19. Resolution permitting the Lake County Board of Review to recess on or before December 31, 2005 until a time when the Clerk of the Board of Review shall notify the members of the Board of Review, in writing, to return to session for the time necessary to complete their work.

Need for Expanded Board of Review and Appointment of Additional Qualified Members

20. Resolution declaring that the number of complaints filed with the Board of Review has created an emergency situation and has caused a need for an expanded Board of Review; and authorizing the Chairman of the Board to appoint additional qualified members to the Board of Review.

Public Works and Transportation Committee

Agreement – IDNR – Construct Skokie Valley Bike Path – Lake Bluff

21. 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 the Skokie Valley Bike Path from Laurel Avenue to North Shore Bike Path at IL Rt. 176, in the Village of Lake Bluff.

Temporary License Agreement – Forest Preserve – Access Property for Testing and Boundary

22. Joint Resolution authorizing the County Engineer to execute a temporary license agreement between Lake County and the Lake County Forest Preserve District providing the terms and conditions by which said district will grant to the Lake County Division of Transportation access to their properties located near the intersection of Fairfield Road (County Highway 49) with Gossell Road. Access to these properties is necessary to conduct soil-bearing tests and to delineate wetland boundaries for the proposed

improvements to the intersection of Fairfield Road and Gossell Road. This resolution also appropriates \$15,000 of Matching Tax funds to provide the guarantee required by the license agreement that Lake County will comply with the terms and conditions of said agreement, and other legal, survey, environmental and staff costs.

Agreement – Village of Round Lake – Install Traffic Control Signals – Cedar Lake Road

23. 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 for the installation of permanent traffic control signals at the intersection of Cedar Lake Road (County Highway 28) and South Rosedale Court along with the interconnection to the traffic control signals at the intersection of Cedar Lake Road and Washington Street (County Highway 45). This resolution also appropriates \$320,000.00 of Motor Fuel Tax funds for this improvement.

Contract – Meade Electric Company – Traffic Signal Maintenance

24. Joint Resolution awarding a contract for traffic signal maintenance for the period of December 1, 2005 to November 30, 2006 to the lowest responsible bidder (sole responsible bidder) Meade Electric Company, McCook, IL, in the amount of \$859,223.60.

Addition to County Maintenance Garage

25. Joint Resolution appropriating \$15,000.00 of Motor Fuel Tax funds to provide for architectural services for a two bay addition to the County maintenance garage that houses the snow removal fleet.

Payment of Expenses From Series B & C of 2003 (Vernon Hills – NCT) Construction Account

26. Joint Resolution approving the payment of various expenses in the total amount of \$281,624.93 from the Series B & C of 2003 (Vernon Hills – NCT) Construction Account.

The Chair called for a Voice Vote on the Consent Agenda, Items 4 to 26. Motion carried unanimously.

REGULAR AGENDA:

FINANCIAL AND ADMINISTRATIVE COMMITTEE

HEALTH AND HUMAN SERVICES COMMITTEE

27. Board of Health Report.

Member Carlson 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 Spielman noted the phone bank schedule for flu shots and advised that residents should call on October 25 and 26 between 8:40 and 4:30. There will be eight sites where flu shots will be given.

COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

28. Lake County Partners Report.

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

Member Mountsier reported that the third meeting of Team Lake County was very successful and they are moving ahead with an economic development plan to make Lake County more attractive. Meetings will be scheduled on the plan and abatement of property taxes to attract businesses will be discussed.

Economic Development Incentive Agreement – Fair Oaks Land LLC

29. Joint Resolution approving an Economic Development Incentive Agreement with Fair Oaks Land LLC, and authorizing the Chair of the Board to execute said agreement.

Member Kyle moved, seconded by Member Bassi to approve the Joint Resolution. The Chair called for a Roll Call Vote. Motion carried with the following vote: Ayes 18, Nays 4.

Community Development Block Grant Award Rental Assistance for Hurricane Katrina Relief Efforts – Amendment to 2005 Annual Action Plan – PADS Crisis Services Contracts

30. Joint Resolution 1.) approving the award of \$59,018.11 in Community Development Block Grant (CDBG) funding and \$102,293.95 in HOME Investment Partnership (HOME) funding to PADS Crisis Services for tenant-based rental assistance as part of Lake County's Hurricane Katrina Relief Efforts, as recommended by the Lake County Community Development Commission.
- 2.) Approving an amendment to the 2005 Annual Action Plan component of the 2005 – 2009 Housing and Community Development Consolidated Plan, previously submitted to the US Department of Housing and Urban Development, in order to implement the recommendations of the Lake County Community Development Commission;
- 3.) Authorizing emergency appropriations in the amount of \$59,018.11 in Fund 740 for the Community Development Block Grant (including \$942.27 of CDBG program income), and emergency appropriations in the amount of \$102,293.95 in Fund 740 for the Home Investment Partnerships (HOME) Grant (including \$75,671.86 of HOME program income); and

4.) Authorizing the County Board Chairman or designee to execute contracts with PADS Crisis Services for the expenditure of these funds Hurricane Katrina Relief Efforts.

Member Kyle 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 – Village of Lake Zurich – Brownfield Funds

31. Joint Resolution authorizing the County Board Chairman to execute an Intergovernmental Agreement with the Village of Lake Zurich to provide up to \$40,000.00 from the County's Brownfield Funds to the Village to assist with environmental clean up activities at 7 E. Main Street in Lake Zurich, IL.

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

Agreement – City of North Chicago – Brownfield Funds

32. Joint Resolution authorizing the County Board Chairman to execute an Intergovernmental Agreement with the City of North Chicago to provide up to \$100,000.00 from the County's Brownfield Funds to the City to assist with environmental clean up activities at the northwest corner of Sheridan Road and Martin Luther King Drive in North Chicago, IL.

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

Agreement – City of Waukegan – Brownfield Funds – Former Harbor Slip 3 PCB

33. Joint Resolution authorizing the County Board Chairman to execute an Intergovernmental Agreement with the City of Waukegan to provide up to \$100,000.00 from the County's Brownfield Funds to the City to assist with environmental clean up activities at the Former Harbor Slip 3 PCB Containment Cell in Waukegan, IL.

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

Agreement City of Waukegan – Brownfield Funds – OMC Beachfront Area

34. Joint Resolution authorizing the County Board Chairman to execute an Intergovernmental Agreement with the City of Waukegan to provide up to \$35,533 from the County's Brownfield Funds to the City to assist with environmental clean up activities at the OMC Beachfront Area in Waukegan, IL.

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

LAW AND JUDICIAL COMMITTEE

REVENUE, RECORDS & LEGISLATION COMMITTEE

Polling Place/Precinct Boundary Changes

35. Resolution amending a previous resolution designating the polling places assigned to the voting precincts in Lake County's 18 townships as a results of polling places no longer available and twenty three new precincts created in a review of precinct boundaries.

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

Accept Help America Vote Act (HAVA) Title III Funds

36. Your Chairman presents herewith a Resolution authorizing the application for and acceptance of Help America Vote Act (HAVA) Title III Funds.

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

PUBLIC WORKS AND TRANSPORTATION COMMITTEE

Ordinance – Rates, Fees and Charges – Use & Service of Selected Waterworks and Sewage Systems

37. Ordinance establishing Rates, Fees and Charges for the Use and Service of Selected Waterworks and Sewerage Systems of the County.

Member O'Kelly moved, seconded by Member Paxton to approve the Ordinance. The Chair called for a Voice Vote on the motion. Motion carried with Member Cole voting Nay.

Adjustment in Lake County Wholesale Sewer Rates

38. Joint Resolution providing for notice to the municipalities within the Northeast, Northeast Central, Northwest, Southeast, Central, and Southeast Central operational systems of the County of an adjustment in Lake County wholesale sewer rates.

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

PLANNING, BUILDING AND ZONING COMMITTEE

Agreement – SWALCO – Implement Construction of Recycling Portion of Lake County Solid Waste Hauling and Recycling Ordinance

39. Resolution authorizing the County Board Chairman to enter into an Intergovernmental Agreement with the Solid Waste Agency of Lake County to implement the construction material recycling portion of the Lake County Solid Waste Hauling and Recycling Ordinance.

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

Emergency Appropriation – SMC Budget – Implement North Branch Chicago River Watershed Plan

40. Joint Resolution authorizing an emergency appropriation in the amount of \$516,782 in the Stormwater Management Commission budget (Fund 212) with offsetting revenue of \$516,782 from The Illinois Environmental Protection Agency for implementation of the North Branch Chicago River watershed plan.

Member Martini moved, seconded by Member Bassi to approve the Joint Resolution. The Chair asked for leave of the previous roll call minus Member Spielman. Leave was granted. Motion carried with the following vote: Ayes 22, Nays 0.

Zoning Case No. 3493

41. Resolution on Zoning Case No. 3493, which consists of the Petition of Outback, Inc., relative for rezoning from the Agricultural and Open Space Districts to the General Commercial District. The Department of Planning, Building and Development recommends the rezoning from the Agricultural District to the General Commercial District be granted and the rezoning from the Open Space District to the General Commercial District be denied. On the motion “to approve” the request to rezone from the Agricultural District to the General Commercial District and “to deny” the rezoning from the Open Space District to the General Commercial District, the Zoning Board of Appeals vote is 5 “Ayes” and 1 “Nay”; the Planning, Building and Zoning Committee vote is 3 “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.
 - 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 Gravenhorst to place the item on the floor. The Chair called for a Voice Vote on the motion. Motion carried unanimously. The Chair noted that there was public comment on this item.

Yvonne Lugo of Antioch spoke against the proposed zoning change. Cheryl Van Dyke of Antioch also spoke in opposition to the proposed zoning change. Glenn Christensen of Manhard Consulting, representing Outback, Inc. as a land planner, gave a brief history of the property and the development of it. Robert Diemer, property owner, responded to the concerns of Ms. Lugo and Ms. Van Dyke.

After some discussion, Member Martini moved, seconded by Member Cole to send the item back to committee for no more than 60 days. The Chair called for a Roll Call Vote. Motion carried with the following vote: Ayes 17, Nays 4. The Item will be sent back to committee.

PETITIONS, CORRESPONDENCE AND MISCELLANEOUS BUSINESS

ADJOURNMENT

42. Member Kyle moved, seconded by Member Newton that this Regular September A.D., 2005 Session of the Lake County Board be adjourned until Tuesday, November 8, 2005. The Chair called for a Voice Vote on the motion. Motion carried unanimously.

Respectfully submitted,

Willard R. Helander
Lake County Clerk

Minutes approved:
