

LAKE COUNTY BOARD PROCEEDINGS

Tuesday, January 14, 1997

The Lake County Board met in the Regular September, A.D., 1996 Session of the County Board on Tuesday, January 14, 1997, in the Courthouse in Waukegan, Illinois. Chairman Robert Grever called the meeting to order at 9:15 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: Beattie, Buhai, Calabresa, Carter, Cole, Halas, Kyle, LaBelle, Leafblad, Marks, Martini, Mountsier, Neal, Newton, Nixon, O'Kelly, Schmidt, Schulien, Spielman, Stanczak, Stolman, Westerman.

APPROVAL OF MINUTES

1. Member Nixon moved, seconded by Member Buhai, that the Minutes of the Adjourned Regular September 1996 Session of the County Board held on Tuesday, November 12, 1996 and the Special Call Meetings held on November 25, 1996, December 2, 1996, and December 13, 1996 be approved. The Chair called for a Voice Vote. Motion carried unanimously.

ADDITIONS TO THE AGENDA

- 1.1 Member Mountsier moved, seconded by Member Schmidt, to suspend the rules to allow the following additions to the agenda:
- 48.1 A Resolution presenting and requesting approval of the 1997 Lake County Legislative Program.
- 48.2 An informational presentation by the County Clerk's office regarding optical scan versus punch card ballot tabulation systems.

The Chair called for a Roll Call Vote. Motion carried with the following vote:
Aye 21, Nay 0.

READING & DISPOSITION OF BILLS

2. Member Stolman moved, seconded by Member Martini, that the report of Claims Against Lake County, IL, for the month of November 1996 be accepted and placed on file. The Chair called for a Voice Vote. Motion carried unanimously.

3. Member Stanczak moved, seconded by Member Beattie, that the report of Claims Against Lake County, IL, for the month of December 1996 be accepted and placed on file. The Chair called for a Voice Vote. Motion carried unanimously.

SPECIAL RECOGNITION

Rescue of Sara Koeneker From Sylvan Lake

4. Member O'Kelly moved, seconded by Member Beattie, to approve a Resolution recognizing and commending Scott Markus, Adam Washburn, Sandy Washburn and Karen Hanson for their courageous actions in assisting in the rescue of Sara Koeneker from Sylvan Lake in unincorporated Mundelein. The Chair called for a Voice Vote. Motion carried unanimously. Member O'Kelly addressed the Board encouraging community awareness of this issue. Chairman Grever presented framed copies of this Resolution to Mr. Markus, Mr. Washburn, Ms. Washburn and Ms. Hanson.

American Heart Month and Girls and Women in Sports Day

5. Member Newton moved, seconded by Member Schulien, to approve a Resolution requesting County Board recognition of American Heart Month February, 1997, and National Girls and Women in Sports Day, February 6, 1997. The Chair called for a Voice Vote. Motion carried unanimously.

Plaques of Appreciation from the Stormwater Management Commission

6. Ward Miller, Executive Director of the Stormwater Management Commission presented plaques of appreciation to Chairman Grever and Member Newton for their many years of service to Lake County through their work with the Stormwater Management Commission. Member Carter moved, seconded by Member Stanczak, to approve this recognition. The Chair called for a Voice Vote. Motion carried unanimously.

CHAIRMAN'S REMARKS

Chairman Grever reported to the Board that in December 1996 he attended the ground breaking ceremony of Thunderhawk Golf Course in Beach Park, the 25th Anniversary Reception at Kemper Insurance Company, the EDC Executive Committee meeting at the Trustmark Complex, met with Dr. Naff, President of the College of Lake County and attended the Employee Christmas Coffee. In January 1997 he met with Chris Wilson, Executive Director of the Lake County Municipal League, went to Springfield to attend the reception of former County Board Member Mark Beaubien, attended the Swearing-In Ceremony of the 90th General Assembly and the reception for Senator Adeline Geo-Karis. Chairman Grever announced the birth of his granddaughter on January 8, 1997 and attended the Metro

Counties meeting in Rosemont.

Chairman Grever reminded the Board that the Legislative Luncheon will be held at 12 noon on Friday, January 17 at the County Squire Restaurant in Grayslake and that the Blood Drive will be held on Wednesday, January 22 from 8:30 a.m. to 12:30 p.m. on the Tenth Floor, in the Assembly Room.

REPORTS OF STANDING & SPECIAL COMMITTEES

Member Nixon moved, seconded by Member Schmidt, to accept and place on file the following reports:

- 7. Report of Frank J. Nustra, Lake County Recorder, for the period ending October 31, 1996.**
- 8. Report of Gary Del Re, Sheriff, for the period ending October 31, 1996.**
- 9. Report of Willard R. Helander, County Clerk, for the month of October, 1996.**
- 10. Report of Jack L. Anderson, Treasurer, for the period ending November 30, 1996.**
- 11. Report of Barbara E. Richardson, Coroner, for the period ending November 30, 1996.**
- 12. Report of Joseph V. Collina, Lake County Public Defender, for the period of November 1, 1996 to November 30, 1996.**
- 13. Report of Willard R. Helander, County Clerk, for the month of November, 1996.**
- 14. Report of Barbara E. Richardson, Coroner, for the period ending December, 1996.**
- 15. Report of Joseph V. Collina, Lake County Public Defender, for the period of December 1, 1996 to December 31, 1996.**
- 16. Report of Jack L. Anderson, Treasurer, for the period ending December 31, 1996.**

The Chair called for a Voice Vote on Items 7 through 16. Motion carried unanimously.

NEW BUSINESS

Chairman Grever gave a status report on the restacking of the Courthouse.

FINANCIAL & ADMINISTRATIVE COMMITTEE

Naming of the Juvenile Justice Complex

17. Member Nixon moved, seconded by Member Newton, to open this issue to the floor. Chairman Grever entertained public comment by Mr. G. Earl Hassler and Mr. Gehl Devore both of whom were against the renaming of the Juvenile Justice Complex. Chairman Grever then read a letter from Chief Judge Raymond McKoski stating that on November 1, 1996 the Circuit Judges voted to recommend to the County Board that the new Juvenile Justice Center be designated the Robert W. Depke Juvenile Justice Complex. At the same meeting, the Judges further recommended that the Detention Center portion of the new Complex continue to be named after Judge Hulse.

Member LaBelle moved, seconded by Member Leafblad, to table this matter. The Chair called for a Roll Call Vote. Motion failed with the following vote: Aye 10, Nay 12. The Chair reopened the issue to the floor for further discussion.

Member LaBelle moved, seconded by Member Calabresa, to amend the motion and defer this matter back to Committee. The Chair called for a Voice Vote. Motion Failed. The Chair reopened the issue to the floor for further discussion.

Member Schulien moved to call the question. The Chair called for a Roll Call Vote. Clerk Helander stated the question is in favor of the Resolution naming the Juvenile Justice Complex or against the Resolution. Motion carried with the following vote: Aye 12, Nay 10.

Items 18 through 24

Member Schulien moved, seconded by Member Mountsier, to approve Items 18 through 24.

U.S. House of Representatives District Office Lease Agreement

18. A Resolution authorizing the execution of a U.S. House of Representatives District Office Lease Agreement and Lease Attachment for office space utilized in Lake County facilities by the Honorable John E. Porter for the period January 1, 1997 through December 31, 1997.

Cable Television Franchise Agreement with Jones Intercable

19. A Resolution in support of extending Lake County's cable television franchise agreement with Jones Intercable until May 31, 1997, pending good-faith negotiations between Jones Intercable and Lake County.

Extension of the Franchise Agreement with Jones Intercable

20. A Resolution in support of extending Lake County's cable television franchise agreement with Jones Intercable for 120 additional days (until May 31, 1997), pending good-faith negotiations between Jones Intercable and the Lake County Cable Consortium, to which Lake County belongs.

Extension of the Franchise Agreement with Omnicom Cablevision

21. A Resolution in support of extending Lake County's cable television franchise agreement with Omnicom Cablevision of Illinois, Inc., d/b/a Post-Newsweek Cable Company, for 120 additional days until April 6, 1997, pending good-faith negotiations.

Transfer of Ownership of U.S. Cable of Lake County

22. A Resolution approving the transfer of ownership of U.S. Cable of Lake County (Franchisee), subject to certain specified conditions, to either Liberty Lake, Inc., a Wyoming corporation and wholly owned subsidiary of TCI Communications, Inc. (TCI), which presently holds a 10% general partnership interest and a 40% limited partnership interest in the Franchisee, or the transfer of ownership to Liberty Lake II, a Colorado corporation and a wholly owned subsidiary of the Liberty Lake Inc., and in connection therewith, authorizing the execution of a Consent and Agreement regarding the transfer of ownership.

Extension of the Cable Franchise Agreement with U.S. Cable of Lake County

23. A Resolution approving the extension of the Cable Franchise Agreement with U.S. Cable of Lake County, subject to certain specified conditions, and in connection therewith, authorizing the execution of an Addendum to the Cable Franchise Agreement.

Chairman Grever entertained public comment from Bob Sabonjian.

Accepting Payment from U.S. Cable for Production Equipment

24. A Resolution accepting a payment from U.S. Cable of Lake county for the purpose of purchasing and installing production and post-production equipment shall be used for

production and cablecasting by Lake County.

The Chair called for a Voice Vote. Motion carried unanimously.

PUBLIC SERVICE COMMITTEE

Member Neal moved, seconded by Member Newton, to approve Items 25 through 42 in one vote and waive their reading.

The Chair announced that there was one person, Mr. Alexander Ewing, who wished to address the Board on Item 26 before the vote, and three people that wished to address the Board after the vote on Item 26. Mr. Marty Buehler explained and entertained questions from the Board regarding the recommended modifications contained in this Resolution. Mr. Alexander Ewing, Attorney with the Environmental Law and Policy Center urged the Board to vote in favor of this Resolution.

The Chair opened the floor for discussion.

The Chair called for a Voice Vote. Motion carried unanimously.

The Chair allowed public comment addressing Item 26.

Mr. Bill Holleman, President of the Illinois Citizen Action thanked the Board for their vote in favor of the Resolution. Ms. Susan Zingle, Citizens for a Better County, thanked the Board for their vote and presented roses to each Board Member. Mr. Robert Krebs, representing the Openlands Project, also commended the Board.

Construction of the Chain O'Lakes Bikepath

25. A Resolution awarding a contract for the construction of the Chain O'Lakes Bikepath adjacent to Rollins Road (County Highway 31) in the Village of Fox Lake from Holly Avenue to Jefferson Street, a distance of approximately 1.43 miles and designated as Section 94-00242-00-BT to the lowest responsible bidder Berger Excavating.

Strategic Regional Arterial System

26. A Resolution providing recommended modifications for additions to and deletions from the Strategic Regional Arterial (SRA) System in Lake County, the inclusion of the missing middle section of the Amstutz Expressway in the City of North Chicago in the Chicago Area Transportation Study's 2020 Transportation System Development Plan, and the revision to the Year 2005 Lake County Transportation Plan by deleting the extension of York House Road from its current westerly terminus to U.S. Route 41 and I-94 (Tri-State Tollway).

Traffic Control Signal along Rollins Road

27. A Resolution authorizing the Chairman of the County Board, the County Clerk and the County Engineer to execute an agreement for the use of federal highway funds between the State of Illinois and the County of Lake for the proposed interconnection of a traffic control signal along Rollins Road (County Highway 31) from Lotus Drive to the entrance to the Jewel/Ace Shopping Area and designated as Section 96-00080-30-TL.

Consulting Engineering Services

28. A Resolution authorizing the Chairman of the County Board, the County Clerk and the County Engineer to execute an agreement for consulting engineering services between the County of Lake and Christopher B. Burke Engineering Ltd., Rosemont, Illinois, at a cost for services described of \$98,139.00 in connection with the interconnection of traffic control signals situated along Rollins Road (County Highway 31) from Lotus Drive to the entrance to the Jewel/Ace Shopping Area. This Resolution also appropriates \$115,000.00 of Motor Fuel Tax funds for this improvement designated as Section 96-00080-39-TL.

Traffic Control Signals at Darrell Road and Illinois Rte. 176

29. A Resolution providing for the execution of an agreement between the State of Illinois and the County of Lake providing for the improvements to the existing traffic control signals at the intersection of Darrell Road (County Highway 44) and Illinois Route 176 to be included as part of the State of Illinois' improvement to Illinois Route 176. This Resolution also appropriates \$2,500.00 of Matching Tax funds for the County's portion of this improvement and designated as Section 96-00086-05-WR.

Emergency Vehicle Pre-Emption System Agreement with the Newport Fire Protection District

30. A Resolution providing for the execution of an agreement between the County of Lake and the Newport Fire Protection District for the installation of an Emergency Vehicle Pre-Emption System in the traffic control signals at the intersection of Wadsworth Road (County Highway 17) and Delany Road (County Highway 22).

Concrete Deck and Steel Girder Replacement on the Grass Lake Road Bridge

31. A Resolution providing a supplemental appropriation of \$65,000.00 of County Bridge Tax funds for the concrete deck and steel girder replacement on Grass Lake Road (County Highway 18) Bridge over the Fox River and designated as Section 94-00059-05-BR.

Construction of Bikeways

32. A Resolution providing for the execution of an agreement with the Illinois Department of Natural Resources providing the terms and conditions by which the Illinois Department of Natural Resources will grant the Lake County Division of Transportation one-half (50%) of the cost, up to a maximum grant of \$79,700.00 for the construction of 1.24 miles of bikeway on the south right-of-way of Hawley Street (County Highway 70) extending from Chevy Chase Road to Gilmer Road (County Highway 26) as part of Section 94-00201-03-FP. This Resolution also appropriates \$180,000.00 of Matching Tax funds for this bikepath project.

Emergency Vehicle Pre-Emption System Agreement with Village of Lake Barrington

33. A Resolution providing for the execution of an agreement between the County of Lake and Village of Lake Barrington providing for the cost of energy and maintenance in the proposed traffic control signals at the realigned intersection of River Road (County Highway 4) and Kelsey Road (County Highway 30) at Bridgewater Court and designated as Section 93-00118-05-CH.

Emergency Vehicle Pre-Emption System Agreement with Wauconda Fire Department

34. A Resolution providing for the execution of an agreement between the County of Lake and the Wauconda Fire Department for the installation of an Emergency Vehicle Pre-Emption System in the proposed traffic control signals at the realigned intersection of River Road (County Highway 4) and Kelsey Road (County Highway 30), at Bridgewater Court, and designated as Section 94-00102-13-CH.

Resurfacing of York House Road

35. A Resolution awarding a contract for the resurfacing of York House Road (County Highway 65) from Illinois Route 131 to Lewis Avenue (County Highway 27), a distance of approximately 1.2 miles and designated as Section 95-00143-07-RS to the lowest responsible bidder, Curran Contracting Company, Crystal Lake, Illinois, in the amount of \$965,139.67.

Improvement to the Railroad Crossing at Butterfield Road, Wisconsin Central Ltd.

36. A Resolution authorizing the Chairman of the County Board, the County Clerk and the County Engineer to execute an agreement for the use of federal highway funds between the State of Illinois and the County of Lake for the proposed improvement to the railroad crossing of the Wisconsin Central Ltd. Railroad at Butterfield Road (County Highway 57) and designated as Section 92-00137-11-RR. This resolution also appropriates \$20,000.00 of Motor Fuel Tax funds for this improvement.

Improvement to the Railroad Crossing at Butterfield Road, EJ&E Railroad

37. A Resolution authorizing the Chairman of the County Board, the County Clerk and the

County Engineer to execute an agreement for the use of federal highway funds between the State of Illinois and the County of Lake for the proposed improvement of the railroad crossing of the EJ&E Railroad tracks at Butterfield Road (County Highway 57) and designated as Section 92-00137-10-RR. This resolution also appropriates \$20,000.00 of Motor Fuel Tax funds for this improvement.

Construction of Bikepath Adjacent to Rollins Road

38. A Resolution authorizing the Chairman of the County Board, the County Clerk and the County Engineer to execute an agreement between the County of Lake and the Illinois Department of Natural Resources providing the terms and conditions by which the Illinois Department of Natural Resources will grant the Lake County Division of Transportation one-half (50%) of the cost up to a maximum of \$92,500.00 for the construction of 1.58 miles of bikepath adjacent to Rollins Road (County Highway 31) from Depot Street to Washington Street.

Construction of Bikepath upon the Right-Of-Way Owned by Commonwealth Edison

39. A Resolution authorizing the Chairman of the County Board, the County Clerk and the County Engineer to execute an agreement between the County of Lake and the Illinois Department of Natural Resources providing the terms and conditions by which the Illinois Department of Natural Resources will grant the Lake County Division of Transportation one-half (50%) of the cost up to a maximum of \$200,000.00 for the construction of 3.4 miles of bikepath upon the right-of-way of the former Chicago, North Shore and Milwaukee Railroad and presently owned by Commonwealth Edison, from 1.1 miles south of Illinois Rte. 176 to Old Elm Road and designated as Section 94-00239-00-BT.

Altered Speed Zone on Washington Street in Warren Township

40. An Ordinance providing for the establishment of an altered speed zone on Washington Street, County Highway 45, located in Warren Township in conformity with Chapter 625 - Section 5/11-604 of the Illinois Compiled Statutes.

Altered Speed Zone On St. Marys Road in Libertyville Township

41. An Ordinance providing for the establishment of an altered speed zone on St. Marys Road, County Highway 41, located in Libertyville Township in conformity with Chapter 625 - Section 5/11-604 of the Illinois Compiled Statutes.

Utility Easement Agreement

42. A Joint Resolution authorizing the execution of a Utility Easement Agreement with Warren Township High School District 121 and a Grant of Easement in connection with the Almond Road Reservoir site.

The Chair called for a Voice Vote. Motion carried unanimously.

PLANNING, BUILDING AND ZONING COMMITTEE

No Report.

HEALTH AND HUMAN SERVICES COMMITTEE

43. Report on the Lake County Board of Health by Health Board Member John Schulien.

Vice-Chairman John Schulien stated that the new Board of Health Officers for 1997 are Colin McRae, President; John Schulien, Vice President; Dr. Tien C. Cheng, Secretary; and Jean Veiga, Member at Large.

The first audit of the federally qualified health center was successfully completed.

The Board of Health would like to arrange a tour of our major Health Department facilities that would last approximately three hours, for all Board Members following the next County Board meeting.

Member Halas moved, seconded by Member Martini, to approve Items 44 and 45 in one vote and waive their reading.

Contracts for Consultants and Services to Winchester House for 1997

44. A Joint Resolution authorizing the County Board Chairman to enter into contracts for consultants and services to Winchester House for fiscal year 1997.

Hospice Services to Winchester House

45. A Joint Resolution for Hospice Services to Winchester House and authorize the Chairman of the Board to execute the contracts.

The Chair called for a Voice Vote. Motion carried unanimously.

INTERGOVERNMENTAL AFFAIRS COMMITTEE

No Report.

LAW & JUDICIAL COMMITTEE

Member Kyle moved, seconded by Member Westerman, to approve Items 46 through 48.

Emergency Contract with the Norman Sleezer Home, Freeport, Illinois

46. A Joint Resolution confirming an emergency contract with The Norman Sleezer Home, Freeport, Illinois, in the amount of \$37,965.15 for the Department of Court Services.

Office of the Illinois State's Attorneys' Appellate Prosecutor, FY 1997

47. A Resolution authorizing the continued support of and participation with the Office of the Illinois State's Attorneys' Appellate Prosecutor for FY 1997; designating that Office to act on behalf of Lake County in certain cases; and providing for the payment of \$20,000 for the appellate prosecution services.

Execution of Title IV-D Agreement of Cooperation with the Illinois Department of Public Aid

48. A Resolution authorizing the execution of the Title IV-D Agreement of Cooperation with the Illinois Department of Public Aid for the State's Attorney Child Support Enforcement Program for the time period October 1, 1996 through September 30, 1997.

The Chair called for a Voice Vote. Motion carried unanimously.

CHAIRMAN'S ADVISORY/LEGISLATIVE COMMITTEE

1997 Lake County Legislative Program - Dockside Gambling Legislation

48.1 A Resolution presenting and requesting approval of the 1997 Lake County Legislative Program.

Member Martini moved, seconded by Member Schmidt, to amend the legislative packet to provide a requirement of a statewide referendum to expand the number of gambling licenses and additionally to require time to receive the report of the President's Study on the affect of gambling.

The Chair opened the floor for discussion.

Member Stanczak moved, seconded by Member Newton, to amend the Motion in that only areas applying for a Riverboat Permit should be voting on a referendum.

The Chair opened the floor for discussion on the Amendment of the Motion made by

Member Martini.

Member Schulien moved, seconded by Member Kyle, to table the Amendments to the original Motion.

The Chair called for a Roll Call Vote. Motion Failed with the following vote: Aye 9, Nay 13.

The Chair called for a Roll Call Vote on Member Stanczak's Motion. Motion Failed with the following vote: Aye 3, Nay 19.

The Chair opened the floor to further discussion.

The Chair called for a Roll Call Vote on Member Martini's original Motion. Motion carried with the following vote: Aye 12, Nay 9.

The Chair called for a Voice Vote to approve the Resolution as Amended. Motion carried unanimously.

MANAGEMENT SERVICES, TAXATION, & ELECTION COMMITTEE

Presentation on Voting Systems

48.2 Susan Ewalt, Elections Administrator for the Lake County Clerk, distributed informational packets itemizing the comparative benefits and costs of the two tabulation systems certified for use in the State. Her analysis of the systems was precipitated by the existing limitations in the ballot punch positions currently available with the County's vote recorders. Lake County Clerk Willard Helander explained that this preliminary research is offered to keep the County Board well informed as the County Clerk plans to test the optical scan tabulation in a small number of precincts in the April 1 election which requires publication of legal notice by February 1, 1997. Mrs. Helander stated that she wished to apprise the Board of this research prior to their reading the information for the first time in the newspaper.

MISCELLANEOUS BUSINESS

Member Neal moved, seconded by Member Schmidt, to approve Items 49 through 55 in one Voice Vote and waive their reading.

Appointment of Robert Buhai

49. A Resolution providing for the appointment of Robert Buhai as a Member of the Financial and Administrative Committee.

50. A Resolution providing for the appointment of Pamela O. Newton as a Member of the

Northeastern Illinois Planning Commission.

51. A Resolution providing for the appointment of Robert Neal as Director of the Central Lake County Joint Action Water Agency, pursuant to an Ordinance Approving the Central Lake County Joint Action Water Agency Agreement.

52. A Resolution providing for the reappointment of Dorothy Mitchell as a Trustee of the Lake County Public Water District.

53. A Resolution providing for the reappointment of Charles Willms as a Member of the Lake County Regional Planning Commission.

54. A Resolution providing for the reappointments of Audrey Nixon, Larry Leafblad, Carol Calabresa, Robert Buhai and Jim Stanczak, County Board Members, to serve as Members of the Lake County Community Development Commission.

55. A Resolution providing for the appointments of Robert L. Grever, Chairman of the County Board and Pamela O. Newton, Chairman of the Planning, Building and Zoning Committee, as Ex-officio Members of the Lake County Community Development Commission.

The Chair called for a Voice Vote. Motion carried unanimously.

PUBLIC COMMENT

None.

PETITIONS & CORRESPONDENCE

None.

EXECUTIVE SESSION

Go Into Executive Session

56. Member Leafblad moved, seconded by Member Stanczak, to go into Executive Session to review the Minutes of past Executive Sessions. The Chair called for a Roll Call. Motion carried with the following vote: Aye 19, Nay 0.

Discussion.

Member Neal moved, seconded by Member Mountsier, to come out of Executive

Session. The Chair called for a Voice Vote. Motion carried unanimously.

Regular Session

Member Neal moved, seconded by Member Spielman, to accept the recommendations of Ike Magalis.

The Chair called for a Voice Vote. Motion carried unanimously.

ADJOURNMENT

57. Member Neal moved, seconded by Member Spielman, that this Adjourned Regular September, A.D., 1996 Session of the Lake County Board be adjourned. The Chair called for a Voice Vote. Motion carried unanimously.

Respectfully submitted,

**Willard Rooks Helander
Lake County Clerk**

Minutes approved:
