

Lake County Illinois

*Lake County Courthouse and Administrative Complex
18 N. County Street
Waukegan, IL 60085-4351*



Meeting Minutes - Final

Tuesday, August 7, 2018

9:00 AM

Assembly Room, 10th Floor

Law and Judicial Committee

1. Call to Order

Chair Cunningham called the meeting to order at 9:00 AM.

Present 9 - Chair Cunningham, Vice Chair Calabresa, Member Danforth, Member Bartels, Member Frank, Member Hart, Member Paxton, Member Weber and Member Wyatt

Others Present:

David Hare, Sheriff's Office

Donna Jo Maki, County Administrator's Office

RuthAnne Hall, Finance and Administrative Services

Michael Wheeler, Finance and Administrative Services

Carrie Flanigan, State's Attorney's Office

Fred Day, State's Attorney's Office

Teri White, State's Attorney's Office

Dawn Wucki-Rossbach, Sheriff's Office

Jim Chamernik, Sheriff's Office

Victor O'Block, State's Attorney's Office

Shantel Franklin, Finance and Administrative Services

William Kinville, Sheriff's Office

David Wathen, Sheriff's Office

Mary Stevens, Court Administration

Jeff Pavletic, State's Attorney's Office

Patrice Sutton, Finance and Administrative Services

Heidie Hernandez, County Board Office

Dakisha Wesley, Assistant County Administrator

Barry Burton, County Administrator

2. Pledge of Allegiance

Member Danforth led the Pledge of Allegiance.

3. Approval of Minutes

There were no minutes for approval.

4. Addenda to the Agenda

There were no items added to the agenda.

5. Public Comment

The public did not provide any comments.

6. Chairman's Remarks

The Chairman did not provide any remarks.

7. Old Business

There was no old business to conduct.

8. **New Business**
SHERIFF

8.1 **18-0816**

Joint committee action approving Contract Modification One for inmate and juvenile healthcare services with Armor Correctional Health Services, Inc., of Miami, Florida, (Armor) in the amount of \$821,895.

Attachments: [16068 AGREEMENT Modification 1 v2 Armor.pdf](#)

Undersheriff David Hare, Dawn Wucki-Rossbach, and Dave Wathen, of the Sheriff's Office reported that this is a modification to the current contract. Due to Armor Correctional Health Services current wage rates, it has been difficult to fill positions and a rate increase is recommended. Additionally, there has been a significant increase in the cost of malpractice insurance. This modification will increase the contract by over \$821,000.

Member Frank asked if the increase in cost has been budgeted for 2018. Ms. Wucki-Rossbach responded that a portion was budgeted for 2018 and the remaining balance for the increase will be covered in the 2019 budget. RuthAnne Hall of Finance and Administrative Services added that on a monthly basis the County assess the care provided to the inmates and accounts for the services contributing to the cost.

Member Danforth asked for the amount the malpractice insurance increased to. Ms. Hall responded that the cost was \$35,000 and it has increased to over \$600,000. She added that staff has vetted this increase with the State's Attorney's Office, with Risk in the Human Resources Department and has contacted other sites that have done contract renewals and it was found that the increase is typical.

Discussion ensued on the results of not approving this modification. Ms. Hall reported that if this modification is not approved the County would have to conduct an emergency procurement to search for a new provider, however, it would take up to six months to get the new provider in place.

Member Danforth made a motion, seconded by Member Frank to postpone this item until the next meeting.

Chair Cunningham had a question on the motion. She asked what will happen if this item is postponed. Ms. Hall responded that the provider will need to be notified that there is a hold due to the price increase. She added that the provider must give a 180 day notice of termination and staff will have to find a new provider and return with a new contract.

Vice Chair Calabresa requested more information be provided at the Financial and Administrative Committee tomorrow. Jim Chamernik of the Sheriff's Office added that if this contract is renewed for year four and five there is a cap on the cost. Ms. Hall also noted that the increase cannot exceed the Consumer Price Index (CPI) or four percent,

whichever is less.

Member Paxton expressed his concerns with postponing this item, due to the risk it could have to the County. He also asked what is the cause of the staffing issues. Chief Wathen added that the issue with staffing is because of the wages rate. He also added that he does not believe a different vendor would be able to support a facility of the County's size.

County Administrator Barry Burton clarified that an increase was anticipated and budgeted for, however, the amount and details of what piece of the contract will change was unknown. Because the increase was more than anticipated the difference will be provided for in the next fiscal year. He also added that staff will provide more information during the Financial and Administrative Committee.

There was discussion on withholding funds from Armor Correctional Health Services due to a lack of staffing.

Member Danforth noted withdraw his motion and Member Frank also withdrew seconding the motion to postpone the item. Discussion ensued.

(Member Paxton entered the meeting at 9:02 a.m.)

(Member Weber entered the meeting at 9:10 a.m.)

A motion was made by Member Calabresa, seconded by Member Wyatt, that this committee action item be approved and referred on to the Financial and Administrative Committee. Motion carried by the following roll call vote:

Aye: 7 - Chair Cunningham, Vice Chair Calabresa, Member Bartels, Member Hart, Member Paxton, Member Weber and Member Wyatt

Nay: 2 - Member Danforth and Member Frank

8.2 [18-0868](#)

Joint resolution approving an agreement with NICASA Behavioral Health Services, Round Lake, Illinois, for the Jail High Utilizer Diversion and Health Engagement Project in the amount of \$100,000.

Attachments: [Agreement HCFNLC for NICASA 07-20-18 FINAL.pdf](#)

Undersheriff David Hare noted that this grant was received from the Health Care Foundation and will be used to enhance the Jail High Utilizer Diversion and Health Engagement Project. He added that NICASA will continue to provide case management services that meet grant requirements.

A motion was made by Member Hart, seconded by Member Wyatt, that this resolution be approved and referred on to the Financial and Administrative Committee. Motion carried by voice vote.

Aye: 9 - Chair Cunningham, Vice Chair Calabresa, Member Danforth, Member Bartels, Member Frank, Member Hart, Member Paxton, Member Weber and Member Wyatt

8.3 [18-0869](#)

Joint resolution approving an intergovernmental agreement (IGA) for contractual police services by and among the Board of Control of the Lake County Tech Campus District Number 849 (Tech Campus), Lake County and the Lake County Sheriff's Office (LCSO) in the amount of \$275,715.65.

Attachments: [2018 - 2020 Intergovernmental Agreement for a School Resource Officer f](#)

Jim Chamernik of the Sheriff's Office reported that the Tech Campus requested a SRO, however, this morning a request was made to make modifications to the insurance. It was requested that this item be postponed until the next meeting.

A motion was made by Member Weber, seconded by Member Wyatt, that this resolution be postponed. Motion carried by voice vote.

Aye: 9 - Chair Cunningham, Vice Chair Calabresa, Member Danforth, Member Bartels, Member Frank, Member Hart, Member Paxton, Member Weber and Member Wyatt

8.4 [18-0876](#)

Joint resolution authorizing a contract with Viewu, Seattle, Washington, for the purchase of body worn cameras for the Lake County Sheriff's Office (LCSO) for use in the Lake County Sheriff's Adult Corrections Facility (Jail) an estimated annual amount of \$135,250.

Attachments: [18117 Award Information-Viewu.pdf](#)
[Sheriff Estimate 1 year.pdf](#)

Undersheriff David Hare noted that this is a replacement program that was budgeted for. Member Danforth asked if this is a renewal of the last contract. Jim Chamernik of the Sheriff's Office reported that Axon purchased Viewu, the platform is different but managed by the same company. Also a special data line is to be used to upload the videos from the docking station directly to the cloud.

Member Hart asked how long this technology will be supported. Mr. Chamernik responded that this will be a one year contract with four year renewal options. All software will be replaced if the contract is continued. Additionally, the five year contract cost will remain the same with no increases.

A motion was made by Member Weber, seconded by Member Bartels, that this resolution be approved and referred on to the Financial and Administrative Committee. Motion carried by voice vote.

Aye: 9 - Chair Cunningham, Vice Chair Calabresa, Member Danforth, Member Bartels, Member Frank, Member Hart, Member Paxton, Member Weber and Member Wyatt

STATE'S ATTORNEY

8.5 [18-0877](#)

Presentation on the Lake County Children's Advocacy Center.

Attachments: [Presentation Attachment HB 4594 - L & J Committee Meeting 08-07-18](#)
[CAC Presentation to L & J - Aug 7 2018](#)

Executive Director of the Lake County Children's Advocacy Center Carrie Flanigan, Fred Day and Victor O'Block of the Lake County Children's Advocacy Center presented. Ms. Flanigan provided a brief history of the Children's Advocacy Center. She clarified that the Children's Advocacy Center is a 501C3 and that the Center relies on the community for private donations. Ms. Flanigan reported on the Multidisciplinary Team (MDT). The MDT is comprised of professionals, that offer distinct services, that collaborate with each other from the initial complaint, and remain involved throughout the case. She noted that mental health professionals are part of this collaboration. Local policy requires that once a child has disclosed abuse he or she is brought to the Children's Advocacy Center immediately. In the past, the child was interviewed multiple times by multiple agencies.

Ms. Flanigan provided statistics on the amount of children that have been helped. Additionally, the Children's Advocacy Center provides community outreach to educate the community. She also informed the committee that there is a waiting list for children to obtain mental health services and that the Children's Advocacy Center is working with the Health Department on a applying for a grant that will provide the children with mental health services.

It was reported that there is a house bill that will modify 55 Illinois Compiled Statutes (ILCS) 5/5-1101 to mandate a \$10 fee be paid by a defendant, collected by the Circuit Court Clerk and remitted to the Children's Advocacy Center. Discussion occurred on how much the Children's Advocacy Center has collected through out the years based on the current \$5 fee.

Ms. Flanigan briefly reported on the Children's Advocacy Center's budget. The County contributes about \$580,000, and over \$350,000 in grant funds are used for staff. In addition, the Children's Advocacy Center seeks grants and donations from the community to reach their goal in the amount of \$100,000 per year to fund the program and accommodate the children. To be more self sustainable the Children's Advocacy Center is expanding the board of directors to include members from corporations such as Walgreens and St. Jude's.

Ms. Flanigan noted that they changed their policy to allow the Illinois Department of Children and Family Services (DCFS) to contact the center directly. She added that DCFS provides approximately \$48,000 per year to pay for one position. She reported that she feels the increase in services is due to out reach that the Children's Advocacy Center provides to schools and the community. Additionally, Aaron's law has been a huge factor in the increase. This law requires schools to educate students on sexual abuse, how to

report it and to speak up. Ms. Flanigan added that the Center is expanding the volunteer hours which also doubles for match funding hours to help support the children.

Chair Cunningham and Vice Chair Calabresa commended Ms. Flanigan and her staff on their efforts with the Lake County Children's Advocacy Center.

(Member Wyatt left the meeting at 10:37 a.m.)

9. Executive Session

Executive Session was entered into at 10:45 a.m.

A motion was made by Member Bartels, seconded by Member Hart, to go into Executive Session. The motion carried unanimously.

Aye: 9 - Chair Cunningham, Vice Chair Calabresa, Member Danforth, Member Bartels, Member Frank, Member Hart, Member Paxton, Member Weber and Member Wyatt

9.1 [18-0878](#)

Executive session to review closed session minutes pursuant to 5 ILCS 120/2 (c)(21).

Executive Session was adjourned at 10:55 a.m.

A motion was made by Member Weber, seconded by Member Bartels, to come out of Executive Session. The motion carried unanimously.

Aye: 9 - Chair Cunningham, Vice Chair Calabresa, Member Danforth, Member Bartels, Member Frank, Member Hart, Member Paxton, Member Weber and Member Wyatt

9.1A [18-0879](#)

Committee action regarding semi-annual review of closed session minutes.

A motion was made by Member Calabresa, seconded by Member Danforth, that this committee action item be approved. Motion carried by voice vote.

Aye: 9 - Chair Cunningham, Vice Chair Calabresa, Member Danforth, Member Bartels, Member Frank, Member Hart, Member Paxton, Member Weber and Member Wyatt

10. County Administrator's Report

There was no County Administrator's report.

11. Members' Remarks

Vice Chair Calabresa reported that the State's Attorney's Office will go forward with an independent investigation on the procurement card statements in question. She added that the investigation will take some time and invited the Committee to attend the Financial and Administrative Committee for further detail.

12. Adjournment

The meeting adjourned at 10:58 a.m.

A motion was made by Member Hart, seconded by Member Weber, to adjourn. The motion carried unanimously.

Next Meeting: August 28, 2018

Meeting minutes prepared by Heidie Hernandez.

Respectfully submitted,

Chairman

Vice-Chairman

Law and Judicial Committee