

# Lake County Illinois

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



## Minutes Report

**Tuesday, October 4, 2011**

**11:00 AM**

**Conference Room C, 10th Floor**

**Law and Judicial Committee**

**1. Call to Order**

*Chair Nixon called the meeting to order at 11:00 a.m.*

**Present** 7 - Vice Chair Cunningham, Member Calabresa, Member Carey, Member Durkin, Member Gravenhorst, Chair Nixon and Member Wilke

*Others Present:*

*David Stolman, Lake County Board Chairman*

*Stevenson Mountsier, County Board Member*

*Barry Burton, County Administrator*

*Amy McEwan, Deputy County Administrator*

*Michael Waller, State's Attorney*

*Marci Jumisko, 19th Judicial Court*

*Gary Gordon, Finance & Administrative Services*

*Patrice Sutton-Burger, Finance & Administrative Services*

*Mike Wheeler, Finance & Administrative Services*

*Barbara Allen, County Board Office*

**2. Pledge of Allegiance**

*Chair Nixon led the group in the Pledge of Allegiance.*

**3. Approval of Minutes**

**Aye:** 7 - Vice Chair Cunningham, Member Calabresa, Member Carey, Member Durkin, Member Gravenhorst, Chair Nixon and Member Wilke

**3.1 [11-0930](#)**

Minutes from September 6, 2011.

**A motion was made by Member Carey, seconded by Member Durkin, to approve the minutes from September 6, 2011. The motion carried unanimously.**

**Aye:** 7 - Vice Chair Cunningham, Member Calabresa, Member Carey, Member Durkin, Member Gravenhorst, Chair Nixon and Member Wilke

**4. Public Comment**

*There were no public comments.*

**5. Added to Agenda**

*There were no items added to the agenda.*

**6. Old Business**

*There was no old business to conduct.*

**7. New Business**

**Circuit Clerk**

**7.1 [11-0961](#)**

Report of Sally D. Coffelt, Circuit Clerk, for the month of August 2011.

**A motion was made by Member Gravenhorst, seconded by Member Durkin, that this report be received and placed on the County Board agenda. The motion carried by the following vote:**

**Aye:** 7 - Vice Chair Cunningham, Member Calabresa, Member Carey, Member Durkin, Member Gravenhorst, Chair Nixon and Member Wilke

**Coroner**

7.2 [11-0974](#)

Report of Artis Yancy, Coroner, for the Month of August 2011.

**A motion was made by Member Gravenhorst, seconded by Member Durkin, that this report be received and placed on the County Board agenda. The motion carried by the following vote:**

**Aye:** 7 - Vice Chair Cunningham, Member Calabresa, Member Carey, Member Durkin, Member Gravenhorst, Chair Nixon and Member Wilke

**Public Defender**7.3 [11-0926](#)

Report of Joy Gossman, Public Defender, for the month of August 2011.

**A motion was made by Member Gravenhorst, seconded by Member Durkin, that this report be received and placed on the County Board agenda. The motion carried by the following vote:**

**Aye:** 7 - Vice Chair Cunningham, Member Calabresa, Member Carey, Member Durkin, Member Gravenhorst, Chair Nixon and Member Wilke

**Sheriff**7.4 [11-0929](#)

Report of Mark Curran, Sheriff, for the month of August 2011.

**A motion was made by Member Gravenhorst, seconded by Member Durkin, that this report be received and placed on the County Board agenda. The motion carried by the following vote:**

**Aye:** 7 - Vice Chair Cunningham, Member Calabresa, Member Carey, Member Durkin, Member Gravenhorst, Chair Nixon and Member Wilke

**19th Judicial Court**7.5 [11-0940](#)

Joint resolution authorizing an increase in the court automation fee collected by the Clerk of the Circuit Court from \$7 to \$12 effective December 1, 2011.

- Lake County currently assesses a court automation fee of \$7 to litigants in all civil cases and to defendants in felony, traffic, misdemeanor, municipal ordinance and conservation cases upon a judgment of guilty or a grant of supervision.
- The maximum fee allowed by Public Act 94-595, which was effective on January 1, 2006, is \$15.
- During the budget process, there were concerns about the sustainability of the court automation fund because expenses exceeded revenues in the FY11 and the proposed FY12 budgets.
- Given these concerns and the technology needs of the courts, court staff has determined that it is appropriate to consider a \$5 fee increase at this time.
- The Chief Judge and the Clerk of the Circuit Court, who jointly oversee the court automation fund, support the proposed fee increase, which will generate approximately \$600,000 in new revenue.

*Presented by Marci Jumisko, 19th Judicial Court. This affects both criminal and civil cases.*

**A motion was made by Member Gravenhorst, seconded by Member Cunningham, that this resolution be approved and referred on to Financial and Administrative**

**Committee. The motion carried by the following vote:**

**Aye:** 7 - Vice Chair Cunningham, Member Calabresa, Member Carey, Member Durkin, Member Gravenhorst, Chair Nixon and Member Wilke

**State's Attorney****7.6 [11-0980](#)**

Joint resolution authorizing the renewal of the State's Attorney's Prosecutor-Based Victim Services grant program, awarded by the Illinois Criminal Justice Information Authority (ICJIA), including \$61,127 in federal funds.

- This is a renewal of the Prosecutor Based Victim Services program, a victim assistance grant administered through the Illinois Criminal Justice Information Authority for the performance period of October 1, 2011 through September 30, 2012.
- Funding for this grant began in 1991 and has been renewed each year.
- The focus of this grant is providing advocacy services to the currently under-served sexual assault victim population.
- The federal funds are allocated to 70% of the grant-assigned Sexual Assault Victim Witness Counselor's time/salary. Remaining federal funds over the 70% are allocated to expenses necessary for the program.
- Sources of program funding include federal funds in the amount of \$61,127; matching funds of \$15,282, consisting of \$7,755 from the State's Attorney's Asset Forfeiture Fund and \$7,527 in County contribution as budgeted in the State's Attorney's budget, for a grant program total of \$76,409.

*Presented by Michael Waller, State's Attorney.*

**A motion was made by Member Cunningham, seconded by Member Carey, that this resolution be approved and referred on to Financial and Administrative Committee. The motion carried by the following vote:**

**Aye:** 7 - Vice Chair Cunningham, Member Calabresa, Member Carey, Member Durkin, Member Gravenhorst, Chair Nixon and Member Wilke

**7.7 [11-0981](#)**

Joint resolution authorizing the renewal of the State's Attorney's Violent Crime Victims Assistance (VCVA) grant program awarded by the Office of the Illinois Attorney General, including grant funding of \$22,230, and a revenue reduction in the amount of \$3,770.

- This is a request to renew of the Violent Crime Victims Assistance Act (VCVA) grant administered through the Office of the Illinois Attorney General, with a grant period from July 1, 2011 through June 30, 2012.
- Funding for this grant began in 1990 and has been renewed each year.
- Grant program goals include: to improve domestic violence case management; to assist with the improvement of the Domestic Violence Council's Response Manual; and to reduce the number of domestic violence cases that result in a "nolle" disposition (prosecution dismisses case with option to re-open) due to victims not being located.
- The grant will fund \$22,230 to offset the salary of a Domestic Violence Victim Witness Counselor (DV Counselor).
- The counselor position and grant is already included in the State's Attorney's approved Fiscal Year 2011 budget, but to accommodate the reduction in award amount, a \$3,770 emergency appropriation is required.

*Presented by Michael Waller, State's Attorney.*

**A motion was made by Member Calabresa, seconded by Member Durkin, that this resolution be approved and referred on to Financial and Administrative Committee. The motion carried by the following vote:**

**Aye:** 7 - Vice Chair Cunningham, Member Calabresa, Member Carey, Member Durkin, Member Gravenhorst, Chair Nixon and Member Wilke

7.8 [11-0978](#)

Joint resolution authorizing the renewal of the State's Attorney's Court Improvement grant program, originating from a US Department of Health and Human Services (DHHS) Administration for Children, Youth and Families grant program, administered through the Administrative Office of Illinois Courts on behalf of the Illinois Supreme Court, including \$110,000 in federal funds, and an emergency appropriation in the amount of \$18,333.

- This is a renewal of the Court Improvement Program, a court improvement grant administered through the Administrative Office of Illinois Courts (AOIC), for a performance period of October 1, 2011 through September 30, 2012.
- The program's federal funding supports 100% of the cost of 12 months of salary and fringe expenses for an Assistant State's Attorney position at the Children's Advocacy Center of the Lake County State's Attorney's Office.
- The goals of the program include: to strengthen the infrastructure of child protection cases in Lake County, and to improve outcomes for victims and non-offending family members of familial abuse and neglect.
- The program's objectives include: solidifying relationships and co-processes between Department of Children and Family Services (DCFS), Family Court, Criminal Court, and Juvenile Court; and to integrate and unify case management protocols among all response facets of child protection in coordination with the Lake County Sexual Assault Coordinating Council.
- Sources of program funding include federal funds in the amount of \$110,000; in-kind matching funds of \$36,787 already allocated to the State's Attorney's Children's Advocacy Center budget, for a grant program total of \$146,787.
- An emergency appropriation, in the amount of \$18,333, is necessary for the salary and fringe expenses for October and November of 2011.

*Presented by Michael Waller, State's Attorney.*

**A motion was made by Member Calabresa, seconded by Member Wilke, that this resolution be approved and referred on to Financial and Administrative Committee. The motion carried by the following vote:**

**Aye:** 7 - Vice Chair Cunningham, Member Calabresa, Member Carey, Member Durkin, Member Gravenhorst, Chair Nixon and Member Wilke

**Emergency Telephone Systems Board 911**

7.9 [11-0953](#)

Joint resolution authorizing a Memorandum of Understanding between the Lake County Sheriff's Office and the County of Lake Emergency Telephone System Board for the funding of enhanced 9-1-1 wireless emergency telephone call taking service.

- The Sheriff's Office employs call takers and dispatchers who serve both 9-1-1 call-takers for the Lake County Emergency Telephone System Board (ETSB) and call-takers and dispatchers for the Sheriff's Department in unincorporated Lake County.
- In 2002, the ETSB agreed to use "wireless surcharge" revenues to fund salary and benefits for three and one-half (3.5) FTE call takers for the Sheriff, not to exceed \$50,000 per employee per year, or \$175,000 in total.
- The County Board is recognized as the legal body that signs agreements for the Lake County ETSB, and therefore, annually must renew the agreement.

*Presented by Amy McEwan, Deputy County Administrator.*

**A motion was made by Member Cunningham, seconded by Member Carey, that this resolution be approved and referred on to Financial and Administrative Committee.**

**The motion carried by the following vote:**

**Aye:** 7 - Vice Chair Cunningham, Member Calabresa, Member Carey, Member Durkin, Member Gravenhorst, Chair Nixon and Member Wilke

**7.10 [11-0952](#)**

Joint resolution authorizing an Intergovernmental Agreement between the Village of Lake Zurich and the County of Lake for the funding of enhanced 9-1-1 wireless emergency telephone call taking service.

- Illinois legislature has mandated that the Lake County ETSB must provide call-taking services for wireless 9-1-1 telephone calls pursuant to the Wireless Emergency Telephone Safety Act, 540 ILCS 751/1.
- Section 751/20 of the act creates the Wireless Service Emergency Fund and provides that grants from such Fund to emergency telephone system boards may be used only for the design, implementation, operation, maintenance, or upgrade of wireless 9-1-1 services and the Public Safety Answering Point (PSAP).
- The 9-1-1 wireless calls are answered by the Lake County ETSB's Village of Lake Zurich PSAP.
- The Village of Lake Zurich employs additional call takers to handle the influx of wireless 9-1-1 calls and provide the emergency services requested.
- The ETSB has agreed to fund salary and benefits for two FTE call takers for the Village of Lake Zurich not to exceed \$50,000 per employee per year or \$100,000 in total.
- T/C reimbursements for wireless 9-1-1 call taking is an appropriate expense of wireless surcharge funds.

*Presented by Amy McEwan, Deputy County Administrator.*

**A motion was made by Member Cunningham, seconded by Member Carey, that this resolution be approved and referred on to Financial and Administrative Committee.**

**The motion carried by the following vote:**

**Aye:** 7 - Vice Chair Cunningham, Member Calabresa, Member Carey, Member Durkin, Member Gravenhorst, Chair Nixon and Member Wilke

**7.11 [11-0955](#)**

Joint resolution authorizing an Intergovernmental Agreement between the Village of Wauconda and the County of Lake for the funding of enhanced 9-1-1 wireless emergency telephone call taking service.

- Illinois legislature has mandated that the Lake County ETSB must provide call-taking services for wireless 9-1-1 telephone calls pursuant to the Wireless Emergency Telephone Safety Act, 540 ILCS 751/1.
- Section 751/20 of the act creates the Wireless Service Emergency Fund and provides that grants from such Fund to emergency telephone system boards may be used only for the design, implementation, operation, maintenance, or upgrade of wireless 9-1-1 services and the Public Safety Answering Point (PSAP).
- The 9-1-1 wireless calls are answered by the Lake County ETSB's Wauconda PSAP.
- The Village of Wauconda employs additional call takers to handle the influx of wireless 9-1-1 calls and provide the emergency services requested.
- The ETSB has agreed to fund salary and benefits for two FTE call takers for the Village of Wauconda, not to exceed \$50,000 per employee per year or \$100,000 in total.
- T/C reimbursements for wireless 9-1-1 call taking is an appropriate expense of wireless surcharge funds.

*Presented by Amy McEwan, Deputy County Administrator.*

**A motion was made by Member Cunningham, seconded by Member Carey, that this resolution be approved and referred on to Financial and Administrative Committee.**

**The motion carried by the following vote:**

**Aye:** 7 - Vice Chair Cunningham, Member Calabresa, Member Carey, Member Durkin, Member Gravenhorst, Chair Nixon and Member Wilke

**7.12 [11-0956](#)**

Joint resolution authorizing an Intergovernmental Agreement between the Village of Island Lake and the County of Lake for the funding of enhanced 9-1-1 wireless emergency telephone call taking service.

- Illinois legislature has mandated that the Lake County ETSB must provide call-taking services for wireless 9-1-1 telephone calls pursuant to the Wireless Emergency Telephone Safety Act, 540 ILCS 751/1.
- Section 751/20 of the act creates the Wireless Service Emergency Fund and provides that grants from such Fund to emergency telephone system boards may be used only for the design, implementation, operation, maintenance, or upgrade of wireless 9-1-1 services and the Public Safety Answering Point (PSAP).
- The 9-1-1 wireless calls are answered by the Lake County ETSB's Island Lake PSAP.
- The Village of Island Lake employs additional call takers to handle the influx of wireless 9-1-1 calls and provide the emergency services requested.
- The ETSB has agreed to fund salary and benefits for one-half (0.5) FTE of a call taker for the Village of Island Lake, not to exceed \$25,000 per employee per year or \$25,000 in total.
- T/C reimbursements for wireless 9-1-1 call taking is an appropriate expense of wireless surcharge funds.

*Presented by Amy McEwan, Deputy County Administrator.*

**A motion was made by Member Cunningham, seconded by Member Carey, that this resolution be approved and referred on to Financial and Administrative Committee.**

**The motion carried by the following vote:**

**Aye:** 7 - Vice Chair Cunningham, Member Calabresa, Member Carey, Member Durkin, Member Gravenhorst, Chair Nixon and Member Wilke

**7.13 [11-0957](#)**

Joint resolution authorizing an Intergovernmental Agreement between the Village of Antioch and the County of Lake for the funding of enhanced 9-1-1 wireless emergency telephone call taking service.

- Illinois legislature has mandated that the Lake County ETSB must provide call-taking services for wireless 9-1-1 telephone calls pursuant to the Wireless Emergency Telephone Safety Act, 540 ILCS 751/1.
- Section 751/20 of the act creates the Wireless Service Emergency Fund and provides that grants from such Fund to emergency telephone system boards may be used only for the design, implementation, operation, maintenance, or upgrade of wireless 9-1-1 services and the Public Safety Answering Point (PSAP).
- The 9-1-1 wireless calls are answered by the Lake County ETSB's Village of Antioch PSAP.
- The Village of Antioch will employ additional call takers to handle the influx of wireless 9-1-1 calls and provide the emergency services requested.
- The ETSB has agreed to fund salary and benefits for two FTE call takers for the Village of Antioch, not to exceed \$50,000 per employee per year or \$100,000 in total.



- T/C reimbursements for wireless 9-1-1 call taking is considered and appropriate expense of wireless surcharge funds.

*Presented by Amy McEwan, Deputy County Administrator.*

**A motion was made by Member Cunningham, seconded by Member Carey, that this resolution be approved and referred on to Financial and Administrative Committee.**

**The motion carried by the following vote:**

**Aye:** 7 - Vice Chair Cunningham, Member Calabresa, Member Carey, Member Durkin, Member Gravenhorst, Chair Nixon and Member Wilke

**8. Executive Session**

*There was no executive session.*

**9. County Administrator's Report**

*Ms. McEwan, Deputy County Administrator, informed the committee that the Joint Budget Committee meetings will be October 18th and 19th, please check email for exact times.*

*The Judicial Facilities Review committee will give a presentation next month which will include updates or recommendations on operational efficiencies, short term facility needs and long term facility needs.*

**10. Adjournment**

**A motion was made by Member Wilke, seconded by Member Carey, to adjourn at 11:43 p.m. The motion carried by the following vote:**

**Aye:** 7 - Vice Chair Cunningham, Member Calabresa, Member Carey, Member Durkin, Member Gravenhorst, Chair Nixon and Member Wilke

*Minutes prepared by Barbara Allen.*

*Respectfully submitted,*

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*Chairman*

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*Vice-Chairman*

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*Law and Judicial Committee*