

Lake County Illinois

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



Meeting Minutes - Final

Tuesday, August 5, 2014

10:30 AM

Assembly Room, 10th Floor

Law and Judicial Committee

1. Call to Order

Chair Nixon called the meeting to order at 10:30 a.m.

Present 7 - Chair Nixon, Vice Chair Calabresa, Member Carlson, Member Cunningham, Member Hart, Member Pedersen and Member Weber

Others present:

Donna Jo Maki, County Administrator's Office

Patrice Evans, Court Administration

Rick Krause, Court Administration

Matt Guarnery, RG Inc.

Brandy Schroff, Purchasing

Chris Creighton, Finance and Administrative Services

Thomas Rudd, Coroner

Orlando Portillo, Coroner's Office

Efren Heredia, Finance and Administrative Services

Kurt Schultz, Finance and Administrative Services

Patrice Sutton Burger, Finance and Administrative Services

Adam Lehmann, County Administrator's Office

Howard Sell, I.T.

Sandra Salgado, Sheriff's Office

Undersheriff Ray Rose, Sheriff's Office

Judge Jay Ukena, 19th Judicial Circuit

Judge Vicki Rossetti, 19th Judicial Circuit

Judge John Phillips, 19th Judicial Circuit

Judge Mitch Hoffman, 19th Judicial Circuit

Judge Diane Winter, 19th Judicial Circuit

Judge Christopher Starck, 19th Judicial Circuit

Judge Tom Schippers, 19th Judicial Circuit

Ryan Waller, County Administrator's Office

Barry Burton, County Administrator

Gary Gordon, Finance and Administrative Services

Jennie Vana, Communications

Bob Zastany, Court Administration

Mary Stevens, Court Administration

2. Pledge of Allegiance

Member Carlson led the group in the Pledge of Allegiance.

3. Approval of Minutes**3.1 14-0816**

Minutes from May 27, 2014.

A motion was made by Member Carlson, seconded by Member Cunningham, that the minutes be approved. The motion carried by the following vote:

Aye: 7 - Chair Nixon, Vice Chair Calabresa, Member Carlson, Member Cunningham, Member Hart, Member Pedersen and Member Weber

3.2 14-0817

Minutes from June 3, 2014.

A motion was made by Member Carlson, seconded by Member Cunningham, that the minutes be approved. The motion carried by the following vote:

Aye: 7 - Chair Nixon, Vice Chair Calabresa, Member Carlson, Member Cunningham, Member Hart, Member Pedersen and Member Weber

3.3 14-0818

Minutes from June 24, 2014.

A motion was made by Member Carlson, seconded by Member Cunningham, that the minutes be approved. The motion carried by the following vote:

Aye: 7 - Chair Nixon, Vice Chair Calabresa, Member Carlson, Member Cunningham, Member Hart, Member Pedersen and Member Weber

4. Added to Agenda

No items were added to the agenda.

5. Public Comment

There were no public comments.

6. Old Business

Member Calabresa presented that the number of individuals participating in GED testing has decreased in collar counties. Ms. Calabresa requested that the Sheriff's Office provide the group with a report on GED testing in the Lake County Jail, including statistics and the testing process.

Member Hart inquired on the progress of the updated jail population reports. Deputy County Administrator Amy McEwan responded that the the first meeting was held yesterday at which two subcommittees were created, including members of the EJC, courts and jail. The committee will be updated as progress is made.

7. New Business

CORONER

7.1 14-0702

Report from Thomas A. Rudd, Coroner, for the month of March 2014.

A motion was made by Member Calabresa, seconded by Member Cunningham, that this item be received and placed on the consent agenda. The motion carried by the following vote:

Aye: 7 - Chair Nixon, Vice Chair Calabresa, Member Carlson, Member Cunningham, Member Hart, Member Pedersen and Member Weber

SHERIFF**7.2 14-0799**

Resolution authorizing the execution of an intergovernmental Law Enforcement Mutual Aid Agreement and the Existence and Formation of the Illinois Law Enforcement Alarm System (ILEAS).

Sandra Salgado of the Sheriff's Office presented the resolution which authorizes the renewal of the Illinois Law Enforcement Alarm System (ILEAS) intergovernmental agreement. Ms. Salgado explained ILEAS was established after 9/11, and allows for law enforcement agencies to work collaboratively in case of a natural or man-made disaster.

A motion was made by Member Carlson, seconded by Member Hart, that this item be approved and referred on to the Financial and Administrative Committee. The motion carried by the following vote:

Aye: 7 - Chair Nixon, Vice Chair Calabresa, Member Carlson, Member Cunningham, Member Hart, Member Pedersen and Member Weber

19TH JUDICIAL CIRCUIT**7.3 14-0738**

Joint resolution authorizing an emergency appropriation with offsetting revenue in the amount of \$224,255 to implement Adult Redeploy Illinois programming for the Nineteenth Judicial Circuit.

Mary Stevens of Court Administration presented the resolution appropriating Adult Redeploy Illinois program grant funding. Ms. Stevens noted that the grant is ten percent less than what is usually received due to state funding cutbacks, but it is possible that the difference will be awarded in the future. Ms. Stevens explained the grant funds recovery homes, recovery coaching services and aftercare for high-risk and high-need offenders who are chemically dependant.

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

Aye: 7 - Chair Nixon, Vice Chair Calabresa, Member Carlson, Member Cunningham, Member Hart, Member Pedersen and Member Weber

PUBLIC DEFENDER**7.4 14-0773**

Report from Joy Gossman, Public Defender, for the month of June 2014.

A motion was made by Member Cunningham, seconded by Member Hart, that this item be received and placed on the consent agenda. The motion carried by the following vote:

Aye: 7 - Chair Nixon, Vice Chair Calabresa, Member Carlson, Member Cunningham, Member Hart, Member Pedersen and Member Weber

CONSTRUCTION MANAGEMENT**7.5 14-0815**

Joint resolution approves the final plan for the Lake County Courts Expansion Project (LCCEP), authorizes an emergency appropriation to allocate additional funds to the Lake County Courts Expansion Project in the amount of \$10,500,000 and affirms multi-agency commitment to implementation of the operational recommendations in the Phase 3 Justice Agency Master Plan Implementation and Project Development Study.

Deputy County Administrator Amy McEwan presented the resolution delineating the recommendation on how to proceed at the conclusion of the twelve week project review and budget reconciliation process.

Ms. McEwan provided that the courthouse currently houses 15 criminal judgeships with 15 courtrooms, and 18 civil and family judgeships with 16 courtrooms in Waukegan. The original recommendation in November of 2011 was for an eight story tower with 17 criminal courtrooms plus three shelled rooms. In 2012 adding an additional floor to the tower was suggested to make room for long-term growth. In collaboration with the courts, case filing trends were reviewed during the budget review process and indicated a decrease in overall filings by 22 percent; civil and family courts remained status quo, felony dropped by 15 percent, and misdemeanor dropped by 24 percent. Original projections to 2030 reflected a need for 19 criminal judgeships and 20 civil and family; the current plan consists of 21 courtrooms.

The original budget estimate was \$83.5 million, with a budget gap of \$16.5 million, and guaranteed maximum price (GMP) of \$99.5 million. In effort to close the gap, a budget reconciliation process cut \$3.5 million in non-programmatic changes, leaving a \$12.5 million gap. However, negotiations with the City of Waukegan included a condition of reskinning the walkway, which added an estimated \$1.3 million. Additionally, since the budget amount is higher, construction management recommended that the contingency be increased to cover any unexpected costs, resulting in a \$14.7 million budget gap.

Ms. McEwan pointed out that the main courthouse renovations have been identified as needed, but have not yet been planned, programmed, designed or funded. Also, the court annex is currently courtrooms and needs to be converted to house the circuit court clerk expansion, sheriff's court security and some court administrative staff office space. These projects are necessary and will need to be master planned.

Ms. McEwan detailed two recommended options. Renovation of three courtrooms and Babcox; which includes two early disposition courts and a bond court, 12 new courtrooms in the tower, and shelling of two floors. In this option, one floor has been eliminated from the tower and an additional floor floor is shelled. Input of board members indicated concern of finishing a floor in which monies might be better spent on family court renovations, as currently data shows an increase in the complexity of case filings in this area. To address this concern, a recommendation was made to work with Clark and

AECOM on a twelve-month opt out plan. Under this plan, a GMP of \$10.5 million total is offered and allows 12 months to study trends of the main courthouse and annex to make a decision based on the findings. If after the twelve months it is decided that it is not necessary at this time to finish the floor, the \$3 million is not saved, but rather it is put in the downtown capital renovation fund. Another option is to complete one additional floor in the criminal courts tower. This would result in three early disposition courts, 15 courts in the main tower and one shelled floor. This option requires an additional spend of \$10.5 million.

Ms. McEwan reviewed the funding for the project, in that \$90 million in bonds were authorized, which varies from the original projection of \$86 million. It is recommended that the project is bonded to the full \$90 million, which will provide for \$4 million of the \$10 million needed, and remaining funds carved out of the operational budget. The total package funding is supplied by \$4 million in bonds and \$6.5 million in cash.

It is expected that August will give way to the approval of funding to move forward with AECOM and Clark Construction in developing the next steps, leading to the development of the GMP for the site enabling work in September. It is projected that construction will start in December, followed by the approval of the GMP in January.

Staff recommends bringing forward a contract to approve funds necessary to complete the master planning and space programming for the main courthouse and annex. This planning project is expected to take approximately 12 months.

Chief Judge John Phillips spoke to the group on the Court's position and provided insight to the judges' needs. Members expressed concerns regarding statistics that are needed to help make the best decision for the courthouse and annex. Chair Nixon stressed the importance of the EJC, County Administrator, Law and Judicial Committee and Justice Partners working together in reaching a decision, and for staff to work closely with the judges to ensure their concerns are addressed. Chair Nixon requested a roll-call vote for the resolution, as an acknowledgement that all parties shall work together with open ended cooperation.

A motion was made by Member Calabresa, seconded by Member Cunningham, that the Lake County Courts Expansion Project be approved and referred on to the Financial and Administrative Committee, with the understanding that the parties shall work together as partners to resolve any outstanding issues, and affirm the multi-agency commitment to the implementation of the operational recommendations in the Phase III Justice Agency Master Plan Implementation and Development Project. The motion carried by the following roll call vote:

Aye: 7 - Chair Nixon, Vice Chair Calabresa, Member Carlson, Member Cunningham, Member Hart, Member Pedersen and Member Weber

8. Executive Session

There was not an Executive Session.

9. County Administrator's Report

Deputy County Administrator updated the group that she will attending the Emergency Telephone System Board meeting to resubmit the request for a \$2 million contribution to the radio project. Ms. McEwan reminded the group the request was postponed at the County Board meeting, so it will not come back to the committee before being presented for approval at the County Board meeting. Additionally, the strategic plan update has been written and is out in digital format. A report will be presented at Committee of the Whole. Paper copies are available in the County Board Office if needed.

10. Adjournment

The meeting was adjourned at 12:03 p.m.

This meeting was adjourned.

Minutes prepared by Kelly J. Merz.

Respectfully submitted,

Chairman

Vice-Chairman

Law and Judicial Committee