

Lake County Illinois

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



Meeting Minutes - Final

Wednesday, February 4, 2009

10:00 AM

Assembly Room, 10th Floor

Public Works and Transportation Committee

1. **Call to Order**

Present 6 - Chair O'Kelly, Vice Chair Stolman, Member Carter, Member Maine, Member Talbett and Member Bush

Excused 1 - Member Wilke

2. **Pledge of Allegiance**

The Chair led the pledge.

3. **Approval of Minutes**

The Minutes of January 7, 2009 and Executive Session Minutes of January 7, 2009 were approved.

4. **Public Comment**

None.

5. **Added to Agenda**

None.

6. **Old Business**

None.

7. **New Business**

Member Bush asked about Washington St. from Cedar Lake Rd. to Hainesville Road and advised that she had calls from residents in the area about safety issues and the possibility of putting in a sidewalk and crosswalk. Director Buehler stated that there is a Phase I study underway for that area that takes all of these issues into consideration. Director Buehler noted that if there is a particular area where a crosswalk is needed, we don't know about it. Member Bush stated that she will go out and inspect the area and contact Paula Trigg about her findings.

Member Maine made a motion to move up Item 8.0 Executive Session to the first item on the agenda under Public Works. Member Stolman seconded the motion. Motion carried with the following vote: Ayes 5, Nays 0.

PUBLIC WORKS

8. **Executive Session**

8.1 **09-1052**

Executive Session to Discuss Ongoing Litigation

Member Bush made a motion to go into executive session, seconded by Member Talbett. Motion carried unanimously.

Discussion.

Member Carter made a motion to come out of Executive Session, seconded by Member Maine. Motion carried unanimously.

7.1 **09-1200**

Resolution endorsing submittal of a Water Quality Management Plan Amendment associated with the Mill Creek Water Reclamation Facility Improvement Project to the Chicago Metropolitan Agency for Planning (CMAP).

Presented by Director Kolb who noted that this resolution endorses the submittal of

the Water Quality Management Plan Amendment associated with the Mill Creek WRF Improvement Project.

A motion was made by Member Bush, seconded by Member Talbett, that this resolution be recommended for adoption to the regular agenda. The motion carried by the following vote:

Aye: 6 - Chair O'Kelly, Vice Chair Stolman, Member Carter, Member Maine, Member Talbett and Member Bush

7.2 09-1202

Joint resolution endorsing the recommendations and supporting implementation of water quality measures developed by the Technical Advisory Group in conjunction with the proposed expansion of the Mill Creek Water Reclamation Facility (WRF). *Presented by Director Kolb. Director Kolb named the members of the advisory group and noted that this group had formulated a series of recommendations to offset the impacts of the proposed expansion of the Mill Creek WRF. Director Kolb highlighted the recommendations that could be accomplished by the County. Member Carter stated that the Health Committee and the Planning Committee need to be looking at this and that ultimately it needs to go to the Planning and Zoning Committee. Chair O'Kelly wanted to find out from the State's Attorney's office if the County Board has the legal authority to enact a phosphorus restricting ordinance.*

Director Kolb presented a summary of what the ordinance would do. it would only restrict phosphorous used in fertilizers on lawns. It would have no impact on use of phosphorus fertilizers in your flower beds, gardens or agricultural land. The mechanism for enforcement is that there would be signage that goes in the window of every business that sells fertilizer that says something like 'the County of Lake prohibits, in unincorporated Lake County, the application of fertilizer containing phosphorous to any lawns.' In answer to your question of how do you enforce this, you have the stores in the community that sell fertilizer restrict the sale of fertilizers with phosphorus to unincorporated residents.

Discussion followed on enforcement, fines, public hearing, etc. Member Maine questioned what does the county do on our property? We should be the first to enact this on our own property - let's lead by action. Committee recommended that this item be postponed.

This matter was postponed

7.3 09-1203

Draft Ordinance controlling the use of fertilizer containing phosphorus.

Director Kolb presented the ordinance and noted that the ordinance was a draft only and was one of the 15 recommendations identified by the Technical Advisory Group. Discussion on the ordinance followed. This item was tabled in conjunction with previous discussion on item 7.2

Chair O'Kelly confirmed that the committee agreed to send Items 7.2 and 7.3 back.

This matter was postponed

7.4 09-1205

Joint Resolution approving the Northern Lake County Lake Michigan Water Planning Group Memorandum of Understanding.

Chair O'Kelly presented background information on this item noting that the County worked with the Villages of Antioch, Lindenhurst, Fox Lake, Lake Zurich, Volo, Long Grove, Wauconda in looking to the future in terms of water issues. Each municipality contributed to the study. Director Kolb stated that we are now looking at what this entity is going to be and how it would be governed. Director Kolb highlighted the proposed memorandum of agreement and noted that IDNR wants to make sure there is political support before proceeding with a request for a water allocation. Once we have a water allocation we will be coming back to see if you want to move ahead with this. Discussion followed. Director Kolb stated that we need to send something that endorses the submittal of an application to the IDNR. Member Carter expressed concern about contaminated water - there are a lot of landfills in the western part of the county. Member Carter read part of Dan Inverd's water report on Lake Michigan water allocation. Director Kolb advised that we are planning on holding a water forum where we will be talking about this project and we will invite all of the communities included in this group so that the elected officials will be able to ask questions.

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

Aye: 6 - Chair O'Kelly, Vice Chair Stolman, Member Carter, Member Maine, Member Talbett and Member Bush

7.5 09-1053

Director's Report - Public Works

No report.

TRANSPORTATION

7.6 09-1189

Resolution to enact an ordinance to restrict the use of the future bike path along Peterson Road (*County Highway 20*) and Fremont Center Road (*County Highway 62*) and name said bike path as the "Fort Hill Trail".

Director Buehler distributed a map of the area and noted that the first bullet point should say Peterson Road.

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

Aye: 6 - Chair O'Kelly, Vice Chair Stolman, Member Carter, Member Maine, Member Talbett and Member Bush

7.7 09-1124

Joint resolution authorizing the execution of a new master agreement between Lake County and the Village of Fox Lake regarding the cost for construction, installation and maintenance associated with current and future traffic control signals under the jurisdiction of the Lake County Division of Transportation and including provisions for emergency preemption systems .

A motion was made by Member Stolman, seconded by Member Talbett, that this resolution be approved and referred on to Financial and Administrative Committee. Motion carried unanimously.

Aye: 6 - Chair O'Kelly, Vice Chair Stolman, Member Carter, Member Maine, Member Talbett and Member Bush

7.8 **09-1157**

Joint resolution authorizing the execution of an agreement between the State of Illinois and Lake County for the improvements to the traffic control signals at US Route 12 at Miller Road (*County Highway 2*) and US Route 12 at Ela Road (*County Highway 60*). This resolution appropriates \$10,000 of Matching Tax funds for this improvement designated as Section 09-00999-05-TL.

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

Aye: 6 - Chair O'Kelly, Vice Chair Stolman, Member Carter, Member Maine, Member Talbett and Member Bush

7.9 **09-1159**

Joint resolution providing a supplemental appropriation of \$5,000 of Matching Tax funds for the final professional engineering services and emergency contract constructional repairs to the failed retaining wall along Fairfield Road north of IL Route 60 and designated as Section 08-00145-04-GM.

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

Aye: 6 - Chair O'Kelly, Vice Chair Stolman, Member Carter, Member Maine, Member Talbett and Member Bush

7.10 **09-1161**

Joint resolution appropriating \$20,000 of Motor Fuel Tax funds for the 2009 repair and replacement of various guardrail installations and designate as Section 09-00000-04-GM.

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

Aye: 6 - Chair O'Kelly, Vice Chair Stolman, Member Carter, Member Maine, Member Talbett and Member Bush

7.11 **09-1163**

Joint resolution confirming an emergency contract with International Salt Company, Clarks Summit, Pennsylvania for the supply of 4,600 tons of ice control salt at the unit price of \$138.52 per ton and designate as Section 09-00000-00-GM.

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

Aye: 6 - Chair O'Kelly, Vice Chair Stolman, Member Carter, Member Maine, Member Talbett and Member Bush

7.12 **09-1164**

Joint resolution appropriating \$50,000 of Matching Tax funds to provide maintenance of stormwater basins, signing and fence replacements along county highways and designate as Section 09-00000-05-GM.

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

Aye: 6 - Chair O'Kelly, Vice Chair Stolman, Member Carter, Member Maine, Member Talbett and Member Bush

7.13 **09-1179**

Joint resolution appropriating \$360,000 of Matching Tax funds for title commitments, property appraisal, and other advance right-of-way costs associated with the proposed improvements to the intersection of Wadsworth Road (*County Highway 17*) and IL Rte. 131 and designate as Section 03-00033-12-CH.

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

Aye: 6 - Chair O'Kelly, Vice Chair Stolman, Member Carter, Member Maine, Member Talbett and Member Bush

7.14 **09-1181**

Joint resolution appropriating \$2,100,000 of Matching Tax funds for the improvement of the intersection of Fairfield Road and Bonner Road and designated as Section 02-00113-15-CH.

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

Aye: 6 - Chair O'Kelly, Vice Chair Stolman, Member Carter, Member Maine, Member Talbett and Member Bush

7.15 **09-1182**

Joint resolution authorizing the execution of a new master agreement between Lake County and the City of Zion regarding the cost for construction, installation, and maintenance associated with current and future traffic control signals under the jurisdiction of the Lake County Division of Transportation and including provisions for emergency preemption systems .

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

Aye: 6 - Chair O'Kelly, Vice Chair Stolman, Member Carter, Member Maine, Member Talbett and Member Bush

7.16 **09-1184**

Joint resolution authorizing the execution of an intergovernmental agreement among Kane County, Will County and Lake County regarding the advance use of Federal Surface Transportation Program funds allocated by the Illinois Department of Transportation to the counties.

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

Aye: 6 - Chair O'Kelly, Vice Chair Stolman, Member Carter, Member Maine, Member Talbett and Member Bush

7.17 09-1190

Joint resolution making a supplemental appropriation of \$500,000 of Matching Tax funds for acquisition of necessary right-of-way and other costs associated with proposed improvements to the intersection of Peterson Road (*County Highway 20*) and IL Rte. 60 and designated as Section 00-00098-11-LA and further providing for acquisition of right-of-way for this improvement in conjunction with the Illinois Department of Transportation.

Member Carter asked how this would effect the residents of Saddlebrook. Director Buehler drew a map of the area to illustrate the proposed intersection improvement. Member Bush requested a map of the area. Director Buehler will provide a copy of the map to Member Bush and Chair O'Kelly.

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

Aye: 6 - Chair O'Kelly, Vice Chair Stolman, Member Carter, Member Maine, Member Talbett and Member Bush

7.18 09-1195

Joint resolution providing for receipt of a \$150,000 grant from the Chicago Metropolitan Agency for Planning (CMAP) to the Lake County Division of Transportation for reimbursement of Unified Work Program expenditures for a non-motorized travel study, appropriates \$200,000 of Matching Tax funds, and designates as Section 09-00000-09-ES.

Director Buehler reported that the grant we applied for was to do an inventory of our highway system in terms of what sidewalks are out there, where are the ADA ramps, where are the pedestrian generators, etc. We received the grant to do this to use as a pilot for other counties. Member Maine requested a write up on this information and how it will be used. Director Buehler noted that the last page of the attachment actually describes what the application actually was. Although members did not have a copy of the attachment, it was noted that it is available on line.

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

Aye: 6 - Chair O'Kelly, Vice Chair Stolman, Member Carter, Member Maine, Member Talbett and Member Bush

7.19

08-0786

Director's Report - Transportation

No report.

9.

County Administrator's Report

10.

Adjournment

Member Stolman made a motion to adjourn, seconded by Member Talbett.

Motion carried unanimously.