

Lake County Illinois

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



Meeting Minutes - Final

Wednesday, May 4, 2011

10:00 AM

Assembly Room, 10th Floor

Public Works and Transportation Committee

1. Call to Order

Chair O'Kelly called the meeting to order at 10:00 a.m. Member Bush joined the meeting at 10:06 a.m. Member Maine was absent due to being out on County business.

Present 6 - Member Bush, Member Thomson-Carter, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

Absent 1 - Member Maine

Others Present:

*Paula Trigg, Division of Transportation
Marty Buehler, Division of Transportation
Al Giertych, Division of Transportation
Steve Carlson, County Board Member
David Stolman, County Board Chairman
Pat Carey, Lake County Board Member
Aaron Lawlor, County Board Member
Terry Kuss, County Board Office
Greg Benske, Thomas Engineering Group
Michael Kuhn, Health Department
Mark Pfiston, Health Department
Patrice Sutton Burger, Finance and Administrative Services
Mike Gavin, Finance and Administrative Services
Teresa Bond, Finance and Administrative Services
Walter Willis, Solid Waste Agency of Lake County
Gary Reis, Purchasing
Efren Heredia, Purchasing
Kimberly Thoede, Incinerator Free Lake County
Barbara Klipp, Incinerator Free Lake County
Barbara Chevalier, Speer Financial
Barry Burton, County Administrator's Office
Amy McEwan, County Administrator's Office
Ryan Waller, County Administrator's Office
Sonia Hernandez, County Administrator's Office
Peter Kolb, Public Works Department
Carla Wyckoff, State's Attorney's Office*

2. Pledge of Allegiance

Chair O'Kelly led the committee in the Pledge of Allegiance.

3. Approval of Minutes

The minutes have not been presented for approval.

11-0465

Minutes from April 27, 2011.

4. Public Comment

There were no public comments.

5. Added to Agenda

There were no items added to the agenda.

6. Old Business

There were no items under old business.

7. New Business

PUBLIC WORKS

7.1 11-0410

Resolution authorizing the execution of an Eighth Amendment to the Agreement for Sewage Disposal between Lake County and the North Shore Sanitary District.

Presented by Peter Kolb P.E., Director, Public Works.

A motion was made by Member Thomson-Carter, seconded by Member Taylor, to approve and recommend for the County Board agenda. Motion carried by the following vote:

Aye: 5 - Member Thomson-Carter, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

Not Present: 1 - Member Bush

7.2 11-0425

Ordinance amending certain prior Rate Ordinances for the Use and Service of Certain Waterworks and Sewerage Systems of the County of Lake in the State of Illinois.

Presented by Peter Kolb P.E., Director, Public Works.

A motion was made by Member Taylor, seconded by Member Wilke, that this ordinance be approved and referred on to Financial and Administrative Committee. Motion carried by the following vote:

Aye: 6 - Member Bush, Member Thomson-Carter, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

7.3 11-0424

Resolution providing for the appointments of Bonnie Thomson Carter as a member and Diana O'Kelly as alternate member of the Northwest Lake County Wholesale Policy Advisory Committee.

Presented by Peter Kolb P.E., Director, Public Works.

7.4 11-0413

Joint resolution authorizing Robert Skidmore, Treasurer to withdraw monies from Series A 2010 Construction Account to pay construction cost items.

Presented by Peter Kolb P.E., Director, Public Works.

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

Aye: 6 - Member Bush, Member Thomson-Carter, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

7.5 11-0459

Joint resolution authorizing the execution of the Revised First Amended and Restated Memorandum of Understanding in furtherance of the Northwest Lake County Lake Michigan Water Planning Group efforts.

Presented by Peter Kolb P.E., Director, Public Works.

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

Motion carried by the following vote:

Aye: 6 - Member Bush, Member Thomson-Carter, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

7.6 11-0463

Joint resolution executing a contract with Joel Kennedy Constructing Corporation of Waukegan, IL, in the amount of \$1,495,300.10 for the FY 2011 Water Main Replacement Project.

Presented by Peter Kolb P.E., Director, Public Works.

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

Aye: 6 - Member Bush, Member Thomson-Carter, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

7.7 08-0785

Director's Report - Public Works

Presented by Peter Kolb P.E., Director, Public Works.

TRANSPORTATION

7.8 11-0394

Ordinance authorizing and providing for the issuance of \$20,000,000 General Obligation Bonds, Sales Tax Alternate Revenue Source, Series 2011A, of Lake County, Illinois, prescribing all the details of said bonds and providing for the imposition of taxes to pay the same, and for the collection, segregation and distribution of certain sales taxes received by the County.

Presented by Barbara Chevalier, Speer Financial Inc.

A motion was made by Member Taylor, seconded by Member Newton, that this ordinance be approved and referred on to Financial and Administrative Committee.

Motion carried by the following vote:

Aye: 6 - Member Bush, Member Thomson-Carter, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

7.9 11-0395

Joint resolution appropriating \$115,000 of ¼% Sales Tax for Transportation and Public Safety funds for the closing costs associated with the of sale of \$20,000,000 General Obligation Bonds, Sales Tax Alternate Revenue Source, Series 2011A.

Presented by Marty Buehler, P. E., Director/County Engineer, Division of Transportation.

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

Aye: 6 - Member Bush, Member Thomson-Carter, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

7.10 11-0439

Joint resolution adopting an ordinance requesting the conveyance of parcels of land and easements, both temporary and permanent, from the Lake County Forest Preserve District (LCFPD) to Lake County and effectuating an agreement relating to the Delany Road reconstruction and widening from Sunset Avenue to Wadsworth Road and designated as Section 00-00093-18-WR.

Presented by Marty Buehler, P. E., Director/County Engineer, Division of Transportation.

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

Aye: 6 - Member Bush, Member Thomson-Carter, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

7.11 11-0396

Joint resolution appropriating \$40,000 of Matching Tax funds for the acquisition of necessary right-of-way by agreement or condemnation, and other right-of-way costs associated with the construction of the Prairie Crossing Bike Path along Midlothian Road from IL Rte 176 to the Fremont Library and designated as Section 09-00171-13-BT.

Presented by Marty Buehler, P. E., Director/County Engineer, Division of Transportation.

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

Aye: 6 - Member Bush, Member Thomson-Carter, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

7.12 11-0458

Joint resolution authorizing the termination of the 1962 Ordinance with Illinois Bell Telephone Company/AT&T which granted rights of fee-less permits for Illinois Bell's construction in Lake County's highway rights-of-way in exchange for a discount on telephone rates:

Presented by Marty Buehler, P. E., Director/County Engineer, Division of Transportation.

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

Motion carried by the following vote:

Aye: 6 - Member Bush, Member Thomson-Carter, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

7.13 11-0442

Joint resolution adopting an amendment for revisions to the permit fee schedule of the Lake County Highway Temporary Closure and Utility and Facility Placement Ordinance.

Presented by Marty Buehler, P. E., Director/County Engineer, Division of Transportation.

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

Motion carried by the following vote:

Aye: 6 - Member Bush, Member Thomson-Carter, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

7.14 11-0417

Joint resolution authorizing the execution of an agreement for consulting engineering services between Lake County and Alfred Benesch and Company, Chicago, Illinois, for Phase I preliminary engineering services for the intersection improvement of Illinois Route 59 at Grand Avenue and Washington Street for a maximum cost of \$483,584 and appropriates \$580,000 of ¼% Sales Tax for Transportation and Public Safety funds and designated as Section 10-00279-01-CH.

Presented by Marty Buehler, P. E., Director/County Engineer, Division of Transportation.

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

Aye: 6 - Member Bush, Member Thomson-Carter, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

7.15 11-0418

Joint resolution authorizing the execution of an agreement for consulting engineering services between Lake County and HDR Engineering, Inc., Chicago, Illinois, for Phase I preliminary engineering services for the intersection improvement of Gilmer Road at Midlothian Road for a maximum cost of \$620,194.01 and appropriates \$745,000 of ¼% Sales Tax for Transportation and Public Safety funds and designated as Section 10-00079-16-CH.

Presented by Marty Buehler, P. E., Director/County Engineer, Division of Transportation.

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

Aye: 6 - Member Bush, Member Thomson-Carter, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

7.16 11-0429

Joint resolution authorizing the execution of an agreement for consulting engineering services between Lake County and McClure Engineering Associates, Waukegan, Illinois, for Phase I and II engineering services for the removal of the intersection of Kennedy

Drive at O'Plaine Road and to make an internal roadway improvements in the adjacent subdivision at a maximum cost of \$52,157.50 and appropriates \$65,000 of Matching Tax funds and designated as Section 09-00109-06-CH.

Presented by Marty Buehler, P. E., Director/County Engineer, Division of Transportation.

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

Aye: 6 - Member Bush, Member Thomson-Carter, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

7.17 11-0430

Joint resolution authorizing the execution of an agreement for consulting engineering services between Lake County and Gewalt Hamilton Associates, Inc., Gurnee, Illinois, for Phase II design engineering services for 2011 and 2012 culvert replacements at a maximum cost of \$114,615.86 and appropriates \$140,000 of County Bridge Tax funds and designated as Section 10-00999-13-DR.

Presented by Marty Buehler, P. E., Director/County Engineer, Division of Transportation.

Member Thomson-Carter left the meeting.

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

Aye: 5 - Member Bush, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

Not Present: 1 - Member Thomson-Carter

7.18 11-0422

Joint resolution providing for the receipt of the State Fiscal Year 2012 reimbursement from the Chicago Metropolitan Agency for Planning (CMAP) to the Lake County Division of Transportation of federal highway planning assistance funds that flow through IDOT.

*Presented by Marty Buehler, P. E., Director/County Engineer, Division of Transportation.
Member Thomson-Carter re-entered the meeting.*

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

Aye: 6 - Member Bush, Member Thomson-Carter, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

7.19 11-0421

Joint resolution authorizing the execution of a master agreement between Lake County and the Village of Round Lake Beach 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.

Presented by Marty Buehler, P. E., Director/County Engineer, Division of Transportation.

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

Aye: 6 - Member Bush, Member Thomson-Carter, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

7.20 11-0397

Joint resolution for the execution of an amendment to the agreement between the Chicago Metropolitan Agency for Planning (CMAP) and Lake County for the development of the Lake County 2040 Transportation Plan and extends the agreement expiration date to June 30, 2012.

Presented by Marty Buehler, P. E., Director/County Engineer, Division of Transportation.

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

Aye: 6 - Member Bush, Member Thomson-Carter, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

7.21 11-0415

Joint resolution appropriating \$4,025,000 of County Bridge Tax Funds, \$2,795,000 of Matching Tax funds and \$10,505,000 of ¼% for Transportation and Public Safety Tax funds for the reconstruction and widening of Delany Road from Sunset Avenue to York House Road and designated as Section 00-00093-17-WR.

Presented by Marty Buehler, P. E., Director/County Engineer, Division of Transportation.

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

Aye: 6 - Member Bush, Member Thomson-Carter, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

7.22 11-0416

Joint resolution authorizing the execution of an agreement for consulting engineering services between Lake County and Ciorba Group, Inc., Chicago, Illinois, for Phase III construction inspection for the roadway reconstruction of Delany Road from Sunset Avenue to York House Road for a maximum cost of \$1,395,631.70 and appropriates \$1,675,000 of ¼ % Sales Tax for Transportation and Public Safety funds and designated as Section 00-00093-17-WR.

Presented by Marty Buehler, P. E., Director/County Engineer, Division of Transportation.

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

Aye: 6 - Member Bush, Member Thomson-Carter, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

7.23 11-0428

Joint resolution appropriating \$5,901.96 of Motor Fuel Tax funds for Lake County's

pro-rated share of the transportation planning undertaken by the Chicago Metropolitan Agency for Planning (CMAP), and designated as Section 12-00183-00-ES.

Presented by Marty Buehler, P. E., Director/County Engineer, Division of Transportation.

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

Aye: 6 - Member Bush, Member Thomson-Carter, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

7.24 11-0399

Joint resolution appropriating \$2,265,000 of ¼% Sales Tax for Transportation and Public Safety funds for the expansion of the Lake County *PASSAGE* Intelligent Transportation System and designated as Section 09-00268-08-TL.

Presented by Marty Buehler, P. E., Director/County Engineer, Division of Transportation.

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

Aye: 6 - Member Bush, Member Thomson-Carter, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

7.25 11-0419

Joint resolution appropriating \$2,310,000 of Matching Tax funds for the resurfacing of Cedar Lake Road from Rosedale Court to Rollins Road and from Monaville Road to Illinois Rte 132 and designated as Section 11-00999-18-RS.

Presented by Marty Buehler, P. E., Director/County Engineer, Division of Transportation.

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

Aye: 6 - Member Bush, Member Thomson-Carter, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

7.26 11-0420

Joint resolution appropriating \$1,460,000 of Matching Tax funds for the resurfacing of Ela Road from Lake-Cook Road to Cuba Road and designated as Section 09-00144-16-RS.

Presented by Marty Buehler, P. E., Director/County Engineer, Division of Transportation.

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

Aye: 6 - Member Bush, Member Thomson-Carter, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

7.27 11-0400

Joint resolution appropriating \$660,000 of Matching Tax funds to provide for the removal, replacement or refurbishment of thermoplastic pavement markings on the bituminous pavements of various county highways and designated as Section 11-00000-18-GM.

Presented by Marty Buehler, P. E., Director/County Engineer, Division of Transportation.

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

Aye: 6 - Member Bush, Member Thomson-Carter, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

7.28 11-0401

Joint resolution appropriating \$35,000 of Matching Tax funds to provide for the removal, replacement or refurbishment of pavement markings on the concrete pavements of various county highways and designated as Section 11-00000-19-GM.

Presented by Marty Buehler, P. E., Director/County Engineer, Division of Transportation.

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

Aye: 6 - Member Bush, Member Thomson-Carter, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

7.29 11-0402

Joint resolution appropriating \$160,000 of Matching Tax funds for the replacement of two failing concrete block retaining walls on Ela Road, 1000 feet south of Cuba Road, and designated as Section 11-00000-03-GM.

Presented by Marty Buehler, P. E., Director/County Engineer, Division of Transportation.

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

Aye: 6 - Member Bush, Member Thomson-Carter, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

7.30 11-0440

Joint resolution appropriating \$275,000 of County Bridge Tax funds for the cleaning and painting of five bridges at various locations through the county and designated as Section 11-00999-16-BR.

Presented by Marty Buehler, P. E., Director/County Engineer, Division of Transportation.

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

Aye: 6 - Member Bush, Member Thomson-Carter, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

7.31 11-0403

Presentation on the proposed 2011-2016 Highway Improvement Program.

Marty Buehler, Division of Transportation, updated committee on the Division of Transportation 5-year program.

Presentation for preservation, moderization, and expansion components are second and third priority for a look at where dollars will be invested.

Moderization projects are; intersections, turn lanes, signals, ITS, and pedestrian/bicycle areas. Expansion projects are capacity addition projects.

At the June 1st meeting Marty Buehler, Division of Transportation, will be presenting funding and revenue information.

8. Executive Session

There were no executive sessions.

9. County Administrator's Report

Walter Willis, SWALCO and Michael Kuhn, Health Department provided an update on the air quality permit for Countryside Landfill.

Kimberly Thoede and Barbara Klipp from Incinerator Free Lake County expressed concerns that Countryside Landfill is in non-compliance with the EPA regarding the air quality. Information obtained from Illinois EPA regarding Countryside Landfill, Grayslake has been non compliant on their tentative levels of sulfur dioxide for the past 2 years. Despite a federal notice of violation in February 2010. The Land Fill has filed a request for a permit to the Illinois EPA to be allowed to increase their sulfur dioxide emission level from current 27.49 tons per year to 97.5 tons per year. If granted, these levels could be just short of being classified as a major source of pollution as defined by the Clean Air Act. Given the history of non-compliance and the problems at the Landfill, Incinerator Free Lake County is expressing opposition to the permit request. While the Illinois EPA will not make a decision on the permit amendment until June, it is the hope that the Lake County Board will support the efforts of Incinerator Free Lake County for Countryside Landfill to adhere to their permitted levels and install the technology to help the clean up process and decrease the emission levels especially since they are in close proximity to schools, churches, shops, downtown areas, workplaces and residential neighborhoods.

The committee has requested the staff to prepare a letter for the Chairman to send to the EPA, the essence of the letter should be "a scrubber should be installed and operating to prove that new elements will work before the EPA considers approving the new permit".

Mike Kukn and Walter Willis explained that emissions up to 100 tons are allowed with a permit. The other Land Fill in Lake County already has a permit that would allow emissions at this level.

10. Adjournment

A motion was made by Member Taylor, seconded by Member Wilke, to adjourn at 12:03 p.m The motion carried unanimously.

Aye: 6 - Member Bush, Member Thomson-Carter, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

Minutes prepared by Teresa Bond.

Respectfully submitted,

Chairman

Vice-Chairman

Public Works and Transportation Committee