

Lake County Illinois

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



Agenda Report - Final

Tuesday, October 12, 2010

9:00 AM

Lake County Government Building.

Lake County Board

CALL TO ORDER**MOMENT OF SILENCE****PLEDGE OF ALLEGIANCE****ROLL CALL OF MEMBERS****ADDITIONS TO THE AGENDA (for discussion only)****SPECIAL RECOGNITION**1. [10-1007](#)

Resolution recognizing and commending the Lake County Sheriff's Reserve Deputy Unit for their dedicated and valuable service to the Lake County Sheriff's Department and the residents of Lake County.

CHAIR'S REMARKS**PUBLIC COMMENT (items not on the Agenda)****OLD BUSINESS****NEW BUSINESS****CONSENT AGENDA - Items 2 - 25**2. [10-0996](#)

Minutes from September 14, 2010.

Claims Against Lake County, IL3. [10-0993](#)

Report of CLAIMS AGAINST LAKE COUNTY, ILLINOIS for the month of September 2010.

Reports4. [10-0879](#)

Report of Richard L. Keller, Coroner, for the month of August 2010.

5. [10-0897](#)

Report of Joy Gossman, Public Defender, for the month of August 2010.

6. [10-0857](#)

Report of Mark C. Curran Jr., Sheriff, for the month of August 2010.

7. [10-0751](#)

Report of Willard R. Helander, County Clerk, for the month of July 2010.

8. [10-0877](#)

Report of Willard R. Helander, County Clerk, for the month of August 2010.

9. [10-0881](#)

Report of Mary Ellen Vanderverter, Recorder of Deeds, for the month of August 2010.

10. [10-0910](#)

Report of Robert Skidmore, Treasurer, for the month of August 2010.

Reappointments

11. [10-0899](#)

Resolution providing for the reappointment of Thomas Doolittle as a Member of the Grubb School Drainage District.

12. [10-0950](#)

Resolution providing for the reappointment of Philip D. York as a Member of the West Skokie Drainage District.

13. [10-0986](#)

Resolution providing for the reappointment of Joan Miceli as a Member of the Slocum Drainage District.

14. [10-0951](#)

Resolution providing for the reappointment of Robert Aitchison as a Member of the Del Mar Woods Sanitary District.

Financial and Administrative Committee

15. [10-0904](#)

Resolution authorizing Lake County's application for management of recovery grant funding under the Community Development Block Grant "Midwest" Disaster Recovery Program, and authorizing necessary intergovernmental cooperation agreements with other recipient units of government.

- The federal Supplemental Appropriations Act, 2008 (Public Law 110-252-No.1) appropriated funds to the Community Development Block Grant (CDBG) program for specific recovery activities related to presidentially-declared disasters that occurred in 2008, establishing the CDBG "Midwest" Disaster Recovery Program.
- The Illinois Department of Commerce and Economic Opportunity (DCEO) is the agency designated by the Governor to manage this disaster relief program in Illinois.
- Because of the widespread impact of storms and flooding beginning in June 2008, Lake County was declared a disaster area through the Federal Emergency Management Agency (FEMA). This designation made Lake County and all partner local government units in the county eligible to apply to FEMA for financial cost-share assistance with eligible categories of emergency protective activities and recovery projects.
- The Illinois DCEO has identified a total of forty-five (45) eligible FEMA-approved recovery projects for ten (10) units of local government within Lake County.
- Under the CDBG "Midwest" Disaster Recovery Program, Lake County will act as the single-point-of-contact for funding on behalf of the units of local government.
- Lake County Community Development will compile the application materials from the eligible local government units into one omnibus program application.

- Lake County will enter into intergovernmental cooperation agreements with the participating local government units for the purpose of passing on the recovery funding.
- Lake County had no eligible recovery projects and will pass-through all recovery funding to the local government units.
- Lake County will provide staff time and support to the local government units to facilitate their receipt of up to \$584,483 in additional recovery assistance funds.

16. [10-0912](#)

Resolution authorizing a contract with Libertyville Auto Body, Libertyville, IL for Vehicle Collision Repairs for a one (1) year period with renewals in the estimated annual amount of \$62,250.

- Lake County desires to enter into a contract for Vehicle Collision repairs.
- Lake County obtained bids based on a percentage discount off an independent cost appraisal. The estimated annual amount is based on actual repair requirements from previous years.
- Invitations for Bids were extended to twenty-four (24) vendors, sealed bids were received from three (3) vendors.
- Libertyville Auto Body submitted the lowest responsive and responsible bid in the estimated annual amount of \$62,250. Other bids received ranged from \$66,750 to \$67,500.

Health and Community Services Committee**Law and Judicial Committee****17. [10-0865](#)**

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 as specified in the attached agreement.

- 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 PSAPs.
- The 9-1-1 wireless calls are answered by the Lake County ETSB's Village of Lake Zurich PSAP.
- The Village of Lake Zurich 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 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 considered and appropriate expense of wireless surcharge funds.

18. [10-0866](#)

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 as specified in the attached agreement.

- 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 PSAPs.
- The 9-1-1 wireless calls are answered by the Lake County ETSB's Island Lake PSAP.
- The Village of Island Lake 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 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 considered and appropriate expense of wireless surcharge funds.

19. [10-0867](#)

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 as specified in the attached agreement.

- 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 PSAPs.
- 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.

20. [10-0868](#)

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 as specified in the attached agreement.

- 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 PSAPs.
- The 9-1-1 wireless calls are answered by the Lake County ETSB's Wauconda PSAP.
- The Village of Wauconda 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 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 considered and appropriate expense

of wireless surcharge funds.

21. [10-0869](#)

Joint resolution authorizing an Intergovernmental Agreement with the Village of Fox Lake for the purpose of utilizing the Lake County Computer Aided Dispatch System.

- CAD is an automated police and fire call dispatch system utilizing computer access to address, incident, and resources information.
- The Village of Fox Lake desires contracting with the County to utilize EnRoute CAD for dispatching purposes.
- The Village of Fox Lake is responsible for all associated cost of EnRoute CAD connectivity, PSAP hardware and usage.
- EnRoute CAD, its systems, programs, and reports shall remain the sole and exclusive property of the COUNTY.
- One year usage of EnRoute CAD by the Village of Fox Lake is \$6,000.00 paid to Lake County ETSB.
- Any additional costs incurred by the Village of Fox Lake for EnRoute CAD related services, interfaces, licensing, mapping, geocoding, cabling, maintenance etc. will be paid by the Village of Fox Lake.

22. [10-0864](#)

Joint resolution authorizing an Intergovernmental Agreement between the Village of Libertyville and the County of Lake for the operation of Computer Aided Dispatch System (CAD) for dispatch purposes.

- CAD is an automated police and fire call dispatch system utilizing computer access to address, incident, and resources information.
- The Village of Libertyville desires contracting with the County to utilize EnRoute CAD for dispatching purposes.
- The Village of Libertyville is responsible for all associated cost of EnRoute CAD connectivity, PSAP hardware and usage.
- EnRoute CAD, its systems, programs, and reports shall remain the sole and exclusive property of the COUNTY.
- One year usage of EnRoute CAD by the Village of Libertyville is \$6,000.00 paid to Lake County ETSB.
- Any additional costs incurred by the Village of Libertyville for EnRoute CAD related services, interfaces, licensing, mapping, geocoding, cabling, maintenance etc. will be paid by the Village of Libertyville.

23. [10-0870](#)

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.
- This agreement must be renewed annually.
- The County Board is recognized as the legal body that signs agreements for the Lake County ETSB.

Revenue, Records and Legislation Committee**Public Works and Transportation Committee****24. [10-0780](#)**

Joint resolution authorizing the execution of an agreement for sewage disposal with the Village of Libertyville.

- The original County/Libertyville Sewer Agreement was executed in 1977 which expired in 2007, and a new 20-year agreement has been negotiated.
- Based on the new County/Libertyville agreement, the County will charge Libertyville an interceptor sewer rate of \$1.08 per 1000 gallons. Libertyville will charge the County the same rate they charge their customers for treatment services which represents 75% of the total sewer charges for Village residents. The 75% represents the cost of treatment only. The current Village rate is \$3.46 per 1000 gallons. Therefore, the County will pay \$2.60 per 1000 gallons for sewage delivered to the Libertyville WRF.
- Sewer charges will be based on PE, not flow for consistency and uniformity. The County PE discharging into the Libertyville WRF is currently 4,600 PE. The Libertyville PE discharging into the County interceptor is currently 15,157 PE normal existing flow, plus 5,000 PE of wet weather flow.
- Based on these terms, the Libertyville payment to the County will be \$597,108 annually. The County payment to Libertyville will be \$327,415 annually.
- This new agreement will have a 20-year term and will expire in the year 2030.

25. [10-0908](#)

Joint resolution executing an agreement with Rezek, Henry, Meisenheimer and Gende (RHMG) in the amount of \$65,505 for design engineering services for the FY 2011 Water Main Replacement Project.

- Each year segments of older deteriorated water mains are designated for replacement which require engineering plans and specifications be prepared by a qualified engineering firm.
- The FY 2011 replacement project includes approximately 9,210 feet of pipeline replacement throughout Lake County water systems.
- Design work qualifications were received from three engineering firms.
- Based on staff evaluations, Rezek, Henry, Meisenheimer and Gende, Inc. (RHMG) of Libertyville, IL is the most qualified firm and a scope of services was negotiated for the project.
- Committee authorization is requested to execute an Agreement for Professional Engineering Services with RHMG in the amount of \$65,505 for the design and drawing preparation of the FY 2011 Water Main Replacement Project charging the cost thereof to Account Numbers 610-4811598-71170-48310 and 610-4825198-71170-48310.

REGULAR AGENDA**PLANNING, BUILDING AND ZONING COMMITTEE****26. [10-0885](#)**

Resolution on Zoning Board of Appeals Case No. 3541, which consists of the petition of Harry and Deborah Stackhouse, record owners, which seek a rezoning from the Estate (E) zone to the Residential-1 (R-1) zone.

- The subject property is 3.8 acres, currently improved with a single-family dwelling; located

on the north side of Grass Lake Road, approximately 700 feet northwest of Beck Road in Lake Villa Township - District 1

- The applicant desires to rezone the subject property from Estate (E) to Residential-1 (R-1) to construct a single-family dwelling.
- The ZBA recommends approval 7-0; Planning, Building & Development Department recommends approval. PB&Z Committee recommends approval 7-0. See attached for further explanation.

FINANCIAL AND ADMINISTRATIVE COMMITTEE

HEALTH AND COMMUNITY SERVICES COMMITTEE

27. **10-0994**

Board of Health Report.

28. **10-0995**

Lake County Partners Report.

29. **10-0891**

Joint resolution authorizing an emergency appropriation for the Lake County Health Department in the amount of \$3,008,563 in new grants, grant increases and other revenue increases for FY 2010.

- The Health Department has been awarded ten new grants, grant increases and other revenue increases delivered by our Population Health, Behavioral Health and Primary Care Service Areas.
- These funds have not been previously appropriated, having been awarded after adoption of the Fiscal Year 2010 budget.
- The new grants, grant increases and increased revenue for the Health Department totals \$3,008,563 and a complete list of the sources of these funds is included in the resolution.

30. **10-0892**

Joint resolution authorizing an emergency appropriation for the Lake County Tuberculosis Clinic in the amount of \$11,000 in increased grant funding for FY 2010.

- The Lake County Tuberculosis Clinic has been awarded a grant increase in the amount of \$11,000.
- These funds have not been previously appropriated, having been awarded after adoption of the Fiscal Year 2010 Budget.
- These funds will be used for direct observational therapy for Tuberculosis patients.

31. **10-0887**

Joint resolution authorizing the transfer of up to \$45,581,000 of volume cap of the Recovery Zone Facility Bond Allocation to the Illinois Finance Authority for use for the Navistar retention project.

- Lake County received an allocation of \$59.5 million from the Federal government as a part of the American Recovery and Reinvestment Act (ARRA).
- Any Recovery Zone Facility Bond allocation must be used by December 31, 2010 when the allocation will expire.
- The resolution authorizes a transfer of an amount not to exceed \$45,581,000 of volume cap to the Illinois Finance Authority (IFA) for the use for the Navistar retention project. The IFA is the consolidating conduit for the Navistar project and will serve as the issuer of

the Recovery Zone Facility Bonds.

- Navistar will use the bonds for their corporate headquarters expansion in Lisle, Illinois and for a warehouse facility it will occupy in Joliet, Illinois.
- Navistar is committing to create at least 400 new jobs and retain an additional 2,220 existing jobs in Illinois. In addition, approximately 400 new construction jobs will also be created.
- The total cost for the Navistar project is \$161 million.

LAW AND JUDICIAL COMMITTEE

32. [10-0894](#)

Joint resolution authorizing an emergency appropriation and acceptance of a grant award for \$9,130 for the Tobacco Enforcement program from the State of Illinois Liquor Control.

- This is the annual Tobacco Enforcement Grant which covers the time period of July 1, 2010 through June 30, 2011.
- The grant funds all expenses related to this enforcement including 144 hours of officer overtime at \$55.97 per hour or \$8,060 annually and \$720 to pay minors to attempt to purchase tobacco for a total program cost of \$8,780.
- The three rounds of compliance checks resulted in 10 total violations with the fine potential of \$200 per violation.

33. [10-0893](#)

Joint resolution requesting authorization of the continuation of the State's Attorney's Violent Crime Victims Assistance (VCVA) grant program awarded by the Office of the Illinois Attorney General for Grant Fiscal Year 2011, and an emergency appropriation in the amount of \$1,300.

- 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 grant period from July 1, 2010 through June 30, 2011.
- 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 \$24,700 toward the salary of a Domestic Violence Victim Witness Counselor (DV Counselor), a \$1,300 (5%) decrease from last year.
- The grant agency notified the State's Attorney's Office (SAO) that renewal this year was not guaranteed because of State budget restrictions. Upon award, the agency notified us that the source of funds for grantor's VCVA grant year was reduced by 25%, so a reduction of only 5% in SAO's award is exceptional.
- The counselor position and grant is already included in the State's Attorney's regular Fiscal Year 2010 budget.

REVENUE, RECORDS AND LEGISLATION COMMITTEE

34. [10-0903](#)

Resolution declaring that the number of appeals annually filed with the Board of Review creates an emergency situation causing the need for an expanded Board of Review; and authorizing the Chairman of the Board to appoint additional qualified members to the Board of Review.

- This resolution, that must be improved annually, recognizes that the three members of the Board of Review need additional assistance to complete the 2010 tax year hearings.
- There are twenty-seven (27) eligible individuals who have passed the Board of Review qualifying exam or have served regularly as alternate members.
- The Chairman is authorized to appoint alternate members.

PUBLIC WORKS AND TRANSPORTATION COMMITTEE

35. 10-0907

Ordinance authorizing and providing for the issuance and sale of not to exceed \$32,000,000 Taxable General Obligation Bonds, Sales Tax Alternate Revenue Source, Series 2010A, and providing the terms of and security for payment thereof.

- Lake County General Obligation Bonds: Parameters Bond Ordinance
- The Federal Program for the Build America Bonds and Recovery Zone Bonds interest rebates will expire on December 31, 2010.
- Lake County, by and through its Division of Transportation, is proposing to issue \$32 million in general obligation bonds to provide road improvements to public roads within the County.
- This will include the improvement of Illinois Route 21, from Illinois Route 137, in cooperation with the State of Illinois.
- We will be utilizing Build America Bonds and Recovery Zone Bonds for this issuance, which provide rebates of 35% and 45%, respectively, of the bond interest costs. This will allow us to receive an interest rebate of \$12.7 million over the life of the bond debt service.
- This is a parameter ordinance, which establishes the terms, provisions and limitations of the bond sale and authorizes the issuance of not to exceed \$32 million, Series 2010A Bonds.
- The bond sale is scheduled for October 26th at which time designated officials are authorized to approve the sale. A report will be presented to the County Board at the November 16th Board Meeting summarizing the bond sale results.

36. 10-0905

Joint resolution authorizing the execution of a Regional I/I Facilities Intergovernmental Agreement with the Round Lake Sanitary District.

- The District and the County entered into a sewage disposal agreement in 1977 in which the District's Property, known as the storage lagoons, was leased to the County for purposes of regional wastewater storage of excess inflow and infiltration in the Northwest Facilities Planning Area.
- While the 1977 Agreement has expired in 2007 the County has operated and continues to operate the Property under the terms of the 1977 Agreement.
- In early 2010, the District, under a former board of trustees, unlawfully purported to transfer the Property as well as all of the general funds of the District to others.
- The new board of trustees for the District and the County contend that these transfers had no legal effect and that the District is still the lawful owner of the Property.
- While the transfers of the Property and District's Funds are being challenged through a quo warranto action (*Litigation*), the District is still required to continue its regular operations, but has no immediate available assets for doing so.
- The District is willing to lease to the County, and the County is willing to lease from the District, the Property for the purpose of using the Property as Regional I/I Facilities, subject to the terms and conditions of this Agreement pending the outcome of the

Litigation.

- As additional consideration, the County will advance funds not to exceed \$24,000 to the District throughout a 12-month period to fund certain services to allow the District to continue to operate, which funds are to be reimbursed to the County upon recovery through the Litigation.
- This resolution authorizes the execution of a Regional I/I Facilities Intergovernmental Agreement with the Round Lake Sanitary District.

PETITIONS, CORRESPONDENCE AND MISCELLANEOUS BUSINESS

37. [10-0911](#)

Resolution appointing additional members to the Lake County Board of Review.

- Illinois Law provides that the County Board may appoint by Resolution additional qualified members to the Board of Review to hear appeals under specific circumstances.
- The Clerk of the Board of Review has determined that the number of appeals filed with the Lake County Board of Review has created the need for an expanded Board of Review to hear said appeals.
- The County Board must declare that said number of appeals constitutes an emergency situation causing the need for this expanded Board of Review.
- Under this situation, the Chairman of the Board may appoint additional qualified members to the Board of Review.

ADJOURNMENT

- 38. Motion that this Adjourned Regular September, A.D., 2010 Session of the County Board be adjourned until Tuesday, November 16, 2010.**