

# Lake County Illinois

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



## **Meeting Minutes - Final**

**Wednesday, October 5, 2011**

**10:00 AM**

**Assembly Room, 10th Floor**

**Public Works and Transportation Committee**

**1. Call to Order**

**Present** 7 - Member Bush, Member Thomson-Carter, Member Maine, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

*Others present:*

*Scott Anderson, Buffalo Grove  
Jason Arnholt, Lindenhurst  
Ray Boller, Old Mill Creek  
Jeffrey Braiman, Buffalo Grove  
Martin Buehler, Division of Transportation  
Barry Burton, County Administrator  
Steve Carlson, County Board District 7  
Patti Douglas, Lindenhurst  
Bradley Floden, Lindenhurst  
Hal Francke, DLA Piper  
Michael Gavin, Finance & Administrative Services  
Al Giertych, Division of Transportation  
Jon Gillespie, Lindenhurst  
Lisa Gillespie, Lindenhurst  
Gary Gordon, Finance and Administrative Services  
Brooke Hooker, Communications  
Peter Kolb, Public Works  
Terry Kuss, County Board Office  
Eric Lynch, Lindenhurst  
Kevin Lyons, Old Mill Creek  
Marie Lyons, Old Mill Creek  
Christine Matusek, Lindenhurst  
Dave Matusek, Lindenhurst  
Amy McEwan, County Administrators Office  
Maria Nash, Lindenhurst  
Linda Pedersen, County Board District 1  
Tim Smith, Old Mill Creek  
David Stolman, County Board Chair  
Patrice Sutton Burger, Finance and Administrative Services  
Larry Thomas, Baxter & Woodman  
Lori Vellings, Lindenhurst  
Mike Waller, State's Attorney's Office  
Ryan Waller, County Administrator's Office*

**2. Pledge of Allegiance**

*Chair O'Kelly led the group in the Pledge of Allegiance.*

**3. Approval of Minutes**

**3.1 [11-1003](#)**

Minutes of September 7, 2011

**A motion was made by Member Thomson-Carter, seconded by Member Bush, that the minutes be approved. The motion carried by the following vote:**

**Aye:** 7 - Member Bush, Member Thomson-Carter, Member Maine, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

**3.2 [11-1004](#)**

Executive Session minutes of September 7, 2011

*Executive Session Minutes approved by signature.*

**4. Public Comment**

*Public comments were presented on the proposed Western Rt. 45 Bypass.*

*Christine Matusek, Eric Lynch, Jon Gillespie, Lisa Gillespie, Jason Arnholt, Patti Douglas, Brad Floden and Maria Nash spoke. Their comments were to oppose the selected preferred western bypass for reasons of: public safety, environmental impact, economics, public input, truck traffic and forest preserve. Some acknowledged they knew of the bypass when they purchased their homes.*

*Kevin Lyons, Marie Lyons, Tim Smith - Mayor of Old Mill Creek and Hal Francke, DLA Piper - representing the owners of Temple Farms. Their comments were to support the selected preferred western bypass for reasons of: previous municipal planning by both Lindenhurst and Old Mill Creek, traffic congestion relief and support of privately preserved open space.*

**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**

**PUBLIC WORKS**

**7.1 [11-0972](#)**

Joint resolution authorizing Robert Skidmore, Treasurer to withdraw monies from the bond series A 2010 construction account to pay construction cost Items.

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

**Aye:** 7 - Member Bush, Member Thomson-Carter, Member Maine, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

**7.2 [11-0995](#)**

Joint resolution authorizing the execution of a contract with Insituform Technologies USA, Inc. in the amount of \$119,263 for the sanitary sewer rehabilitation 2011 phase 2 project.

**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 unanimously.**

**Aye:** 7 - Member Bush, Member Thomson-Carter, Member Maine, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

**7.3 [11-0992](#)**

Report on Buffalo Grove sanitary sewer billing practices and request for adoption of interim measures.

*Presented by Peter Kolb, Director of Public Works. The Village of Buffalo Grove approached Public Works last year and advised the County that they wanted to transition to a metered rate for residential units. The majority of residential bills were less in the beginning of the year. However, in the summer the rates were higher because of increased water consumption. The Village wants to work with us to come up with some solutions to resolve the issue of significantly large bills issued in the summer months. Summer usage for pool owners saw some bills as high as \$1600. One of the options is to use the 110% as a cap for summer sewer credit. The summer credit could be applied to their residential customers. The County had initially figured there would be a 10% reduction in revenue and the rates would have to be adjusted to reflect the consumptive based methodology. The reduction is actually a little higher at (20%) due in part to less water consumption on top of the change in billing. The implementation of a summer sewer credit on its own is a \$200,000 annual revenue difference.*

*Member Maine clarified how Lincolnshire is billing for summer sewer credits. Barry Burton stated the difference is that summer credits are not applied to wholesale customers of the County. There is a confusion in implementation of this summer sewer credit.*

*County Board Chair Stolman explained the purpose of this discussion is to make the committee aware that we have been meeting with Buffalo Grove to work on this issue. People with pools may want to have outdoor irrigation meters installed so that they do not pay for the sewer portion. The Committee is being asked to give the Director of Public Works the approval to work on an interim solution.*

*Member Carter asked how this new metered rate was relayed to the Village of Buffalo Grove and how did the county get blamed for the current situation. Village President Jeffrey Braiman and Scott Anderson, Financial Director of Buffalo Grove came to the table to discuss. Buffalo Grove was informed that it is 110% credit for County customers so Buffalo Grove went forward assuming they could use the same type of credit. Buffalo Grove informed their residents of the change with flyers in their bills. Buffalo Grove is looking for a resolution to this situation. The Village does their own billing and reflects their water and sewer rate and is billed out at \$3 per 1000 gal. Lake County sewer treatment rate is \$4 per 1000 gal. The billing cycle of concern is July/August. Buffalo Grove has 2000 homes that may require an offset due to the summer high consumption period. To install an irrigation meter would cost approximately \$1000 per home. We have one more billing in which this credit would apply.*

*Member Carter stated that there is a rate study being done and that Public Works may*

*have to increase rates to cover this change in revenue. If we are in the middle of a rate study and looking to implement this increase, is Buffalo Grove also looking at a rate study? Buffalo Grove is currently looking at their local sewer rate and may implement some changes also. When these bills came in and they were high, many residents called Lake County. Peter Kolb explained that the Summer Sewer Credit is an old ordinance that may need amending to reflect the percentage of credit allowed or may need to be completely eliminated. To address the confusion in implementation, the county wants to work with Buffalo Grove and see what options can be put on the table.*

*Member Maine was a little uncomfortable with giving away \$200,000. There is a reduction in the revenues given to the village and we have not yet determined how to handle this summer consumption.*

*Vice-Chair Taylor stated we need to give Peter the authority to negotiate. Mr. Taylor wanted to know if this would be brought back to the committee. Barry Burton said that the village would need to implement now. It would have to go to the committee again and then to the board for approval but the village needs to move forward now because bills are coming due now. Today we would ask the committee for the approval to move forward with the credits being applied, from both the County and the Village retroactively. Buffalo Grove would be in favor of incremental support.*

*Chairman Stolman said that instead of the county and the village speaking with one voice there was a disjointed discussion which has created an issue for residents. The village is looking to provide relief to their residents like we do to County users. It is estimated to be a \$200,000 difference. Barry Burton is asking if we can look at a compromise of going after those \$800 bills, but the concern is where do we draw the line. Member Taylor, Maine, Carter and Bush are leery of setting a precedence. The mayor of Buffalo Grove is looking at fairness as well Lake Villa, Lincolnshire & Gurnee have been benefiting from the use of summer sewer credits. Melinda Bush said we should have a policy. Mr. Burton said we do, but we need to clarify that policy. Consistency through the various systems is what needs to be clarified and supported.*

*Direction was given by committee to work with the village to come together on a mutually acceptable resolution to this issue.*

**presented**

**7.4 [11-1001](#)**

Report on groundwater supply for County's Fox Lake Hills and Grandwood Park water systems.

*Presented by Peter Kolb, Director of Public Works. Larry Thomas was hired as a special consultant on groundwater issues and prepared a white paper on every one of the communities that make up the Lake Michigan Water Planning Group. He is here to talk about the County's two systems, Fox Lake Hills & Grandwood Park. Mr. Thomas presented a summary of his reports. These reports will be used to determine if member communities should switch from groundwater to Lake Michigan water. Long term the biggest dangers to our groundwater situation is sufficient long term quantity and potential*

*contamination from such items like road salt. Conservation alone is not going to save us and additional water will be needed. If deep wells are constructed, there will need to be relatively expensive equipment installed to remove radium and this is more expense to operate in the long term relative to the comparable cost of getting Lake Michigan water.*

*County Board Member Steve Carlson stated he has no problem with communities getting Lake Michigan water but does not feel that Grandwood Park should be part of the allocation at this point. Mr. Carlson indicated that he could not support this project without additional information and asked if the proposed pipeline would be feasible without the inclusion of the Grandwood Park subdivision. Member Carter answered the more communities that participate in the project would minimize the individual cost. Building the pipeline would not eliminate what is happening to the local groundwater situation and would not eliminate the issue in Grandwood Park for long term water needs. Securing Lake Michigan water now is also important because this source may not be available in the future and waiting to do something later on is just postponing the decision.*

*Member Newton asked what the cost per month would be to a homeowner and he was informed approximately \$40 per month more than the current cost of water. Member Taylor suggested setting up a meeting with Board member Carlson and the Village of Lake Zurich to review the issues that Lake Zurich has encountered with groundwater because they did not opt to connect to Lake Michigan water when they had a chance years ago and are still spending millions on their deep wells. Board Member Carlson still felt that there are other options to explore and is not supportive of this approach.*

*Member Maine left the meeting at 12:00 noon.*

7.5 [11-1002](#)

Directors Report

*There was no Director's Report.*

**TRANSPORTATION**

7.6 [11-0988](#)

Joint resolution authorizing the execution of an agreement between Lake County and MACTEC Engineering and Consulting, Inc., Chicago, Illinois, for phase II professional engineering services for design of the replacement of precast concrete deck beams on the southbound bridge carrying Arlington Heights Road over Buffalo Creek; and appropriates \$100,000 of County Bridge Tax funds for this improvement designated as Section 10-00193-07-BR.

**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 unanimously.**

**Aye:** 7 - Member Bush, Member Thomson-Carter, Member Maine, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

7.7 [11-0984](#)

Joint resolution authorizing the execution of an agreement with the Illinois Department of Transportation for the phase II professional engineering services for design of the replacement of the deck beams of the southbound bridge carrying Arlington Heights Road over Buffalo Creek, designated as Section 10-00193-07-BR.

**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 unanimously.**

**Aye:** 7 - Member Bush, Member Thomson-Carter, Member Maine, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

7.8 [11-0991](#)

Joint resolution authorizing the execution of a joint agreement with the Illinois Department of Transportation for the use of \$344,250 of state Truck Access Route Program funds for the County's proposed improvement to Delany Road, from Sunset Avenue to York House Road, and designated as Section 00-00093-17-WR.

**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 unanimously.**

**Aye:** 7 - Member Bush, Member Thomson-Carter, Member Maine, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

7.9 [11-0997](#)

Ordinance to amend the Lake County Weight Control Ordinance, previously adopted and revised by this County Board. This amendment designates that portion of Delany Road, from Sunset Avenue to York House Road, as a Class II truck route.

**A motion was made by Member Thomson-Carter, seconded by Member Wilke, that this ordinance be approved and referred on to Financial and Administrative Committee. Motion carried unanimously.**

**Aye:** 7 - Member Bush, Member Thomson-Carter, Member Maine, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

7.10 [11-0994](#)

Joint resolution authorizing the execution of Amendment 1 to the agreement for the use of federal highway funds between the State of Illinois and Lake County for the improvements to Washington Street from Cemetery Road to west of Six Flags Drive designated as Section 02-00110-12-WR.

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

**Aye:** 7 - Member Bush, Member Thomson-Carter, Member Maine, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

7.11 [11-0993](#)

Joint resolution authorizing the execution of a supplemental agreement between Lake County and Ciorba Group, Inc., Chicago, Illinois, for the provision of phase III construction engineering for the widening and reconstruction of Washington Street from



Cemetery Road to west of Six Flags Drive at a maximum cost for services described of \$10,999.45 and designated as Section 02-00110-12-WR.

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

**Aye:** 7 - Member Bush, Member Thomson-Carter, Member Maine, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

7.12 [11-0936](#)

Ordinance providing for the establishment of an altered speed zone for 45 M.P.H. (currently Posted 50 M.P.H.). Washington Street from a point 3,826 feet west of Illinois Route 21 to Illinois Route 21, located in Warren Township in conformity with Chapter 625 - Section 5/11-604 of the Illinois Compiled Statutes.

**A motion was made by Member Bush, seconded by Member Wilke, that this ordinance be approved and referred on to Financial and Administrative Committee. Motion carried unanimously.**

**Aye:** 7 - Member Bush, Member Thomson-Carter, Member Maine, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

7.13 [11-0990](#)

Committee action memo to approve the Fall 2011 Adopt-A-Highway Program.

**A motion was made by Member Newton, seconded by Member Bush, that this committee action item be approved. Motion carried unanimously.**

**Aye:** 7 - Member Bush, Member Thomson-Carter, Member Maine, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

7.14 [11-0987](#)

Joint resolution authorizing an emergency appropriation of federal disaster assistance funds received as reimbursement of expenses relating to the 2011 snow emergency.

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

**Aye:** 7 - Member Bush, Member Thomson-Carter, Member Maine, Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

7.15 [11-0999](#)

Director's Report - Transportation

*Presented by Marty Buehler, director of Division of Transportation.*

*IL 21 project - The final main contract was let by the State. Everything going into that project will slightly exceed what we have committed to the project. The State will pick up the difference above our cap. We were hoping to save on this project so we could apply funds to other projects but it is not going to happen.*

*Wilson Road - We have reached an agreed court order with the remaining uncooperative*



land owner. What Lake County gets is, we replace tiles and get a maintenance easement to maintain it. If there are any cross tiles, we will connect as we go. The land owner will not have to pay for any of this work. Construction will start immediately. Member Carter asked if this causes an impact to the north. Mike Warner, director of Stormwater Management Commission, responded that there will be no impact. Member Wilke asked if there were contentious issues. Marty explained that the remaining owner, of three involved, wanted Lake County to improve the drainage on his property at the County's cost and so we ended up going to court to assert our drainage rights.

Washington and 45 - Member Carter inquired about delayed construction of Washington and 45. It's a state project and Marty will look into it to find out what is causing the construction delay.

Public Comments regarding 45 selected west bypass - Marty Buehler commented that the questions brought up are basically all things that have to be studied as part of the ongoing phase one preliminary engineering study. It was suggested by Member Newton that we set up some small group meetings soon. Barry Burton requested we flush some things out before we go out and meet with the public. Member Newton would like to have an explanation regarding why this western alternative was selected over the eastern alternative.

The committee briefly discussed the Millburn bypass study. We are funding the improvement because the State of Illinois does not have the funds and it is a high priority project. This is a state road and it is the Illinois Department of Transportation (IDOT) process that has resulted in the option of a western bypass or a decision to fund it or not fund an improvement at the intersection.

When will this be coming to a vote per Member Newton? Mr. Buehler responded that this will come to a vote regarding funding in the spring.

Bonnie Carter left meeting at 12:20 pm.

**8. Executive Session**

*There was no executive session.*

**9. County Administrator's Report**

*Presented by Amy McEwan, Deputy County Administrator*

*The last 60% Recycling Taskforce meeting is next Wednesday, October 12, 2011. It will result in a recommendation coming to all SWALCO members and the SWALCO board.*

*The Water Supply Advisory Committee report will be coming out of the committees meeting on Thursday, October 27, 2011, which will bring a list of recommendations.*

*Budget meetings begin October 18 & 19, 2011. Note the times, which are slightly different.*

*The Forest Lake Open House is Tuesday, October 11, 2011.*

*Round Lake Lawsuit will be discussed in executive session next month. There is a tentative settlement.*

*The authority given to the County Administrator's office regarding the land fill was very successful and we are now talking about an agreement that would avoid litigation.*

**10. Adjournment**

*The meeting was adjourned at 12:45 pm.*

**A motion was made by Member Wilke, seconded by Member Newton, that this meeting be adjourn. The motion carried unanimously.**

**Aye:** 4 - Chair O'Kelly, Vice Chair Taylor, Member Wilke and Member Newton

**Not Present:** 3 - Member Bush, Member Thomson-Carter and Member Maine

*Minutes prepared by Terry Kuss.*

*Respectfully submitted,*

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*Chairman*

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*Vice-Chairman*

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*Public Works and Transportation Committee*