

Lake County Illinois

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



Meeting Minutes - Final

Tuesday, April 7, 2015

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 Cunningham, Member Bartels, Member Calabresa, Member Hart, Member Paxton and Member Weber

Others Present:

Amy McEwan, Lake County Deputy County Administrator

Aaron Lawlor, Lake County Board Chairman

John Byrne, Sheriff's Office

Gary Gordon, Finance and Administrative Services

Kurt Shultz, Finance and Administrative Services

Karen Fox, States Attorney's Office

Jon Joy, Finance and Administrative Services

Woody Shultz, Finance and Administrative Services

Brandy Schroff, Finance and Administrative Services

Chris Creighton, Finance and Administrative Services

Efren Heredia, Finance and Administrative Services

RuthAnne Hall, Finance and Administrative Services

Anna Chesser, Sheriff's Office

Matthew Guarnery, Robinson Guarnery, Inc.

Keith Kaiser, Sheriff's Office

Barry Burton, Lake County Administrator

Steve Carlson, Lake County Board Member

Linda Pederson, Lake County Board Member

Heidie Hernandez, Lake County Board Office

2. Pledge of Allegiance

Chair Nixon let the group in the Pledge of Allegiance.

3. Approval of Minutes**3.1 15-0366**

Minutes from October 28, 2014.

Attachments: [L&J Minutes 10.28.14](#)

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

Aye: 6 - Chair Nixon, Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart and Member Weber

Not Present: 1 - Member Paxton

4. Added to Agenda

There were no items added to the agenda.

5. Public Comment

There were no public comments.

6. Old Business

There was no old business to conduct.

7. New Business**CORONER****7.1 15-0332**

Joint resolution accepting a grant from the Illinois Department of Public Health Death Certificate Surcharge Fund and authorizing an emergency appropriation in the amount of \$4,333.75.

Amy McEwan, Deputy County Administrator, stated this grant will be used for the purpose of training personnel and purchasing equipment.

A motion was made by Member Calabresa, seconded by Member Cunningham, that this item be approved and referred on to Financial and Administrative Committee.

The motion carried by the following vote:

Aye: 6 - Chair Nixon, Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart and Member Weber

Not Present: 1 - Member Paxton

SHERIFF**7.2 15-0369**

Ordinance amending Chapter 96: Recreational Vehicles on Land, of the Lake County Code.

Attachments: [Amended Exhibit A Chapter 96 Bikeways Amended 2015-3 4.7.15](#)

Keith Kaiser, Sheriff's Office, discussed items 7.2 through 7.12. He explained ordinances currently exist regarding motor boats, bike ways, and fireworks. The proposed amendments will add administrative adjudication as an additional enforcement tool for minor violations. Detective Kaiser indicated the Planning, Building and Development Department will notify the Sheriff's Office when fireworks permits are issued. Administrative adjudication amendments are also included for the Liquor Control Ordinance and the Smoke Free Ordinance.

Detective Kaiser informed the Committee of six items added to the Public Nuisance Ordinance including public intoxication, disorderly conduct, dumping, trespassing, loitering, and reckless conduct. Administrative adjudication is also proposed as an additional enforcement tool.

Detective Kaiser indicated the Curfew Ordinance has been rewritten to mirror the State Statute and includes administrative adjudication. Three new ordinances being proposed: door to door solicitation, truancy, and discharge of firearms in a residential area. The door

to door solicitation ordinance regulates the hours for solicitation and requires solicitors to register with the County Clerk's Office. The discharge of firearms within 300 yards of any 3 consecutively occupied residences in residential or multi-residential areas.

A motion was made by Member Calabresa, seconded by Member Weber, that items 7.2 through 7.12 be approved and referred on to Financial and Administrative Committee, as amended.

A motion was made by Member Weber, seconded by Member Hart, to amend the motion to include the attachment as presented for items 7.2 through 7.6 Items, 7.8 through 7.10, and item 7.12. Motion carried by the following vote:

Aye: 7 - Chair Nixon, Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart, Member Paxton and Member Weber

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

Aye: 7 - Chair Nixon, Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart, Member Paxton and Member Weber

7.3 15-0370

Ordinance amending Chapter 131: the Curfew Ordinance, of the Lake County Code.

Attachments: [Amended EXHIBIT A Chapter 131 Curfew 4.7.15](#)

A motion was made by Member Calabresa, seconded by Member Weber, that items 7.2 through 7.12 be approved and referred on to Financial and Administrative Committee, as amended.

A motion was made by Member Weber, seconded by Member Hart, to amend the motion to include the attachment as presented for items 7.2 through 7.6 Items, 7.8 through 7.10, and item 7.12. Motion carried by the following vote:

Aye: 7 - Chair Nixon, Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart, Member Paxton and Member Weber

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

Aye: 7 - Chair Nixon, Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart, Member Paxton and Member Weber

7.4 15-0371

Ordinance regulating the discharge of firearms in unincorporated Lake County.

Attachments: [Amended Discharge of Firearms Ordinance NEW 2015-3 4.7.15](#)

A motion was made by Member Calabresa, seconded by Member Weber, that items 7.2 through 7.12 be approved and referred on to Financial and Administrative Committee, as amended.

A motion was made by Member Weber, seconded by Member Hart, to amend the motion to include the attachment as presented for items 7.2 through 7.6 Items, 7.8 through 7.10, and item 7.12. Motion carried by the following vote:

Aye: 7 - Chair Nixon, Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart, Member Paxton and Member Weber

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

Aye: 7 - Chair Nixon, Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart, Member Paxton and Member Weber

7.5 15-0372

Ordinance amending Chapter 92: Lake County Fireworks Ordinance, of the Lake County Code.

Attachments: [Amended Exhibit A Fireworks 4.7.15](#)

A motion was made by Member Calabresa, seconded by Member Weber, that items 7.2 through 7.12 be approved and referred on to Financial and Administrative Committee, as amended.

A motion was made by Member Weber, seconded by Member Hart, to amend the motion to include the attachment as presented for items 7.2 through 7.6 Items, 7.8 through 7.10, and item 7.12. Motion carried by the following vote:

Aye: 7 - Chair Nixon, Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart, Member Paxton and Member Weber

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

Aye: 7 - Chair Nixon, Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart, Member Paxton and Member Weber

7.6 15-0373

Ordinance amending Chapter 111: the Liquor Control Ordinance, of the Lake County Code.

Attachments: [Amended Exhibit A Liquor Ordinance 4.7.15](#)

A motion was made by Member Calabresa, seconded by Member Weber, that items 7.2 through 7.12 be approved and referred on to Financial and Administrative Committee, as amended.

A motion was made by Member Weber, seconded by Member Hart, to amend the motion to include the attachment as presented for items 7.2 through 7.6 Items, 7.8 through 7.10, and item 7.12. Motion carried by the following vote:

Aye: 7 - Chair Nixon, Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart, Member Paxton and Member Weber

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

Aye: 7 - Chair Nixon, Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart, Member Paxton and Member Weber

7.7 15-0374

Ordinance amending Chapter 95: the Public Nuisance Ordinance, of the Lake County Code.

Attachments: [Amended Exhibit A Public Nuisance 4.7.15](#)

A motion was made by Member Calabresa, seconded by Member Weber, that items 7.2 through 7.12 be approved and referred on to Financial and Administrative Committee, as amended.

A motion was made by Member Weber, seconded by Member Hart, to amend the motion to include the attachment as presented for items 7.2 through 7.6 Items, 7.8 through 7.10, and item 7.12. Motion carried by the following vote:

Aye: 7 - Chair Nixon, Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart, Member Paxton and Member Weber

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

Aye: 7 - Chair Nixon, Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart, Member Paxton and Member Weber

7.8 15-0376

Ordinance amending Chapter 95: Smoke-Free Environment ordinance, of the Lake County Code.

Attachments: [Amended Exhibit A Smoke Free Environment 4.7.15](#)

A motion was made by Member Calabresa, seconded by Member Weber, that items 7.2 through 7.12 be approved and referred on to Financial and Administrative Committee, as amended.

A motion was made by Member Weber, seconded by Member Hart, to amend the motion to include the attachment as presented for items 7.2 through 7.6 Items, 7.8 through 7.10,

and item 7.12. Motion carried by the following vote:

Aye: 7 - Chair Nixon, Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart, Member Paxton and Member Weber

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

Aye: 7 - Chair Nixon, Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart, Member Paxton and Member Weber

7.9 15-0377

Ordinance regulating door to door solicitation in unincorporated Lake County.

Attachments: [Amended Soliciting 4.7.15](#)

A motion was made by Member Calabresa, seconded by Member Weber, that items 7.2 through 7.12 be approved and referred on to Financial and Administrative Committee, as amended.

A motion was made by Member Weber, seconded by Member Hart, to amend the motion to include the attachment as presented for items 7.2 through 7.6 Items, 7.8 through 7.10, and item 7.12. Motion carried by the following vote:

Aye: 7 - Chair Nixon, Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart, Member Paxton and Member Weber

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

Aye: 7 - Chair Nixon, Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart, Member Paxton and Member Weber

7.10 15-0378

Ordinance regulating truancy within unincorporated Lake County.

Attachments: [Amended Truancy - New 2015 4.7.15](#)

A motion was made by Member Calabresa, seconded by Member Weber, that items 7.2 through 7.12 be approved and referred on to Financial and Administrative Committee, as amended.

A motion was made by Member Weber, seconded by Member Hart, to amend the motion to include the attachment as presented for items 7.2 through 7.6 Items, 7.8 through 7.10, and item 7.12. Motion carried by the following vote:

Aye: 7 - Chair Nixon, Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart, Member Paxton and Member Weber

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

Aye: 7 - Chair Nixon, Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart, Member Paxton and Member Weber

7.11 15-0379

Ordinance amending Chapter 73: the Lake County Motorboat Ordinance, of the Lake County Code.

Attachments: [Amended Exhibit A Motorboats.pdf 4.7.15](#)

A motion was made by Member Calabresa, seconded by Member Weber, that items 7.2 through 7.12 be approved and referred on to Financial and Administrative Committee, as amended.

A motion was made by Member Weber, seconded by Member Hart, to amend the motion to include the attachment as presented for items 7.2 through 7.6 Items, 7.8 through 7.10, and item 7.12. Motion carried by the following vote:

Aye: 7 - Chair Nixon, Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart, Member Paxton and Member Weber

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

Aye: 7 - Chair Nixon, Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart, Member Paxton and Member Weber

7.12 15-0380

Ordinance amending Chapter 71: Lake County Parking Ordinance, of the Lake County Code.

Attachments: [Amended Exhibit A Chapter 71 - Parking Enforcement.pdf 4.7.15](#)

A motion was made by Member Calabresa, seconded by Member Weber, that items 7.2 through 7.12 be approved and referred on to Financial and Administrative Committee, as amended.

A motion was made by Member Weber, seconded by Member Hart, to amend the motion to include the attachment as presented for items 7.2 through 7.6 Items, 7.8 through 7.10, and item 7.12. Motion carried by the following vote:

Aye: 7 - Chair Nixon, Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart, Member Paxton and Member Weber

A motion was made by Member Calabresa, seconded by Member Cunningham, that this ordinance be approved and referred on to Financial and Administrative

Committee, as amended. Motion carried by the following vote:

Aye: 7 - Chair Nixon, Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart, Member Paxton and Member Weber

CONSTRUCTION MANAGEMENT**7.13 15-0354**

Ordinance providing for the issuance of not to exceed \$90,000,000 General Obligation Bonds (Sales Tax Alternate Revenue Source) for the financing of certain capital improvement projects, prescribing details of said bonds, providing for the imposition of taxes to pay the same, providing for the collection, segregation and distribution of certain sales taxes, and authorizing the sale of said bonds to the purchaser thereof.

Attachments: [Ordinance Authorizing Series 2015 Bonds](#)

Gary Gordon, Director of Finance and Administrative Services, explained to the committee the ordinance, sets the parameters for the authority to sell bonds. The ordinance defines that up to \$90,000,000 bonds can be sold, there will be up to a 30 year bond issuance, and up to a five percent interest rate. Mr. Gordon noted, if the bonds were sold today, the interest rate would be between 3.3 percent and 3.5 percent.

A motion was made by Member Hart, seconded by Member Bartels, that this item be recommended for adoption to the consent agenda. The motion carried by the following vote:

Aye: 7 - Chair Nixon, Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart, Member Paxton and Member Weber

7.14 15-0358

Joint resolution authorizing a contract modification with Clark Construction Group, LLC of Chicago, Illinois, for Construction Manager at Risk Services with a Guaranteed Maximum Price (GMP) on the Lake County Courthouse Expansion Project for the core and shell work as identified herein in the amount of \$36,094,172.

Matt Guarnery, Robinson Guarnery, Inc. (RGI), presented to the committee a progress update since the last meeting in October and informed the committee about the process of awarding bids. Before a bid is awarded and brought to the committee meeting, Clark Construction, AECOM, RGI, and the Lake County Construction Division validate each selected bid is the lowest responsive bid, and responsible, has the correct scope of work for the project, and is cost appropriate based on the market today.

There is a \$36,100,000 Guaranteed Maximum Price (GMP) for core and shell work for the courthouse expansion project. The GMP for core and shell consists of 10 bid packages. Six bids have gone through the validation process and are ready for approval today. The bids recommended to be awarded today include detention equipment in the amount of \$2,818,570; architectural precast concrete in the amount of \$2,808,750; exterior glazing in the amount of \$3,461,180; and water proofing in the amount of \$785,287. The remaining two bids recommended for approval are over the estimated amount by a total of \$3,500,000. The bid for concrete is recommended to Concrete Structures of the Midwest,

Inc., West Chicago, Illinois, for the amount of \$7,833,255, approximately \$2,000,000 over the estimated amount. The bid for steel is recommended to Construction Systems, Inc., Maple Plain, Minnesota, for the amount of \$7,454,000, approximately over the estimated amount by \$1,500,000.

Discussion ensued about how the economy affected the cost for concrete and steel.

Mr. Guarneri also mentioned the noted with JP Waukegan/GP Waukegan 325 Washington Street, Waukegan, Illinois, allowing Lake County to take over a portion of the JP Waukegan/GP Waukegan parking lot, during the construction process. In exchange for the parking area Lake County will give JP Waukegan/GP Waukegan 10 parking spaces at the Division of Transportation (DOT) oil change garage.

The last agreement is with Testing Services Corporation, Gurnee, Illinois, for testing and inspecting of construction services including soils, concrete, steel, paving, masonry, and fire protection, in the amount of \$164,540.

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

Aye: 5 - Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart and Member Weber

Not Present: 2 - Chair Nixon and Member Paxton

7.15 15-0359

Joint resolution authorizing a contract with Concrete Structures of the Midwest, Inc. of West Chicago, Illinois, and further authorizing assignment of that contract to Clark Construction Group, LLC of Chicago, Illinois, as Construction Manager at Risk for the Lake County Courthouse Expansion Project in the amount of \$7,833,255.

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

Aye: 6 - Chair Nixon, Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart and Member Weber

Not Present: 1 - Member Paxton

7.16 15-0360

Joint resolution authorizing a contract with ISI Detention Contracting Group, Inc. of San Antonio, Texas, and further authorizing assignment of that contract to Clark Construction Group, LLC of Chicago, Illinois, as Construction Manager at Risk for the Lake County Courthouse Expansion Project in the amount of \$2,818,570.

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

Aye: 6 - Chair Nixon, Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart and Member Weber

Not Present: 1 - Member Paxton

7.17 15-0361

Joint resolution authorizing a contract with Construction Systems, Inc. of Maple Plain, Minnesota, and further authorizing assignment of that contract to Clark Construction Group, LLC of Chicago, Illinois, as Construction Manager at Risk for the Lake County Courthouse Expansion Project in the amount of \$7,454,000.

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

Aye: 6 - Chair Nixon, Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart and Member Weber

Not Present: 1 - Member Paxton

7.18 15-0362

Joint resolution authorizing a contract with International Concrete Products, Inc of Germantown, Wisconsin, and further authorizing assignment of that contract to Clark Construction Group, LLC of Chicago, Illinois, as Construction Manager at Risk for the Lake County Courthouse Expansion Project in the amount of \$2,808,750.

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

Aye: 6 - Chair Nixon, Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart and Member Weber

Not Present: 1 - Member Paxton

7.19 15-0363

Joint resolution authorizing a contract with Architectural Glass Works of Tinley Park, Illinois, and further authorizing assignment of that contract to Clark Construction Group, LLC of Chicago, Illinois, as Construction Manager at Risk for the Lake County Courthouse Expansion Project in the amount of \$3,461,180.

A motion was made by Member Cunningham, seconded by Member Weber, that this resolution be approved and referred on to Financial and Administrative Committee. Motion carried by voice vote.

Aye: 6 - Chair Nixon, Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart and Member Weber

Not Present: 1 - Member Paxton

7.20 15-0364

Joint resolution authorizing a contract with Kedmont Waterproofing Company, Inc. of Chicago, Illinois, and further authorizing assignment of that contract to Clark Construction Group, LLC of Chicago, Illinois, as Construction Manager at Risk for the Lake County Courthouse Expansion Project in the amount of \$785,287.

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

Aye: 6 - Chair Nixon, Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart and Member Weber

Not Present: 1 - Member Paxton

7.21 15-0357

Joint resolution executing a professional services agreement with Testing Services Corporation, Gurnee, Illinois, for construction testing services related to the construction phase of the Lake County Courthouse Expansion Project in the estimated amount of \$164,540.

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

Aye: 6 - Chair Nixon, Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart and Member Weber

Not Present: 1 - Member Paxton

7.22 15-0365

Joint resolution authorizing an agreement between Lake County and JP Waukegan/GP Waukegan, LLC regarding the Lake County Courthouse Expansion Project.

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

Aye: 6 - Chair Nixon, Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart and Member Weber

Not Present: 1 - Member Paxton

8. Executive Session

There was no Executive Session.

9. County Administrator's Report

There was no County Administrator's report.

10. Adjournment

A motion was made by Member Cunningham, seconded by Member Bartels, that this meeting be adjourned at 12:23 p.m.

Aye: 6 - Chair Nixon, Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart and Member Weber

Not Present: 1 - Member Paxton

Meeting minutes prepared by Heidie Hernandez.

Respectfully submitted,

Chairman

Vice-Chairman

Finance and Administrative Committee