

Lake County Illinois

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



Meeting Minutes - Final

Tuesday, November 1, 2016

10:30 AM

Assembly Room, 10th Floor

Law and Judicial Committee

1. Call to Order

Chair Nixon called the meeting to order at 10:33 a.m.

Chair Nixon reported that there is physical quorum present and Member Bartels is participating electronically due to a medical illness.

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

Jeannine Thompson, Emergency Telephone System Board

Ben Gilbertson, County Administrator's Office

Lisle Stalter, State's Attorney's Office

Farrah Watson, Finance and Administrative Services

Patrice Evans, Court Administration

Dawn Wucki-Rossback, Sheriff's Office

Raymond Rose, Sheriff's Office

Keith Kaiser, Sheriff's Office

Tan Lee, Lake County Resident

RuthAnne Hall, Finance and Administrative Services

James Stewart, Lake County Resident

Bob Gillengerten, Lake County Resident

Bradley Cockrum, Lake County Resident

Glenn Garamoni, Lake County Resident

Mark Meade, Ducks Unlimited

Elizabeth Tekampe, Lake County Resident

Dennis Wouta, Ducks Unlimited

Jim Van Sarder, Lake County Resident

David Hare, Sheriff's Office

Donna Cockrum, Lake County Resident

Mary Stevens, Court Administration

Mark Belew, Lake County Resident

Albert Hertel, Lake County Resident

Rich Baum, Lake County Resident

Matt DeMath, Lake County Resident

Nancy Jacoby, Lake County Resident

Adlil Issakoo, County Administrator's Office

Matt Fronk, State's Attorney's Office

Diane Hewitt, County Board Member

Michael Schieve, Finance and Administrative Services

Jim Obanith, Ducks Unlimited

Mike Wheeler, Finance and Administrative Services

Jennie Vana, County Administrator's Office

Michael Stevens, Lake County Partners

Cameron Davis, Assistant County Administrator

Amy McEwan, Deputy County Administrator

Heidie Hernandez, County Board Office

2. Pledge of Allegiance

Chair Nixon led the group in the Pledge of Allegiance.

3. Approval of Minutes

4. Added to Agenda

There were no items added to the agenda.

5. Public Comment

Deputy County Administrator Amy McEwan introduced all public comment speakers.

Several Lake County residents expressed their thoughts and experiences on the use of firearms for the purpose of hunting and or target shooting on their properties. In addition the residents expressed their concerns that the recently adopted and amended ordinance regarding the discharge of firearms would eliminate the ability to discharge firearms on their properties, without violating the County ordinance and potentially being cited.

6. Old Business

6.1 [16-1125](#)

Discussion regarding regulating the discharge of firearms in unincorporated Lake County.

Member Weber reported that the recent amendment clarified that this ordinance is not intended to limit the lawful act of hunting under the Illinois Wildlife Code. In addition, to help understand and or identify the problem with the discharge of firearms Member Weber asked if the Sheriff's Office has a report categorizing the type of complaints received regarding the discharge of a firearm. Keith Kaiser of the Sheriff's Office noted that unfortunately the Sheriff's Office does not have such a report on hand and that every case would have to be looked at individually.

Discussion ensued regarding the definition of a residential area, the possibility of making additional amendments to the ordinance to clarify its intent, and find other options to regulate and address the problems.

It was also clarified by the Sheriff's Office and the State's Attorney's Office that the residential definition must be applied in the ordinance in order to use the Administrative Adjudication process for violations of the discharge of firearms ordinance.

Member Hart and Member Paxton requested a chart that defines current regulations and what they will be after an ordinance is passed. Deputy County Administrator Amy McEwan suggested that a high level Frequently Ask Questions (FAQ) be developed.

Member Hart also indicated that a few years ago she asked for clarification of the jail population report as to why the pretrial population was so large. She was later informed that the pretrial population also includes other populations that are not identified. Member Hart requested that the Sheriff's Office identify the people that are not on pretrial with a different definition when sending the jail population reports. Undersheriff Raymond Rose provided a brief explanation and noted that the Sheriff's Office gets the definitions from the Courts.

A motion was made by Member Hart and seconded by Member Cunningham that a

discussion occur to obtain true definitions for the daily jail population report, an understanding of the average length of stay in jail, a conversation or analysis on electronic monitoring pretrial, and how bond rates correlate to whether or not people return to jail.

Aye: 4 - Chair Nixon, Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart, Member Paxton, and Member Weber

7. New Business

CIRCUIT CLERK

7.1 [16-1033](#)

Report from Keith S. Brin, Clerk of the Circuit Court, for the month of September 2016.

A motion was made by Member Weber, seconded by Member Calabresa, that communication or reports 7.1 and 7.2 be received and placed on the consent agenda. Motion carried by voice vote.

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

PUBLIC DEFENDER

7.2 [16-1101](#)

Report from Joy Gossman, Public Defender, for the month of September 2016.

A motion was made by Member Weber, seconded by Member Calabresa, that communication or reports 7.1 and 7.2 be received and placed on the consent agenda. Motion carried by voice vote.

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

SHERIFF

7.3 [16-1080](#)

Joint resolution accepting the U.S. Department of Justice, Office of Justice Programs grant and authorizing an emergency appropriation in the amount of \$250,000 for the implementation of the Lake County Crisis Intervention Team (CIT) Program.

Undersheriff Raymond Rose and Dawn Wucki-Rosbach of the Sheriff's Office reported on the implementation of the Lake County Crisis Intervention Team (CIT) program. Undersheriff Rose noted that there are four trainings conducted by one team and the goal is to train 395 officers and first responders in the next three years. In addition, the Sheriff's Office hopes to assist in municipalities where officers have not been through a CIT program.

Deputy County Administrator Amy McEwan thanked Donna Jo Maki of the Executive Justice Council for her assistance in obtaining this grant.

Undersheriff Rose introduced Dave Hare as the new Chief of Administration.

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

Committee. Motion carried by voice vote.

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

EMERGENCY TELEPHONE SYSTEM BOARD**7.4 [16-1057](#)**

Joint resolution authorizing an intergovernmental agreement between the City of Park City and the County of Lake for enhanced 9-1-1 emergency telephone service.

Jeannine Thompson of the Emergency Telephone System Board and Matt Fronk of the State's Attorney's Office presented on the intergovernmental agreement between Park City and Lake County for 9-1-1 emergency telephone services. Ms. Thompson noted Park City was very satisfied with the ordinance drafted by Mr. Fronk.

Discussion ensued regarding how many entities have joined to consolidate the emergency telephone services and how many are eligible to consolidate. In addition, there are entities consolidating with each other not including the County and there are cities such as Waukegan that do not meet the population criteria and are allowed to keep their own individual emergency telephone system.

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

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

NINETEENTH JUDICIAL CIRCUIT**7.5 [16-1095](#)**

Ordinance to repeal the civil alternate juror fees established pursuant to Public Act 098-1132.

Finance Director Gary Gordon, reported on the ordinance to repeal the civil alternate juror fees established by the State in June 2015 and the ordinance to establish fees for necessary attendants of grand and petit jurors. The juror fees established by the State in June 2015 were deemed unconstitutional and the County no longer has the statutory authority to impose an alternate juror fee. It is recommended that the County repeal the civil alternate juror fee. In addition, the fees will be returned to what they were before June 2015, mileage will be reduced and the County will provide \$5 to jurors to be used for lunch anywhere. Mr. Gordon added that the budget includes this change and will become effective on January 1, 2017.

A motion was made by Member Hart, seconded by Member Calabresa, that resolutions 7.5 and 7.6 be approved and referred on to the Financial and Administrative Committee. Motion carried by voice vote.

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

7.6 [16-1096](#)

Ordinance to establish fees for necessary attendants of grand and petit jurors.

A motion was made by Member Hart, seconded by Member Calabresa, that resolutions 7.5 and 7.6 be approved and referred on to the Financial and Administrative Committee. Motion carried by voice vote.

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

8. Executive Session

Executive Session was not entered into.

8.1 [16-1111](#)

Executive session to review closed session minutes pursuant to 5 ILCS 120/2 (c)(21).

Executive Session was not entered into.

A motion was made by Member Cunningham, seconded by Member Weber, that this item be discussed. The motion carried unanimously.

8.1A [16-1108](#)

Committee action regarding semi-annual review of closed session minutes.

A motion was made by Member Cunningham, seconded by Member Weber, that this committee action item be approved. Motion carried by voice vote.

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

9. County Administrator's Report

9.1 [16-0922](#)

Presentation and discussion regarding the fiscal year (FY) 2017 Legislative Program Proposals.

Adlil Issakoo and Ben Gilbertson of the County Administrator's Office presented on the fiscal year 2017 Legislative Program Proposals. Mr. Issakoo noted that the items related to the Law and Judicial Committee (L&J) are repeat items from last year's programs. Mr. Gilbertson reported on initiatives related to L&J including the inmate welfare fund. The Illinois Administrative Code allows the Sheriff's Office to use profits from a commissary system to benefit detainees as approved by the Sheriff's Office, but will seek clarification to specify the use commissary profits for the use of basic medical care and expenses for detainees. Another initiative includes seeking permissive authority the same as Kane and Will County have, to set a judicial facilities fee up to \$30 to be used for the new construction of judicial facilities.

Discussion occurred regarding several different fees authorized by the State.

Mr. Issakoo also reported on other support initiatives that include all legislation addressing the use of opioids and a joint effort with the National Association of Counties (NACO) seeking changes to the Health Insurance Portability and Accountability Act (HIPAA).

Member Hart inquired on receiving authority for a County wide prescription drug disposal program. Mr. Gilbertson reported that currently Cook County has legislation in the works

on this matter and once complete it will be a model for other counties.

Discussion ensued regarding the purpose of the prescription drug disposal program and how soon the County can obtain permissive authority on this matter.

10. Adjournment

A motion was made by Member Calabresa, seconded by Member Weber, that this item be adjourn. The motion carried unanimously.

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

Meeting minutes prepared by Heidie Hernandez.

Respectfully submitted,

Chairman

Vice-Chairman

Law and Judicial Committee