

Lake County Illinois

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



Meeting Minutes - Final

Tuesday, September 1, 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:

Patrice Sutton, Finance and Administrative Services

Donna Jo Maki, Executive Justice Council

Kurt Shultz, Finance and Administrative Services

Adlil Issakoo, County Administrator's Office

Chris Creighton, Finance and Administrative Services

Teri White, State's Attorney's Office

Mary Stevens, Courts Administration

RuthAnne Hall, Finance and Administrative Services

Gary Gordon, Finance and Administrative Services

Ben Gilbertson, County Administrator's Office

Dawn Wucki Roszbach, Lake County Sheriff's Office

Andrea Usry, Lake County Sheriff's Office

David Wathen, Lake County Sheriff's Office

Ryan Waller, County Administrator's Office

Steve Carlson, County Board Member

Linda Pederson, County Board Member

Barry Burton, County Administrator

Amy McEwan, County Administrator's Office

Heidie Hernandez, County Board Office

2. Pledge of Allegiance

Chair Nixon led the group in the Pledge of Allegiance.

3. Approval of Minutes**3.1 [15-0881](#)**

Minutes from July 7, 2015.

A motion was made by Member Bartels, seconded by Member Hart, that items 3.1 and 3.2 of the minutes be approved. The motion carried by the following vote:

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

Not Present: 2 - Member Paxton and Member Weber

3.2 [15-0933](#)

Minutes from August 4, 2015.

A motion was made by Member Bartels, seconded by Member Hart, that items 3.1 and 3.2 of the minutes be approved. The motion carried by the following vote:

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

Not Present: 2 - Member Paxton and Member Weber

4. Added to Agenda

There were no items added to the agenda.

5. Public Comment

There were no public comments.

6. Old Business

Member Calabresa gave thanks to all the members who helped with the process of the Text a Tip initiative, which will be open to the high schools, and middle schools on, September 1.

7. New Business

CIRCUIT COURT CLERK

7.1 [15-0857](#)

Report from Keith S. Brin, Clerk of the Circuit Court, for the month of July 2015.

A motion was made by Member Cunningham, seconded by Member Bartels, that items 7.1 through 7.5 be received and placed on 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

CORONER

7.2 [15-0895](#)

Report from Thomas A. Rudd, M.S., M.D., Coroner, for the month of May 2015.

A motion was made by Member Cunningham, seconded by Member Bartels, that items 7.1 through 7.5 be received and placed on 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

SHERIFF

7.3 [15-0858](#)

Report from Sheriff Mark C. Curran, Jr. for the month of May 2015.

A motion was made by Member Cunningham, seconded by Member Bartels, that items 7.1 through 7.5 be received and placed on 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

7.4 [15-0859](#)

Report from Sheriff Mark C. Curran, Jr. for the month of June 2015.

A motion was made by Member Cunningham, seconded by Member Bartels, that items 7.1 through 7.5 be received and placed on 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

7.5 [15-0860](#)

Report from Sheriff Mark C. Curran, Jr. for the month of July 2015.

A motion was made by Member Cunningham, seconded by Member Bartels, that items 7.1 through 7.5 be received and placed on 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

7.6 [15-0868](#)

Resolution authorizing the temporary closure of a portion of Route 173 on October 9, 2015.

Andrea Usry, Sheriff's Office, informed the group, that the Sheriff's Office and Beach Park Schools District 3, will be conducting an Active Shooter Drill at New Port Elementary School on October 9, 2015, and requests for temporarily closing of Illinois Route 173 from Route 41 East to Kilbourne Rd., from 7 a.m. to 1 p.m. The exercise is developed to produce a realistic representation of an active shooter at the New Port Elementary School.

There will be numerous school districts, fire departments, multiple law enforcement agencies and 250 volunteers participating in the drill.

Ryan Waller, County Administrator's Office, noted the exercise is required by the Illinois Department of Transportation.

Ms. Usry, also added that there will be signage indicating there is a police exercise taking place, with detour signage, traffic will be directed by the reserves and Lake County Department of Transportation will put up signs to inform the residents three to four days before the exercise takes place.

Member Calabresa inquired on why this is mandated. Ms. Usry responded that Lake county should have a three year plan which consists of functional drills, table top exercises followed by a full scale drill, such as an active drill. Dawn Wucki Rossbach, Sheriff's Office, also expounded that these drills tie into the Lake County's Hazard Mitigation Plan, which will allow Lake County to apply for federal funds, if needed due to a disaster or a qualifying incident.

Member Calabresa, requested a debriefing and an update on any drills in the future.

A motion was made by Member Weber, 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: 7 - Chair Nixon, Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart, Member Paxton and Member Weber

STATE'S ATTORNEY

7.7 [15-0898](#)

Joint resolution authorizing the renewal of the State's Attorney's Prosecutor Based Victim Services grant program, awarded by the Illinois Criminal Justice Information Authority (ICJIA), including \$61,127 in federal funds.

Teri White, State's Attorney's Office, noted the Sexual Assault Victims Coordinator's salary has been funded by grants since 1999. This coordinator works on training and communicating new protocols to the officers.

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

7.8 [15-0899](#)

Joint resolution authorizing the renewal of the State's Attorney's Prosecutor Based Victim Services grant program, awarded by the Illinois Criminal Justice Information Authority (ICJIA), including \$61,553 in federal funds.

Teri White, State's Attorney's Office, notified the group this is a newer grant which was initially given to the State's Attorney's Office in 2010. This counselor works with domestic violence victims, misdemeanors, and some felony cases.

A motion was made that this item be approved and referred on to Financial and Administrative Committee. The motion carried unanimously. 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

7.9 [15-0900](#)

Joint resolution authorizing the application award and execution of the renewal of an interagency agreement with the Illinois Criminal Justice Information Authority (ICJIA) to provide federal funding of \$35,605 for the Children's Advocacy Center Victim Advocate Grant for an additional 12 months.

Teri White, State's Attorney's Office, notified the group this grant has been provided since 1991 and helps fund the salary of a bilingual speaking coordinator at the child advocacy center.

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

7.10 [15-0901](#)

Joint resolution authorizing the application and execution of the renewal of an interagency agreement with the Illinois Criminal Justice Information Authority (ICJIA) to provide federal funding of \$54,376 for the Children's Advocacy Center Victim Advocate Grant for an additional 12 months.

Teri White, State's Attorney's Office, added this grant will help fund the salary of another coordinator at the Child Advocacy Center.

A motion was made by Member Weber, 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: 7 - Chair Nixon, Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart, Member Paxton and Member Weber

COURT ADMINISTRATION**7.11 [15-0865](#)**

Joint resolution authorizing and emergency appropriation in the amount of \$430,000, with offsetting revenue, in the Circuit Court's budget.

Mary Stevens, Court Administration, informed the group on two issues that need to be funded. One of the issues was the increase in juror fees which averages \$4,000 per week more than what was budgeted for, and the second being RICO cases, which required the County to hire independent conflict attorney's for each litigant in a multi litigant case.

The revenue will come from a State of Illinois reimbursement, which was not expected when putting together the FY2015 budget.

Discussion ensued on RICO cases and how the States Attorney's Office determines when RICO applies.

Member Hart inquired on the source of the revenue being used to help fund the two issues. Amy McEwan, County Administrator's Office, and Gary Gordon, Finance and Administrative Services, both elaborated, notifying the group the salaries of the probation officers are paid out of a corporate fund and Lake County is reimbursed a certain amount by the state. This action does not result in any funding cuts to the probation department.

Member Bartels, noted that the amounts on the resolution did not add up, the amount requested is \$430,000; \$150,000 for juror fees and 250,000 for conflict attorneys totaling \$400,000. Ms. Stevens clarified this was a typo error and will be corrected; the amount requested for conflict attorneys should be \$280,000.

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

7.12 [15-0866](#)

Joint resolution authorizing an emergency appropriation in the Circuit Court's budget, with offsetting revenue, in the amount of \$340,231 for a Behavioral Health Treatment Court Collaborative (BHTCC) grant.

Mary Stevens, Court Administration, notified the group this grant was awarded in 2014 for four years; however, must be approved every year.

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

CONSTRUCTION MANAGEMENT

7.13 [15-0912](#)

Joint resolution authorizing a contract with TA Bowman Constructors, LLC of of Bloomingdale, Illinois, and further authorizing assignment of that contract to Clark Construction Group LLC of Chicago, Illinois, as Construction Manager at Risk (CMAR) for the miscellaneous metals work for the Lake County courthouse expansion project in the amount of \$1,101,000.

Kurt Shultz, Finance and Administrative Services, presented two proposed bids. The bids are for spray fire proofing and the other is for miscellaneous metal, and both bids were within reasonable cost. Spray fire proofing has been awarded to American Fire Proofing, Inc. of Crown Point, Indiana; and the second bid is for miscellaneous metals which has been awarded to TA Bowman Constructors, LLC of Bloomingdale, Illinois.

Member Cunningham expressed her concern about complaints from her constituents regarding how many contracts that have been awarded to companies outside of Lake County and that the employees hired by these companies are not always Lake County residents. Gary Gordon, Finance and Administrative Services, explained to the group the Finance and Administrative Services Department, is tracking and monitoring the hours worked by local residents, and minorities, and has presented a report at the last Cultural Diversity and Committee of the Whole meetings, and will be presenting a report on this regularly. Lake County does meet with the contractors and encourages the employment of Lake County residents; however, Lake County cannot direct the contractors who to employ. Mr. Gordon also added that Lake County offers services through Workforce Development for residents looking for employment.

A motion was made by Member Weber, 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: 7 - Chair Nixon, Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart, Member Paxton and Member Weber

7.14 [15-0917](#)

Joint resolution authorizing a contract with American Fireproofing, Inc. of Crown Point, Indiana, and further authorizing assignment of that contract to Clark Construction Group LLC of Chicago, Illinois, as Construction Manager at Risk (CMAR) for the spray fireproofing work for the lake county courthouse expansion project in the amount of \$359,850.

A motion was made by Member Calabresa, 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: 7 - Chair Nixon, Vice Chair Cunningham, Member Bartels, Member Calabresa, Member Hart, Member Paxton and Member Weber

8. Executive Session**9. County Administrator's Report****9.1 [15-0913](#)**

Presentation of Legislative Program Proposals.

Adlil Issakoo, County Administrator's Office, provided an update on the legislative program. In July, a legislative questionnaire was given to the departments of Lake County with proposals for the legislative program.

The three recommendations for the program which pertain to the Law and Judicial Committee, include Judicial Facilities Fee, Inmate Welfare Fund, and the Juror Fee Trailer Bill.

The Judicial Facilities fee, currently permit Kane County and Will County by Counties Code to impose by ordinance, a judicial fee not to exceed \$30 to be used solely for the building of new judicial facilities. The County Administrator's Office is recommending that Lake County sponsor an amendment to the Counties Code to include Lake County to have the ability of setting a judicial fee.

Discussion ensued in regards to current and new fees.

The Inmate Welfare Fund uses a certain percentage of the commissary profits to help fund different items for the well-being of the inmates. The language in the Illinois Administrative Code does not specify what the funds can be used for. The Sheriff's Office proposes that the language be changed to indicate the funds can be used specifically for health care for inmates and facility maintenance.

Chair Nixon and Member Hart shared their concerns on how much of the funds will be used for facility maintenance. County Board Chairman Lawlor noted the primary concern is to expand the use of the Inmate Welfare Fund to defray costs that impact inmate welfare. The County spends about \$2,000,000 annually on medical care for inmates and at the end of 2014 the remaining balance of the Inmate Welfare Fund was \$ 400,000. Committee supports the proposed legislative initiative; however, due to the amount spent on health care it would be best to omit the section regarding facility maintenance from the language.

The final recommended proposal is to continue to support the Juror Fee Trailer Bill.

Discussion ensued on a list for the legislative program.

10. Adjournment

Meeting minutes prepared by Heidie Hernandez.

Respectfully submitted,

Chairman

Vice-Chairman

Law and Judicial Committee