

# Lake County Illinois

*Central Permit Facility  
500 W. Winchester Rd  
Libertyville, Illinois 60048-1331*



## Minutes Report - Final

Thursday, February 6, 2020

6:00 PM

500 W. Winchester Rd - Libertyville, Illinois

**Lake County Stormwater Management Commission**

**1. CALL TO ORDER**

The meeting was called to order by Chairman Taylor at 6:03 p.m.

**2. PLEDGE OF ALLEGIANCE**

**3. ROLL CALL**

The following were in attendance.

**Present** 9 - Member Wasik, Member Hewitt, Member Pedersen, Member Taylor, Alternate Frank, Member Kovarik, Member Schmit, Alternate Gust and Alternate Wagener

**4. PUBLIC COMMENT**

*Others present Lisle Stalter, Mike Warner, Kurt Woolford, Mike Prusila, Sharon Østerby and Kelcey Traynoff*

**5. APPROVAL OF MINUTES**

[20-0224](#)

*The January 2020 minutes were presented, there were no questions.*

**A motion was made by Member Kovarik, seconded by Member Pedersen. Motion passed by unanimous voice vote.**

**Aye:** 9 - Member Wasik, Member Hewitt, Member Pedersen, Member Taylor, Alternate Frank, Member Kovarik, Member Schmit, Alternate Gust and Alternate Wagener

**6. COMMISSION REPORTS**

**6.1 Director's Report**

*Mike Warner thanked Gary Gibson and County Chair Sandy Hart for being in attendance for the Stormwater Awards.*

**Stormwater Awards Presentation**

[20-0216](#)

*Mike Warner, Paul Frank, Kurt Woolford, John Wasik, Beverly Sussman, Dave Parro, and Craig Taylor presented the 2019 Annual Stormwater Awards.*

**This matter was presented**

**NEW WOTUS Rule - EPA Summary**

[20-0203](#)

*Mike Warner updated the Commission on the new WOTUS rule – the isolated wetlands definition will be more inclusive of wetlands in Lake County. USACE is pulling back on the wetlands they regulate, and SMC wetland staff will see an increase in workload. The new rule should be out next month.*

**This matter was presented**

**6.2 Chairman's Report**

**6.3 Commissioner's Report**

**7. ACTION ITEMS**

### 7.1 Treasurer's Reports

#### 20-0220

*Mike Warner presented the Year End and December 2019 Treasurer's Reports for approval.*

**A motion was made by Member Pedersen, seconded by Member Kovarik. Motion passed by unanimous roll call vote.**

**Aye:** 9 - Member Wasik, Member Hewitt, Member Pedersen, Member Taylor, Alternate Frank, Member Kovarik, Member Schmit, Alternate Gust and Alternate Wagener

### 7.2 Carryovers FY19

#### 20-0222

*Mike Warner explained that there was a detailed list, broken out by the accounts, of all the projects being carried over.*

**A motion was made by Member Hewitt, seconded by Alternate Gust. Motion passed by unanimous roll call vote.**

**Aye:** 9 - Member Wasik, Member Hewitt, Member Pedersen, Member Taylor, Alternate Frank, Member Kovarik, Member Schmit, Alternate Gust and Alternate Wagener

### 7.3 DRWW Financial Transactions

#### 20-0219

*Mike Warner discussed an emergency appropriation of \$11,000 for the Des Plaines River Watershed Workgroup (DRWW) to reconcile the 2019 DRWW budget. The emergency appropriation will cover one remaining invoice to Suburban Labs for water chemistry sampling. The DRWW 2020 Budget was presented for ratification.*

*Stuart Nissenbaum updated the Commission on the scope of work for the Midwest Biodiversity Institute (MBI) along with the 2020 Suburban Labs contract.*

**A motion was made by Alternate Frank, seconded by Member Pedersen, that this commission action item be ratified. Motion passed by unanimous roll call vote.**

**Aye:** 9 - Member Wasik, Member Hewitt, Member Pedersen, Member Taylor, Alternate Frank, Member Kovarik, Member Schmit, Alternate Gust and Alternate Wagener

### 7.4 SIRF FY20 Grayslake Central High School District 127 Agreement

#### 20-0230

*Kurt Woolford requested approval of the SIRF agreement in the awarded of \$34,000 for the Grayslake Central High School Drainage Relief Project.*

**A motion was made by Member Wasik, seconded by Member Kovarik. Motion passed by a unanimous roll call vote.**

**Aye:** 9 - Member Wasik, Member Hewitt, Member Pedersen, Member Taylor, Alternate Frank, Member Kovarik, Member Schmit, Alternate Gust and Alternate Wagener

### 7.5 SIRF FY20 Meadow Haven Creek Drainage Agreement

**20-0232**

*Kurt Woolford requested approval of the SIRF agreement in the awarded of \$15,000 for the Meadow Haven Creek Drainage Improvements.*

**A motion was made by Member Kovarik, seconded by Member Wasik. Motion passed with a roll call vote of**

**Aye:** 8 - Member Wasik, Member Hewitt, Member Pedersen, Member Taylor, Alternate Frank, Member Kovarik, Member Schmit and Alternate Gust

**Abstain:** 1 - Alternate Wagener

**7.6 TAC Member Ratification**

**20-0233**

*Kurt Woolford requested TAC Member ratification for new member Steve Zimmerman, who was previously approved by Chairman Taylor.*

**A motion was made by Member Kovarik, seconded by Alternate Frank. Motion passed by a unanimous voice vote.**

**Aye:** 9 - Member Wasik, Member Hewitt, Member Pedersen, Member Taylor, Alternate Frank, Member Kovarik, Member Schmit, Alternate Gust and Alternate Wagener

**7.7 WMB DPR FY20 Brookside HOA Award Request & Agreement Approval**

**20-0234**

*Kurt Woolford requested the approval of WMB funding in the amount of \$32,610 for the revised project extent. The requested amount was reduced due to work now only being performed in two HOAs rather than in three HOAs. Approval of the project agreement was also requested.*

**A motion was made by Member Pedersen, seconded by Member Hewitt. Motion passed by a unanimous voice vote.**

**Aye:** 9 - Member Wasik, Member Hewitt, Member Pedersen, Member Taylor, Alternate Frank, Member Kovarik, Member Schmit, Alternate Gust and Alternate Wagener

**7.8 WMB DPR FY20 Forest Creek COA Agreement**

**20-0235**

*Kurt Woolford requested the approval of the WMB agreement in the awarded amount of \$22,000 for the Forest Creek Condominium Association's Bank Stabilization Project.*

**A motion was made by Alternate Frank, seconded by Member Kovarik. Motion passed by a unanimous roll call vote.**

**Aye:** 9 - Member Wasik, Member Hewitt, Member Pedersen, Member Taylor, Alternate Frank, Member Kovarik, Member Schmit, Alternate Gust and Alternate Wagener

**7.9 The National Flood Insurance Program (NFIP) Reauthorization and Reform Act of 2019**

**20-0236**

Resolution of Support of federal legislation for:

The National Flood Insurance Program (NFIP) Reauthorization and Reform Act of 2019.

- In July 2019, bipartisan bills in both the U.S. House and the U.S. Senate (S.2187/H.R.3872) were introduced to reauthorize and make key reforms to the National Flood Insurance Program (NFIP).
- Lake County has a significant stake in the NFIP program, as we use funding administered through the program to develop and implement mitigation plans to better prepare for future flooding.
- NFIP also provides insurance coverage to property owners for damages and losses due to catastrophic flooding and the proposed legislation represents the first long-term reauthorization of the NFIP since 2012.
- This resolution is one instrument to communicate to our residents and congressional delegation the importance and impact this program has upon Lake County.

**A motion was made by Member Wasik, seconded by Member Kovarik. Motion passed by a unanimous voice vote.**

**Aye:** 9 - Member Wasik, Member Hewitt, Member Pedersen, Member Taylor, Alternate Frank, Member Kovarik, Member Schmit, Alternate Gust and Alternate Wagener

#### 7.10 1515 McArthur Drive Agreement

##### 20-0237

*Kurt Woolford requested a modification to the agreement, followed by a second request to approve the amended agreement. Due to the project being in an environmental justice area, there is not a 50% match requirement and the refunded amount will be up to \$20,000 of eligible project costs. SMC will attend Waukegan's next City Council meeting to offer support on project discussion at the meeting.*

*Motion to amend as presented made by Hewitt, second by Gust. Motion passed by a unanimous roll call vote.*

**A motion was made by Member Hewitt, seconded by Member Wasik. Motion passed by a unanimous roll call vote.**

**Aye:** 9 - Member Wasik, Member Hewitt, Member Pedersen, Member Taylor, Alternate Frank, Member Kovarik, Member Schmit, Alternate Gust and Alternate Wagener

#### 7.11 Rosemary Road Ravine Project Agreement

##### 20-0239

*Kurt Woolford requested approval of the WMB agreement in the awarded amount of \$27,776.*

**A motion was made by Member Pedersen, seconded by Member Kovarik. Motion passed by a unanimous roll call vote.**

**Aye:** 9 - Member Wasik, Member Hewitt, Member Pedersen, Member Taylor, Alternate Frank, Member Kovarik, Member Schmit, Alternate Gust and Alternate Wagener

#### 7.12 IGA Highland Park

##### 20-0257

*Sharon Østerby requested approval for IGA with the City of Highland Park for the acquisition and demolition of two flood-prone properties.*

**A motion was made by Alternate Frank, seconded by Member Kovarik. Motion passed by a unanimous roll call vote.**

**Aye:** 9 - Member Wasik, Member Hewitt, Member Pedersen, Member Taylor, Alternate Frank, Member Kovarik, Member Schmit, Alternate Gust and Alternate Wagener

### 7.13 IGA Green Oaks Projects

#### 20-0265

*Mike Warner requested the approval to amend the IGA with the Village of Green Oaks. This will be the first project proposed to the Commission that uses funds from the Capital Improvement Program (STOCIP). This project will utilize WMB and STOCIP funding*

**A motion was made by Member Kovarik, seconded by Alternate Frank. Motion made by Kovarik, second by Frank. Motion passed with a roll call vote of**

**Aye:** 8 - Member Wasik, Member Hewitt, Member Pedersen, Member Taylor, Alternate Frank, Member Kovarik, Member Schmit and Alternate Gust

**Abstain:** 1 - Alternate Wagener

## 8. INFORMATION SECTION

### 8.1 Regulatory Reports

#### 20-0068

*Kelcey Traynoff presented the Inspection Reports and Monthly Review Times that were included for review. There were no questions.*

**This matter was presented**

### 8.2 Correspondence

#### 20-0227

*Mike Warner spoke about SMC staff kudos for Sharon Østerby. Director Warner also commented on and congratulated SMC staff member Ashley Strelcheck receiving her CPESC.*

### 8.3 IWLC 2019 Program Summary

#### 20-0226

*Mike Warner discussed the IWLC 2019 Program Summary and noted that it is achieving the goal of no net loss in wetlands throughout the County. The program is also succeeding in preserving on-site wetlands.*

*Kurt Woolford added that the Program is maintaining a no net loss of wetlands in the Fox River, Des Plaines, and North Branch major watershed. SMC Regulatory wetland staff are also looking at the possibility of creating a new wetland mitigation bank*

**This matter was presented**

### 8.4 Community Relations/Public Info

*Member Schmit requested an update on FoxConn and the CBBEL study. Mike Warner stated that an update would be provided at a near future Commission meeting.*

*Kurt Woolford added that a town hall meeting at North Libertyville Estates will be held in the next week to address the water levels behind the levee.*

**9. EXECUTIVE SESSION for the purposes of personnel discussion and land acquisition**

**Motion made by Gust, second by Kovarik to enter into Executive Session for the purpose of personnel and possible land purchase discussion. Subsection 2 (c) 5; of the Illinois Open Meetings Act.**

**9.1 Property Purchase Authorization**

*After coming out of Executive Session.*

**a. IDNR-OWR Project 371 Purchase Authorization**

**20-0240**

*Chairman Taylor asked for a simultaneous approval for the IDNR-OWR Project 371 Purchase Authorization (Item 9.1.a) and the FEMA-PDM Purchase Authorization (Item 9.1.b).*

**Motion made by Alternate Gust, seconded by Hewitt. Motion passed by a unanimous roll call vote.**

**Aye:** 9 - Member Wasik, Member Hewitt, Member Pedersen, Member Taylor, Alternate Frank, Member Kovarik, Member Schmit, Alternate Gust and Alternate Wagener

**b. Purchase Authorization FEMA-PDM**

**20-0266**

*Chairman Taylor asked for a simultaneous approval for the IDNR-OWR Project 371 Purchase Authorization (Item 9.1.a) and the FEMA-PDM Purchase Authorization (Item 9.1.b).*

*Motion made by Gust, seconded by Hewitt. Motion passed by a unanimous roll call vote.*

**Motion made by Alternate Gust, seconded by Hewitt. Motion passed by a unanimous roll call vote.**

**Aye:** 9 - Member Wasik, Member Hewitt, Member Pedersen, Member Taylor, Alternate Frank, Member Kovarik, Member Schmit, Alternate Gust and Alternate Wagener

**10. ADJOURNMENT**

**Motion to adjourn by Gust, second by Kovarik at 7:31 p.m.**