

Lake County Illinois

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



Minutes Report - Final

Thursday, May 5, 2022

6:00 PM

500 W. Winchester Rd - Libertyville, Illinois

Lake County Stormwater Management Commission

PUBLIC ATTENDANCE: There are two options for the public to attend the meeting: (1) in-person attendance on the 2nd floor Central Permit Facility building 500 W. Winchester Road, Libertyville, Illinois, or (2) remote / virtual attendance through the link:

<https://us02web.zoom.us/j/85791360292>

Meeting ID: 857 9136 0292

One tap mobile
+13126266799,,85137896784# US (Chicago)

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RECORDING: Meetings, including Public Comment, will be recorded.

PUBLIC COMMENT: The public will be afforded time to comment on matters related to the business of the Lake County Stormwater Management Commission. A total of 30 minutes will be permitted for Public Comment and no more than three minutes per Comment. In general, Public Comment on items not on the agenda will be presented near the beginning of the meeting. Public Comment on agenda items may be presented during consideration of that item.

Individuals attending in-person or remotely may present their Public Comment during the meeting. Individuals not in attendance may provide written Public Comment that must be received by noon on the date of the meeting (emailed to stormwater@lakecountyil.gov or delivered to the Lake County Stormwater Management office at 500 W. Winchester Road, Libertyville Suite 201). Public Comment will proceed in the following order: (1) Public Comment by individuals in attendance on the 2nd floor, (2) Public Comment by individuals who attend via the link on the front page of the agenda and are attending remotely, and then (3) written comments.

CALL TO ORDER

The meeting was called to order by Chairman Schmit at 6:01 p.m.

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL

Present 9 - Member Casbon, Member Frank, Alternate Gust, Member Hewitt, Member Maine, Alternate Ryback, Chair Schmit, Alternate Talbett and Alternate Weidenfeld

4. PUBLIC COMMENT

Others present: Lisle Stalter, Paula Randall, Amy Wagner, Ajay Jain, Grant Benjamin (V), Dennis Leslie (V), Matt Meyers (V) and SMC staff: Kurt Woolford, Dijana Silber, Arnold Donato, Kelcey Traynoff, Mike Prusila, Sharon Østerby, Jeff Laramy, Ernesto Huaracha, Mia Gerace

5. APPROVAL OF MINUTES

[22-0719](#)

The April 7, 2022 minutes were presented, there were no questions.

A motion was made by Alternate Gust, seconded by Member Hewitt, that this commission action item be approved. The motion carried by the following voice vote.

Aye: 9 - Member Casbon, Member Frank, Alternate Gust, Member Hewitt, Member Maine, Alternate Ryback, Chair Schmit, Alternate Talbett and Alternate Weidenfeld

6. COMMISSION REPORTS

6.1 Director's Report

6.1. FY23 Budget Policies

a

Kurt Woolford informed the Commission that the Finance Committee approved the FY23 budget policies for SMC at the May 5, 2022 meeting. The draft budget will be brought back to a future SMC meeting.

6.1. Congressional Appropriations

b

[22-0695](#)

Mr. Woolford began the discussion, explaining that the FEMA grant cycle will be opening soon, for 30 days. There are several projects throughout the County that are receiving appropriations and SMC will be working with the project partners throughout the grant cycle.

6.2 Chairman's Report

Chairman Schmit did not have any updates at this time but would provide his comments during the discussion of item 7.5.

6.3 Commissioner's Report

7. ACTION ITEMS

7.1 Treasurer's Reports April 2022

22-0702

Motion to approve made by Ryback, second by Talbett. Motion

A motion was made by Alternate Ryback, seconded by Alternate Talbett, that this commission action item be approved. Motion passed by a unanimous roll call vote.

Aye: 9 - Member Casbon, Member Frank, Alternate Gust, Member Hewitt,
Member Maine, Alternate Ryback, Chair Schmit, Alternate Talbett and
Alternate Weidenfeld

7.2

22-0716

Joint resolution accepting grant award and authorizing an emergency appropriation for Regional Stormwater Projects in the amount of \$30,000,000 and funded by the IL Department of Commerce and Economic Opportunity (DCEO) in a newly created fund, Fund 743 Regional Stormwater Management Projects Fund.

- \$122,098,000 was appropriated in Public Act 102-0017 for Regional Stormwater Projects in Lake County, to be awarded by the Department of Commerce and Economic Opportunity (DCEO). Thus far, DCEO has awarded a grant of \$30,000,000 of the total appropriated funding for Regional Stormwater Projects to Lake County.
- No additional local match is required by DCEO, however additional funding will be provided by project partners to reimburse the Stormwater Management Commission for project administration. The intergovernmental agreements formalizing this partner reimbursement will be brought forward to the Stormwater Management Commission for approval in the future. The creation of a new fund is requested to segregate the accounting of these grant funds. An emergency appropriation is needed to reflect the revenue and provide for spending in the new fund.
- The grant period is October 1, 2021 through September 30, 2023.
- Authority to spend appropriated funds and execute any and all agreements with partners related to this allocation and distribution of DCEO Funds for Regional Stormwater Projects is delegated to the Stormwater Management Commission (SMC). SMC will have the sole responsibility for ensuring compliance with Uniform Grant Rules (2CFR Part 200) and all other enforcement and compliance required in the grant agreement.

Kurt Woolford presented and requested approval of the joint resolution accepting grant award and authorizing an emergency appropriation for Regional Stormwater Projects in the amount of \$30,000,000 and funded by the IL Department of Commerce and Economic Opportunity (DCEO) in a newly created fund, Fund 743 Regional Stormwater Management Projects Fund. This joint resolution Arnold Donato presented the April 2022 Treasurer's Reports. was approved by both the PWPT Committee and the Finance Committee. It will be going to the County Board next for final approval.

A motion was made by Member Casbon, seconded by Alternate Weidenfeld, that this resolution be approved. Motion passed by a unanimous roll call vote.

Aye: 9 - Member Casbon, Member Frank, Alternate Gust, Member Hewitt, Member Maine, Alternate Ryback, Chair Schmit, Alternate Talbett and Alternate Weidenfeld

7.3 Presentation of SMC Proposed Representation Districts

Present 10 - Member Casbon, Member Frank, Alternate Gust, Member Hewitt, Member Maine, Alternate Ryback, Member Sbarra, Chair Schmit, Alternate Talbett and Alternate Weidenfeld

22-0688

Jeff Laramy presented the proposed SMC representation districts and explained the goals of the representation area mapping again. Commissioner Frank commented on Northbrook being included as a municipality of District 1. Mr. Laramy explained that there is a sliver of Northbrook in Lake County and in 2011, it was not listed because of how small of an area is in Lake County. Commissioner Maine made the comment that when looking at the County Board districts, the listings appear incomplete. Mr. Laramy explained that the locations of municipalities and the County Board districts that are listed in each SMC representation areas are based on the majority of the population.

A motion was made by Member Hewitt, seconded by Member Frank, that this communication or report be approved. The motion carried by the following voice vote.

Aye: 10 - Member Casbon, Member Frank, Alternate Gust, Member Hewitt, Member Maine, Alternate Ryback, Member Sbarra, Chair Schmit, Alternate Talbett and Alternate Weidenfeld

7.4 Approval of FY22-23 annual prioritized staff Work Program

22-0689

Kurt Woolford presented and requested approval of the FY22-23 annual work program. The work program includes roughly 100 services and 100 projects and programs. Commissioner Casbon asked Mr. Woolford for more information on the Grandwood Park project. Mr. Woolford explained that the homes in the Grandwood Park area are subject to flooding caused by runoff from the agricultural field. There is a concept plan to reroute the water to go around the homes rather than through them. Commissioner Ryback asked about the Upper Des Plaines River study. Mr. Woolford explained that was on the work program and a preliminary feasibility study is being performed by NRCS with SMC as the local sponsor.

A motion was made by Alternate Ryback, seconded by Member Casbon, that this commission action item be approved. The motion carried by the following voice vote.

Aye: 10 - Member Casbon, Member Frank, Alternate Gust, Member Hewitt, Member Maine, Alternate Ryback, Member Sbarra, Chair Schmit, Alternate Talbett and Alternate Weidenfeld

22-0658

Resolution creating one temporary full-time equivalent in the Stormwater Management Commission and authorizing a line item transfer in the amount of \$140,242 in Fund 212 Stormwater Management Commission (SMC) Fund to fund a temporary Capital Improvement Program Manager full-time position.

- On April 25, 2022, Lake County received a \$30 million grant agreement for regional stormwater projects from the Illinois Department of Commerce and Economic Opportunity (DCEO). The Stormwater Management Commission currently has 14 stormwater remediation projects located across Lake County that will proceed immediately upon receipt of the grant funding.
- Immediate support is necessary to the Executive Director to manage the initial 14 projects, and all associated design consultants and contractors.
- The Fiscal Year 2022 budget included the intergovernmental revenue from municipal project partners that was expected to offset project grant administrative costs borne by the SMC. This was initially all budgeted in engineering services and must now be transferred to accommodate personnel-related expenses instead. Project partner intergovernmental agreements have been drafted and will be executed upon Lake County's acceptance of the grant agreement. The revenue associated with those agreements is expected to be received when each associated project is initiated.
- This line item transfer will provide 12 months of funding for the position and will be reimbursed with municipal revenue. As with all grant-funded employees, the employee will be terminated after this funding is exhausted unless another alternate source of funding is determined. Should municipal revenue not be obtained to fund the position, the Lake County Stormwater Management Commission's budget will be reduced accordingly.
- Additional staffing requests will be forthcoming at future meetings in coordination with the Lake County Administrator's Office.

Chairman Schmit began the discussion and explained that the additional position of Capital Improvement Program Manager will help manage and provide project oversight on the DCEO projects. Chairman Schmit explained that after going through interviews, a candidate has been selected, but approval of the position by the Commission and then the County Board is still needed. Mr. Woolford requested approval of the position and a line item transfer from engineering consultants to salaries to fund the position.

A motion was made by Alternate Ryback, seconded by Member Hewitt, that this resolution be approved. Motion passed by a unanimous roll call vote.

Aye: 10 - Member Casbon, Member Frank, Alternate Gust, Member Hewitt, Member Maine, Alternate Ryback, Member Sbarra, Chair Schmit, Alternate Talbett and Alternate Weidenfeld

7.6 Contract authorization with HR Green, Inc. for DCEO Project Services for Seavey Master Plan Phase 4 Channel Improvements and Shoreline Stabilization, Mundelein in the amount not-to-exceed \$394,259.84

Present 9 - Member Casbon, Alternate Gust, Member Hewitt, Member Maine, Alternate Ryback, Member Sbarra, Chair Schmit, Alternate Talbett and Alternate Weidenfeld

Absent 1 - Member Frank

22-0717

Ernesto Huaracha requested approval of the contract authorization with HR Green, Inc. for DCEO Project Services for Seavey Master Plan Phase 4 Channel Improvements and Shoreline Stabilization, Mundelein in the amount not-to-exceed \$394,259.84.

A motion to approve the contract authorization, pending State's Attorney review and approval, was made by Alternate Talbett, seconded by Member Casbon, that this commission action item be approved. The motion carried by the following roll call vote:

Aye: 9 - Member Casbon, Alternate Gust, Member Hewitt, Member Maine, Alternate Ryback, Member Sbarra, Chair Schmit, Alternate Talbett and Alternate Weidenfeld

Absent: 1 - Member Frank

Intergovernmental Agreement between the Illinois Department Of Transportation and the SMC providing for the conveyance of certain real estate relating to the reconstruction of IL 137 over Bull Creek Beach Park

Present 10 - Member Casbon, Member Frank, Alternate Gust, Member Hewitt, Member Maine, Alternate Ryback, Member Sbarra, Chair Schmit, Alternate Talbett and Alternate Weidenfeld

22-0713

Ernesto Huaracha and Sharon Østerby requested approval of the Intergovernmental Agreement between the Illinois Department of Transportation and the SMC providing for the conveyance of certain real estate relating to the reconstruction of IL 137 over Bull Creek Beach Park.

A motion was made by Member Hewitt, seconded by Alternate Gust, that this commission action item be approved. Motion passed by a unanimous roll call vote.

Aye: 10 - Member Casbon, Member Frank, Alternate Gust, Member Hewitt, Member Maine, Alternate Ryback, Member Sbarra, Chair Schmit, Alternate Talbett and Alternate Weidenfeld

8. INFORMATION SECTION

8.1 Regulatory Reports

22-0701

Kelcey Traynoff presented the reports for inspection status and monthly review times. Commissioner Maine made the comment that we need to be cognizant of the types of rain events the County is getting and during this heavier rain events is when the sediment and erosion control measures should be working. Ms. Traynoff stated that she would follow up with the field inspectors to discuss.

8.2 Correspondence

8.3 Community Relations/Public Info

9. EXECUTIVE SESSION

10. ADJOURNMENT

A motion was made by Member Ryback, seconded by Member Gust, that this item be adjourn. Motion passed by a unanimous voice vote. Meeting adjourned at 7:03pm.

Aye: 10 - Member Casbon, Member Frank, Alternate Gust, Member Hewitt, Member Maine, Alternate Ryback, Member Sbarra, Chair Schmit, Alternate Talbett and Alternate Weidenfeld