

**MCHENRY COUNTY BOARD
MINUTES OF THE REGULAR SESSION MEETING
NOVEMBER 15, 2005**

Chairman of the Board – Kenneth Koehler (District 2)

District 1 Donald R. Brewer Marc Munaretto Anna May Miller Dan Shea	District 2 Marie M. Chmiel James Heisler Kenneth Koehler Lyn Orphal	District 3 Ed Dvorak Ann Kate Nick Provenzano Barbara Wheeler
District 4 Sue Draffkorn John Hammerand Pete Merkel Sandra Fay Salgado	District 5 John Jung Jr. Perry Moy Virginia Peschke Tina Hill	District 6 Ann Gilman Richard Klasen Don Larson Mary Lou Zierer

The Honorable County Board of McHenry County, Illinois met in Regular Session on Tuesday, November 15, 2005.

Chairman Koehler called the meeting to order at 7:00 p.m. The Pledge of Allegiance to the Flag was led by Chief Deputy County Clerk Terry Madsen with Members of the Board, department heads and visitors participating. Ms. Wheeler gave the invocation/personal remarks.

ROLL CALL

The roll was called by Chief Deputy County Clerk Terry Madsen. The following members responded: Chmiel, Draffkorn, Dvorak, Gilman, Hammerand, Heisler, Hill, Jung, Kate, Klasen, Larson, Merkel, Miller, Moy, Munaretto, Orphal, Peschke, Provenzano, Salgado, Shea, Wheeler, Zierer, Brewer and Koehler. Chairman Koehler declared a quorum present with twenty-four (24) members responding.

MINUTES

Mr. Klasen made a motion seconded by Mr. Shea to approve County Board Regular Session minutes from November 1st, 2005.

Chairman Koehler asked for any changes or corrections, there were none.

Chairman Koehler asked for a voice vote, the ayes having it, the motion is passed.

CHAIRMAN'S REMARKS

Chairman Koehler told the board that he is putting together a task force on vicious and dangerous dogs. The first meeting will take place tomorrow, November 16th as an organizational meeting. There are six county board members, one from each district that will be represented as well as members of the Sheriff's Department, the State's Attorney's office, the Health Department and Health Board, and Brian Sager, Mayor of Woodstock and a Professor in Animal Behavior and Husbandry at MCC.

Secondly, Chairman Koehler introduced Brent Smith from Local 150 of Crystal Lake who is originally from St. Bernard Parish, LA who shared thoughts and letters that he received from donations that were sent from McHenry County to Louisiana. Pictures from the hurricane ravaged areas were passed around for board members to look at.

Mr. Smith gave out certificates of thanks to several people who were deeply involved in the donation process. He gave his heartfelt thanks to everyone in the county that has helped in efforts for donations for Louisiana. Chairman Koehler thanked Mr. Smith and said that the county is working on getting more vehicles together to send down.

SPECIAL PRESENTATIONS

McHenry County Transit Plan

Lynn Ottie (sp), an associate with TranSystems came forward to give the presentation. Donna Schaefer was available to give additional information and answer questions.

A handout was given to summarize what was worked on for a little over a year. She described the process and the participation that went into the project as well as key findings and recommendations and goals for the county. A copy of the summary report is in the County Board file.

Chairman Koehler asked if there were any questions. It was asked if there was a break down of users by age and gender. Ms. Schaefer said no. She added that use was for both work and pleasure. It was asked where the funding comes from. She responded that it comes from current providers. It was asked what happens after the board approves this Transit Plan. Ms. Schaefer said the next step starting in January is to bring to the table the current providers and other people who may be interested in providing transportation throughout the county. These are people who are willing to sit down at the table and talk about how they could work with us and with PACE to provide additional transportation opportunities. The roll the county is going to play in this is that there will be a level of local accountability for transportation. Currently it is scattered with different agencies and PACE, and PACE is not a local agency.

Chairman Koehler thanked Ms. Schaefer and the committee for a job well done.

Regional Transportation Authority Act (RTA) Program and Budget for 2006

Mr. Ike McAllis and Fred Norris were here to give this presentation.

Mr. McAllis explained the budget process and the challenges ahead. He said that last year over 553 million passengers made use of the RTA system with over 400 routes throughout the region. He said that current assets in the transit system for the region is about \$27 billion dollars. Mr. McAllis went over the funding and the need for more. He added that the public hearing for McHenry County is December 6th at the Woodstock City Hall from 4:30 to 6:00 p.m. to go over the budget process.

Chairman Koehler asked if there were any questions. It was asked about how many McHenry County passengers use the Metra line. Mr. McAllis said about 3,000 people used Metra. It was asked if there was re-organizing of the board as was discussed a while back. Mr. McAllis responded that there is serious interest in that but it has been put off until after the elections. The CTA was driving that issue. It was noted that the concern that the collar counties would have is that it would seriously change the make up of the board and also the voting block. Chairman Koehler thanked Mr. McAllis for his presentation.

ZBA CONSENT AGENDA

Chairman Koehler asked if anyone wished to remove a petition, there were none.

Ms. Gilman made a motion seconded by Ms. Miller to approve the following Petitions:

Exb. #05-92; Hartland Twp; Lange/Knoll; reclass of A1 to I1CV

Exb. #05-99; Seneca Twp; Harris Bk Wdstk/Hughes; reclass of A1 to A1C

Exb. #05-101; McHenry Twp; Remke; reclass of R1 to R1V

Exb. #05-116; Algonquin Twp; Ieremcuic; reclass of R1 to R1V

Exb. #05-117; Hartland Twp; Anita Kay Barger Trust; reclass of E1 to E1V

Chairman Koehler asked for a roll call vote. The following members responded aye: Chmiel, Draffkorn, Dvorak, Gilman, Hammerand, Heisler, Hill, Jung, Kate, Klasen, Larson, Merkel, Miller, Moy, Munaretto, Orphal, Peschke, Provenzano, Salgado, Shea, Wheeler, Zierer, Brewer and Koehler. The vote being twenty-four (24) ayes, Chairman Koehler declared the motion passed.

ZBA REGULAR AGENDA

Chairman Koehler said that Petition #05-48 will be pulled from the agenda today by request.

Chairman Koehler removed himself from voting on the following petition as he is an officer of Flowerwood, Inc. and a shareholder. He asked Vice-Chairman Jung to conduct the vote on this petition.

Ms. Gilman made a motion seconded by Mr. Klasen to approve the following Petition:
Exb. #05-78; Dorr Twp; Flowerwood, Inc.; reclass of A1 to R1/E1

Ms. Peschke indicated that she has concerns because of the uniqueness of the Ridgefield area. Her main concern is about the maintaining of wetlands and preserve areas with a homeowners association, she feels that this rarely works. Ms. Ehardt responded that the Stormwater Management Ordinance does take care of maintenance and the items Ms. Peschke had concerns about.

Vice Chairman Jung noted that to pass this petition a $\frac{3}{4}$ vote is required as a formal objection had been filed with the County Clerk's office.

Vice Chairman Jung asked for a roll call vote. The following members responded: Chmiel, Draffkorn, Dvorak, Gilman, Hammerand, Heisler, Hill, Jung, Kate, Klasen, Larson, Merkel, Miller, Munaretto, Orphal, Provenzano, Salgado, Shea, Wheeler and Zierer. Nay: Moy, Peschke and Brewer. Abstain: Koehler. The vote being twenty (20) ayes, three (3) nays and one (1) abstain, Vice Chairman Jung declared the motion passed.

PLATS

Ms. Gilman made a motion seconded by Ms. Miller to approve the following Plat:
Final Subdivision Plat: Dodge Re-Subdivision; Nunda Twp

Chairman Koehler asked for a roll call vote. The following members responded aye: Chmiel, Draffkorn, Dvorak, Gilman, Hammerand, Heisler, Hill, Jung, Kate, Klasen, Larson, Merkel, Miller, Moy, Munaretto, Orphal, Peschke, Provenzano, Salgado, Shea, Wheeler, Zierer, Brewer and Koehler. The vote being twenty-four (24) ayes, Chairman Koehler declared the motion passed.

Ms. Gilman made a motion seconded by Ms. Orphal to approve the following Plat:
Final Subdivision Plat: Lances Subdivision; Algonquin Twp

Chairman Koehler asked for a roll call vote. The following members responded aye: Chmiel, Draffkorn, Dvorak, Gilman, Hammerand, Heisler, Hill, Jung, Kate, Klasen, Larson, Merkel, Miller, Moy, Munaretto, Orphal, Peschke, Provenzano, Salgado, Shea, Wheeler, Zierer, Brewer and Koehler. The vote being twenty-four (24) ayes, Chairman Koehler declared the motion passed.

Both plats were in the room for review.

PUBLIC PARTICIPATION

None

NEW AND UNFINISHED BUSINESS

None

APPOINTMENTS

Ms. Peschke made a motion seconded by Ms. Salgado to approve the following appointment:

Animal Control Administrator
Edin Mehanovic, DVM term to expire 12/31/2006

Chairman Koehler asked for any discussion. Some board members felt that the amount being paid is too much. It was pointed out that the contract does have a 30-day kick out clause so that if the county does not feel it needs Dr. Mehanovic's services any longer or the Dr. feels that he was no longer contributing the contract can be canceled.

Chairman Koehler asked for a roll call vote. The following members responded aye: Chmiel, Klasen, Larson, Miller, Moy, Munaretto, Orphal, Peschke, Provenzano, Salgado, Shea, Zierer and Koehler. Nay: Draffkorn, Dvorak, Gilman, Hammerand, Heisler, Hill, Jung, Kate, Merkel, Wheeler and Brewer. The vote being thirteen (13) aye and eleven (11) nay votes, Chairman Koehler declared the motion passed.

Mr. Brewer made a motion seconded by Mr. Klasen to approve the following appointments:

Marengo Rescue Squad
Ryan Montgomery term to expire 12/2009
Corey Brackmann term to expire 12/2009
William Weirich term to expire 12/2009

Chairman Koehler asked for a roll call vote. The following members responded aye: Chmiel, Draffkorn, Dvorak, Gilman, Hammerand, Heisler, Hill, Jung, Kate, Klasen, Larson, Merkel, Miller, Moy, Munaretto, Orphal, Peschke, Provenzano, Salgado, Shea, Wheeler, Zierer, Brewer and Koehler. The vote being twenty-four (24) ayes, Chairman Koehler declared the motion passed.

ROUTINE CONSENT AGENDA

Chairman Koehler asked if anyone wished to remove an item from the agenda. Mr. Larson asked to remove item #14.2 B(13).

Mr. Merkel made a motion seconded by Ms. Chmiel to approve the Routine Consent Agenda with one item removed.

Ms. Gilman commented about the McHenry County Board Rules which are on the Consent Agenda. In regard to continuing the payment for County Board members mileage she feels that the board should not be paid to come from home to work, nobody else does. She asked if the Management Services Committee could have some discussion on this. Ms. Kate said the Management Services Committee did not discuss whether mileage would be paid but she can put it on their agenda.

Mr. Shea clarified that 14.2 I(5) is a revised resolution.

Chairman Koehler asked for a roll call vote. The following members responded aye: Chmiel, Draffkorn, Dvorak, Gilman, Hammerand, Heisler, Hill, Jung, Kate, Klasen, Larson, Merkel, Miller, Moy, Munaretto, Orphal, Peschke, Provenzano, Salgado, Shea, Wheeler, Zierer, Brewer and Koehler. The vote being twenty-four (24) ayes, Chairman Koehler declared the motion passed.

14.2. B(13) Resolution authorizing the reclassification and adjustment to hours to select positions in the Health Department 05-06 roster.

Mr. Munaretto made a motion seconded by Mr. Moy to approve the above-named resolution.

Mr. Larson said he pulled item #14.2 B(13) to note a typographical error that should be corrected. The change was noted and will be corrected.

Chairman Koehler asked for a roll call vote. The following members responded aye: Chmiel, Draffkorn, Dvorak, Gilman, Hammerand, Heisler, Hill, Jung, Kate, Klasen, Larson, Merkel, Miller, Moy, Munaretto, Orphal, Peschke, Provenzano, Salgado, Shea, Wheeler, Zierer, Brewer and Koehler. The vote being twenty-four (24) ayes, Chairman Koehler declared the motion passed.

ORDINANCES

Mr. Munaretto made a motion seconded by Mr. Shea to approve the following ordinance.

Ordinance authorizing the Annual Appropriations for fiscal year 05-06 budget which has a schedule of expenditures totaling \$180,385,062 and a schedule of revenues totaling \$180,385,062 which includes the following recommended amendments to the preliminary budget that was filed on October 18th, 2005. The Clerk of the County Board has a copy of this and it is made a part of the permanent record of tonight's proceeding. There are five (5) pages of corrections.

Chairman Koehler asked for a roll call vote. The following members responded aye: Chmiel, Draffkorn, Dvorak, Gilman, Hammerand, Heisler, Hill, Jung, Kate, Klasen, Larson, Merkel, Miller, Moy, Munaretto, Orphal, Peschke, Provenzano, Salgado, Shea, Wheeler, Zierer, Brewer and Koehler. The vote being twenty-four (24) ayes, Chairman Koehler declared the motion passed.

Mr. Munaretto made a motion seconded by Ms. Orphal to approve the following ordinance.

Ordinance providing for the levy of taxes for McHenry County for fiscal year December 1, 2005 through November 30, 2006 which was filed on October 18, 2005 with an aggregate total of \$64,097,850 broken down in the following way:

General Corporate Fund	\$23,220,000
Veteran's Assistance Fund	630,850
Highway Fund	5,107,890
County Bridge Fund	210,000
Matching Tax Fund	1,005,000
Illinois Municipal Retirement Fund	5,950,000
Social Security/Medicare Fund	4,150,000
Loss Prevention and Protection Fund	5,500,000
Mental Health Fund	10,332,110
Tuberculosis Care & Treatment Fund	212,000
Valley Hi Enterprise Fund	6,000,000
Senior Services Fund	1,780,000

Chairman Koehler asked for a roll call vote. The following members responded aye: Chmiel, Draffkorn, Dvorak, Gilman, Heisler, Hill, Jung, Kate, Larson, Merkel, Miller, Moy, Munaretto, Orphal, Peschke, Provenzano, Salgado, Shea, Wheeler, Zierer, Brewer and Koehler. Nay: Hammerand and Klasen. The vote being twenty-two (22) ayes and two (2) nays, Chairman Koehler declared the motion passed.

ADMINISTRATOR'S REPORT

Mr. Austin said he hoped the board felt good about the budget and thought the process went smoothly. He thanked everyone for their involvement in this. Secondly, he said we got final sign offs from the judges, state's attorney and from the public defender on the plans for the remodeling of the courthouse.

EXECUTIVE SESSION

None

MEMBERS' COMMENTS

Mr. Larson said yesterday he received an 18 page list of complaints from the Planning Commission with the staff re-write of the 2020 Plan. The last Planning Commission meeting was canceled without contacting the members of the Planning Commission as to why it needed to be canceled where some of these problems could have been worked out. He thinks that the staff and the Planning Commission should sit down together and work out the differences in these plans so that we don't confuse the public. Ms. Gilman stated that she didn't receive a copy of the complaints he referred to and she is Chairman of the committee. Chairman Koehler stated that there are two different plans. The second is to show the differences to help people to read the plan and be able to understand the differences.

Ms. Peschke noticed on the County Board Rules that we have our standard agenda. She thought the State's Attorneys office was going to look into whether we could allow Public Participation before we vote on the zoning. Mr. Stone said that when it was brought up at the Management Services Committee meeting there didn't seem to be any interest in making any changes so it did not go any further than that. Ms. Peschke said that we have been told that it is not permissible and she does not believe that is correct so she was looking for a legal opinion on this. She doesn't know why it is legal for people to speak to us on the first Tuesday of the month and not on the third Tuesday before the zoning votes. Mr. Stone said he misunderstood and will follow up with Tom Carroll. He thinks that there is a written opinion that goes against that so he will check into it.

Ms. Salgado said many members of the Mental Health Court Task Force was able to go to DuPage again and are moving forward with the idea of implementing a Mental Health court. She invited everyone to attend their meetings which are the 1st Wednesday of every month in the grand jury room at 4 p.m.

Mr. Hammerand spoke about the comments about individuals owning wetlands in developments. He thinks that we should go back and look at what our ordinance does because if our ordinance puts sections of wetlands into private ownership that is a problem.

Ms. Kate noted that there were two or three lap top computers in the board room today being used by board members. This started in Management Services last week in an effort to having a paperless county board meeting. Board Members are learning how to use these and eventually they will be used in the board meetings as well.

Ms. Hill stated that she is collecting the \$10 fee from everyone for the Christmas dinner.

Ms. Orphal wished everyone a safe and Happy Thanksgiving.

Ms. Ehardt commented about the different versions of the Planning Commission's 2020 Plan. She pointed out that the purpose of the plans was that the commission wanted it one way, strictly their plan, and the committee requested that the changes between the staff version and the

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Commission version be shown in one document. One allows you to see the changes the other is just the final version with all of the modifications taken out of it.

ADJOURNMENT

Mr. Klasen made a motion seconded by Ms. Miller to adjourn at 8:27 p.m. Chairman Koehler declared the motion passed on a unanimous voice vote.

Dated and approved at Woodstock, Illinois this 6th day of December, A.D., 2005.

S/ Kenneth D. Koehler
Kenneth D. Koehler, Chairman
McHenry County Board

ATTEST:

S/ Katherine C. Schultz
Katherine C. Schultz, County Clerk