

**MCHENRY COUNTY BOARD  
MINUTES OF THE REGULAR SESSION MEETING  
JANUARY 03, 2006**

**Chairman of the Board – Kenneth D. Koehler (District 2)**

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

The Honorable County Board of McHenry County, Illinois met in Regular Session on Tuesday, January 03, 2006.

Chairman Koehler called the meeting to order at 9:00 a.m. The Pledge of Allegiance to the Flag was led by County Clerk Katherine C. Schultz with Members of the Board, department heads and visitors participating. Ms. Chmiel gave the invocation/personal remarks.

**ROLL CALL**

The roll was called by County Clerk Katherine C. Schultz. The following members responded: Gilman, Heisler, Hill, Jung, Kate, Klasen, Larson, Merkel, Miller, Moy, Munaretto, Orphal, Peschke, Provenzano, Salgado, Shea, Wheeler, Zierer, Brewer, Chmiel, Draffkorn, Dvorak and Koehler. Absent: Hammerand. Chairman Koehler declared a quorum present with twenty-three (23) members responding.

**MINUTES**

Mr. Klasen made a motion seconded by Ms. Miller to approve minutes of meetings for County Board Committee of the Whole on June 2, 2005 and December 15, 2005.

Chairman Koehler asked for any changes or corrections, there were none. He then asked for a voice vote, the ayes having it, the motion is passed.

**CHAIRMAN'S REMARKS**

Chairman Koehler welcomed everyone to the first meeting of the new year and enlisted prayers for all of the people who are suffering from weather related destruction, war and the recent mine cave in. He also said there is a CALF meeting scheduled for Friday morning at 8:15 a.m. he hoped it would be well attended. Most of it will be related to our state and federal legislative agendas and the auditor's vacancy will be discussed. Additionally, he spoke about the recommendations being sent to legislators about the Dangerous and Vicious Dogs. This is the first step of the task force. There has been discussion about changes that could be made to McHenry County ordinances once legislation by the state is changed. The last task will be to look at what we can do to improve Animal Control and the services that we provide as well as the educational component. It is the Chairman's understanding that there is going to be a lot of different legislation brought forth.

**SPECIAL RECOGNITION**

None

SPECIAL PRESENTATIONS

None

PLATS

None

PUBLIC PARTICIPATION

Chairman Koehler explained the rules of public participation. The following people spoke:

Joe Daleiden of Woodstock	for	2020 Plan
Patricia Kennedy of Harvard	for	2020 Plan
Mary Winkel of Wonder Lake	against	Petition #05-83
Karen Gray of Marengo	regarding Vicious and Dangerous Dogs	
Michael Walkup of Crystal Lake	for	2020 Plan
Kathy Rode of Wonder Lake	for	Petition #05-83
Steve Cuda, Atty for Petitioner	for	Petition #05-83
Tim Henrion of Wonder Lake	against	Petition #05-83
Ronald Chapman of Crystal Lake	for	2020 Plan
Linnea Kooistra of Woodstock	for	2020 Plan

Chairman Koehler noted that the allotted 30 minute time limit was up and asked for a motion to continue. Mr. Larson made a motion seconded by Ms. Wheeler to continue Public Participation for those people signed in to speak. On a unanimous voice vote, the motion is passed.

Adrienne Chissus of Wonder Lake	Petitioner for	Petition #05-83
Steve Schneider	Developer for	Petition #05-83
Connie Mueller of Wonder Lake	for	Petition #05-83

Noting no other persons wishing to speak, Chairman Koehler closed this part of the meeting.

NEW AND UNFINISHED BUSINESS

**Resolution declaring a vacancy for the position of the McHenry County Auditor**

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

Chairman Koehler asked for a roll call vote. The following members responded aye: Gilman, Heisler, Hill, Jung, Kate, Klasen, Larson, Merkel, Miller, Moy, Munaretto, Orphal, Peschke, Provenzano, Salgado, Shea, Wheeler, Zierer, Brewer, Chmiel, Draffkorn, Dvorak and Koehler. Absent: Hammerand. The vote being twenty-three (23) aye votes, noting one (1) absent, Chairman Koehler declared the motion passed.

Chairman Koehler commented that in the interim Pam Palmer, Chief Deputy Auditor will be acting as the manager of that department. She has updated administration on what will be happening in the next couple of weeks. He will be notifying both parties today by mail that the vacancy now exists. The appointment needs to be a Republican because there was a Republican in office and the process is to fill this vacancy within 60 days. The Chairman's goal is to fill this by the 21<sup>st</sup> of February.

**Resolution supporting changes to state legislation addressing dangerous and vicious dogs**

Mr. Jung made a motion seconded by Ms. Gilman to approve the above-named resolution.

Chairman Koehler asked for any discussion. A couple of typographical errors were pointed out and will be corrected. There was extensive discussion about the recommendations going to legislators; part of which involved our ability to address the problem countywide in subdivided areas vs. just unincorporated McHenry County. The recommendation is meant to deal with dogs running at large, a copy of the recommendations by the task force are on file in the board packet. Concerns were raised about the website possibility noting dangerous dogs and their locations. No where on the website does it list the owner of the animal and it is the owner's responsibility to control and handle their dog. Chairman Koehler said once the state must change the way the law reads then we will be able to make appropriate changes to handle problems within McHenry County. It was suggested that we not stop at notifying just local legislators we should let legislators state wide know about the recommendations we are proposing and our concerns as many other areas probably have similar problems. Chairman Koehler ended by saying he has had lengthy conversations with different individuals that have been involved in writing some of this legislation for the legislators. He said we should look at the population of a county and then direct a lot of these things towards the more populated counties because the rural counties won't be as supportive. Chairman Koehler said this is not an easy issue and the task force will continue to work on this and follow its progress.

Chairman Koehler asked for a roll call vote. The following members responded aye: Gilman, Heisler, Hill, Jung, Kate, Klasen, Larson, Merkel, Miller, Moy, Munaretto, Orphal, Peschke, Provenzano, Salgado, Shea, Wheeler, Zierer, Brewer, Chmiel, Draffkorn, Dvorak and Koehler. Absent: Hammerand. The vote being twenty-three (23) aye votes, noting one (1) absent, Chairman Koehler declared the motion passed.

#### APPOINTMENTS

None

#### ROUTINE CONSENT AGENDA

Chairman Koehler asked if anyone wished to remove an item from the agenda. Mr. Shea asked to remove Agenda #13.2 I (1).

Chairman Koehler asked for a motion to approve the Routine Consent Agenda. Mr. Shea made a motion seconded by Ms. Orphal to approve the Routine Consent Agenda with one item removed.

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

#### **13.2 I (1) Resolution authorizing approval of an Intergovernmental Agreement with the State of Illinois**

Mr. Shea made a motion seconded by Ms. Orphal to approve the above-named resolution.

Mr. Shea stated this was pulled so that he could note that there was a typo corrected on the first page of the agreement, under "Current Jurisdiction" McHenry Township needs to be changed to Algonquin Township. The correction is noted and changed.

Chairman Koehler asked for a roll call vote. The following members responded: Gilman, Heisler, Hill, Kate, Klasen, Larson, Merkel, Miller, Moy, Munaretto, Orphal, Peschke, Provenzano, Salgado, Shea, Wheeler, Zierer, Brewer, Chmiel, Draffkorn, Dvorak and Koehler.

Absent: Hammerand and Jung. The vote being twenty-two (22) aye votes, noting two (2) absent, Chairman Koehler declared the motion passed.

#### ORDINANCES

None

#### ADMINISTRATOR'S REPORT

Mr. Austin let the board know that key members of the Planning and Development department have been working hard on putting together information so we can further consider the 2020 Plan and putting together some options on how we will move forward with the development of the 2030 Plan. Secondly, he spoke with the Sheriff's office and as an update on the federal detainees in the jail, we now have over 200 federal detainees and are filling up the space.

#### EXECUTIVE SESSION

Chairman Koehler said there was a need to go into executive session to discuss Real Estate Acquisition and Pending Litigation.

Mr. Klasen made a motion seconded by Mr. Heisler to go into executive session at 10: 19 a.m.

Executive session ran from 10:19 a.m. to 10:50 a.m.

Ms. Chmiel made a motion seconded by Mr. Merkel to go back into regular session. Chairman Koehler asked for a roll call vote. The following members responded: Gilman, Heisler, Hill, Kate, Klasen, Larson, Merkel, Miller, Moy, Munaretto, Orphal, Peschke, Provenzano, Salgado, Shea, Wheeler, Zierer, Brewer, Chmiel, Draffkorn, Dvorak and Koehler. Absent: Hammerand and Jung. The vote being twenty-two (22) aye votes, noting two (2) absent, Chairman Koehler declared the motion passed.

#### MEMBERS' COMMENTS

Ms. Salgado said she is anxious to hear what the plan is for the Planning Commission as a member of that commission. She said she did not receive any notification that the commission had been disbanded. Chairman Koehler said that the Planning Commission did exactly what they were to do by presenting their plan and then they are done. The Planning and Development department will be having a presentation on Thursday in regards to some ideas as to what the process should be for the Planning Commission. Ms. Gilman added that several commission members' terms expired during the plan process. Those people whose terms were expiring were notified and Planning and Development made sure that commission members' terms were extended so that this plan could be completed and presented to the County Board. Ms. Gilman said she didn't feel that there is any desire to disband the Plan Commission nor did she think that the present members were to have a lifetime appointment. There are many people who wish to be a part of the Plan Commission. Ms. Salgado said her point is that if there is no quorum there is no commission and since there has been no quorum, there is not a commission and she feels as a voting member she should have been notified. Ms. Gilman said she should come to the meeting as there will be discussion about how the commission should be organized and how the next plan is developed. Mr. Austin said the letter being referenced is a letter that went out in late in October that thanked the commission for their work and stated that if they wanted to be re-appointed they should turn their names in and that the board would be looking at how and if and when the Regional Plan Commission would be reconstituted.

Ms. Kate said Tom Sullivan from IT will be available for Finance Committee members next Tuesday at 8:15 a.m. to get more instruction on using the laptop computers. This will be while the Management Services meeting is going on, then when their meeting is over those committee

members can meet with Mr. Sullivan or his staff for more instruction on the use of the laptop computers. Any other board members that would like to come are welcome as eventually all board members will be having the laptops. Chairman Koehler said some of the administrative staff should probably be attending this, also. Mr. Austin will check on this.

Mr. Moy said Building Projects and Valley Hi will be having a joint meeting on January 23<sup>rd</sup>. Ms. Zierer said there will also be a regular Valley Hi meeting this Thursday. Also, Mr. Moy stated that the CALF meeting this Friday is very important and hoped that all board members would attend.

Mr. Brewer told the board there will be a Law & Justice meeting immediately after this meeting and it will be short.

Mr. Larson spoke regarding the Plan Commission and said that the "Plan" is only a small part of what the commission does. The commission should be kept up so that they can make sure that the "Plan" is being adhered to.

Ms. Peschke said she is one of the people that requested Susan Connor review the 2020 Plan. She did take from the meeting that Ms. Connor had not had an opportunity to review the plan extensively that she had looked at the maps mostly. The Plan Commission was distressed that they were unable to speak with Ms. Connor and ask questions because they were somewhat restricted from their comments.

ADJOURNMENT

Mr. Brewer made a motion seconded by Mr. Heisler to adjourn at 11:10 a.m. Chairman Koehler declared the motion passed on a unanimous voice vote.

Dated and approved at Woodstock, Illinois this 17<sup>th</sup> day of January, A.D., 2006.

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

ATTEST:

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