

MCHENRY COUNTY BOARD
MINUTES OF THE REGULAR SESSION MEETING
NOVEMBER 21, 2006

Chairman of the Board – Kenneth D. 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 Blake Hobson 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 Vacant Don Larson Mary Lou Zierer

The Honorable County Board of McHenry County, Illinois met in Regular Session on Tuesday, November 21, 2006.

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. Zierer 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, Hill, Hobson, Jung, Larson, Miller, Moy, Munaretto, Orphal, Peschke, Provenzano, Salgado, Shea, Wheeler, Zierer, Brewer and Koehler. Absent: Merkel. The response being twenty-two (22) ayes noting one (1) absent and one (1) vacancy, Chairman Koehler declared a quorum present.

MINUTES

Mr. Shea made a motion seconded by Mr. Heisler to approve County Board Regular Session meeting minutes from October 17th and November 9th, 2006. Chairman Koehler asked if there were any changes or corrections, there were none. Noting none, he asked for a voice vote to approve the minutes as presented, the ayes having it, the motion to approve is passed.

CHAIRMAN'S REMARKS

Chairman Koehler noted that he and County Administrator Peter Austin attended a meeting on Friday along with a few other board members regarding the Regional Water Supply Planning Group. This is a group of 11 counties that are going to be involved in the study of the water situation within the Chicago metropolitan area. He felt that for a first meeting it was a great start with well over 150 people attending. As this process moves forward he said they will be looking for some board members to become involved.

Chairman Koehler commented that he is saddened because some of our board members are going to be leaving us. They might have thought that this was their last meeting; however, we are in need of a special meeting on November 30th so they have one more meeting to go. Chairman Koehler asked board members Mr. Hobson, Mr. Moy, Mr. Brewer, Mr. Larson and Ms. Gilman to come forward and accept a plaque in recognition of their work with the county. He thanked all of them for their time and commitment. Ms. Gilman presented the county with a painting of the Cupola house in Marengo for their art collection and explained its history a little bit.

Ms. Ehardt came forward and took a picture of the outgoing board members with Chairman Koehler. Chairman Koehler thanked Ms. Gilman for her donation.

SPECIAL RECOGNITION/REPORTS

Mr. Heisler made a motion seconded by Ms. Chmiel to approve the following Eagle Scout recognition:

Steven Drapalik of Troop #158 Crystal Lake

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

SPECIAL PRESENTATIONS

None

ZBA CONSENT AGENDA

Ms. Gilman asked to move Petition #06-75 down to the ZBA Regular Agenda because an objection was filed by Hartland Twp...

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

- Exb. #06-38; Nunda Twp; Paul/Valerie Piotrowski; reclass of R1 to R1V
- Exb. #06-56; Algonquin Twp; Opiola/Gabryszewski/Waterbury Assoc; reclass A1 to R1
- Exb. #06-61; Seneca Twp; Ryan Gieseke; reclass of A1 to A2
- Exb. #06-62; Seneca Twp; Ryan Gieseke; reclass of A1 to A2
- Exb. #06-63; Seneca Twp; Ryan Gieseke; reclass of A1 to A2
- Exb. #06-69; McHenry Twp; Darlene Kotovsky; reclass of R1C to R1CV
- Exb. #06-70; Algonquin Twp; Joseph Podder; reclass of R1 to R1V
- Exb. #06-76; McHenry Twp; Barbara Kozminska; reclass of R1 to R1V
- Exb. #06-77; McHenry Twp; HSB Trust #5045/Popovich; reclass of R1 to R1V

Chairman Koehler asked for any discussion, there was none. He then asked for a roll call vote to approve the above-named petitions. The following members responded aye: Chmiel, Draffkorn, Dvorak, Gilman, Hammerand, Heisler, Hill, Hobson, Jung, Larson, Miller, Moy, Munaretto, Orphal, Peschke, Provenzano, Salgado, Shea, Wheeler, Zierer, Brewer and Koehler. Absent: Merkel. The vote being twenty-two (22) ayes, noting one (1) absent and one (1) vacancy, Chairman Koehler declared the motion passed.

ZBA REGULAR AGENDA

Ms. Gilman made a motion seconded by Mr. Shea to approve the following Petition:

- Exb. #06-75; Hartland Twp; Fumanchu Group, LLC; reclass of I1 to I2

Chairman Koehler asked for any discussion. It was noted that although an objection was filed for this petition, most board members felt that this was an appropriate use for this property. A couple of board members agreed with some local residents who felt that it was too dense. Chairman Koehler said that a $\frac{3}{4}$ vote is required to approve this petition because of the objection being filed.

Chairman Koehler asked for a roll call vote. The following members responded aye: Chmiel, Draffkorn, Dvorak, Gilman, Heisler, Hill, Hobson, Jung, Larson, Miller, Moy, Munaretto, Orphal, Provenzano, Salgado, Shea, Wheeler, Zierer, Brewer and Koehler. Nay: Hammerand and Peschke. Absent: Merkel. The vote being twenty (20) ayes and two (2) nays noting one (1) absent and one (1) vacancy, Chairman Koehler declared the motion passed.

Ms. Gilman asked to pull off Petition #06-20; Janet and Petition #06-66; Yadgar by request of their respective attorneys. The Janet petition will be coming back in December.
Ms. Gilman noted that there are three petitions in Greenwood Twp. and there was a valid objection from Greenwood Twp. regarding these reclassifications, so they will require a $\frac{3}{4}$ vote. Also, because one person was missing from the ZBA these come to the board with no recommendation, so she asked for a motion to approve from the board floor, all three can be done at the same time.

Mr. Brewer made a motion seconded by Mr. Hobson to approve the following Petitions:
Exb. #06-48; Greenwood Twp; WM Rock Hill Prop; reclass of A1 to A2
Exb. #06-49; Greenwood Twp; WM Rock Hill Prop; reclass of A1 to A2
Exb. E06-50; Greenwood Twp; WM Rock Hill Prop; reclass of A1 to A2

Chairman Koehler asked for any discussion. It was noted that all of the requirements have been met on these petitions and the only reason one of the ZBA members had to excuse himself was because he found out he was quasi involved. Ms. Gilman commented that the objection received from Greenwood Twp. had no reasons why they objected to the reclassification. Chairman Koehler said that the objection was received in the mail yesterday to him. The letter stated that there was a list of objection but they did not accompany the letter. It was noted that when you put the parcels together there seems to be a piece missing. Ms. Ehardt responded that there is a part that will remain A1 Agriculture and will be limited for what it can be used for, it is about 4 acres in size.

Chairman Koehler asked for a roll call vote. The following members responded aye: Chmiel, Draffkorn, Dvorak, Gilman, Hammerand, Heisler, Hill, Hobson, Jung, Larson, Miller, Moy, Munaretto, Orphal, Peschke, Provenzano, Salgado, Shea, Wheeler, Zierer, Brewer and Koehler. Absent: Merkel. The vote being twenty-two (22) ayes, noting one (1) absent and one (1) vacancy, Chairman Koehler declared the motion passed.

Ms. Gilman asked for a motion from the floor for Petition #06-17.
Mr. Brewer made a motion seconded by Mr. Moy to approve the following Petition:
Exb. #06-17; Burton Twp; Dori/Roy Lytle; reclass of A1V to A1CV

Chairman Koehler asked for any discussion. It was noted that the use next door is substantially heavier and letters of supports have been received by neighbors. It was felt that this is a good use for the property.

Chairman Koehler asked for a roll call vote. The following members responded aye: Chmiel, Draffkorn, Dvorak, Gilman, Hammerand, Heisler, Hill, Hobson, Jung, Larson, Miller, Moy, Munaretto, Orphal, Peschke, Provenzano, Salgado, Shea, Wheeler, Zierer, Brewer and Koehler. Absent: Merkel. The vote being twenty-two (22) ayes, noting one (1) absent and one (1) vacancy, Chairman Koehler declared the motion passed.

PUBLIC PARTICIPATION

Chairman Koehler explained the rules of public participation. The following person spoke:
Randy Donley of Union re: his impending appt as a District 6 County Board member

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

NEW AND UNFINISHED BUSINESS

Resolution setting the 2007 meeting dates for the McHenry County Board

Ms. Hill made a motion seconded by Mr. Heisler to approve the above-named resolution.

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

Chairman Koehler said an item needed to be added and it is regarding Animal Control Article XVII of the McHenry County Public Health Ordinance.

Ms. Peschke made a **motion** seconded by Ms. Salgado **to postpone consideration of Article XVII of the McHenry County Public Health Ordinance until the meeting on December 19, 2006.**

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

APPOINTMENTS

Chairman Koehler said that the County Board District 6 appointment will be pulled from this Appointment tonight because based on County Board rules we have to give a 5-day written notice to the County Board before they can take action on an appointment. This appointment must be done within a 60-day time frame which puts us at December 2nd so a special meeting will be called on November 30th to address this as well as some other items.

Mr. Brewer made a motion seconded by Mr. Provenzano to approve the following Appointment:
Marengo Rescue Squad Board of Trustees
Robert Bower and Scott Higgins term to expire 12/2010

Chairman Koehler asked for a roll call vote. The following members responded aye: Chmiel, Draffkorn, Dvorak, Gilman, Hammerand, Heisler, Hill, Hobson, Jung, Larson, Miller, Moy, Munaretto, Orphal, Peschke, Provenzano, Salgado, Shea, Wheeler, Zierer, Brewer and Koehler. Absent: Merkel. The vote being twenty-two (22) ayes, noting one (1) absent and one (1) vacancy, Chairman Koehler declared the motion passed.

ROUTINE CONSENT AGENDA

Chairman Koehler asked if any one wished to remove an item from the agenda, there were none. Mr. Shea made a motion seconded by Ms. Gilman to approve the Routine Consent Agenda as presented.

Chairman Koehler asked for a roll call vote. The following members responded aye: Chmiel, Draffkorn, Dvorak, Gilman, Hammerand, Heisler, Hill, Hobson, Jung, Larson, Miller, Moy, Munaretto, Orphal, Peschke, Provenzano, Salgado, Shea, Wheeler, Zierer, Brewer and Koehler. Absent: Merkel. The vote being twenty-two (22) ayes, noting one (1) absent and one (1) vacancy, Chairman Koehler declared the motion passed.

ORDINANCES

For Review: Purchasing Ordinance

Ms. Hill told the board that the Purchasing Department asked that the 30-day review be waived because the current ordinance has some inconsistencies with the rules that are posted on the web for people that put in bids and in regard to Animal Control, right now they want to be able to make our contracts where they are following and signing our contracts instead of us signing their contracts. This new Purchasing Ordinance will allow for that.

Decrease the Non-Departmental Debt Service (Telephone Lease) expenditure line item by \$28,800 and increase the following expenditure budget line item:
 Non-Departmental – Capital Projects \$28,800

Decrease the Information Technology Telecommunications expenditure line item by \$4,284 and increase the following expenditure budget line items:
 County Board – Contractual \$1,932
 County Administration – Contractual \$2,352

Mental Health Funds

Increase and Decrease the following Mental Health 708 Board Fund expenditure line items:

Mental Health/Special Projects – Commodities	\$1,008
Mental Health 708 – Personnel	(\$130,691)
Mental Health 708 – Contractual	(\$ 77,056)
Mental Health 708 – Commodities	(\$ 5,685)
Mental Health 708 – Debt Service	(\$ 770)
Mental Health/All Ages – Contractual	\$ 11,474
Mental Health/Senior Services – Contractual	\$ 2,416
Mental Health/Adult Services – Contractual	\$ 31,870
Mental Health/C&A Services – Contractual	<u>\$ 167,434</u>
Total	-0-

Increase and Decrease the following Mental Health Family Care Local Match and C&A Services expenditure line items:

Mental Health/FCLM – Contractual	(\$ 97,516)
Mental Health/FCLM – Commodities	\$ 80,214
Mental Health/FCLM – Capital	\$ 10,000
Mental Health/C&A Services – Contractual	<u>\$ 7,302</u>
Total	-0-

Increase and Decrease the following Mental Health Child Initiative Grant expenditure Line items:

Mental Health/CIG – Contractual	\$ 25,000
Mental Health/CIG – Commodities	<u>(\$ 25,000)</u>
Total	-0-

Valley Hi Enterprise Fund

Decrease Fund Balance Enhancement in the Valley Hi Enterprise Fund by \$14,592
 And increase the following expenditure budget line item:

Valley Hi – Debt Service (Telephony Lease)	\$ 14,592
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Decrease Valley Hi Building Project Fund Contractual expenditure line items by \$428,729 and Decrease Valley Hi Building Project Fund Capital Outlay expenditure line items by \$845,080 and Decrease Valley Hi Building Project Fund Utilization of Fund Balance by \$1,273,809.

Capital Building Project Funds

Increase the Improved Jail Project Fund Contingency expenditure line item by \$44,545
And increase Utilization of Fund Balance revenue line item by \$44,545.

Decrease the County Courts & Related Services Project Fund Contractual expenditure
Line items by \$95,094 and Decrease the County Courts & Related Services Project
Fund Capital Outlay expenditure line items by \$12,001 and Decrease the County Courts
And Related Services Utilization of Fund Balance by \$107,095.

Decrease the Animal Control Facility/Performance Contracting Project Fund Contractual
Expenditure line items by \$108,206 and Increase the Animal Control Facility/
Performance Contracting Project Fund Capital Outlay expenditure line items by \$88,429
And Decrease the Animal Control Facility/Performance Contracting Project Fund
Utilization or Fund Balance by \$19,777.

Chairman Koehler asked for a roll call vote. The following members responded aye: Chmiel, Draffkorn, Dvorak, Gilman, Heisler, Hill, Hobson, Jung, Larson, Miller, Moy, Munaretto, Orphal, Peschke, Provenzano, Salgado, Shea, Wheeler, Zierer, Brewer and Koehler. Nay: Hammerand. Absent: Merkel. The vote being twenty-one (21) ayes and one (1) nay, noting one (1) absent and one (1) vacancy, Chairman Koehler declared the **motion to approve the Annual Appropriation Ordinance as amended has been approved.**

Mr. Munaretto made a motion seconded by Mr. Shea to approve the following Ordinance:
Ordinance providing for the Levy of Taxes for McHenry County, Illinois for the fiscal year December 1, 2006 through November 30, 2007.

Chairman Koehler asked for any discussion. Mr. Hammerand stated that in our truth and taxation statement we said that this aggregate levy would amount to about 7.49% for the amount extended or estimated to be for the fiscal year 05/06. He finds this troubling as Lake County only increased their budget 3.4% this year. He added that the U.S. Government only chose to give a 3.3% to those people on social security and last year they got 4.1%, so those people are being hit harder this year and he feels our 7.49% increase is too much. Mr. Shea commented that one of the reasons is at that rate is because of the significant growth and we are allowed to tax that, it is strictly to take advantage of all of the new development that is here that should be paying its way.

Chairman Koehler asked for a roll call vote. The following members responded aye: Chmiel, Draffkorn, Dvorak, Gilman, Heisler, Hill, Hobson, Jung, Larson, Miller, Moy, Munaretto, Orphal, Peschke, Provenzano, Salgado, Shea, Wheeler, Zierer, Brewer and Koehler. Nay: Hammerand. Absent: Merkel. The vote being twenty-one (21) ayes and one (1) nay, noting one (1) absent and one (1) vacancy, Chairman Koehler declared the **motion to approve the Levy of Taxes for McHenry County for fiscal year December 1, 2006 through November 30, 2007 has been approved.**

ADMINISTRATOR'S REPORT

Mr. Austin told the board that a tentative agreement was reached with Operating Engineers Local 150 for our Highway Department and Facilities Management staff. He thinks it could be brought forward as soon as December 19th. He said the budget was approved today and noted that there were no significant modifications in the budget to account for that contract and he doesn't feel that we need to at this point. Mr. Austin also noted that he and Mr. Ivetec held 5 successful employee forums with about 150 employees attending. In regard to Valley Hi the inspection was

done and a couple of things need to be re-checked, it should take place around November 28th. They will be meeting out there tomorrow to make sure everything is ready for that inspection and they are still trying to decide if they will be able to move patients before or after the holidays. He will let the board know about that. Lastly, he said he had a good meeting about strategic planning and possibly using a third party to assist us. Our strategic planning session will be a bit sooner this year, perhaps late January or early February. This session will take place out at Glacial Park.

EXECUTIVE SESSION

None

MEMBER'S COMMENTS

Ms. Salgado updated the board on the Mental Health Court Task Force. They have been working with departments here in the county and community providers to put together a program for offenders who have a mental illness and they have been moving forward at a steady pace. In December they will be formalizing, hopefully, a pilot program. She is hoping to come back with key members from the task force and Sandy Lewis from the Mental Health Board in the spring to do a little presentation to tell the board about that program.

Mr. Larson thanked the board for their support and friendship and reminisced about his years on the County Board and the many accomplishments that have occurred over the years and encouraged the board to embrace change because you can't get away from it.

Ms. Zierer told the board that there are 8 or 9 people at Valley Hi that have no family and don't get anything at Christmas. If anyone would like to purchase a gift for any of these people, please let her know.

Mr. Brewer thanked the board and said he has enjoyed his years on the board. He reminisced a bit and hoped that someone will pick up his torch and carry it on as well as carrying on his conservative ways with how government money is spent.

Mr. Hobson thanked the board for their help and support during his short term on the board, he has enjoyed it very much.

Mr. Hammerand said that State's Attorneys open house was very nice, they have a nice new space. The EDC also had a get together tonight and it was nice to meet some people that are in business in the county and have a one on one conversation with them.

Ms. Peschke reminisced about being on the board in the 1990's and said it was a fun time and that she will miss our outgoing board members.

Mr. Provenzano thanked the Sheriff's office and their investigative unit along with the State's Attorney for assisting the Liquor Commission in eliminating the situation at Whisper's Dance Bar. It was a serious situation and through their quick action they were able to eliminate it.

Ms. Hill told the board that there will be a good bye party on Wednesday December 6th at Deeter's from 5:30 to 7:30. Cost will be \$20 a head except our guests; that will cover their costs. If you didn't get an invite please see her.

Mr. Moy thanked the board for his time here, he feels honored and blessed to have been able to serve the community.

Mr. Jung told the board that the first meeting regarding the 2030 Plan was held on November 9th and the staff presented an abbreviated version of the zoning and land use that we had at our Committee of the Whole. Everyone introduced themselves and told what they would like to see in the plan. Some of which is protection of groundwater, economic and industrial growth, protection of farmland and sustainable and affordable residential growth. One common thing of the committee was the preservation of McHenry County's quality of life. Mr. Jung was elected as Chairman, Dennis Dreyer was elected Vice Chairman and R.B. Thompson was elected as Secretary. The next meeting will be December 14th at 7 p.m.

Ms. Wheeler asked when we would be having a presentation in Imagine McHenry County. Mr. Austin responded that it could be some time in January.

ADJOURNMENT

Mr. Hobson made a motion seconded by Mr. Brewer to adjourn at 8:25 p.m. Chairman Koehler declared the motion passed on a unanimous voice vote.

Dated and approved at Woodstock, Illinois this 19th day of December, A.D., 2006.

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

ATTEST:

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