

MCHENRY COUNTY BOARD  
MINUTES OF THE REGULAR SESSION MEETING  
FEBRUARY 03, 2009

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

<b>District 1</b> Yvonne M. Barnes Robert Bless Anna May Miller Marc Munaretto	<b>District 2</b> J.S. "Scott" Breeden James Heisler Kenneth Koehler Lyn Orphal	<b>District 3</b> Mary L Donner Ed Dvorak Kathleen Bergan Schmidt Barbara Wheeler
<b>District 4</b> Sue Draffkorn John Hammerand Pete Merkel Sandra Fay Salgado	<b>District 5</b> Tina Hill James P Kennedy Virginia Peschke Paula Yensen	<b>District 6</b> Randall Donley Mary T McCann Daniel P Ryan Ersel C Schuster

The Honorable County Board of McHenry County, Illinois met in Regular Session on Tuesday, February 3, 2009.

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 Schultz with Members of the Board, department heads and visitors participating. Ms. Salgado gave the invocation/personal remarks.

ROLL CALL

The roll was called by County Clerk Katherine Schultz. The following members responded: Donner, Draffkorn, Dvorak, Heisler, Hill, Kennedy, McCann, Merkel, Miller, Munaretto, Orphal, Peschke, Salgado, Schmidt, Schuster, Wheeler, Yensen, Barnes, Bless, Breeden, Donley and Koehler. Absent: Hammerand and Ryan. Chairman Koehler declared a quorum present with twenty-two (22) members responding. Mr. Ryan came in after the roll was called.

MINUTES

Mr. Heisler made a motion seconded by Ms. Schuster to approve County Board minutes from January 20, 2009. Chairman Koehler asked if there were any corrections. Noting none, Chairman Koehler asked for a voice vote, the ayes having it, the motion to approve the minutes was approved.

CHAIRMAN'S REMARKS

Chairman Koehler said this Friday is the Strategic Planning meeting and he hopes that everyone will be in attendance. After the meeting at about 2 p.m. everyone is invited out to Valley Hi for the installation of the aviary that MaryLou Zierer's family provided as a gift to Valley Hi. Also, on February 13<sup>th</sup> at 8:30 there will be a meeting on campus regarding the housing crisis in McHenry County. Hundreds have been invited, so they're hoping for a good turnout. It should be a very informative meeting for everyone. Lastly, he said on February 21<sup>st</sup> at the Dole Mansion the Lincoln birthday dinner will take place. The tickets are almost sold out so if anyone is interested in going see Ms. Hill.

SPECIAL RECOGNITION/REPORTS

None

SPECIAL PRESENTATIONS

*State of the County Address – Chairman Koehler*

Chairman Koehler said this is his fifth time delivering the State of the County address as County Board Chairman. He pointed out that this year will present challenges to the County Board due to the difficult economy. The Chairman referred to the word "balance" and its definition as he feels it accurately describes the tasks ahead for the County Board in 2009. He went on to talk a little about the changes underway in McHenry County Government, noting five new members on the County Board, new leadership in different departments of the County and things going on in Springfield and Washington DC as they could affect McHenry County. He talked about the successes in the County from the DOT completion of many projects to the McHenry County Transit Plan, to the Groundwater Protection Program Task Force. Along with extensive progress in writing the 2030 Comprehensive Plan and the new Animal Control/Health Department Clinic facility in Crystal Lake, there is much to be proud of. Chairman Koehler said along with our accomplishments and progressions the County has moved cautiously to set the table for implementation of the McHenry County Campus Plan. With the acquisition of the Klehm property and Cardinal Bank property the

County is on their way to working on the next steps of the Plan. Chairman Koehler said one of the exciting successes is the first graduation class of the new Mental Health Court that took place last week. This is a substantial milestone in ending the revolving door between the courts and incarceration for those non-violent offenders needing critical mental health interventions. Chairman Koehler talked about the financial outlook for the coming year as uncertain. He said that the County must set a "balanced" course of action so that we don't ignore the market conditions and still provide needed services to our constituents. With our Financial Model in place we can aim to achieve a "balance" managed approach to the County's finances. As always, he said we must conservatively manage the people's money to provide the services needs for a safe and healthy County environment. Chairman Koehler noted that many of our fellow citizens in McHenry County are facing hard times with the economic downturn and we must find ways to make sure our citizens are directed to the resources that are available to assist them. Chairman Koehler ended by saying that we are all witnesses to history being made with the recent inauguration of President Obama as the 44<sup>th</sup> President of the United States. He quoted a part of his memorable speech saying, "Our challenges may be new. The instruments with which we meet them may be new. But those values upon which our success depends – hard work and honesty, courage and fair play, tolerance and curiosity, loyalty and patriotism – these things are old." Chairman Koehler hopes that we keep these words of wisdom at heart as we create "balanced" solutions to the challenges that McHenry County will encounter in 2009.

PLATS

None

PUBLIC COMMENT

Chairman Koehler explained the rules of Public Comment. The following person(s) spoke:

Marion Lemberger of Woodstock	against	Petition #08-24
Ken Lemberger of Schaumburg	against	Petition #08-24

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

NEW AND UNFINISHED BUSINESS

11.1 *Resolution authorizing adoption of a Federal Legislative Program for FY 2010*

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

Mr. Austin noted that this was talked about at the CALF meeting two weeks ago.

Chairman Koehler asked for a roll call vote. The following members responded aye: Donner, Draffkorn, Dvorak, Heisler, Hill, Kennedy, McCann, Merkel, Miller, Munaretto, Orphal, Peschke, Ryan, Salgado, Schmidt, Schuster, Wheeler, Yensen, Barnes, Bless, Breedon, Donley and Koehler. Absent: Hammerand. The vote being twenty-three (23) ayes noting one (1) absent, Chairman Koehler declared the motion passed.

APPOINTMENTS

None

STANDING COMMITTEE CHAIRMAN UPDATES

Mr. Heisler said that a copy of the 2030 Land Use plan time line has been placed in everyone's mailbox. He said there are many things completed. Ms. Sandquist added that the Regional Planning Commission (RPC) did review and endorse the timeline at its last meeting. This Thursday they will be looking at the Open Space chapter and finalizing their comments on that and after that they have agreed that they are going to turn the text over to the consultants and that they will review and comment on those drafts via e-mail so that they can start to use their meeting time to start working on the LEAM assessment and evaluation modeling and development of the future land use map. He said we are looking to complete this by July. Immediately thereafter, they will be working on another round of municipal and township review meetings and will be working with MCCOG to organize that. Simultaneously they will be having a first public review meeting at one or more locations to be determined then there will be a second round of review meetings for the mapping components. The RPC will get things all together and whatever revisions they want from the initial review meetings and they will be submitted to the Planning & Development Committee which could then forward it to the County Board with or without any revisions. At that time the County Board would release it for the final official public hearing, with or without revisions, and the RPC would again go through the process and resubmit it for adoption.

Ms. Schuster said Management Services has been working on the County Board rules for quite some time. She asked everyone to take a look at the draft minutes. Any suggestions or comments she would appreciate it if you

would contact anyone on Management Services Committee or attend the meeting next week. Mr. Austin added that there weren't any significant changes made other than the addition of the Natural Resources and Environment Committee. They wanted to make sure they were balancing the responsibilities of the new committee with the standing committees that were already in place.

Ms. Hill encouraged Planning & Development Committee members to get her their ideas or bring them with to the meeting as there will be discussion on the two year work plan they are working on.

#### ROUTINE CONSENT AGENDA

Chairman Koehler asked if anyone wished to remove an item from the Consent Agenda. Ms. Orphal removed 14.2 B(9) and Mr. Munaretto removed 14.2 B(6).

Mr. Dvorak made a motion seconded by Mr. Ryan to approve the Routine Consent Agenda with two items removed.

Chairman Koehler asked for any discussion. Mr. Merkel referred to item #14.2 B(7), the Veterans Lottery Grant, and where the revenue goes to. Under Sheriff Lowery said the revenue will go to fund a Veterans Dental Service Program.

Mr. Donley referred to item #14.2 B(2), about the purchase of vehicles for the Sheriff Dept, he wondered why the nine pursuit vehicles weren't on the list for approval for purchase at the same time as these six. Mr. Austin said it was a timing issue that they didn't have the request for purchase of the pursuit vehicles at the time the request for these six came in.

Chairman Koehler asked for a roll call vote. The following members responded aye: Donner, Draffkorn, Dvorak, Heisler, Hill, Kennedy, McCann, Merkel, Miller, Munaretto, Orphal, Peschke, Ryan, Salgado, Schmidt, Schuster, Wheeler, Yensen, Barnes, Bless, Breeden, Donley and Koehler. Absent: Hammerand. The vote being twenty-three (23) ayes noting one (1) absent, Chairman Koehler declared the motion passed.

#### 14.2 B(6) *Resolution authorizing a budget line item transfer in the TB Fund fiscal year 2008*

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

Chairman Koehler asked for discussion. Mr. Munaretto said he pulled this to note an error in the amount was found and was corrected on this resolution.

Chairman Koehler asked for a roll call vote. The following members responded aye: Donner, Draffkorn, Dvorak, Heisler, Hill, Kennedy, McCann, Merkel, Miller, Munaretto, Orphal, Peschke, Ryan, Salgado, Schmidt, Schuster, Wheeler, Yensen, Barnes, Bless, Breeden, Donley and Koehler. Absent: Hammerand. The vote being twenty-three (23) ayes noting one (1) absent, Chairman Koehler declared the motion passed.

#### 14.2 B(9) *Resolution authorizing amendments to the McHenry County Debt Issuance Policy*

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

Chairman Koehler asked for any discussion.

Ms. Orphal made a **motion to amend** seconded by Mr. Breeden to change the following language:

On page 2, second sentence, **delete the word "non"** and **add "all bond and mortgage related debt"**  
On the last page, under Public Building Commission E-911 etc., last sentence of the first paragraph the ending should be **"with bond and mortgage related debt"** and **removing the word "non"**

Chairman Koehler asked for any discussion on the motion to amend.

Ms. Orphal explained that originally this was all non-bond related debt, but now we also have bond and mortgage debt so they wanted to include this in the Policy. She said this is in relation to the Public Building Commission, E-911 and Mental Health Board.

Chairman Koehler asked for a voice vote on the motion to amend as shown above, the ayes having it, Chairman Koehler declared the **motion passed to change the above-named language.**

Chairman Koehler asked for any discussion on the main motion to approve. Noting none, Chairman Koehler asked for a roll call vote. The following members responded aye: Donner, Draffkorn, Dvorak, Heisler, Hill, Kennedy, McCann, Merkel, Miller, Munaretto, Orphal, Peschke, Ryan, Salgado, Schmidt, Schuster, Wheeler, Yensen, Barnes, Bless, Breeden, Donley and Koehler. Absent: Hammerand. The vote being twenty-three (23) ayes noting one (1) absent, Chairman Koehler declared the motion passed.

#### ORDINANCES

For Action: *Ordinance to amend Article IV of the McHenry County Public Health Ordinance*

Ms. Orphal made a motion seconded by Ms. Peschke to approve the above-named amended ordinance.

Chairman Koehler asked for any discussion. There was extensive discussion on the ordinance itself and the changes being recommended. Some board members were against the changes noting that they have received complaints from vendors about how stringent McHenry County's ordinance is and that there is no consistency in the inspections that are done. Others felt that the changes were good ones as temporary establishments need to be reviewed very carefully. Mr. McNulty noted that our ordinance must be at least the same as the State provides and any changes being made are in line with Illinois requirements. It was noted that much of the discussion is about the ordinance itself and not the amendments being made. It was suggested that if there are problems with customer service in the Health Department that members or constituents should speak with Mr. McNulty to rectify any issues. Many noted that our ordinance is a complicated one and not user friendly and it was suggested that McHenry County just adopt the State of Illinois regulations instead of going above and beyond. Chairman Koehler asked Mr. McNulty to provide any informational pamphlets available on the ordinance to board members. He said he would be happy to do so.

Chairman Koehler asked for a voice vote to approve the amendments to Article IV of the McHenry County Public Health Ordinance, the ayes having it, Chairman Koehler declared the motion passed.

#### ADMINISTRATOR'S REPORT

Mr. Austin offered congratulations to our Administrative Intern Adam Lehman who has won a scholarship to attend the Winter Conference for the Illinois City/County Management Association in Moline, IL at the end of February.

Mr. Austin said copies of the board rules will go out no later than tomorrow afternoon so that members will have a chance to look at the revisions that are proposed by Management Services.

Mr. Austin said he is looking forward to seeing everyone at 8 a.m. on Friday for the Strategic Planning meeting. He said they have e-mailed out quite a bit of information and a hard copy of the e-mailed info has been placed in mailboxes.

#### EXECUTIVE SESSION

None

#### MEMBERS' COMMENTS

Mr. Munaretto thanked Ms. Hill for her comments regarding the two year work plan for the Planning and Development Committee. The Finance and Audit Committee adopted a two year work plan at its last meeting and he encouraged other standing committee members to consider the prospect of doing that. By doing this it allows committee members to step up above and look out at the big issues and maybe make an effort to focus on them.

Ms. Donner now is in charge of sending out memorials and such when necessary. Every two years board members are asked to contribute to this fund and it's time; she asked if each board member could give her \$25 make out to the County Board Memorial Fund and she will deposit that into the account.

Ms. Yensen said she attended several seminars last week dealing with budget crisis for the State of IL. They were very interesting and informative. Chairman Koehler said that this is a great lead in to the meeting that is going to take place on February 13<sup>th</sup> here in this building. If board members have time to attend this it will be very informational.

Ms. Hill encouraged everyone to participate in the county wide reading of the Gettysburg Address on Thursday February 12<sup>th</sup> at 1:30 in the afternoon. A copy of the address is on our website, abelincoln200.com.

Mr. Donley said on February 23<sup>rd</sup> at 6:30 p.m. there will be a meeting here in this building for truckers and haulers who have any concerns about over weight problems on county and township roads. It's been put together by Under Sheriff Lowery to clarify the rules and regulations as there have been some problems with overweight trucks on the roads and there is quite a bit of misinformation out there.

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Mr. Dvorak said he turned 80 years old yesterday and that we have 6 more weeks of sunshine!

ADJOURNMENT

Mr. Kennedy made a motion seconded by Ms. Donner to adjourn at 10:25 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 February, A.D., 2009.

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

ATTEST:

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