

LAW AND JUSTICE COMMITTEE
McHenry County Administration Building
667 Ware Road
Woodstock, IL 60098

MINUTES OF MONDAY, JUNE 4, 2007

Chairman Provenzano called the meeting to order at 8:15a.m. The following Committee Members were present: Nick Provenzano; Yvonne M. Barnes; Sue Draffkorn; Jim Heisler; James Kennedy; and Dan Shea. Randy Donley was absent. Also in attendance: Peter Austin, County Administrator; John Labaj, Deputy County Administrator; Ralph Sarbaugh, Associate Administrator-Finance; Captain Dave Shepherd, Rich Weinhandl, Sheriff's Department; Mark Cook, Public Defender; Tiki Carlson, E-911; Michelle Courier and Don Leist, State's Attorney; and interested public.

Nick Provenzano, Chairman	
Yvonne M. Barnes	Randy Donley
Sue Draffkorn	Jim Heisler
James P. Kennedy	Dan Shea

MINUTES

Mr. Heisler made a motion, seconded by Ms. Barnes, to approve the minutes of May 5, 2007 as presented. The motion carried with all members present voting aye.

PUBLIC PARTICIPATION

Mr. Richard Johnson of McHenry Township, joined committee members to address concerns regarding the McHenry County inoperable vehicle ordinance. He noted that for the past 6 years there have been 6 to 8 vehicles, in various conditions, stored on a 70' X 110' lot on village property. He stated there are also axles, tires and various other auto parts stored on the property. He provided committee members with a copy of the McHenry Township ordinance that addresses inoperable vehicles. He stated they address these issues with different wording, allowing for better enforcement of the ordinance. He stated McHenry Township has included that each vehicle that is on a property must be "in full accordance with the Illinois Vehicle Code" and if a vehicle does not comply with this code the vehicle must be stored in an enclosed structure, such as a garage or fenced yard. Mr. Johnson noted that he has called the Sheriff's Department to ask that they enforce the McHenry Township ordinance, according to an intergovernmental agreement, but, the Sheriff is addressing the ordinance as a McHenry County Ordinance. Mr. Johnson stated there are 100's of neighborhood junk yards in the unincorporated areas of the County where the public has to put up with the nuisance because of unenforceable ordinances. Kane County addresses these issues by requiring that all vehicles must be placed on a "parking pad". He stated at the very least these vehicles must be licensed. He noted this would address at least a portion of the problem. Committee members thanked Mr. Johnson for his attendance.

PRESENTATION

None

Mr. Weinhandl addressed committee members and thanked everyone for their support of the Special Olympics fund raiser. He stated that everyone was to be commended for their help in achieving the goal to raise \$15,000. He stated that over \$17,000 was raised by the County.

NEW BUSINESS

Resolution authorizing an emergency appropriation to the County Sheriff's Corrections FY 07 budget: Mr. Shea made a motion, seconded by Ms. Draffkorn, to recommend the County Board approve a Resolution authorizing an emergency appropriation to the County Sheriff's Corrections FY 07 budget. Mr. Weinhandl informed committee members that when Aramark received the cafeteria contract for the jail, they donated \$100,000 to be used to set up the cafeteria for employee use. A condition of the contract was that the County must expend 10% of this amount yearly on this project. This service is now being set up to serve the Sheriff employees. It is hopeful that this project will include all employees, in the future. There is still some significant obstacles that they need to overcome before the project could be opened for all of the employees, including but not limited to space issues, payment issues, etc. After discussion, the motion carried with all members present voting aye on a roll call vote. (Barnes, Draffkorn, Heisler, Kennedy, Shea, Provenzano)

Resolution authorizing the creation of one new Assistant Public Defender Attorney position in the Public Defender's Department roster: Mr. Shea made a motion, seconded by Mr. Kennedy, to recommend the County Board approve a Resolution authorizing the creation of one new Assistant Public Defender Attorney position in the Public Defender's Department roster. Mr. Cook noted that because of a Supreme Court decision on the court rules on how the court is set up, they must provide coverage for every judge. As the committee is aware, 4 new judges have been added to the new 22nd Judicial Circuit. This has resulted in the need for additional personnel. No budget adjustment is needed at this time but may be required at a later date. After discussion, the motion carried with all members present voting aye on a roll call vote. (Barnes, Draffkorn, Heisler, Kennedy, Shea, Provenzano)

Resolution authorizing a budget line item transfer from the General Fund Non-Departmental budget to establish a Mental Health Court FY 07 budget: Ms. Barnes made a motion, seconded by Mr. Kennedy, to recommend the County

Board approve a Resolution authorizing a budget line item transfer from the General Fund Non-Departmental budget to establish a Mental Health Court FY 07 budget. At the time the Mental Health Court was established, it was unknown how much revenue the fee would bring in. The Mental Health Court has been providing services and needs to have an expenditure budget to pay for the operational expenses. Committee members noted that the total does not match and needs to be corrected. Mr. Sarbaugh noted that a corrected Resolution will be provided to the Finance Committee for approval. The motion carried with all members present voting aye on a roll call vote, as amended. (Barnes, Draffkorn, Heisler, Kennedy, Shea, Provenzano)

OLD BUSINESS

Captain Shepherd joined committee members to provide an update on the StarCom project. He noted that delivery of the equipment has started. The contract with Motorola was signed on March 8th. The equipment will all be delivered by July. After delivery, installation at the antenna sites will be planned. Activation of the system has been scheduled, tentatively, for February with sign-off of the implemented system scheduled for early March of next year. Motorola will be installing the equipment. The Sheriff's Department continues to look for assistance to pay for this project. Word regarding various grants has been forwarded with word that over \$1 billion dollars will be available later this summer. It is hopeful that the County will receive word regarding how much it will receive in the near future. The grants are to be funneled from the Federal Government to the State with the State being in charge of the redistribution of these funds. At this time there seems to be two different thought processes regarding these funds. One, the funds are to be distributed to the entities with projects ready to go and the other idea being the funds will be distributed to those just addressing their needs. Even though this group may not even know what they will need at this time. Mr. Austin noted that the congressmen need to be informed of our current needs. Other grants will be applied for as well. It is hopeful that word regarding grants for this project will be received in the very near future.

EXECUTIVE SESSION

Mr. Heisler made a motion, seconded by Mr. Kennedy to enter into executive session at 9:05a.m. to discuss pending litigation. The motion carried with all members present voting aye on a roll call vote (Barnes, Draffkorn, Heisler, Kennedy, Shea, Provenzano)

Mr. Shea made a motion, seconded by Ms. Barnes to re-enter regular session at 9:22 a.m. The motion carried with all members present voting aye on a roll call vote (Barnes, Draffkorn, Heisler, Kennedy, Shea, Provenzano)
Committee members noted there was no action taken during the executive session.

ADJOURNMENT

On a motion by Ms. Barnes, seconded by Mr. Heisler to adjourn at 9:23a.m. The Committee adjourned at 9:23a.m. with a unanimous voice vote of all ayes.

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RECOMMENDED FOR BOARD/COMMITTEE ACTION:

- Approve a Resolution authorizing an emergency appropriation to the County Sheriff's Corrections FY 07 budget
- Approve a Resolution authorizing the creation of one new Assistant Public Defender Attorney position in the Public Defender's Department roster
- Approve a Resolution authorizing a budget line item transfer from the General Fund Non-Departmental budget to establish a Mental Health Court FY 07 budget

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