

LAW AND JUSTICE COMMITTEE
McHenry County Government Center – Administration Building
667 Ware Road
Woodstock IL 60098

MINUTES OF MONDAY, AUGUST 17, 2009

Chairman Yvonne Barnes called the meeting to order at 8:30 a.m. The following Committee Members were present: Yvonne Barnes, Chairman; Randy Donley; Sue Draffkorn; James Kennedy and Kathleen Bergan Schmidt. Bob Bless and Jim Heisler were absent. Also in attendance: Peter Austin, County Administrator; John Labaj, Deputy County Administrator; Ralph Sarbaugh, Associate County Administrator-Finance; Tiki Carlson, E-911; Angela Wood-Zuzevich, Sheriff's Department; Keith Nygren, Sheriff; Barry Valentine, EMA; Kathy Keefe, Circuit Clerk; Tom Carroll, State's Attorney; Barry Valentine, Emergency Management Agency (EMA); Judge Sullivan; Dan Wallis, Court Administration; interested public; and press.

Yvonne Barnes, Chairman	
Robert "Bob" Bless	Randy Donley
Sue Draffkorn	Jim Heisler
James Kennedy	Kathleen Bergan Schmidt

MINUTES

Committee members reviewed committee minutes from the August 3, 2009. Ms. Schmidt made a motion, seconded by Mr. Donley to recommend approval of the above minutes as submitted. The minutes were approved on a unanimous voice vote as presented.

PUBLIC COMMENT: None

PRESENTATION: None

NEW BUSINESS

FY 09-10 Budget Reviews: **E-911:** Mr. Sarbaugh, Ms. Carlson and Mr. Austin provided an overview to the preliminary FY 09/10 E 911 budget. The E-911 Board is an independent Board and with a non-General Fund budget. Funds for this budget are based on fees generated from landline and wireless phone surcharges. The County Board is responsible for approving this budget. There were no supplemental requests. After a review of the budget, Mr. Kennedy made a motion, seconded by Ms. Schmidt, to approve the preliminary FY 09/10 E-911 budget and move it forward to the Finance and Audit Committee. The motion carried with all members present voting aye on a roll call vote (Donley, Draffkorn, Schmidt, Kennedy and Barnes).

Emergency Management Agency (EMA): The EMA is a General Fund Department. Mr. Sarbaugh reported that grant dollars will not be included in any budget at this time unless the grant dollars have been approved and the actual funding amount is known. Such grants will increase budgets through appropriate Resolutions. Supplemental requests include one for a salary adjustment, one for a new position and one for the repair and maintenance of vehicles. The department has frozen one office assistance position at this time. After a review of this budget, Ms. Draffkorn made a motion, seconded by Mr. Donley, to approve the preliminary FY 09/10 for EMA and move it forward to the Finance and Audit Committee. The motion carried with all members present voting aye on a roll call vote (Schmidt, Draffkorn, Donley, Kennedy and Barnes).

Mental Health Court: Mr. Sarbaugh noted that this department was created in 2007 and therefore there is no history for comparison. The department was previously under the control of the Circuit Clerk with revenues in Department 90. It is now under Court Administration and will be presented as part of that budget next year. One supplemental request for computer software has been submitted. Mr. Wallis reported that the computer software is very specific to this department and will allow for tracking of progressive treatment, drug screening, etc. After review, Mr. Kennedy made a motion, seconded by Mr. Donley, to approve the preliminary FY 09/10 budget for the Mental Health Court and forward it the Finance and Audit Committee. The motion carried with all members present voting aye on a roll call vote (Kennedy, Donley, Draffkorn, Schmidt and Barnes).

Law Library: Mr. Sarbaugh noted there is no budget to consider but wanted to update the Committee on recent legislation. He reported that a bill to increase Law Library Fees was recently signed by Governor Quinn. The increases will be done over three years. The first year increase can be up to \$5.00 which would raise the current fee to \$18.00. Such increases must be approved by the County Board through an appropriate Resolution.

Circuit Clerk of the Court: The main operations of this Department are through the General Fund. The Department also includes the following budgets which are not General Fund budgets: Maintenance/Child Support Collection; Document Storage; Automation; and an Operation and Administration Fund. There has been a drop in fine fees and forfeitures. Traffic fines are the biggest generating revenues and are slightly down from last year. After review, Mr. Donley made a motion, seconded by Ms. Draffkorn to approve the preliminary FY 09/10 budgets for the Circuit Clerk of the Court as submitted and forward same to the Finance and Audit Committee. The motion carried with all members present voting aye on a roll call vote (Donley, Draffkorn, Schmidt, Kennedy and Barnes).

State's Attorney: This is a General Fund Department. The budget as presented is a no growth budget. Supplemental requests include new positions for: 2 Victim Services Representatives; a Senior Attorney; a Legal Administrative Specialist; and an Investigator. Also submitted are supplement requests for: an increase in overtime; five laptop computers; on base software/hardware; and 2 new vehicles. The department will try to hold off on the purchase of laptop computers so these can be included in the County lease program. This is the second request for software/hardware and the department stated this is not a high priority, but would like to keep it on the radar. After discussion, Mr. Donley made a motion, seconded by Ms. Schmidt, to approve the preliminary FY 09/10 budget for the State's Attorney and move it forward to the Finance and Audit Committee. The motion carried with all members present voting aye on a roll call vote (Schmidt, Draffkorn, Donley, Kennedy and Barnes).

Sheriff: This is a General Fund Department that includes an additional DUI Conviction Fund budget. As noted previously, grant dollars that are being pursued will not be included unless specific dollar amounts are known and have been approved by the County Board. The Sheriff's general fund budget includes administration, the jail, security and garage. Fees have increased and revenues have gone beyond what was anticipated. Intergovernmental agreements are up and provide excellent cash flow. Supplements include requests for personnel (a detective, 2 court security officers and a licensed clinical social worker); a Vision Air Cash Receipts System/Module; an increase to repair/maintenance of vehicles; and cleaning supplies. It was noted that Vision Air is a high priority as it will be required. Also of high priority is a request for other equipment to provide uninterrupted power supply unit batteries and a replacement of the Control Board for the jail door switches which are showing signs of failure. The request for a detective is to handle sex offender registrations and investigations. A new State mandate requires that these responsibilities be transferred from local municipalities to the County. After discussion, Mr. Kennedy made a motion, seconded by Mr. Donley, to approve the preliminary FY 09/10 budget for the Sheriff's Department as submitted. The motion carried with all members present voting aye on a roll call vote (Donley, Draffkorn, Schmidt, Kennedy and Barnes).

Mr. Sarbaugh asked that members contact either himself, Mr. Austin or their Committee Chairman if they have any further questions on comments on the proposed budgets as presented today. He stated that he uses a July Roster for personnel and this will be updated using September information so rosters could change accordingly.

OLD BUSINESS

None

REPORTS TO COMMITTEE

Integrated Justice Update: This will be discussed in executive session.

Committee members were informed that Video Gambling has been approved by the State. Committee members will review this issue October after budget hearings are complete.

EXECUTIVE SESSION

Mr. Donley made a motion, seconded by Mr. Kennedy to enter into executive session to discuss pending and ongoing litigation; personnel; and review previous executive session minutes. The motion carried with all members present voting aye on a roll call vote (Donley; Draffkorn, Schmidt, Kennedy and Barnes).

Mr. Donley made a motion, seconded by Ms. Draffkorn to go out of executive session and return to regular session. The motion carried with all members present voting aye on a roll call vote. (Donley, Draffkorn, Schmidt, Kennedy and Barnes).

The Committee was in executive session from 10:05 am until 11:36 am.

Mr. Kennedy made a motion, seconded by Ms. Schmidt, to approve for review the Executive Session minutes of June 1, 2009; July 6, 2009 and August 3, 2009 with corrections as noted by Mr. Kennedy. The minutes were approved for review as corrected with all members present voting aye on a roll call vote (Kennedy, Schmidt, Draffkorn, Donley and Barnes).

Committee discussed a next meeting date, noting that there was no scheduled meeting in September due to the Labor Day Holiday. Chairman Barnes announced that the next Committee meeting will be scheduled for Monday, August 31, 2009 at 8:30 am.

ADJOURNMENT

Noting no further business, Ms. Schmidt made a motion, seconded by Mr. Donley to adjourn the meeting at 11:43 a.m. The motion carried with a unanimous voice vote.

* * * * *

RECOMMENDED FOR BOARD ACTION:

:bjt