

MCHENRY COUNTY BOARD
MINUTES OF THE REGULAR SESSION MEETING
NOVEMBER 4, 2010

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

District 1 Yvonne M. Barnes Robert Bless Anna May Miller Marc Munaretto	District 2 J.S. "Scott" Breeden James Heisler Kenneth Koehler Lyn Orphal	District 3 Mary L Donner Ed Dvorak Kathleen Bergan Schmidt Barbara Wheeler
District 4 Sue Draffkorn John Hammerand Pete Merkel Sandra Fay Salgado	District 5 Tina Hill James P Kennedy Virginia Peschke Paula Yensen	District 6 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, November 4, 2010.

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

ROLL CALL

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

MINUTES

Chairman Koehler asked if there were any changes or corrections to the County Board minutes of October 19, 2010, there were none.

Ms. Donner made a motion seconded by Ms. Miller to approve County Board minutes of October 19, 2010.

Chairman Koehler asked for a voice vote, the ayes having it, he declared the motion to approve minutes has passed.

CHAIRMAN'S REMARKS

Chairman Koehler welcomed Ms. Peschke back after her absence. He told the board that voter turnout was very good at 47+ percent. The Chairman acknowledged Ms. Draffkorn and the CDBG Committee and staff because a preliminary letter was received and we were able to pass our test, this will make the difference in us being penalized again on funding or not. Ms. Draffkorn thanked the County Board for allowing the staff to do the job that we hired them to do they did a tremendous job.

SPECIAL RECOGNITION/REPORTS

None

SPECIAL PRESENTATIONS

8.1 *County Artwork* – Tina Hill

Ms. Hill came forward and said the County has purchased three pieces of artwork from Pioneer Center. She introduced Tom Cubr of Pioneer Center who brought with him two of the artists to present artwork to the county today. The artists present were Lorrie Bujana and Ed Godfrey; Gerry Brodin couldn't be here today. Chairman Koehler and the board thanked the artists for their work and presentation today.

8.2 *METRA-FY 2011 Budget Presentation*

Jack Schaefer came forward and said this was a difficult year for Metra. Their revenues are down from sales tax sources, ridership is down slightly and they've had a serious situation with the tragic end of their Executive Director Phil Pagano. Since that tragedy the Metra Board has been working on making sure something like that never happens again. They have a temporary Inspector General in place and are waiting for Springfield's guidance

on a final Inspector General. Mr. Schaefer said he would like to see one who is an RTA Inspector General that covers all three agencies, appointed by an independent source and adequately funded. He went on to say capital funding from the state is questionable not only for this year but in the future and the board and their management team is responding accordingly. They are attempting to maintain the existing level of service with no fare increase for the coming year. They will also proceed with some of the new start projects to the extent of trying to get them ready to do should revenue and the economy rebound. He noted that they are exploring some technologies that may get them to using a universal card. Their problem is that unlike the CTA which uses turnstiles they do not have that, but there are some new technologies coming out where people could carry their annual pass and the conductor could scan them with a wand to read them automatically. He said booklets were passed out to board members and if there were any questions to call himself or Rick Mack.

Ms. Yensen asked if there would be any commitment to recover any of the expenditures that were inappropriately distributed to Mr. Pagano. Mr. Schaefer said the compensation part that was determined inappropriate he believes was reimbursed by their insurance company and they have the right if they choose to go after the Pagano estate. The other part which was a loan against the deferred comp account that went under, their lawyers are working on this and they expect to get that money as well.

Noting no other questions, Chairman Koehler thanked Mr. Schaefer for his presentation.

8.3 PACE-FY 2011 Budget Presentation

TJ Ross came forward and told the board that PACE has a balanced budget for 2011 and there will be no fare increases or service cuts. He said there will be some service adjustments but they are dealing with performance issues of those services. There were changes made in 2009 that affected the 2010 budget that has made it possible to have this balanced budget for 2011. Sales tax has been flat and essentially they are operating at 2008 levels for funding in spite of the increases in costs that they have experienced. Mr. Ross said they have two budgets, one is for suburban services (services which are provided to McHenry County) which has a total expenditure of about \$183 million dollars for the operating side with 70% of that provided through public funding from RTA sales tax and the remainder deals with matching money from the state and contributions from the local municipalities, townships and counties along with fares as well as some advertising revenue. The suburban capital budget is placed at \$80 million this year and this is primarily for replacing rolling stock buses and small vehicles. They are planning on purchasing 60 hybrid vehicles to replace older vehicles. Of note is that \$39 million of this money is state funding so they will watch carefully to see if this comes through. Mr. Ross said the second major budget pertains to the ADA services, Para transit services throughout the region and that budget is \$121 million total expense with about \$10 million of it coming from fares. They have an agreement with the state and RTA to fund the shortfall with the current sales tax producing about \$93 million with the state and the RTA making up the difference. They expect this to be stable with no fare increases in 2011. Mr. Ross said their ridership is directly related to people working, so they have seen a drop off in ridership however in both September and October they have seen a slight uptake in ridership on their fixed routes, so it gives reason to hope. They are promoting fixed ride services throughout the county noting the bus route signs that have been placed in different areas. They are also talking with different municipalities about bus stop shelters that have advertising in them as that does provide income. He talked about the local Dial-a-Ride which is going well carrying about 900 passengers a month. They are also putting in new technology in buses, MDT's (mobile data terminals) that tell the drivers where their next pick up is and allow them to communicate digitally with the central dispatch.

Chairman Koehler asked what types of hybrid vehicle they were getting. Mr. Ross said the transmission is either a generator or motor and you have battery packs, so it's an electric internal combustion type hybrid. Similar to what you would see in a Ford Fusion. Mr. Dvorak asked who some of the manufacturers are of the buses. Mr. Ross said none of the vehicles are made in Illinois. The smaller vehicles are typically a body on chassis so the manufacturers tend to be in Northern Indiana or Kansas and they buy a chassis from GM or Ford and they put a body on the back. The big buses are done by a company called Eldorado based in Southern California.

Chairman Koehler thanked Mr. Ross for his work on the pilot program that has started to take hold. It helps to serve citizens in the county who are underserved in the transportation area. Mr. Shepley came forward and thanked the Chairman and the board for the insight to ask for the pilot program which allows people to cross municipal boundaries which is very important to citizens throughout the county. Ms. Yensen noted that part of the Lake in the Hills area and Huntley area are not being covered by this program and she asked if there would be future funding for this. She also asked if there would be services to cross the county lines to receive medical type of service. Mr. Shepley responded that this is something that they struggle with. McHenry County along with Will County can't rely upon fixed route service as their primary mode of bus transportation because we're not geographically set up to accommodate that so they rely on Dial-a-Ride. In McHenry County all of the municipalities pay a local share, with Huntley and Lake in the Hills opting out of the program, so they no longer pay a local share and therefore they don't have the services being asked for. At one point Huntley did participate in PACE but they opted not to continue that. Historically PACE

is the agency that does more with less but it does take some contribution from the municipalities as well. Ms. Yensen responded to this by saying that the contract with PACE was going up and economically they couldn't do it, so she said we need to find a way to have transportation affordable and a reasonable investment from both partners. Ms. Peschke said she is thrilled to see public transit coming to McHenry County, however of note is that the more fuel efficient the vehicles become the less motor fuel tax we have coming in. It is something that should be addressed. Mr. Ross said they are aware this is a problem. The gas tax itself has not kept up with construction costs and some states have gone to an inflation based gasoline tax so that if the cost of construction goes up the gas tax goes up the same. Mr. Hammerand asked what PACE is doing to make up the revenue shortfall from flat sales tax revenues. Mr. Ross responded that in 2008 there was an increase in sales tax for the transit system in Northeastern IL. That increase has covered the shortfall that occurred from the poor economy. They had proposed that service would be expanded significantly with that extra almost \$40 million dollars and in effect what has happened is that they've been able to have a capital program again because they were diverting all of their capital money to run the system. They've also purchased shorter buses which are less expensive to purchase and to operate and they operate a little bit faster, so there are improvements in productivity, operating and maintenance costs with those buses. Mr. Hammerand said no matter how much we increase gasoline tax people are using electric with 50% of that power generated from coal. We do have the ability to increase license plate fees on electric cars which could be a mechanism to look at as it's already in existence. Chairman Koehler thanked Mr. Ross and Mr. Shepley for being here today.

8.4 RTA-FY2011 Budget Presentation

Joe Costello, acting Executive Director of RTA came forward. Mr. Costello reminded the board that the RTA provides oversight, regional services, planning and funding for the three service boards here today. He pointed out that there have been some leadership changes at the RTA. Mr. John Gates has been appointed as the RTA Board Chairman. Until May of this year he served as Chairman of the Board and Chairman of the Finance Committee of the Metropolitan Peer and Exhibition Authority. He succeeds Jim Reilly who resigned in May to serve as the MCPEER Trustee. Mr. Costello said their previous Director concluded his five year term on October 1st on which date the RTA Board appointed him as Interim Executive Director as well as continuing his role as Chief Financial Officer, a position he has held for fifteen years. Mr. Costello commended all three service boards for holding down costs through a very challenging year. Looking forward to 2011 he said there are three concerns that they have. One is that all three of the service boards have had to divert capital funds to the operating budget in order to balance operating budgets, together it's over \$100 million dollars that are being diverted. This is not sustainable. Secondly, is the fund that was set up in 2008 for ADA Para transit is not sufficient to cover the cost of that service and when they saw a decrease in sales tax in 2008 and 2009 this fund decreased and at this point it's at \$93 million. They are offsetting that with \$8.5 million by agreement from the state as well as emptying out their fund that was set up for trying different services, an innovation fund which had about \$9 million in it to cover ADA Para transit service. Thirdly, Mr. Costello said the budget does assume that the state will provide funding as they are obligated by law to do. The state funding overall represents about 20% of their operating budget or about \$400 million dollars. They have fallen behind owing the RTA about \$300 million dollars. Mr. Costello said they are cautiously optimistic that the state recognizes the value of public transportation and will find a way to provide the funding that they are obligated to give in 2011. He said on the capital program side, they are pleased that the state announced that there was \$443 million dollars for public transportation for all three service boards and that money has started to flow. They are concerned about continuing that funding in the future, the entire program for the RTA system from the state is \$2.7 billion, so their concern is beyond the \$443 million announced this year, there's no established revenue stream to pay for the remainder of that program. He thanked the board for their continued support of public transportation and asked for any questions. Ms. Peschke asked if there was any movement at all to remove the senior waiver of fees. Mr. Costello said it is on the list to discuss in Springfield in the upcoming session. Roughly they lose about \$30 million dollars by providing free rides and by federal law seniors only need to pay half fare. Ms. Schuster asked about the \$2.7 billion the state is to provide to the three boards. Mr. Costello said on the capital investment side, in 2009 two pieces of legislation were adopted by the General Assembly that established the Capital Program and they haven't seen any of that money until this year, which was the payment of \$443 million dollars. He said the Chicago metropolitan region provides about 70% of the states taxes. Ms. Yensen said there has been a lot of debate about RTA money that remains in the Chicago area and she asked if some of the money could be reallocated more equitably to other counties such as McHenry. Mr. Costello responded that legislation that was adopted in 2008 to amend the RTA Act which is the legislation that governs them, requires them now to move to a criteria based selection of capital projects and they've made strides towards that to better ensure rather than a geographical allocation it would look at where we would get the most benefit with their capital investment. He said they've established a process for each one of the service boards so that it will be criteria based for the selection process. Once the new Chairman looks at this he will provide the leadership on moving this forward, so there isn't an exact date at this time. It was asked which service board gets

how much. Mr. Costello said historically the overall funding allocation has been 60% CTA, 30% - 10% to PACE. The recent legislation that increased the sales tax combined with the economy has moved those percentages and he's not sure what they are today. They like to think of it regionally because there are McHenry County residents who work toward the city and use public transportation to get there.

Chairman Koehler asked if there has been any conversation at the RTA level to hire an inspector general to look over all of the boards. Mr. Costello responded yes that they all promote and support the concept of an inspector general. The CTA has had one for a number of years; METRA has moved to put one in place this year. They have discussed with each of the service boards the details of establishing that kind of position, what powers they would have and how would they be paid. Chairman Koehler thanked Mr. Costello for his presentation today.

PLATS

None

PUBLIC COMMENT

Chairman Koehler explained the rules of public comment. The following person spoke:

Jill McCaffrey of Woodstock against Sportsplex LLC project

Noting no others wishing to speak, Chairman Koehler closed public comment.

NEW AND UNFINISHED BUSINESS

None

APPOINTMENTS

None

STANDING COMMITTEE CHAIRMAN UPDATES

Ms. Schuster reminded the board that Management Services is looking at the County Board Rules. There have been comments over the last year about things that people wanted addressed. She asked that you get those items to her or a member of Management Services so that they can be addressed.

Ms. McCann reminded the Environmental Committee that they will have a meeting next Friday as the building is closed next Thursday.

Ms. Hill said this morning at Planning & Development they discussed the scope of work for Camiros for the Unified Development Ordinance. If anyone is interested in what the consensus of the committee was, it is on line with their agenda.

ROUTINE CONSENT AGENDA

Chairman Koehler asked if anyone wished to remove an item from the Consent Agenda. Mr. Kennedy removed Item #14.2 B2; Ms. Schmidt removed #14.2 B10; Mr. Hammerand removed #14.2 B3 and #14.2 B6; Ms. Schuster removed #14.2 J5 and #14.2 B1.

Ms. Barnes made a motion seconded by Mr. Kennedy to approve the Routine Consent Agenda with six items removed.

Chairman Koehler asked for a roll call vote. The following members responded aye: Barnes, Donley, Donner, Draffkorn, Dvorak, Hammerand, Heisler, Hill, Kennedy, McCann, Merkel, Miller, Munaretto, Orphal, Peschke, Ryan, Salgado, Schmidt, Schuster, Wheeler, Yensen and Koehler. Absent: Bless and Breeden. The vote being twenty-two (22) ayes noting two (2) absent, Chairman Koehler declared the motion passed.

14.2 B1 Resolution Authorizing Acceptance of a Reduction Modification to the Illinois Department of Commerce and Economic Opportunity Grant #10-071002 and a Reduction Emergency Appropriation to the McHenry County Workforce Network fiscal year 2010 budget

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

Chairman Koehler asked for any discussion. Ms. Schuster asked if we're reducing the amount of money we are getting from this grant and it was to cover the salaries, are we then picking that up through the General Fund. Mr. Munaretto said no. The money was received late (in July) from the state, this was for a summer jobs program, some

of these were funds that could not be used, so the county is giving them back so that they may be used in other places more appropriately. Ms. Donner added that they anticipated being able to work with 32 youths and they were only able to work with 28.

Noting no other discussion, Chairman Koehler asked for a voice vote, the ayes having it, he declared the motion to approve 14.2 B1 has passed.

14.2 B2 Resolution Authorizing an Increase in hours to Position #022-0905-08 (part-time Veterans Service Officer) in the Veterans Assistance Commission departmental roster

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

Chairman Koehler asked for any discussion. Mr. Kennedy said this was good as there are going to be more veterans returning home and they will have needs to be met.

Noting no other discussion, Chairman Koehler asked for a roll call vote. The following members responded aye: Barnes, Donley, Donner, Draffkorn, Dvorak, Hammerand, Heisler, Hill, Kennedy, McCann, Merkel, Miller, Munaretto, Orphal, Peschke, Ryan, Salgado, Schmidt, Schuster, Wheeler, Yensen and Koehler. Absent: Bless and Breeden. The vote being twenty-two (22) ayes noting two (2) absent, Chairman Koehler declared the motion to approve 14.2 B2 has passed.

14.2 B3 Resolution Authorizing Monthly Transactions for the Delinquent Tax Program

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

Chairman Koehler asked for any discussion. Mr. Hammerand said this list is the sale of property and he checked on those listed for McHenry County Conservation District (MCCD). The MCCD is acquiring properties along the Nippersink that are unbuildable. He thanked Mr. Labaj for looking into this.

Noting no other discussion, Chairman Koehler asked for a roll call vote. The following members responded aye: Barnes, Donley, Donner, Draffkorn, Dvorak, Hammerand, Heisler, Hill, Kennedy, McCann, Merkel, Miller, Munaretto, Orphal, Peschke, Ryan, Salgado, Schmidt, Schuster, Wheeler, Yensen and Koehler. Absent: Bless and Breeden. The vote being twenty-two (22) ayes noting two (2) absent, Chairman Koehler declared the motion to approve 14.2 B3 has passed.

14.2 B6 Resolution Authorizing Rescission of Resolutions No. R-201004-12-94 and R-201009-12-224 for the Allocation of Recovery Zone Volume Cap to Equity One Development Corporation for the Purposes of the American Recovery and Reinvestment Tax Act of 2009

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

Chairman Koehler asked for any discussion. Mr. Hammerand made a motion to table this to be discussed with item #14.2 B10, seconded by Mr. Kennedy.

Chairman Koehler asked for any discussion on the motion to take this out of order. Mr. Munaretto reminded the board that this is a resolution in which Equity One is giving back to the County Board the approximately \$3.5 million dollars in Volume Cap that was originally given to them and extended through the end of the year since they are not going to be able to use it. This Volume Cap resolution is the basis for our ability as a County Board to reallocate these dollars to a project that we are currently working on with a company here in McHenry County, Sage Products.

Ms. Hill called a Point of Order noting Robert's Rules that tabling is not debatable. After speaking with legal counsel, the Chairman said tabling is not debatable, so a roll call will be taken to take this resolution out of order.

Chairman Koehler asked for a roll call vote to take 14.2 B6 out of order. The following members responded aye: Barnes, Donley, Draffkorn, Dvorak, Hammerand, Heisler, Hill, Kennedy, McCann, Merkel, Miller, Ryan, Schuster, Wheeler and Yensen. Nays: Donner, Munaretto, Orphal, Peschke, Salgado, Schmidt and Koehler. Absent: Bless and Breeden. The vote being fifteen (15) ayes and seven (7) nays, noting two (2) absent, Chairman Koehler declared the motion to approve taking #14.2 B6 out of order has failed as a 2/3rds yes vote was necessary to approve.

Chairman Koehler asked for any discussion on the main motion to approve 14.2 B6. Ms. McCann asked if this money is now available for another project. Mr. Munaretto said yes, there is a resolution that will be pending from Sage Products that has made a request to the County Board for Volume Cap and we're doing our best to provide as much as they've requested. Ms. Schuster asked what the deadline is to get all of these funds out. Mr. Munaretto said the deadline is December 31st, 2010 for us to issue Recovery Zone bonds. The program is being evaluated by the Congress of the United States and there is a possibility that it could be extended. Mr. Hammerand said he wanted the board to be aware that we have people out there who are looking for Volume Cap.

Chairman Koehler asked for a roll call vote. The following members responded aye: Barnes, Donley, Donner, Draffkorn, Dvorak, Hammerand, Heisler, Hill, Kennedy, McCann, Merkel, Miller, Munaretto, Orphal, Peschke, Ryan, Salgado, Schmidt, Schuster, Wheeler, Yensen and Koehler. Absent: Bless and Breeden. The vote being twenty-two (22) ayes noting two (2) absent, Chairman Koehler declared the motion to approve 14.2 B6 has passed.

14.2 B10 Resolution Allocating Recovery Zone Volume Cap to the Upper IL River Development Authority (UIRVDA) for a previously approved project for McHenry County Sportsplex LLC for the Purposes of the American Recovery and Reinvestment Tax Act of 2009

Mr. Munaretto noted that Tim Snyder from Ice Miller, bond counsel on this transaction representing McHenry County and Andy Hamilton, Executive Director of UIRVDA are here so if there are any questions specific to the financing part of the transaction they can be answered.

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

Chairman Koehler asked for any discussion. Ms. Schmidt said she still has a problem with this project as the transportation issues are not being addressed as well as the lack of jobs that will be produced. She also sees a problem with transparency as UIRVDA has a representative, Blake Hobson, who happens to be a Trustee of the Village of Lakewood. This project seems to get more and more entangled and she doesn't approve of this project. Several board members expressed concerns about some of these same issues. Ms. Yensen read part of an article from 1st Electric Newspaper in regard to this project. She's happy that another entity is willing to come in and take over this project but asked if we are going to be on the hook if this project fails. Ms. Peschke said her understanding is that this is a project that the Village of Lakewood wants to go forward with and that the actual planning has not been finalized. The county does not have anything to do with the planning or whether or not this is a good project. Mr. Munaretto agreed completely, we're not approving this project; this is a Village of Lakewood project. McHenry County's sole role in this is to select projects that are "shovel ready" and this project fit what we deemed to be those qualifications. The County Board has already approved the \$18 million dollars; because there are some other financing issues related to their capital structure it appears it's more efficient now for us to transfer our Volume Cap to UIRVDA who is an efficient issuer of this kind of debt and is an efficient issuer of the follow on piece, the taxable component that McHenry County doesn't. Mr. Munaretto pointed out that there is only one other company that has approached the county that qualifies for Recovery Zone facility bonds and we are with the Volume Cap that's being returned to us by other entities able to meet most of what they've asked us for. Ms. McCann expressed her concern about the need for additional funding and the requester not being prepared for what was actually needed as this is not a "shovel ready" project. She feels that the board should weigh in on these projects because they do impact our residents. Ms. Hill said she has researched and asked questions. She pointed out that IDOT has changed the scope of the project significantly on their requirements of what was needed at that intersection to the tune of six or seven million dollars. They did understand where the money could and couldn't be spent. Ms. Hill also questioned why the county is in this business of Volume Cap and that's why UIRVDA was exactly brought into being, is regional entities, there's only nine in the state, and not every area in the state is covered by this regional authority but this is their expertise and it's to our benefit to give it to someone that knows what they are doing and is willing to take it. She said her understanding is Congress gave the Volume Cap to the counties so that smaller counties would have some access to these funds. Ms. Hill said she is now comfortable with turning this over to UIRVDA with their expertise. Chairman Koehler asked Mr. Hamilton to come up to explain a little about UIRVDA.

Mr. Hamilton came forward and said UIRVDA is a regional issuer of bonds. They cover eight counties and as mentioned there are only about nine active authorities. There are many counties in many areas of the state that do not have this tool/mechanism. They've issued about \$184 million in bonds that have created over 1,900 jobs. Mr. Hamilton said this is all they do, bond financing to be a resource to local units of government.

Noting no other discussion, Chairman Koehler asked for a roll call vote. The following members responded aye: Donner, Draffkorn, Dvorak, Hill, Kennedy, Merkel, Miller, Munaretto, Orphal, Peschke, Ryan, Salgado, Wheeler, Yensen and Koehler. Nays: Barnes, Donley, Hammerand, Heisler, McCann, Schmidt and Schuster. Absent: Bless

and Breeden. The vote being fifteen (15) ayes and seven (7) nays noting two (2) absent, Chairman Koehler declared the motion to approve 14.2 B10 has passed.

14.2 J5 *Resolution Approving an Intergovernmental Agreement between the Township of McHenry and the County of McHenry Enabling Payments for McHenry Township Senior Express Services from the Senior Grant Fund*
Ms. Miller made a motion seconded by Ms. Salgado to approve the above-named resolution.

Chairman Koehler asked for any discussion. Ms. Schuster asked if this is in addition to what they've already gotten in Senior Services grants. Mr. Labaj said there are no direct grants that McHenry Twp currently has with Senior Services. She asked if this pilot program had a deadline date on it. It was said that there are periodic evaluations being done with no specific deadline as they wanted to give it at least a year but it was understood that it needed to be tracked. Ms. Schuster asked if the Transportation Committee has done something to move this forward. No was the answer. She pointed out that if the evaluation is continuous then this really is not a pilot program. She would like to see the evaluations being done on this program as soon as possible. Ms. Miller asked that Ms. Schuster share the documents that she has access to with the MCDOT staff so everyone is on the same page. Ms. Miller said this was just discussed with a presentation given to see how it is doing and where it is going. Ms. Miller said it was the consensus of the Transportation Committee to continue to support the program and move forward as they were comfortable with where the program is at right now. She suggested that that same presentation be given to the full County Board so that they can weigh in on it and know where the program is at.

Chairman Koehler asked for a roll call vote. The following members responded aye: Barnes, Donner, Draffkorn, Dvorak, Hammerand, Heisler, Hill, Kennedy, McCann, Merkel, Miller, Munaretto, Orphal, Peschke, Ryan, Salgado, Schmidt, Wheeler, Yensen and Koehler. Nay: Schuster. Absent: Bless, Breeden and Donley. The vote being twenty (20) ayes and one (1) nay noting three (3) absent, Chairman Koehler declared the motion to approve 14.2 J5 has passed.

ORDINANCES

For Review: None

For Action: 15.2 A *Ordinance authorizing the County of McHenry to issue its "County of McHenry, Illinois Special Service Area Revenue Bonds (Wonder Lake Dredging Project) Series 2010" and approving other actions in respect thereto (waiver of 30-day review requested)*

Mr. Munaretto told the board in the interest of time this Ordinance was not able to go before the Finance Committee prior to coming to the full County Board however it is the consensus of the Finance Committee to bring this to the full board today.

Mr. Munaretto made a motion seconded by Ms. Donner to approve the above-named ordinance.

Chairman Koehler asked for any discussion. Mr. Hammerand commented that when these bonds were being issued the project was supposed to be shovel ready with long term jobs and this project does not fit either of those criteria. He said in the fifth Whereas you will see that this is the ninth SSA issued by Wonder Lake in the last few years and the citizens of Wonder Lake will be paying for all of this. He feels we are digging a deeper hole for the citizens of Wonder Lake when many are already struggling in this difficult economic time. Some board members agreed that for citizens to sustain this many SSA's will put additional hardship upon them, as well it seems that not everyone in Wonder Lake will benefit from this project. Ms. Salgado told the board that she received a memo this morning on her desk from the Wonder Lake MPOA which says there was a process in place and that this was voted on by the citizens of Wonder Lake. She feels we should honor other village and municipality processes when they come forward in the act of working together. Ms. Draffkorn made the board aware that a no vote would cost the people of Wonder Lake more money because this is a cost savings because of the lower interest rate on the bonds. It was asked if there is public access to the lake for all residents of Wonder Lake. Some board members were in disagreement on whether there is public access or not as there are some boat launches in some subdivisions but not all. The access is supposed to be for Wonder Lake property owners. After commenting Mr. Hammerand asked to call the question. The Chairman denied the request as there was another person wishing to speak who has not spoken yet. Mr. Donley said some time ago he was denied the right to speak on a gambling issue because his family owns a restaurant/bar and it would be directly affecting that business. He asked how this is any different with people speaking directly to this and voting on it whom not only live on the lake but have relatives benefiting from this. He asked the State's Attorney's opinion on this. Ms. Schaupp responded that the difference is that there is no financial interest distinguishable from that of the general public with regard to this matter and that is why they can speak. It is the choice of each individual member whether they want to speak or vote on this. Mr. Hammerand said when the vote was being done on the SSA he brought this question up and he was told that the person that even had a

financial interest in it and sat on the board of the MPOA had a right to vote. He asked to be excused from the roll call at that time because he had an interest. If something has changed he asked to know as he believes there is an interest. Ms. Schaupp reiterated if there is no financial interest distinguishable from that of the general public you may vote. With the County Board Rules if you feel that you shouldn't vote that is the choice of the member. Mr. Hammerand asked to abstain from the vote on this ordinance.

Chairman Koehler asked for a roll call vote. The following members responded aye: Barnes, Donley, Donner, Draffkorn, Dvorak, Hammerand, Heisler, Hill, Kennedy, McCann, Merkel, Miller, Munaretto, Orphal, Ryan, Salgado, Schmidt, Wheeler, Yensen and Koehler. Nays: Peschke and Schuster. Abstain: Hammerand. Absent: Bless and Breeden. The vote being nineteen (19) ayes, two (2) nays and one (1) abstention noting two (2) absent, Chairman Koehler declared the motion to approve 15.2 A has passed.

For Action: 15.2 B *Ordinance Adopting the Establishment of an altered speed zone (waiver of 30-day review requested)*

Ms. Miller made a motion seconded by Mr. Dvorak to approve the above-named ordinance.

Ms. Donner asked why we were waiving the 30-day review. Mr. Korpalski responded it is for public safety and that Lake in the Hills requested the study.

Chairman Koehler asked for a roll call vote. The following members responded aye: Barnes, Donley, Donner, Draffkorn, Dvorak, Hammerand, Heisler, Hill, Kennedy, McCann, Merkel, Miller, Munaretto, Orphal, Peschke, Ryan, Schmidt, Schuster, Wheeler, and Yensen. Nay: Salgado and Koehler. Absent: Bless and Breeden. The vote being twenty (20) ayes and two (2) nays noting two (2) absent, Chairman Koehler declared the motion to approve 15.2 B has passed.

ADMINISTRATOR'S REPORT

Mr. Austin said he provided a written report last Friday and e-mail it out. If there are any questions or comments please let him know. He noted that GIS Day will be on November 16th from 3-7 p.m. He hopes many board members can come early to take a look at what GIS does. Mr. Austin reported that yesterday there were two representatives of the Ferguson Group here all day meeting with staff, the EDC and MCC to craft our legislative program for next year. There were also other representatives who met with them and they're looking forward to putting together the federal program for next year.

MEMBERS' COMMENTS

Ms. Peschke thanked everyone for their cards and good wishes during her recent illness. She noted that today the board approved the contract with Camiros who will be working with Planning & Development on the Unified Development Ordinance. She said they call themselves Camiros because Camiros was the first planned city in Greece and that is why this company adopted that name.

Ms. Donner spoke about the southeast area of the county not receiving PACE services. She said the county is looking to receive a good amount of money from the RTA in order to do a study that would address that area particularly in sub-regional planning for McHenry County. It's supposed to be approved this month and if it is we would then have money to start working on projects to see what we can do for McHenry County and PACE will be working directly with the county to get things going forward.

Ms. Wheeler talked about the budget that is on review and she asked again that contributions that were cut drastically to the University of IL Extension and Soil & Water be reconsidered and brought back to at least what they were at. Chairman Koehler recommended that she attend a Finance Committee meeting.

Mr. Hammerand shared with the board an article he read in Barron's from November 1st in light of discussions being had on the budget. In summary it was an observation by Dean Baker of the Center for Economic and Policy Research talking about a report which "suggests a picture of an economy that may be skirting zero growth in the next two quarters." Mr. Hammerand reminded the board of the PACE budget presentation where Mr. Ross said sales taxes are flat. NOTE: A copy of the article which Mr. Hammerand read is on file in the County Board folder.

Mr. Merkel commented on the successes of local high school sports this season and congratulated all of the local teams. He also noted that there are seven big football games going on within the county this weekend which will be bringing hundreds if not thousands of people into McHenry County to enjoy these games.

Ms. McCann reiterated Ms. Wheeler's comments about reconsidering the cuts in the budget to the University of IL Extension and to Soil & Water and restoring the financing to at least the current levels. Secondly, she commended the County Clerk Katherine Schultz for a very peaceful election. She heard positive comments from the election judges in her precinct about how efficiently the election is run and the progress that has been made over the years.

Mr. Dvorak congratulated the winners in the election on Tuesday and he wished good fortune to Mr. Kennedy.

Ms. Hill spoke regarding Ms. Wheeler and Ms. McCann's comments saying that it was discussed a lot at Finance and she had many of the same feelings. She said they had a great article on what is happening with the extension service, some of it was from U of I and some were notes that Mr. Austin had taken. It explained how U of I extension was under a lot of change right now and they've combined Lake County and McHenry County, going from 76 extension services to 27. For right now the committee came to the conclusion to relook at this in February after we see how the economy is fairing. Because of the unknowns and the changes being made to the Extension Service there were too many questions.

Ms. Wheeler said on Saturday there is a Bioneers Conference at MCC in regard to local growers and local foods and sustainable communities. The AG Conservation Easement Committee with the blessing of the Natural Resources Committee is going to continue to explore commercial AG tourism and specialty growers in regard to an economic development engine. If anyone is interested in more information, let her know or check out the Defenders website.

Ms. Schuster said the Extension is going through many changes but in the past when money was not there the families picked up the slack. She said if we are going to do reductions it should be the same for all four and there won't be any competition between them. Ms. Schuster said we need to look at programs that have outlived their usefulness.

Ms. Yensen said in regard to Ms. Wheeler's comments about AG business, she visited her friends and family in Michigan and while there visited local city markets. AG business is configured a bit differently there than here as far as how the city market network is organized and its efficiency. In Lansing there is a new building that is all green technology located in the center of the county where all of the farmers can go to sell their wares. It is a year round market and all local vendors. If anyone is interested, she has pictures to share of their markets.

EXECUTIVE SESSION

None

COMMUNICATIONS

None

ADJOURNMENT

Mr. Kennedy made a motion seconded by Ms. Barnes to adjourn at 11:34 a.m. Chairman Koehler declared the motion passed on a unanimous voice vote.

Dated and approved at Woodstock, Illinois this 16th day of November, A.D., 2010.

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

ATTEST:

s/ Katherine C Schultz
Katherine C Schultz, County Clerk