

MCHENRY COUNTY BOARD
MINUTES OF THE REGULAR SESSION MEETING
MARCH 1, 2011

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

District 1 Robert Bless Anna May Miller Marc Munaretto Robert Nowak	District 2 J.S. "Scott" Breeden James Heisler Kenneth Koehler Donna Kurtz	District 3 Mary L Donner Nick Provenzano Kathleen Bergan Schmidt Barbara Wheeler
District 4 Sue Draffkorn John Hammerand Pete Merkel Sandra Fay Salgado	District 5 Tina Hill John P Jung Jr. Virginia Peschke Paula Yensen	District 6 Randall Donley Diane Evertsen Mary McCann Ersel C Schuster

The Honorable County Board of McHenry County, Illinois met in Regular Session on Tuesday, March 1, 2011.

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. Mr. Bless gave the invocation/personal remarks.

ROLL CALL

The roll was called by County Clerk Katherine Schultz. The following members responded: Hammerand, Heisler, Hill, Jung, Kurtz, McCann, Merkel, Miller, Munaretto, Nowak, Peschke, Provenzano, Salgado, Schmidt, Schuster, Wheeler, Yensen, Bless, Donley, Donner, Evertsen and Koehler. Absent: Breeden and Draffkorn. Parliamentarian Jamie Rein was present. Chairman Koehler declared a quorum present with twenty-two (22) members responding.

MINUTES

Minutes of County Board Regular Session meetings of February 1st & 15th, 2011

Mr. Heisler made a motion seconded by Ms. Schuster to approve County Board minutes of February 1st & 15th, 2011.

Chairman Koehler asked if there were any changes/corrections to the minutes, there were none.

Chairman Koehler asked for a voice vote, the ayes having it, he declared the motion to approve County Board minutes of February 1st & 15th, 2011 has passed.

CHAIRMAN'S REMARKS

Chairman Koehler noted that he has to leave the meeting today at 10:30 to go to Washington, so Mr. Jung will be taking over at that point.

SPECIAL RECOGNITION/REPORTS

None

SPECIAL PRESENTATIONS

8.1 *Human Service Advocates (HSA) of McHenry County*

Chairman Koehler asked Bob Martens to come forward and thanked him for his service over the years. Mr. Martens said the purpose of the presentation is to heighten our community's awareness of the issues facing human service agencies. He introduced Mr. Derik Morefield, former president of McHenry Co Youth Service Bureau and currently representing that organization as a board member on the Pioneer Center for Human Services Board of Directors. He said he was humbled by being able to speak on behalf of more than 20 agencies that are a part of this coalition but more importantly because he represents more than 100,000 people that these organizations serve in McHenry County. Mr. Morefield said this group was formed back in 2009 primarily to coordinate efforts to face the State's continuing budget crisis and to preserve the critically needed services for the many McHenry County residents who utilize them. The HSA is comprised of board members who are representatives of direct service providers. The Executive Directors have their own group that get together to discuss their operational issues. As volunteer board members they felt strongly they needed to get together to get a better handle collectively on how we can deal with the

issues. Mr. Morefield went on to talk about today's objectives which include having the board's commitment and support to help influence legislative stakeholders to assure adequate funding for the County's social service agencies. The impact that the reduced funding has on our social service agencies creates tremendous consequences i.e. the inability for clients to access services thus leading to growing waiting lists and hardship on client families. The impact is also felt on staff because of a need for reduction of staff thus creating increased workloads and a stressful environment, among other things. Reduced funding also impacts our communities as it creates a diminished quality of life for those in need and there is a higher instance of drug and alcohol abuse, crime and homelessness just to name a few. Mr. Morefield pointed out that McHenry County service agencies have 34% less cash on hand than prior to 2009 because of the State budget crisis. Mr. Morefield said HSA's plan is to increase community awareness of the needs out there; pursue collaborations between agencies to reduce costs and optimize services; and increase their voice in Springfield and Washington. In doing these things, he asked the board for their support in staying current on the issues at hand with Human Services needs and continue the partnership with HSA through the McHenry County Health and Human Service Committee. Mr. Morefield thanked everyone who came out to support HSA today by attending this meeting. A paper copy of the power point slide presentation is in the board file.

Chairman Koehler asked everyone in the audience here today representing the concerns of HSA to stand. Most of the audience stood showing their support of HSA. Chairman Koehler thanked them for attending the meeting today and their support and asked if there were any questions from the board.

Ms. Hill noted that HB5124 was signed into law on July 21, 2010. It was pointed out that although it was signed into law nothing is happening. The HSA is asking that the State continue the committee they started so that we can make sure things are implemented otherwise it ends up on a shelf like many other committee works.

Ms. Kurtz asked for some perspective on the prioritization of the financial resources that do exist in the community and what is needed i.e. treatment or education or other services. Mr. Morefield responded that there are many strategies depending on the agencies and how it's administered to the social service agencies, but there is need in everything mentioned and then some. He said this would make a good follow up presentation to hear from many agencies. Chairman Koehler thanked them for their presentation and all of those who attended in support today.

PLATS

None

PUBLIC COMMENT

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

Emily Berendt of Bull Valley	against	Fleming Road project
Bjorn Mattsson of Bull Valley	against	Fleming Road project
Mary Moltmen of Bull Valley	against	Fleming Road project
Ed Bennett of Bull Valley	against	Fleming Road project
Terry McKenna, Attorney	regarding	Petition #10-14/Olaque
Lisa Rhoades of Bull Valley	against	Fleming Road project
Kurt Beystehner of	against	Alden Rd/Fleming Road projects
Brian Miller of Bull Valley	against	Fleming Road project

Chairman Koehler told the board that the 30 minute allotted time had passed and asked for a motion to extend. Mr. Heisler made a motion seconded by Ms. Hill to extend Public Comment for 30 minutes.

Chairman Koehler asked for a voice vote, the ayes having it, the motion to extend Public Comment has passed. The following persons spoke.

Laurel Ksepka of Woodstock	against	Petition #10-14/Olaque
Debby Staley of Bull Valley	against	Fleming Road project
Eduardo Olaque of Woodstock	for/regarding	Petition #10-14/Olaque

Noting no others wishing to speak, Chairman Koehler closed Public Comment.

NEW AND UNFINISHED BUSINESS

None

APPOINTMENTS

Ms. Peschke made a motion seconded by Mr. Heisler to approve the following Appointments:

McHenry County Mental Health Board	
Kathy J Hinz	term to 01/01/2015
Samuel J Tenuto	term to 01/01/2015
Don Larson	term to 01/01/2015

Chairman Koehler asked for any discussion. Ms. Salgado said she would be voting no on this as she is opposed to the appointment of Mr. Larson. Ms. Schmidt agreed. Noting no other discussion, the Chairman asked for a roll call vote. The following members responded aye: Hammerand, Heisler, Hill, Jung, Kurtz, McCann, Merkel, Miller, Munaretto, Nowak, Peschke, Schuster, Wheeler, Bless, Donley, Donner, Evertsen and Koehler. Nay: Salgado, Schmidt and Yensen. Absent: Provenzano, Breeden and Draffkorn. The vote being eighteen (18) ayes and three (3) nays noting three (3) absent, Chairman Koehler declared the motion to approve the above-named appointments has passed.

Ms. Hill made a motion seconded by Mr. Provenzano to approve the following Appointment:

McHenry County Zoning Board of Appeals	
Charles H Eldredge Member	term to 09/01/2013

Chairman Koehler asked for any discussion. Ms. Wheeler asked why there was no public notice or interviews for this position. Ms. Hill responded that Mr. Eldredge is a current Alternate ZBA Member who was interested in being a regular Member and after talking with Mr. Sandquist he felt it was fine to move Mr. Eldredge into this position and then do public notice and interviews for the Alternate Member position. Ms. Wheeler said there is a great deal of interest in zoning in the County and feels this should be sent back to Planning & Development Committee to do public notice and interviews for the position. Several board members agreed that the process should be followed and this should go back to committee. Ms. Donner said that although Mr. Eldredge would do a fine job, she does believe in the process. Other board members were in agreement.

Ms. Salgado made a motion seconded by Ms. Donner to table this Appointment on the ZBA and send it back to committee for public notice and interviews.

Chairman Koehler asked for any discussion on the motion to table this appointment. Mr. Provenzano said he would expect that if an opening comes up on the ZBA that we would offer it to the alternate member then we solicit for an alternate member as Ms. Hill was doing. Chairman Koehler said after conferring with Ms. Rein it is her opinion that this appointment process was handled properly and the board can vote on this appointment. If the board majority votes no, this would send it back to committee. Ms. Salgado asked if she should withdraw her motion. Ms. Rein responded that either way could be done, if the vote is to table this then the board is suspending County Board Rules. Board members expressed their concerns of transparency and the need for the public to be able to apply if the opportunity is there.

Chairman Koehler asked for a roll call vote on the motion to suspend the County Board Rules and table the appointment to the ZBA. The following members responded aye: Hammerand, Heisler, Hill, Jung, Kurtz, McCann, Merkel, Miller, Munaretto, Nowak, Peschke, Salgado, Schmidt, Schuster, Wheeler, Yensen, Bless, Donley, Donner, Evertsen and Koehler. Nay: Provenzano. Absent: Breeden and Draffkorn. The vote being twenty-one (21) ayes and one (1) nay noting two (2) absent, Chairman Koehler declared the **motion to table the Appointment to the ZBA** and send it back to committee for public notice and interviews **has passed**.

Ms. Wheeler responded to a comment she heard about fewer public notices going out for appointments hoping this was not the case. Chairman Koehler said as far as he knows public notices go out when there is an appointment to be filled.

Chairman Koehler asked Mr. Jung to come up to continue the meeting as he had to leave for the airport.

STANDING COMMITTEE CHAIRMAN UPDATES

Ms. Miller thanked everyone who came today and to those who challenged the board with their observations regarding some of the policies of the DOT. She reminded board members everyone should have gotten their invites to the workshops for the 5-year Highway Improvement Program and how important this is as part of the process. She said they welcome the opportunity to address the concerns heard from constituents and concerns they might have

themselves. She asked if you can't make your own District's appointment please take the opportunity to attend any of the other ones available.

Ms. Schuster said at Management Services they have discussed the committee chairman's reports to the board. She said at Management Services they oversee the Ethics Commission and it entails the Ethics Ordinance that the County adopted several years ago. It was determined that there were no policies or procedures for this group so that in the event there had been a complaint filed there was no procedure on how to handle it. Ms. Schuster said the Commission took it upon themselves to develop a new set of policies and procedures; they prepared a complaint form for people to use; and it was also recommended by this commission that an ethics training program be put into place because technically all employees and elected officials are required to understand this and sign off on it. The Commission will be putting the ordinance and the complaint form on the web in several places so that it will be readily available to the public. Also, Ms. Schuster said they have taken back the web casting issue from the Strategic Planning Committee meeting and will be looking for input on that. As well as they've had discussion and are looking for input on the subject of a Chairman at Large. A decision will need to be made because it will be tied to the redistricting process. Ms. Schuster said another issue that came up is if a County Board member would like a specific comment addressed in the minutes and be identified, make sure it's stated when commenting that you want it on the record, otherwise the minutes will be more summarized.

Mr. Merkel said the Building Projects Committee has been working on the Archive Storage Facility project which is just about completed. There will need to be a wrap up meeting and visit to the facility on Friday April 1st at 9 a.m.

Ms. McCann said there is going to be a drainage workshop set up by Soil & Water Conservation for all board members and other elected officials. A notice will be sent out this afternoon, this will be coordinated with the Stormwater meeting.

ROUTINE CONSENT AGENDA

Vice Chairman Jung asked if anyone wished to remove an item from the Consent Agenda. Ms. Wheeler removed 14.2 B(2); Ms. Schuster removed 14.2 G(1).

Ms. McCann made a motion seconded by Mr. Heisler to approve the Routine Consent Agenda with two items removed.

Vice Chairman Jung asked for a roll call vote. The following members responded aye: Hammerand, Heisler, Hill, Jung, Kurtz, McCann, Merkel, Miller, Munaretto, Nowak, Peschke, Provenzano, Salgado, Schmidt, Schuster, Wheeler, Yensen, Bless, Donley, Donner and Evertsen. Absent: Breeden, Draffkorn and Koehler. The vote being twenty-one (21) ayes noting three (3) absent, Vice Chairman Jung declared the motion passed.

14.2 B(2) *Resolution Commending the Proposal of Mercy Health System Hospital – Crystal Lake*
Ms. Hill made a motion seconded by Mr. Hammerand to approve the above-named resolution.

Vice Chairman Jung asked for any discussion. Ms. Wheeler asked why this and Centegra's resolution did not go through the Public Health Committee. Mr. Provenzano responded that it went through Finance because it was considered an economic development issue. Ms. Wheeler went on to say she personally has sent a letter of support for Centegra and feels that that the County should support them as well as they are the number one employer in McHenry County noting that Mercy is the number one employer of Rock County. Ms. Wheeler talked about a previous application that Mercy had made in 2003 and at that time there was no need for a hospital where they are expecting to locate it. She also talked about the corruption issues that occurred noting that Mercy and the board were not a part of that. She feels the need is in Huntley where growth is occurring at a rapid pace and it will draw from Kane County as well. Ms. Peschke commented that a hospital exists for healthcare and she feels the County should stay out of this, it is the State's decision. She said we don't do this for any other business and shouldn't be doing it for this. Mr. Provenzano said he is in support of Centegra and feels the County should be supporting the home team. Mr. Hammerand agreed that it will be the State's decision. He was concerned when this came to Finance because he had heard Mercy Health System was right behind Centegra. Then he learned that Mercy was ahead of Centegra with their request for support. He feels that the resolutions should have been brought forward at the same time, Ms. Schuster agreed. Ms. Kurtz asked the Mercy representative that is here today if he would come up and say a few words. Mr. Dan Colby, Vice President of Mercy Health System, came forward. Ms. Wheeler asked if the application submitted now is the same as what was filed in 2003 or how has it changed. Mr. Colby said the change is in the amount of beds being requested now being 128 beds as the criteria requires.

It is the same as the Centegra proposal because the State prescribes what the bed capacity should be any time there is a new hospital application. The location will be on the 40 acres that Mercy owns in Crystal Lake and they believe the need is there because Crystal Lake is the highest population density for the County. Although he agrees Huntley has grown the fastest, it still has only 26,000 people vs. the 62,000 people in Crystal Lake. Mr. Colby said McHenry County does need another hospital and they believe Mercy has the plans to provide the services and needs of the County. Mr. Colby said in reference to the corruption issues that Ms. Wheeler brought up, Mercy has received a letter from the investigating authorities stating that Mercy was not involved in any of the illegal activity that occurred and he feels there is no need to discuss that issue any more. Ms. Kurtz asked about how many jobs would be created and what kind of income would be created for the County. Mr. Colby said Mercy has been in McHenry County since 1996 having 13 different clinics in the County with about 800 staff members at this time. This proposed project is a \$200 million dollar facility that will create at least 800 construction jobs lasting about 18-24 months. Upon completion the permanent staff to be hired would be about 1,000 to 1,100 people which would grow over time looking out five years to about 1,200 staff members. Income would be created by taxes being paid just as the taxes are paid on all of their existing facilities because they are clinics not hospitals. Within this project is a medical office building which is a clinic and therefore would create taxes. Anticipated operating income would be about \$102 million dollars noting the taxes that would be paid to the County, which would be a significant investment being made in McHenry County. He did note that Mercy is a not-for-profit hospital and they are very involved in donating to the many organizations throughout the communities that they serve. It was asked where Mercy's Corporate Headquarters were located. Mr. Colby responded that Corporate Headquarters are in Jainesville, WI along with a Corporate Organization in Woodstock. He talked about the improvements that Mercy has made to the old Harvard Hospital over the years with many millions of dollars invested. Noting no other questions, Mr. Jung thanked Mr. Colby for answering the board's questions.

Vice Chairman Jung asked if there were any other questions. Ms. Schuster commented that she would prefer to see a mix of hospitals vs. only one, she supports both hospitals. She suggested that fellow board members be cautious with their comments as we are not qualified to say yes or no to either project.

Ms. Donner made a motion to call the question seconded by Ms. Yensen.

Vice Chairman Jung asked for a voice vote on the motion to call the question, the nays having it he declared the motion failed.

Ms. Wheeler apologized saying that she did not mean to offend Mercy with the comments that she made.

Vice Chairman Jung asked for a roll call vote on the motion to approve 14.2 B(2). The following members responded aye: Hammerand, Hill, Jung, Kurtz, McCann, Merkel, Miller, Munaretto, Nowak, Schmidt, Schuster, Yensen, Bless, Donley and Evertsen. Nay: Heisler, Peschke, Provenzano, Salgado, Wheeler and Donner. Absent: Breeden, Draffkorn and Koehler. The vote being fifteen (15) ayes and six (6) nays noting three (3) absent, Vice Chairman Jung declared the motion to approve 14.2 B(2) has passed.

14.2 G(1) *Resolution Authorizing Adoption of Amendments to McHenry County Board Rules*

Ms. Schuster made a motion seconded by Ms. Schmidt to pull this from the agenda and bring it back on March 15th.

Ms. Schuster noted that another COW meeting will probably be needed prior to that meeting.

Vice Chairman Jung asked for a voice vote, the ayes having it he declared the motion passed.

ORDINANCES

For Review: Ordinance for Recertification of Zoning Maps

For Review: Ordinance Amending Article 10, School Developer Donation Requirements of the McHenry County Subdivision Ordinance to include the Annual "CPI" Adjustment and Amending Section 1003.1 Fair Market Value

Ms. Hill read the Ordinances up for review and noted that the Zoning Maps are in the room for review.

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ADMINISTRATOR'S REPORT

As Mr. Austin left with Chairman Koehler, Mr. Labaj reported that a copy of Mr. Austin's report was handed out to board members. If there are any questions let Mr. Austin know. Also, the Ethics Commission update is on the web in three areas for anyone who wants to look at it.

MEMBERS' COMMENTS

Ms. Schuster said after listening to residents this evening regarding the roads there were several points that she feels need to be addressed. She asked if the date of the next CAG meeting could be postponed and bring forward some of the issues that people outlined here. At the last CAG meeting she was there and she was under the impression that the engineering plans were going to be down the road some time and suddenly they were there and they are not reflecting, for the most part, the concerns of the residents.

Ms. Miller said she also attended the last CAG meeting and staff very clearly addressed the concerns of the CAG members about the timing of bringing forward the next meeting and they were interested in keeping this moving forward. She was e-mailed some of the materials, some being so small she couldn't read it, but from her perspective this is still a part of the process; not any finished product that is going forward but some suggestions to address the identified concerns and we are not at a point where a decision is being made. This is not the end of the Citizens' Advisory Group (CAG) involvement, the process continues, and we should see this vetted. Ms. Miller said the DOT is continuing to try to address concerns, modify policies and act in a way that is responsive to what they are hearing. Mr. Merkel said on the Consent Agenda there were five projects approved in different districts prepared by the same staff. He said the projects need to be kept moving forward to get things done as they are being done so they will be safe to drive on.

Ms. McCann said she understands the concerns of residents but the method of communication is an issue, she has been through it personally. We need to step back and find a way to improve our communication.

EXECUTIVE SESSION

None

ADJOURNMENT

Ms. Miller made a motion seconded by Ms. Yensen to adjourn at 11:23 a.m. Chairman Koehler declared the motion passed on a unanimous voice vote.

Dated and approved at Woodstock, Illinois this 15th day of March, A.D., 2011.

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

ATTEST:

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