

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

MINUTES OF MONDAY, MARCH 7, 2011

Chairman Provenzano called the meeting to order at 8:15 a.m. The following Committee members were present: Chairman Nick Provenzano; Jim Heisler and Randy Donley. John Jung arrived at 8:20a.m. Sue Draffkorn arrived at 8:25a.m. Bob Bless and Bob Nowak were absent. Also in attendance: Peter Austin, County Administrator; Ralph Sarbaugh, Associate County Administrator-Finance; John Labaj, Deputy County Administrator; Phil Dailing, Court Services; Under Sheriff Andy Zinke and Angela Wood-Zuzevich, Sheriff's Department; and Dan Wallis, Court Administration.

Nick Provenzano, Chairman	
Robert "Bob" Bless	Randy Donley
Sue Draffkorn	Jim Heisler
John Jung	Robert "Bob" Nowak

PUBLIC COMMENT

None

Chairman Provenzano voiced concern after reading today's paper. He stated that he read that the Fox Waterway Agency has removed funding for the County services. Mr. Austin reported that he has not been in contact with anyone at the agency. He received a call from the agency on Thursday, though he was in Washington DC at the time. Ms. Wood-Zuzevich stated that she has received a couple of calls regarding this article as well. The only contact has been from the Northwest Herald. The County will have to decide whether the contract should be adjusted. This won't change the need to public safety. This will result in \$36,000 less coming into the County. Mr. Austin stated he would speak to a representative later today regarding this issue.

Mr. Jung arrived at 8:20a.m.

MINUTES

Committee members reviewed the minutes from February 7, 2011. Mr. Donley made a motion, seconded by Mr. Jung, to recommend approval of the above minutes as presented. The minutes were approved with all members present voting aye on a voice vote.

PRESENTATION

None.

NEW BUSINESS

Proclamation to Recognize Patricia Floeter for 19 years as Chairperson of the McHenry County Local Emergency Planning Committee: Committee members reviewed a Proclamation to recognize Patricia Floeter for 19 years as Chairperson of the McHenry County Local Emergency Planning Committee. Mr. Jung made a motion, seconded by Mr. Heisler recommending approval of the above Proclamation as presented. Committee members were informed that Ms. Floeter has served on the commission for over 19 years. This recognized Ms. Floeter for her length of service to this commission. The motion carried with all members present voting aye on a voice vote.

Committee members questioned Mr. Valentine if there are currently any concerns about the Fox River. He responded that the river is currently below flood stage. One area is a little high but feels this is because of them adjusting the flow in anticipation of the melt-off that will occur in Wisconsin. They will continue to monitor the situation.

Ms. Draffkorn arrived at 8:25a.m.

Resolution Authorizing the Acceptance of the 2010 State Criminal Alien Assistance Program (SCAAP) Award and an Emergency Appropriation to the Sheriff's Fiscal Year 2011 Budget : Committee members reviewed a Resolution Authorizing the Acceptance of the 2010 State Criminal Alien Assistance Program (SCAAP) Award and an Emergency Appropriation to the Sheriff's Fiscal Year 2011 Budget. These funds will be used to purchase additional security equipment for the jail. There are places within the jail that does not have camera

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security. Placement of these cameras should help to address Worker's Compensation issues in the facility. Not only will they be able to view the inmates, but the employees as well. The motion carried with all members present voting aye on a roll call vote (Donley, Draffkorn, Jung, Heisler, Provenzano)

Resolution Authorizing the Reclassification of Position #042-0002-06 "Assistant to the Court Administrator" to "Deputy Court Administrator" in the Court Administration Departmental Roster : Committee members reviewed a Resolution authorizing the Reclassification of Position #042-0002-06 "Assistant to the Court Administrator" to "Deputy Court Administrator" in the Court Administration Departmental Roster. Mr. Wallis informed committee members that when they completed a job analysis in 07/08, this position was labeled incorrectly. He stated that this position should have been a 12E based on the duties this person is doing. This will bring this position in line with the deputies in the Clerk's office. There is not an additional budget request for this change. Committee members questioned why so many positions are being changed. They felt they were requesting some of these changes in order to give raises to employees since merit increases were not given for this year. Committee members voiced concern that names were mentioned in the memo for the Resolution. They cautioned that names should not be mentioned as this is a position, not a person. It was noted that a name was not in the Resolution, just the cover letter. Mr. Wallis informed committee members that he is trying to get this person in line with the duties being performed. This develops equality between the offices. Committee members questioned how comprehensive this study was if all of these employees are not ranked appropriately. Committee members voiced concern as they hearing these same issues across the board. They stated they do not have a problem with changing the title for this person, but they have a problem with an increase in pay when there is a wage freeze. The Resolution failed for the lack of a motion.

Resolution Authorizing the Reclassification of Position #032-0139-99 from Sergeant to Lieutenant in the Sheriff's Departmental Roster: Committee members reviewed a Resolution Authorizing the Reclassification of Position #032-0139-99 from Sergeant to Lieutenant in the Sheriff's Departmental Roster. Under Sheriff Zinke and Angela Wood-Zuzevich joined committee members to discuss a Resolution authorizing the Reclassification of Position #032-0139-99 from Sergeant to Lieutenant in the Sheriff's Departmental Roster. Under Sheriff Zinke stated that he agrees with the concerns of the committee regarding the previous request but they are not creating a new position for this employee. The department has had a few upper command personnel retire leaving the Sergeant telling higher command personnel what to do. Mr. Austin questioned if this position should be opened for new applicants. Committee members were informed that with the retirement of two captain positions and other higher command positions, this position has evolved to include the higher duties that are required within the department. This is not about a specific person but about the Sergeant position filling the role of a higher command position. The department has been reviewing the departmental roster the past couple of years to see how to do more, with less. Committee members stated they still don't feel this is any different than just getting a raise. Committee members were informed that this is not just about changing rank. This is about a department struggling to keep overtime costs down. With higher command positions being vacated, this is the fallout of the transition taking place within the Sheriff's Department. The department no longer has a Captain. They previously had two Captains. They got by with just one for the past year and now that position has vacated. This is the last piece of the changes in the department. This is not part of the merited positions. The department wants to make sure they have the most qualified person in the position. They appreciate the concerns about the frozen positions and pay but this change puts the department back to where they were a year ago. This Resolution is scheduled to go before the Human Resources Committee tomorrow. The Sergeant position would go away. This position is critical in order for the Sheriff's Department to get the jobs in the department done. This position has developed over the past four or five years but has now become critical because of the loss of key command personnel. The department needs this change in order to operate effectively. It has been difficult having a lower command person telling a higher ranked person what to do. This is not cohesive to a good working environment. The Under Sheriff stated this plan was put in place by the former Under Sheriff prior to his leaving the department. Mr. Sarbaugh stated that this is not a mistake but has resulted from the loss of employees. This person was moved into this position one year ago to see if he would be able to do the duties of the position, without an increase to the position. This person has been doing the duties of a Lieutenant so the department needs this change. He is currently doing the duties for two different positions. The department could have come forward to request additional personnel to cover two positions and they have not done that. They just need this position to cover the command positions that have been vacated.

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Mr. Jung made a motion, seconded by Ms. Draffkorn to recommend approval of the above Resolution as presented. The motion carried with all members present voting aye on a roll call vote (Donley, Draffkorn, Jung, Heisler, Provenzano)

Resolution Authorizing an Intergovernmental Agreement Between the McHenry County Sheriff's Office, the Village of Lake in the Hills, and McHenry County to Provide Mutual Aid: Committee members reviewed a Resolution Authorizing an Intergovernmental Agreement Between the McHenry County Sheriff's Office, the Village of Lake in the Hills, and McHenry County to Provide Mutual Aid. Committee members were informed that this is a cost savings measure for the department to share staff to fight drug issues in the County. Mr. Jung made a motion, seconded by Ms. Draffkorn to recommend approval of the above Resolution as presented. The motion carried with all members present voting aye on a voice vote.

Appointment – Sheriff's Merit Commission: Committee members reviewed the reappointment request received from the Sheriff for a term on the Sheriff's Merit Commission. The current term expires on April 1st and the Sheriff has recommended the reappointment of Brian J. Goode to the Sheriff's Merit Commission. Ms. Draffkorn made a motion, seconded by Mr. Jung to recommend the reappointment of Brian J. Goode to the Sheriff's Merit Commission with the term to expire on April 1, 2017. The motion carried with all members present voting aye on a voice vote.

Appointment – Harvard Community Fire Protection District: Committee members reviewed a reappointment request for the Harvard Community Fire Protection District. There has only been one application received for this appointment. The position was advertised. Mr. Donley made a motion, seconded by Mr. Heisler to recommend the reappointment of Mr. William Hartwig to the Harvard Community Fire Protection District with the term to expire in May of 2014. The motion carried with all members present voting aye on a voice vote.

OLD BUSINESS

None

REPORTS/UPDATES TO COMMITTEE

Fox Waterway Agency: See above.

Update by Court Administration on Mathers Clinic: Mr. Wallis joined committee members to provide an update on the psychological services being provided by Mathers Clinic. In FY2010, the department spent \$146,509 for psychological services for the Courts. An RFP went through Purchasing to try to get a contract for these services. A contract was entered into with the Mathers Clinic. He informed committee members that so far, they are on track to reduce these costs by \$85,000. Committee members thanked Mr. Wallis for this information.

EXECUTIVE SESSION

None.

ADJOURNMENT

Noting no further business, Mr. Heisler made a motion, seconded by Mr. Jung, to adjourn the meeting at 9:05 a.m. The motion carried with a unanimous voice vote.

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RECOMMENDED FOR BOARD ACTION:

- Proclamation to recognize Patricia Floeter for 19 years as Chairperson of the McHenry County Local Emergency Planning Committee
- Resolution Authorizing the Acceptance of the 2010 State Criminal Alien Assistance Program (SCAAP) Award and an Emergency Appropriation to the Sheriff's Fiscal Year 2011 Budget
- Resolution Authorizing the Reclassification of Position #032-0139-99 from Sergeant to Lieutenant in the Sheriff's Departmental Roster
- Resolution Authorizing an Intergovernmental Agreement Between the McHenry County Sheriff's Office, the Village of Lake in the Hills, and McHenry County to Provide Mutual Aid
- Reappointment of Brian J. Goode to the Sheriff's Merit Commission
- Reappointment of Mr. William Hartwig to the Harvard Community Fire Protection District

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