

MCHENRY COUNTY BOARD  
MINUTES OF THE REGULAR SESSION MEETING  
OCTOBER 18, 2011

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

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

The Honorable County Board of McHenry County, Illinois met in Regular Session on Tuesday, October 18, 2011

Chairman Koehler called the meeting to order at 7:00 p.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. Ms. Peschke gave the invocation/personal remarks.

ROLL CALL

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

MINUTES

Mr. Heisler made a motion seconded by Ms. Donner to approve County Board minutes of October 4, 2011 and COW meeting minutes of October 4 and October 7, 2011.

Chairman Koehler asked if there were any changes or corrections, there were none. Noting no discussion, Chairman Koehler asked for a voice vote, the ayes having it, he declared County Board minutes of October 4, 2011 and COW minutes of October 4 and 7, 2011 have passed.

CHAIRMAN'S REMARKS

Chairman Koehler said Mr. Austin had a meeting last Friday with the Supt of Schools in McHenry County along with representation from the Regional Supt of Schools from Lake County. Everything is status quo and they will be having safety inspections at the schools taking place during the month of November as scheduled. In the last couple of days the Chairman heard that during the Veto Session a house bill that is being introduced by Michael Madigan is going to address the funding. The downside is that they are looking at taking the funding from some of the personal property replacement tax funds which will probably come from the schools. So this will cost the counties money to support the Regional Supt and his assistant.

The Chairman said next Tuesday and Wednesday he and Mr. Austin will be meeting with people from Metro Counties. They will be looking at a new Executive Director as the current Executive Director and our lobbyist are retiring. They will let the board know when this is finished.

Ms. Kurtz asked on behalf of Mr. Donley, who is absent today, about the issue of toll increases that the Chairman had supported. He wondered how the board should be involved with these kinds of decisions i.e. with a resolution and how the Chairman had worked with the board in support of those toll increases. Ms. Kurtz said Mr. Donley has had a number of constituents express anger about the toll increases. Chairman Koehler said toll increases are not an easy issue to address as it's something that the Toll Authority had been working on for quite some time and have determined that was the only way improvements were going to get done. As far as representation from the Board, he said prior to the public meetings they held he announced that County Board members were invited to participate if they so desired. He believed there were one or two members who attended. The comments that he made were on behalf of himself not on behalf of the County Board.

Ms. Kurtz said the other question Mr. Donley had, characterizing it as a rumor, is the committing of \$5 million dollars to the tollway exchange in the Huntley area. The concern that he is hearing is that Kane County is the recipient of that money for an exchange in the Huntley area. Chairman Koehler responded that there is a partnership between Kane and McHenry County to develop that intersection along with the Village of Huntley, the Tollway Authority and the IL Department of Transportation. This has been worked on for seven or eight years and was brought before the County Board long ago and was approved. Ms. Kurtz asked the Chairman for his continued involvement with County Board members when big decisions like this come up. Chairman Koehler noted that in regard to the commitment by the two counties, the split is about 65% Kane County and about 35% McHenry County just because of the fact that it is in Kane County and this is not precedent setting because we had already done this with the intersection at Randall Road and I-90.

#### SPECIAL RECOGNITION/REPORTS

None

#### SPECIAL PRESENTATIONS

##### *8.A Overview of Water Resources Action Plan (WRAP)- Dennis Sandquist and Cassandra McKinney*

Mr. Sandquist said back in 2007 the County established itself as a leader in the region and the state when it completed the original McHenry County Groundwater Resource Management Plan, hired a full time Resource Manager and established an Intergovernmental Groundwater Task Force. In 2009 the County Board accepted and agreed to consider the Water Resources Action Plan (WRAP) as recommended by the task force and since then the Natural and Environmental Resource Committee (NERC) has considered the plan and now is recommending it for adoption. With the adoption of the plan the County will be able to move forward with implementation of the plan.

Ms. McKinney came forward and did a power point presentation. She told the board that less than 25% of Americans know where their drinking water comes from. McHenry County solely relies on groundwater for its drinking water needs; we have no other resource to use. She explained that we can't use Lake Michigan water because it's governed by a Supreme Court Consent Decree; we don't have access to river water as the flow rate in all of our rivers is not sufficient to sustain a drinking water withdrawal; and we don't have the topography to support a reservoir. Ms. McKinney pointed out that the quality of our groundwater is imperative and the quantity of it is vulnerable. McHenry County used 34.6 million gallons of water per day in 2000 and by 2030 it is expected that we will use roughly 67.5 million gallons of water per day. If every municipality and unincorporated area of McHenry County built out to their maximum comprehensive plan we would have used between 160 and 180 million gallons of water per day, but our sustainable resource will only support 120 million gallons of water per day that is if business continues as usual and we don't find some new innovative solutions to our water concerns. Ms. McKinney emphasized that a planning team was utilized in putting together their graphics;. There were 45 people who came from municipalities, townships, local, state and federal government, local business and industry as well as special interest groups that have worked for two and a half years to develop the original Water Resources Action Plan. It encompasses water quantity as well as water quality and education as being the central driving points for providing a sustainable supply of water for our County. She thanked NERC, the Groundwater Task Force and the County Board for their support and for allowing this planning process to go forward.

In addition, Ms. McKinney said they've done research and development with many projects they have worked on being jointly funded by multiple funding sources. In brief, she said, they have the 3-D geological mapping and groundwater flow modeling project that are County funded projects and nearing completion. They also had joint projects that were federally and County cost shared with the installation of observation wells and then real-timing of those wells and stream gages by the United States Army Corp of Engineers and the United State Geological Survey. Ms. McKinney said the mapping project will be done in December. These maps include the whole County in 3-D to show the distribution and thickness of our aquifers, where they are, how they are connected, how they function, where they're connected to the land surface and how potentially they are recharged. She said these mapping resources have allowed us to create the Sensitive Aquifer Recharge Area (SARA) map which shows us where in our County the most sensitive areas are to contamination as well as aquifer recharge. Additionally, Ms. McKinney said we have the observation wells and stream gage data available which shows the distribution of those 41 wells that are distributed throughout the County on public land. The data shows the real time information of what is happening in our water levels. The data is available on the Water Resources website as well as the United State Geological Survey website. Finally, Ms. McKinney said we have a groundwater flow model that is in development with the IL State Water Survey. She highlighted some graphics on her power point slide.

Ms. McKinney emphasized the importance of water supply planning and said there are many educational opportunities for people to learn about our water supply issues. She talked about our Winter Snow and Ice

Certification. As of last Friday, in three years we have trained 500 operators in this County through this voluntary certification program. She said it has been hugely successful and they have been asked many times when the next one is. Ms. McKinney went on to say that we also have a medication disposal program that is offered in this County which helps to keep medications and contaminants out of our drinking water supply. There are other programs offered throughout the County through other organizations as well as our own that emphasize and highlight the importance of our water resources, such as how to dispose of paint properly, household hazardous waste and educating our youth through our McHenry County Schools Environmental Education Program. They are also considering a turf management workshop in conjunction with the C-Grant program and CMAP.

Chairman Koehler thanked Ms. McKinney for a very informative presentation and asked if there were any questions. Ms. Kurtz asked if Ms. McKinney could provide any guidance on the costs to the County with implementing this Plan. Ms. McKinney said everyone did receive a Matrix which is a simplified version of the Water Resources Action Plan. That cost implication was discussed in the NERC meeting and if there was funding that was going to be required it was identified as much as possible. The majority of the items on there do not require anything additional other than current existing staff. There are, however, sections that do require additional funding and support such as Section 3 of WRAP which has to do with water conservation. It states at this time the County does not have the resources or funding to adequately implement this so the recommendation there is simply as time and finances permit the Water Resources Manager should try to implement the sections that are most relevant and timely. Ms. McKinney said this Plan should be able to be implemented with existing staff capabilities and noted that if additional funding is needed they do have to come before the board to ask for such.

Chairman Koehler said this is one of the most important steps that the County Board has made in recognizing the fact that water in McHenry County is not a resource that we have an infinitive amount of. He thanked everyone who was involved in the process of putting this plan together. The Chairman added that because McHenry County was on this early on we've been recognized as one of the leading counties in the nation on this groundwater issue and have been able to get a lot of funding from the federal government and some from the state to start some of the initiatives.

#### ZBA CONSENT AGENDA

Chairman Koehler asked if anyone wished to remove a petition, there were none.

Ms. Hill made a motion seconded by Ms. Donner to approve the following Petitions:

- Exb #11-32; Nunda Twp; Andrew/Jennifer Myers; reclass A1-A1CV
- Exb #11-35; Algonquin Twp; Richard Norwood/Monika Zajac; reclass R1-R1V
- Exb #11-37; Algonquin Twp; Tom/Joan Claypool; reclass R1-R1v
- Exb #11-39; Coral Twp; Grismer Trust; reclass A1-A2
- Exb #11-42; Chemung Twp; Kenneth/Mimi Book; reclass A1-A2C

Chairman Koehler asked for a roll call vote. The following members responded aye: Wheeler, Yensen, Bless, Breeden, Donner, Draffkorn, Evertsen, Hammerand, Heisler, Hill, Jung, Kurtz, McCann, Merkel, Miller, Munaretto, Nowak, Peschke, Provenzano, Salgado, Schmidt, Schuster and Koehler. Absent: Donley. The vote being twenty-three (23) ayes noting one (1) absent, the Chairman declared the motion to approve the ZBA Consent Agenda has passed.

#### PLATS

None

#### PUBLIC COMMENT

Chairman Koehler explained the rules of Public Comment. The following people spoke:

James Reeves of Woodstock	for	funding of Univ of IL Extension/4-H
Reese Sadowski of Crystal Lake	for	funding of Univ of IL Extension/4-H
Quincy Sadowski of Crystal Lake	for	funding of Univ of IL Extension/4-H
Julia Maddock of Marengo	for	funding of Univ of IL Extension/4-H
John Maddock of Marengo	for	funding of Univ of IL Extension/4-H
Alysann Posner of Harvard	against	pay raises
Nancy Schietzelt of Crystal Lake	for	WRAP
Patty Boyd of McHenry	for	pay raises
Mary Alger of Crystal Lake	against	pay raises
Patricia Kennedy of Harvard	against	pay raises and regarding WRAP

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

NEW AND UNFINISHED BUSINESS

12.05 *Resolution to approve compensation for the County Board Chairman and the County Board Members*  
Mr. Breeden made a motion seconded by Ms. Schmidt to approve the above-named resolution.

Chairman Koehler asked for any discussion. Ms. Yensen said she would be voting against this resolution. She doesn't see that an increase is justified in this economic time.

Ms. Salgado made a **motion to amend** seconded by Ms. Donner to **remove the first Be it further resolved paragraph regarding annual increases based on the CPI.**

Chairman Koehler asked for any discussion on the motion to amend. Ms. Donner said the audience needs to recognize that the County Board can't give themselves a raise; they are setting a pay scale for the next board. Ms. Salgado explained that when a person runs for a political position they know what it pays and she doesn't believe there should be increases. She understands that we have a two-tiered board and that's because the board made the decision to hold off on the increases for half of the board. She feels it should be the same for everyone moving forward. Ms. Peschke agreed.

Mr. Hammerand asked to **amend the motion to amend to include removal of the next Be it further resolved involving the pay for mileage.** He said being paid mileage is not a raise it is reimbursement of expenditures and some people live further away and he feels it is not fair to pay people the same. Chairman Koehler said he is advised by legal counsel that these two amendments can't be taken together. Mr. Hammerand withdrew his motion and asked to speak to Ms. Salgado's motion to amend.

Mr. Hammerand commented that the reason the CPI was put in was so that we didn't get two-tiered boards and from this point on if we do take out the CPI we're going to have two-tiered boards for the next ten years.

Ms. Kurtz clarified that she reads the resolution as there shall be no increases going forward and eliminate the CPI from the resolution as it stands. She feels everyone should be at whatever the rate they are making now. She requested that we amend Ms. Salgado's amendment by putting in a dollar figure perhaps the lowest tier dollar amount that is paid at this time.

Mr. Austin said in 2012 there will remain a two-tier system and nothing that is done this evening is going to change this. The board is setting the wages for the board that will be seated on December 1, 2012. In choosing \$21,500 they just rounded to the higher of the two numbers and this would be the wage for FY 2013 and FY 2014 and then they were going to allow the CPI or 5% or whatever raise is granted to non-union employees whichever is the lowest.

Ms. Schmidt said if you take out the CPI that they could be changed, she believes the pay can't be changed. Mr. Austin said that in the out years he believes that County Board's can set wages again but then a two-tier system would again be set into place. The intent was to set a road map for the full decade, but it doesn't mean it has to be followed because future boards can set pay for future boards.

Noting no further discussion on the motion to amend, Chairman Koehler asked for a voice vote, the ayes having it noting a couple of nays the Chairman declared the motion to amend to **remove the first Be it further resolved paragraph regarding rate increase based on the CPI has passed.**

Chairman Koehler asked for any discussion on the main motion.

Ms. Schuster said she put together a minority resolution suggesting paying board members per diem for each meeting attended and asked to bring this forward. Ms. Schuster said paying \$225 per diem this comes out to \$21,600 but she is willing to take it back down to \$19,000. Ms. Rein of the State's Attorney's office said this could not be done as it was not on the agenda but Ms. Schuster could make a motion to amend the resolution that is on the agenda.

Ms. Schuster made a **motion to amend** to make the following changes to Agenda #12.05:

**Insert another Whereas:**

**WHEREAS the County Board Rules shall be amended to reflect the following: and**

Ms. Rein said to make it as clear as possible she suggested that changes only be made to the resolution and then at a later date change the County Board Rules. Ms. Schuster withdrew her motion to add a WHEREAS paragraph.

Ms. Schuster made a **motion to amend** seconded by Ms. Evertsen to make the following changes:

**#1 Chairman - to change the salary amount of the Chairman from \$82,200 to \$79,063 for the next four years with no cost of living increase;**

**#3 Members of the Board – to read**

**Members of the board, other than the board chairman, will receive per diem compensation at a rate of \$225 per meeting, for each such meeting attended in full, for FY 2013 – 2016;**

**#4 Fringe Benefits – to add the line underlined and bolded**

The Chairman and members of the board may chose to participate, **paying the full cost of such participation.** in any and all of the benefit programs made available, now or in the future, to all County employees including, but not limited to health, dental and vision plans subject to the same rates, benefit levels, rules and regulations established for all County employees.

Chairman Koehler asked for any discussion of the motion to amend. Ms. Schuster said she and a few others starting looking at attendance at meetings and found that over the last 8 ½ months there were 206 missed meetings. She doesn't feel that board members should be paid for meetings they do not attend. As for the health care benefits, she said the cost to the County is between \$747 and \$19,725 per County Board member and she thinks the tax payers are picking up the majority of that. She believes board members are public servants not employees and shouldn't be compensated as full time employees.

Mr. Merkel said he looked at this amended resolution being proposed. He said if you are going to pay per meeting, it needs to be well defined as to which meetings are eligible for payment i.e. committee meetings that you are a member on, COW or any County committee/board meeting that you attend. Also, some people are liaisons to several boards, do those count. He has seen this happen at the municipal level and everyone got meeting happy, so he feels there should be a cap on this somewhere.

Ms. Salgado thanked Ms. Schuster for taking the time to do this. She said the per diem idea has been talked about at Management Services for a while. The issue she has under #3 is where it says "attending the meeting in full". By saying this you are assuming a meeting is being run efficiently and will last an appropriate amount of time rather than 3 or 4 hours for a committee meeting. She said they talked about attendance as well and different ways to monitor that and it's difficult. She hoped constituents are paying attention to see if their representatives are attending committee/board meetings and they can decide. Under the fringe benefits, she agrees with Ms. Schuster and noted that she had suggested not offering benefits at all because board members are part time employees, but if they are paying the premiums in full then giving the option is ok. She will be voting no unless this gets split up.

Ms. Schmidt said she will vote no on the per diem basis. Trying to keep track of who is at what meeting is not keeping things simple as well as board members are not assigned to the same amount of committees.

Ms. Yensen agreed that it would be a difficult process to track per diem and the definition of a meeting needs to be determined as well as some equity needs to be established between committee assignments. Her other issue is that the Vice Chair will make \$5,000 more than board members, she wondered based on what amount of money.

Ms. Evertsen said every meeting they go to a sign in sheet is passed around for mileage and it would be just as easy to pass around an attendance sheet. She said the purpose appears to be to ensure that board members actually attend the meetings and don't come in for ten minutes and leave. She agreed that "a meeting" would need to be defined.

Ms. McCann said as this reads it seems that their only job is going to meetings and for many of them they are here more often than just for meetings. She feels this misrepresents what the board does and what the whole job entails.

Mr. Hammerand agreed, it's not just about going to meetings, very often it involves time researching and reviewing and talking with constituents. He feels the board should have a straight compensation factor. He suggested that the pay should follow SSA increases, per diem pay is too varied.

Mr. Provenzano agreed that paying per diem would make for varied compensation and could end up being more than \$21,500 per year. He told the board he hopes they take as much time as they are taking on this issue as the raiding of the cash reserves in the current budget.

Ms. Schuster said as to committee assignments some people have asked to sit on more committees and that is their choice but the assignments can be split up so that everyone has an opportunity to have about the same number of meetings. When she put this resolution together she based it on \$225 per meeting, two County board meetings and six committee meetings per month, making it in the area of what the second tier was making. She feels board members should be paid for meetings attended.

Noting no further discussion on Ms. Schuster's motion to amend, the Chairman asked for a voice vote on the following amendments:

**#1 Chairman - to change the salary amount of the Chairman from \$82,200 to \$79,063 for the next four years with no cost of living increase;**

**#3 Members of the Board – to read**

**Members of the board, other than the board chairman, will receive per diem compensation at a rate of \$225 per meeting, for each such meeting attended in full, for FY 2013 – 2016;**

**#4 Fringe Benefits – to add the line underlined and bolded**

The Chairman and members of the board may chose to participate, paying the full cost of such participation, in any and all of the benefit programs made available, now or in the future, to all County employees including, but not limited to health, dental and vision plans subject to the same rates, benefit levels, rules and regulations established for all County employees.

the nays having it, he declared **the motion to amend the above-named items has failed.**

Chairman Koehler asked if there was any more discussion on the main resolution.

Ms. Miller made a **motion** seconded by Mr. Breeden **to amend #4, Fringe Benefits** as follows:  
**change from “full cost of participation” to members paying 40% of the premium**

Chairman Koehler asked for any discussion on Ms. Miller's motion to amend.

Ms. Evertsen asked what the cost is at this time. Mr. Sarbaugh said board members pay the same as employees, which is a 10% contribution and the County pays 90%. It's hard to determine dollar costs because it varies with PPO vs. HMO and individual vs. family coverage. He said if you are a PPO member+2 carrying dental +2, the County's paying about \$18,000 per year to cover their share of the cost, the employee is paying just about \$2,000 to \$2,500 a year. For a member only PPO single with dental the County is paying about \$7,000 a year and the employee is paying about \$700 or \$750 a year. The Chairman said this is tiered to try to promote HMO vs. PPO because it is quite a bit different between plans.

Ms. Donner suggested increasing the percentage for board members to pay to 45%. Because of the complexity of trying to give good figures on how this would affect the budget, Mr. Austin suggested tabling this so that exact amounts could be looked at to get a better understanding of what you're voting on.

Chairman Koehler asked **Ms. Miller** and **Mr. Breeden** if they were **in agreement to table this, they both said yes.**

Mr. Austin noted that the County Board rules say that the compensation for incoming board members will be set in the fiscal year prior so it must be done by November.

Ms. Schmidt asked if the whole resolution is being tabled. Chairman Koehler said he didn't believe so only bringing back the fringe benefits part. Ms. Schmidt said compensation includes salary and benefits. Ms. Rein said it would be best to table the whole resolution. Ms. Miller said her desire to table this is based on Mr. Austin's recommendation to get numbers together because she is recommending that we change the level of contribution from the board members. Ms. Rein asked if it would be acceptable to just remove the fringe benefits portion from this resolution to discuss at a November meeting. Ms. Miller responded that she didn't know that we could do that as benefits are part of a compensation package.

Chairman Koehler asked if there was any more discussion on the motion to table this resolution.

Ms. Salgado felt tabling this resolution would be very irresponsible and a decision needs to be made tonight.

Mr. Merkel said in regard to tabling, he said there is a state statute on timing for compensation to be set and he wanted to verify what that was. Ms. Schultz said it is 180 days prior to being sworn into office.

Ms. Schuster asked if it would be simpler to have members pay 50% of the premium rather than 45%. Ms. Miller responded she feels 45% is fair because members do put in a considerable amount of time. Ms. Schuster said she is not in favor of tabling this and disagrees with any compensation benefits package not being fully paid for.

Ms. Donner asked if we approve leaving this in can we come back and revisit this before the 180 day requirement.

Ms. Kurtz said there is a direct correlation between compensation and the quality of people you get. She believes the board members are financial stewards of County government and they need decent compensation and health benefits.

Noting no further discussion on the motion to table the resolution to November 15<sup>th</sup>, Chairman Koehler asked for a voice vote, the nays having it, the Chairman declared the **motion to table has failed**.

Chairman Koehler asked for any further discussion on the main motion.

Mr. Hammerand made a **motion to amend** seconded by Mr. Bless to change the **wording in the Be it further Resolved paragraph pertaining to mileage to remove the word “not” so it reads County Board Members shall accept mileage reimbursement etc....**

Chairman Koehler asked for any discussion on the motion to amend. Mr. Hammerand believes this is a matter of fairness.

Ms. Schmidt said she strongly disagrees with this and this provision is here because of state law that talks about what you can do for board members and she pointed out that our employees do not get paid mileage to come to work.

Chairman Koehler said it was suggested that rather than remove the word “not” **remove the words “shall not” and replace them with the word “may”**. So, if you do not want to accept mileage compensation you do not have to. Ms. Donner was in agreement with this change as some board members travel all over the County to see what is going on in the other districts and are not putting in for mileage for that, so this allows them to put in for mileage to the board meetings and their committee meetings if they choose.

Noting no other discussion on the motion to amend to **remove the words “shall not” and replace them with the word “may”**, the Chairman asked for a voice vote, the vote being even he asked for a roll call vote.

The following members responded aye: Wheeler, Yensen, Bless, Breeden, Donner, Draffkorn, Hammerand, Heisler, Hill, Kurtz, McCann, Merkel, Miller, Munaretto, Nowak, Provenzano, Schuster and Koehler. Nay: Evertsen, Jung, Peschke, Salgado and Schmidt. Absent: Donley. The vote being eighteen (18) ayes and five (5) nays, the Chairman declared the motion to amend to **remove the words “shall not” and replace them with the word “may”** in the paragraph pertaining to mileage **has passed**.

Chairman Koehler asked for any further discussion on the main motion. Ms. Schuster asked for clarification on if we voted on Ms. Miller’s motion to amend the fringe benefits section. The Chairman said no, he felt the motion was withdrawn and the board voted on tabling the resolution.

Ms. Miller made a **motion to amend** seconded by Ms. Schuster to **change #4, Fringe Benefits to read that the board may participate in all fringe benefits offered to employees at 45% of the cost of the premium**.

Chairman Koehler asked for any discussion on the motion to amend #4, Fringe Benefits.

Ms. Salgado made a **motion to amend** the amendment for the purpose of knowing where people stand **to state that the Chairman and the Board Members may choose to participate and pay the full cost of the benefit programs**.

Ms. Rein said that changes the original motion to amend completely to the point that you can’t amend it. Ms. Miller needs to be able to go forward on her motion to amend first and if that fails then Ms. Salgado can make her motion to

amend. Ms. Salgado said she sees it as amending it from 45% to 0%. Ms. Rein said that is the complete subject of the amendment and it takes away Ms. Miller's amendment rather than amending it.

Ms. Donner said we still have six months to change this and thought we were waiting on this to get more information on cost. Ms. Miller said she agreed to table this on Mr. Austin's recommendation to get more information. She is looking for consensus from the board on how they feel about future boards paying part of the cost of the fringe benefits.

Noting no further discussion, the Chairman asked for a voice vote on the motion to amend to **change #4, Fringe Benefits to read that the Chairman and Board Members may choose to participate in all fringe benefits offered to employees at a rate of 45% of the cost of the premium**, the nays having it noting a few ayes, the **motion to amend #4 as stated here has failed.**

Chairman Koehler asked if Ms. Salgado wished to offer her motion to amend.

Ms. Salgado made a **motion to amend #4, Fringe Benefits** seconded by Ms. Schuster **to state that the Chairman and the Board Members may choose to participate and pay the full cost of health benefits which include medical, dental and vision.**

Chairman Koehler asked for any discussion on the motion to amend. Ms. Schmidt asked if this included IMRF. Ms. Salgado said no her motion was to include the health benefits which include medical, dental and vision.

Noting no further discussion, the Chairman asked for a voice vote on the **motion to amend #4, Fringe Benefits to state that the Chairman and the Board Members may choose to participate and pay the full cost of health benefits which include medical, dental and vision**, the nays having it, the Chairman declared the **motion to amend #4 as stated here has failed.**

Chairman Koehler asked if there was any further discussion on the main motion.

Mr. Provenzano made a **motion** seconded by Ms. Hill **to Call the Question** for a vote at this time.

Chairman Koehler asked for a voice vote on the motion to Call the Question, the ayes having it noting one nay, the **motion to approve to Call the Question has passed.**

Chairman Koehler asked for a roll call vote on the motion to approve *12.05 Resolution to approve compensation for the County Board Chairman and the County Board Members as amended.* The following members responded aye: Wheeler, Bless, Breeden, Donner, Draffkorn, Evertsen, Hammerand, Heisler, Hill, Jung, Kurtz, McCann, Merkel, Miller, Munaretto, Nowak, Provenzano, Salgado and Koehler. Nay: Yensen, Peschke, Schmidt and Schuster. Absent: Donley. The vote being nineteen (19) ayes and four (4) nays noting one (1) absent, the Chairman declared the **motion to approve 12.05 Resolution to approve compensation for the County Board Chairman and the County Board Members as amended has passed.**

*12.10 Resolution to approve compensation for certain elected officials whose terms begin December 1, 2012*  
Mr. Breeden made a motion seconded by Ms. Donner to approve the above-named Resolution.

Chairman Koehler asked for any discussion.

Ms. Salgado made a **motion** seconded by Mr. Jung **to amend the 3<sup>rd</sup> Whereas paragraph removing this part of the sentence "for FY2014, with a CPI adjustments as provided by the Bureau of labor Statistics for the Chicago-Gary-Kenosha labor Market"**

Chairman Koehler asked for any discussion on the motion to amend. Ms. Salgado said her intent is to freeze the salary of \$104,750 for the whole term.

Mr. Provenzano asked what the current pay is for these positions. Mr. Austin said about 4% less. The previous boards set this increase.

Ms. Schuster asked about the setting of the salaries at this point. Chairman Koehler said we have to set them by state statute. Mr. Hammerand responded saying he doesn't believe we have to set any of these salaries today, though he doesn't disagree with freezing them. He thinks we could be waiting until May/June of next year. Ms. Yensen responded that these resolutions are big items and deserve discussion.

Mr. Provenzano and Mr. Hammerand were concerned that the board was spending too much time discussing CPI escalators and had no in-depth discussion on the budget that is up for review today.

Mr. Austin clarified that the budget that is up for review is \$254 million dollars. Also for clarification is that the County Board rules as established in 2002 say we must have salaries set for new terms of elected officials done in the budget process in the fiscal year prior to the fiscal year of the office term expiring.

Noting no further discussion on the motion to amend, the Chairman asked for a voice vote **to amend the 3<sup>rd</sup> Whereas paragraph removing this part of the sentence "for FY2014, with a CPI adjustments as provided by the Bureau of Labor Statistics for the Chicago-Gary-Kenosha Labor Market"**, the ayes having it, the **motion to amend as stated has passed.** (The sentence will read "freezing the salaries for each remaining year of the term; and)

Chairman Koehler asked for any discussion on the main motion, noting none, he asked for a roll call vote on the motion to approve 12.10 *Resolution to approve compensation for certain elected officials whose terms begin December 1, 2012* as amended.

The following members responded aye: Wheeler, Bless, Breeden, Donner, Draffkorn, Hammerand, Heisler, Hill, Jung, Kurtz, McCann, Merkel, Miller, Nowak, Peschke, Provenzano, Salgado, Schmidt, Schuster and Koehler. Nay: Yensen, Evertsen and Munaretto. Absent: Donley. The vote being twenty (20) ayes and three (3) nays noting one (1) absent, the chairman declared the **motion to approve 12.10 Resolution to approve compensation for certain elected officials whose terms begin December 1, 2012 as amended (removing the CPI escalator) has passed. (Elected Officials are Auditor, Coroner, Circuit Clerk and Recorder of Deeds)**

Mr. Hammerand pointed out that people who receive a 4-year term in this election coming up will have their pay froze for four years just like the elected officials.

#### APPOINTMENTS

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

Emergency Telephone System Board  
Dan Kreassig McHenry Police Department term to expire 11/30/2013

Chairman Koehler asked for a roll call vote. The following members responded aye: Wheeler, Yensen, Bless, Breeden, Donner, Draffkorn, Evertsen, Hammerand, Heisler, Hill, Jung, Kurtz, McCann, Merkel, Miller, Munaretto, Nowak, Peschke, Provenzano, Salgado, Schmidt, Schuster and Koehler. Absent: Donley. The vote being twenty-three (23) ayes noting one (1) absent, the Chairman declared the motion to approve the above-named Appointment has passed.

#### STANDING COMMITTEE CHAIRMAN UPDATES

Mr. Provenzano said on November 1<sup>st</sup> at 8:30 a.m. there will be a COW meeting to discuss the Integrated Justice Software purchase (Case Management component) for the State's Attorney's office and the Public Defender's office at an approximate expense of \$1.5 million dollars. He hoped that everyone will join them to discuss this major acquisition. Chairman Koehler said this is an important meeting to be at and encouraged full attendance.

#### ROUTINE CONSENT AGENDA

Chairman Koehler asked if any one wished to remove an item from the Consent Agenda. Ms. Schuster asked to remove #15.10 B30, C05 and C10.

Ms. McCann made a motion seconded by Ms. Peschke to approve the Routine Consent Agenda with three items removed.

Chairman Koehler asked for a roll call vote on the motion to approve the Routine Consent Agenda with three items removed. The following members responded aye: Wheeler, Yensen, Bless, Breeden, Donner, Draffkorn, Evertsen, Hammerand, Heisler, Hill, Jung, Kurtz, McCann, Merkel, Miller, Munaretto, Nowak, Peschke, Salgado, Schmidt,

Schuster and Koehler. Absent: Donley and Provenzano. The vote being twenty-two (22) ayes noting two (2) absent, the Chairman declared the Routine Consent Agenda with three items removed has passed.

15.10 B(30) *Authorizing an amendment to Resolution R-200708-10-208 authorizing adoption of Housing Investment Partnership (HOME) Program funding for the 2007 program year and; Authorizing an amendment to Resolution R-201104-10-093 authorizing adoption of Housing Investment Partnership (HOME) Program funding for the 2010 program year, and; An emergency appropriation to the CDBG – HOME FY 2011 budget and the submittal of amended action plans as applicable to HUD*

Mr. Breeden made a motion seconded by Mr. Heisler to approve the above-named Resolution.

Chairman Koehler asked for any discussion. Ms. Evertsen commented that the County does not belong in the housing industry and feels we should be leaving professional realtors handle housing as it seems we are working counter-productive to the taxpayers in McHenry County.

Noting no further discussion, Chairman Koehler asked for a roll call vote. The following members responded aye: Wheeler, Yensen, Bless, Breeden, Donner, Draffkorn, Hammerand, Heisler, Hill, Jung, McCann, Merkel, Miller, Munaretto, Nowak, Peschke, Provenzano, Salgado, Schmidt and Koehler. Nay: Evertsen, Kurtz and Schuster. Absent: Donley. The vote being twenty (20) ayes and three (3) nays noting one (1) absent, the Chairman declared 15.10 B(30) as stated above has passed.

15.10 C(05) *Establishing the guidelines for fiscal year 2012 Pay-for-Performance adjustments*

Mr. Breeden made a motion seconded by Ms. Wheeler to approve the above-named resolution.

Chairman Koehler asked for any discussion. Mr. Jung said at committee they had lengthy discussions about the pay raises, coming out of committee with an approval of 5-1. He believes raises are due to the employees for the continued hard work they do for the County.

Ms. Evertsen agreed but noted that this is a difficult time for everyone and she is against this at this time given that there are so many people who are out of work. Mr. Provenzano is also against this as he doesn't believe the County has the money to give raises because we are running a budget that had to be backfilled with cash reserves. His other concern is that over an hour was spent discussing the pay raises for 28 employees and the raises for 924 employees barely got off of the consent agenda.

Ms. Miller reminded everyone that these are merit adjustments so not every employee necessarily will get a 3% increase as these increases are based on merit. Employees go through a performance rating before they even qualify for an increase. She is in support of this increase.

Ms. Salgado pointed out that this resolution is establishing the guidelines on how to administer a merit increase.

Ms. Donner clarified that each department gets 3% for each employee and it is up to the department head after doing performance reviews to decide if an employee get the 3% or something less. She noted that the cost of everything the County does is born by all of the stuff that happens by and for the citizens and 10.5% of her tax bill pays for all of the services in McHenry County. She believes that we need to reinvest in our County to continue having the services that we all utilize in some way. Ms. Schmidt is also in support of this increase as our employees have worked hard and earned them. If investing in our human capital isn't one of our priorities all the rest of it probably isn't going to work very well.

Noting no further discussion, Chairman Koehler asked for a roll call vote. The following members responded aye: Wheeler, Yensen, Bless, Breeden, Donner, Draffkorn, Hill, Jung, Kurtz, McCann, Merkel, Miller, Nowak, Peschke, Salgado, Schmidt and Koehler. Nay: Evertsen, Hammerand, Heisler, Provenzano and Schuster. Absent: Donley and Munaretto. The vote being seventeen (17) ayes and five (5) nays noting two (2) absent, the Chairman declared the motion to approve 15.10 C(05) *Establishing the guidelines for fiscal year 2012 Pay-for-Performance adjustments* has passed.

15.10 C(10) *Resolution authorizing the Adoption of the Salary Ranges for FY 2011-2012*

Mr. Jung made a motion seconded by Mr. Bless to approve the above-named resolution.

Chairman Koehler asked for any discussion. Noting none, the Chairman asked for a roll call vote. The following members responded aye: Wheeler, Yensen, Bless, Breeden, Donner, Draffkorn, Hill, Jung, Kurtz, McCann, Merkel, Miller, Nowak, Peschke, Salgado, Schmidt and Koehler. Nay: Evertsen, Hammerand, Heisler, Provenzano and Schuster. Absent: Donley and Munaretto. The vote being seventeen (17) ayes and five (5) nays noting two (2) absent, the Chairman declared the motion to approve 15.10 C(10) *Resolution authorizing the Adoption of the Salary Ranges for FY 2011-2012* has passed.

#### ORDINANCES

##### 16.05 A For 30-day Review

*Ordinance authorizing the annual appropriations for FY 11-12 budget (not in packet)*

##### 16.05 B For 30-day Review

*Ordinance providing for the levy of taxes for McHenry County for fiscal year December 1, 2011 through November 30, 2012 (not in packet)*

Mr. Breeden brought the above-named Ordinances forward for 30-day review.

Mr. Breeden commented that McHenry County has consistently approached a conservative budgeting process which has earned us a Aaa rating which was under the tenure of Mr. Munaretto and following forward we look very heavily at very prudent revenue estimates. The proposed 2012 Budget is \$254,177,214 and compares to the current FY 2011 budget which was approved at \$242,507,244. The increase in the 2012 budget is primarily attributed to the County's plans to retire early the remaining debt that was issued on the construction of Valley Hi Nursing Home. The County budget also projects a \$1.5 million dollar increase in the cost for health insurance to the employees and an increase of \$1.4 million for transportation projects. Mr. Breeden went on to say that in developing the FY 2012 budget the County is responding to the continued weak revenue environment with a corresponding control on expenses. There are no dramatic cuts in services but there are again cuts in almost all areas of County government. This budget responded to the states mandate awarding McHenry County two new judges and the cost of staff that comes along with that. There are also now about 50 positions that are frozen or eliminated that were in the 2009 budget year. Also in this proposal they have been able to maintain the compensation parity between the unions and non-union employees. Mr. Breeden thanked Mr. Austin and Mr. Sarbaugh for their long hours in working on this budget. He also stated that just because something is in the budget we must spend it isn't true. Some of the things discussed this evening can still be controlled at committee level, and just because the budget has \$254 million figured doesn't mean we have to spend that amount. As committee chairmen he feels they have to do more work in regard to making sure that we end the year adding to our reserves rather than having to take anything out.

Chairman Koehler said if there are any comments or questions regarding the budget talk to the Finance Committee or Mr. Sarbaugh or Mr. Austin.

Ms. Kurtz asked if a workshop/open forum type of thing could be scheduled for board members to ask questions on this budget, as they are just seeing it for the first time this evening. Chairman Koehler said this type of thing may need to be handled by Administration with Mr. Breeden. Mr. Breeden responded that as he has mentioned before he has

e-mail and a phone and has asked repeatedly if anyone has any questions regarding the budget process to please contact him, he has received zero calls and zero e-mails so he feels this request is a little out of line. Mr. Kurtz said her request was so that the document could be walked through with them since they are just receiving it for the first time.

Chairman Koehler said this is a difficult process and they recognize that. He said doors are always open for questions.

Ms. Schuster agreed with Ms. Kurtz on this since they are just getting a look at the budget this evening. She hoped that the board understands what they are approving. She said at one point she believes Mr. Austin made a comment at a Finance Committee meeting that we reduced our 2012 budget by \$5 million dollars and was not sure what was meant by this. Mr. Austin said the 2011 budget was reduced from the 2010 budget but he doesn't recall making a statement like the one she is referring to. Ms. Schuster said she must have misunderstood the comment.

Ms. Yensen said in glancing over the summary documents she sees that part is revenue and part is expenses but there is some coding on the left hand side and wanted to know which department things are in. She said it would be nice to have a sheet showing department numbers to help understand the coding. Mr. Sarbaugh said the department numbers are on the official budget that will be on the website tomorrow and there is a draft on the table in administration for your review as well. He was directed by the County Board several years ago not to print full budgets to everyone as they are over 400 pages so what the board has today are summaries of the budget.

Mr. Sarbaugh said the way our accounting system is set up several departments may use the same coding. They don't have a separate chart of accounts for each department, their chart of accounts are shared across all departments. Ms. Yensen clarified that she will need to cross-reference what she has with what is on each department's budget.

#### ADMINISTRATOR'S REPORT

Mr. Austin said tomorrow in this building at 10:30 a.m. they will be having a meeting on the Fiber Broad Band project. Several entities will be here and he encouraged board members to attend. This meeting will take place after the Transportation Committee meeting. Also, tomorrow evening is the MCCOG dinner at Checker's in Union. The MCEDC dinner will be on November 3<sup>rd</sup>. If you plan to go you need to RSVP soon. Finally, Mr. Austin said that MCDOT is having their district by district highway improvement plan meetings kicking off November 1<sup>st</sup> going through November 10<sup>th</sup>.

Chairman Koehler asked when the Assessments meeting will take place. Mr. Austin said he believes it is Thursday at 9 a.m.

#### MEMBERS' COMMENTS

Ms. Schuster said she would have liked to have had the Water Resources Action Plan pulled off. Although she thanked all who worked in putting this together, she doesn't believe that many people had the time to read through this whole document this evening. There is a lot of information in there that has been discussed but there are hooks in it as well. She feels it would have been more appropriate to put this on display for 30 days so that it could have been reviewed. She is concerned that the board has not taken a good look at what recommendations are in the plan and the potential costs that the County may have to incur.

Ms. Evertsen said the children's violinists group, 4-Strings Attached, performed at Valley Hi on Sunday and they were a huge hit with residents, staff and visitors.

Ms. Schmidt said the Historical Society is having a Halloween program tomorrow night at 7 p.m. It's not for young kids, adults only. It's about ghosts of some of the people who have met unhappy ends in the County that will be portrayed. The time span goes from the 1860's to the 1960's and our Coroner, Marlene Lantz, is portraying a woman whose body was found dismembered and is buried in Valley Hi Cemetery.

Ms. Draffkorn said board members should have been receiving e-mails about the United Way campaign that is going on. She encouraged members to donate to this worthy campaign.

#### EXECUTIVE SESSION

Chairman Koehler said there is a need to go into executive session to discuss probably and imminent litigation. Mr. Heisler made a motion seconded by Mr. Breeden to go into executive session to discuss probable or imminent litigation.

Chairman Koehler asked for a roll call vote. The following members responded aye: Wheeler, Yensen, Bless, Breeden, Draffkorn, Evertsen, Hammerand, Heisler, Jung, Kurtz, McCann, Merkel, Miller, Nowak, Provenzano, Salgado, Schmidt, Schuster and Koehler. Absent: Donley, Donner, Hill, Munaretto and Peschke. The Chairman declared a quorum present with nineteen members responding.

Ms. Donner made a motion seconded by Mr. Heisler to go back into regular session.

Chairman Koehler asked for a roll call vote, the following members responded aye: Yensen, Bless, Breeden, Donner, Draffkorn, Evertsen, Hammerand, Heisler, Jung, Kurtz, McCann, Merkel, Miller, Provenzano, Salgado, Schmidt, Schuster and Koehler. Absent: Wheeler, Donley, Hill, Munaretto, Nowak and Peschke. Chairman Koehler declared a quorum present with eighteen (18) members responding.

Chairman Koehler noted no action was taken in executive session.

McHenry County Board Regular Session  
Tuesday October 18, 2011  
Page: 13

ADJOURNMENT

Ms. Donner made a motion seconded by Mr. Merkel to adjourn at 11:08 p.m. Chairman Koehler declared the motion passed on a unanimous voice vote.

Dated and approved at Woodstock, Illinois this 1<sup>st</sup> day of November, A.D., 2011.

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

ATTEST:

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