

WILL COUNTY BOARD
EXECUTIVE COMMITTEE MEETING

MINUTES

May 6, 2010

9:30 a.m.

Will County Office Building
County Board Committee Room
302 North Chicago Street
Joliet, IL 60432

CALL TO ORDER

Mr. Bilotta called the meeting to order at 9:45 a.m.

ROLL CALL

Present were Members: Bilotta, Adamic, Dralle, Goodson, Gould, Maher, Seiler, Weigel, Wilhelmi and Moustis.

Absent were Members: Kusta, Stewart and Singer.

Present from State's Attorney's Office: M. Tatroe and M. Manning.

Also Present: B. Friefeld.

PLEDGE OF ALLEGIANCE TO THE FLAG

Ms. Manning led the committee in the Pledge of Allegiance.

APPROVAL OF MINUTES

A motion was made by Mrs. Dralle, second by Ms. Seiler, to approve the minutes from the April 1, 2010 meeting. All in favor. MOTION CARRIES.

A motion was made by Mr. Maher, second by Mr. Adamic, to approve the minutes from the April 8, 2010 meeting. All in favor. MOTION CARRIES.

A motion was made by Ms. Seiler, second by Mrs. Dralle, to approve the executive session minutes from the April 8, 2010 meeting. All in favor. MOTION CARRIES.

OLD BUSINESS

NEW BUSINESS

COMMITTEE ASSIGNMENT REQUESTS

1. Request for Creation of Revenue/Expense Accounts in Land Use's Budget – Brian Radner – Attached – Finance Committee (To Be Heard 05-04-10)
2. Request for Increase of Appropriations in Sheriff's Budget – Deputy Chief Romeo – Attached – Finance Committee (To Be Heard 05-04-10)
3. Request for Increase of Appropriations in Sheriff's Overweight Truck Fund – Deputy Chief Romeo – Attached – Finance Committee (To Be Heard 05-04-10)
4. Request for Expenditure of Capital Fund 304 Appropriations – Mike Shay – Attached – Finance Committee (To Be Heard 05-04-10)
5. Request for Approval of Property Tax Abatement for Logoplaste Plainfield LLC – Will County CED – Attached – Finance Committee (To Be Heard 05-04-10)
6. Request to Award Sheriff's Body Armor – Rita Weiss – Attached – Judicial Committee (To Be Heard 05-04-10)
7. Request to Update Re: Past & Present JAG Award – Nick Palmer – Attached - Judicial Committee (To Be Heard 05-04-10)
8. Request for Increase of Daily Private Pay Rate at Sunny Hill – Karen Sorbero – Attached – Public Health & Safety Committee
9. Request to Discuss Issue Involving Public Swimming Facility Ordinance – John Cicero – Attached – Public Health & Safety Committee
10. Request to Renew Office Supply Bid – Rita Weiss – Attached - Executive Committee
11. Request for Grant Agreement w/ HUD and Other Cooperation Agreements with Subrecipients in Connection with County's Lead-Based Paint & Health Home Grant – Tim Mack/Ron Pullman – Attached – Executive Committee
12. Request for Agreement with IL Housing Development Authority for State of IL NSP Funds – Tim Mack/Ron Pullman – Attached - Executive Committee
13. Request to Discuss CMAP Go To 2040 Plan – Jamy Lyne – Attached - Executive Committee
14. Request to Award Bid for Elevator Modernization at Court Annex – Mike Miglorini – Attached – Executive Committee
15. Request to Award Bid for Electrical Improvements at Highway – Mike Miglorini – Attached Executive Committee

16. Request to Award Bid for HVAC Improvements at Highway and EMCO Bldg. – Mike Miglorini – Attached - Executive Committee
17. Request to Declare Sole Source Provider for Mobile Education Unit – Dean Olson – Attached Executive Committee
18. Request for County Executive to Negotiate and Execute an Agreement to Purchase Mobile Education Unit – Dean Olson – Attached - Executive Committee
19. Request to Provide Update on EECBG Projects Dept. of Energy Deadlines – Dean Olson – Attached Executive Committee
20. Request for Reso Authorizing County Executive to Approve an Extension of the Delegation Agreement between the IEPA and Authorize County Executive to Execute any Such Documents Necessary to Receive any IEPA Grants or Other Available Funding Through the Duration of Delegation Agreement – Dean Olson – Attached - Executive Committee
21. Placement of Items on Public Works & Transportation Committee Agenda - List Attached (To Be Heard 05-04-10)

Mr. Weigel questioned Item #5 regarding the abatements for Logoplaste. Are there agreements for fair labor practices?

Mr. Maher replied this is not a big box; this is a corporate office coming in and a manufacturing plant to work in the plastics industry.

Mrs. Dralle indicated they have a very unique working relationship with Diageo in Plainfield to manufacture on site. They will follow prevailing wage ordinance.

A motion was made by Mr. Maher, second by Ms. Seiler, to place the committee assignment requests, as presented. All in favor. MOTION CARRIES.

A motion was made by Mr. Adamic, second by Mr. Gould, to add a request for a confirming ordinance for the bond sale to be heard at executive committee. All in favor. MOTION CARRIES.

Mr. Rafac indicated the total net cost of rebates is 3.0826%; the Build America bonds and Recovery Zone bonds were subscribed to at 2.5 to 3.5 times so we were able to drive down pricing on those; the short term tax exempt bonds we had to drive up the pricing a little bit so that put us over our parameters that were set last year – that is what the confirming ordinance is for.

Other Business

Mr. Friefeld stated yesterday we received draft language on SB3721, which is the new bill from SB1607 on CCDD. That bill will be voted on in the House this morning and then there will be a concurring vote in the Senate later this morning. Everyone has taken a neutral position but Will County. It does place responsibility on the IEPA and requires that every truck be tested. The bottom line is Will County cannot stop this bill; Will County has remained on record as being opposed to it. He has spoken with Mr. Olson, Mr. Cicero and Ms. Bilotta that it will be important to be involved with the IEPA – promulgating those regulations and what we want those regulations to say. He believes the Pollution Control Board will oversee those regulations.

Mr. Ryan indicated a lot of credit has to be given to Will County as a whole for bringing a lot of these subjects to the table. This is one of those bills that no one will be completely happy about. The language and legislative intent directing the rule making process is very strong. The rules must include standards and procedures necessary to protect groundwater; there are many issues that we brought to the table and the legislature is not saying it in statute but they are giving clear direction to the PCB that these issues must be addressed. It is a quantum leap forward from where we started two years ago. Another key issue that is important is it does include a tipping fee of .10 per cubic yard for local governments; they were talking only .04. That will allow us to enter into a delegation agreement with the EPA where we can do the inspection of these facilities and have a revenue source to perform the function; this will give us a lot more enforcement ability.

Mrs. Dralle stated we do not have a delegation agreement with this proposed legislation. This all sounds good but we do not know that this is what will happen. County Board has opposed this. Has the County Executive gone on record in opposition?

Mr. Ryan replied as of today Mr. Friefeld portrayed it accurately; this is going to move. We have accomplished a lot; we have to be very active in the rule making process and this sets the standard for those rules that includes a lot of things we wanted and gives clear legislative intent that they need to consider these issues.

Mr. Maher asked if we are being involved in testing what goes into the local landfills.

Mr. Ryan answered in the original SB1607 there were provisions that required testing by the generators; that dropped out. The provision for the testing by generators is now back in so it will be tested at the site where it is removed from and the quarry operator will have to test it. The delegation agreement will allow us to participate in inspections and go to quarries; this will give us the ability to go on site to these quarry operations and do checks.

Mrs. Dralle asked if we will receive a copy of the soil sample from the generator as well as the quarry.

Mr. Olson answered if we request it; we are allowed to do those inspections. This version provides us some revenue but we have to amend our delegation agreement.

Mr. Ryan commented the process at this point in the session, it will more than likely pass in the House then go to concurrence with the Senate then to the Governor.

Mr. Friefeld stated we need to understand that today the IPEA has permitted disposal into quarries and it is currently being deposited without any oversight. One of the arguments this will rectify is that many people have concerns about how much confidence can you have with the agency that has allowed it; there may already be contamination. There is nothing Will County can do to stop this bill or rectify what has happened in the past.

Ms. Goodson arrived at this juncture.

Mrs. Dralle questioned why have regulations anyway.

Mr. Friefeld replied everyone benefits as well as there is no contamination.

Mr. Maher suggested petitioning the state to allow us to put additional fees for people who are dumping.

Mr. Moustis indicated we already asked for that.

Mr. Ryan commented that is what the .10 is for.

Ms. Goodson stated Will County is now the only county that is opposing this; DuPage County is now in support but they have no quarries. Metro Counties was not allowed to oppose it since they have to have 100% for them to take a position. Lake County is no longer opposed. There are some positive things that have gotten legs even though it is not as stringent as we would have liked.

Mr. Adamic commented his fear is this is an accident waiting to happen; all it takes is one dirty load to get in our groundwater.

Ms. Goodson indicated it is important to understand that 2 million tons per year is coming into Will County regardless of legislation. We cannot start promulgation of the rules until we have the legislation.

Mr. Moustis commented our capacity is that we could take up to 51 million tons of debris into Will County.

Mr. Ryan stated one of the things the EPA has been right about; unfortunately there is a hole in the statute right now. Contaminated soil is defined and it has to go to land fill; the problem is uncontaminated soil is not defined. It is up to the quarry operator to decide by their judgment what is uncontaminated. What this legislation will do is give the EPA and the Pollution

Control Board the ability to promulgate the rules; they have to address issues we have raised over the last two years. It is not perfect but it is quantum steps in the right direction. The draft last year would have allowed the EPA to issue guidance documents; that is no longer there.

Mr. Friefeld stated during the two years they have to promulgate the rules, there are no rules; nothing is changed until those rules are in place. The reality is this legislation is an animal of a certain form and it is not going to change. We have to get involved in the regulation process.

Mr. Bilotta commented the bottom line is this will pass; when the rules get passed we need to be at the table.

ANNOUNCEMENTS BY THE COUNTY BOARD CHAIRMAN

EXECUTIVE SESSION

ADJOURNMENT

A motion was made by Ms. Seiler, second by Mr. Gould, to adjourn the meeting at 10:10 a.m. All in favor. MOTION CARRIES.