



**COUNTY OF KENDALL, ILLINOIS
JUDICIAL LEGISLATIVE COMMITTEE
Wednesday, February 22, 2017 - 3:00 p.m.
Kendall County Courthouse
Jury Assembly Room
807 West John Street; Yorkville, IL 60560**



AGENDA

- 1. Roll Call and Determination of a Quorum:** Matthew Prochaska, Tony Giles, Judy Gilmour, Audra Hendrix, John Purcell
- 2. Approval of Agenda**
- 3. Approval of Minutes from**
- 4. Status Reports**
 - ❖ Circuit Clerk
 - ❖ Courthouse
 - ❖ Court Services
 - ❖ Public Defender
 - ❖ Sheriff's Office/Court Security
 - ❖ State's Attorney
- 5. Legislative Report and Update**
 - 1. Resolution opposing the creation of new State holidays*
 - 2. Resolution supporting HB 3127*
- 6. Old Business**
- 7. New Business**
- 8. Action Items for County Board**
- 9. Public Comment**
- 10. Executive Session**
- 11. Adjournment**

COUNTY OF KENDALL, ILLINOIS
JUDICIAL LEGISLATIVE COMMITTEE
Wednesday, February 1, 2017
Meeting Minutes

Call to Order

Committee Chair Matthew Prochaska called the Judicial Legislative Committee meeting to order at 3:00p.m.

Roll Call

Attendee Name	Status	Arrived
Matthew Prochaska	Present	
Tony Giles	Absent	
Judy Gilmour	Present	
Audra Hendrix	Present	
John Purcell	Present	

With four members present, a quorum was established to conduct committee business.

Others Present: Sheriff Dwight Baird, Judge Tim McCann, Judge Robert Pilmer, Nicole Swiss, Courtney Transier, Tina Varney, Eric Weis, Jeff Wilkins

Approval of Agenda – Member Hendrix made a motion to approve the agenda, second by Member Purcell. **With all present in agreement, the motion carried.**

Status Reports

Circuit Clerk – Written report submitted

Courthouse – Judge McCann read a thank you letter from the family of Judge Cadwell in appreciation for the resolution honoring his service to Kendall County prior to his recent death.

Judge McCann reported that the Courthouse normally holds an appreciation ceremony for the Courthouse Volunteers in May. Judge McCann and Eric Weis would like to include the appreciation ceremony in conjunction with the May Judicial Committee meeting. The committee agreed, and will invite the full Board to participate. A small reception will follow the ceremony.

Eric Weis informed the committee of the death of long-time volunteer Ed Thompson, who volunteered at the Courthouse for the last 10 years. Mr. Weis also briefed the committee on the hours worked, the loyalty and dedication of the volunteers, and the asset that they are to the citizens, elected officials and personnel in the Courthouse.

Judge McCann also briefed the committee on continued roof issues in the older part of the Courthouse, and said they have had leaks in the Probation area and one of the courtrooms. Tina Varney said that they have had three major leaks in the recent past. Judge McCann continues to discuss the issues with Jim Smiley, and hopes that facilities will find a permanent fix to the issue soon.

Judge McCann also reported that by Congressman Hultgren's office who would like permission to use the Jury Assembly room to hold a Town Hall/Informational meeting next Friday, February 10, 2017.

Court Security – No report

Court Services/Probation –Tina Varney said they have scheduled a leadership training for state probation leaders throughout the State of Illinois in June 2017. Ms. Varney stated that many have already responded that they will attend.

Ms. Varney provided the monthly Juvenile Detention Costs, and Board and Care reports.

Ms. Varney said they are currently supervising 24 people on their GPS monitoring program, which is an increase from previous months.

Public Defender – Monthly report provided by Courtney Transier who said their caseloads continue to increase.

State's Attorney – Mr. Weis stated they have confirmation for the Open Meetings Act training on May 18, 2017 at 6:00p.m. by the Attorney General's Office. Invitations are forthcoming.

Mr. Weis reported the Drug Court is up and running, and that several candidates are currently going through the process for acceptance into the program.

Mr. Weis said that the Juvenile Justice Council is hosting a free Cyber-Smart Parent Presentation at Traugher Junior High School in Oswego on February 21 from 6:30-8:30p.m. Internet Crimes and Safety expert Detective Rich Wistocki of the Naperville Police Department will present topics including texting, sexting and cyberbullying, and learning how to keep children safe online and on their cellphones.

Legislative Report and Update

- *Federal Legislative Priorities* – Member Prochaska stated that Chairman Gryder and Congressman Hultgren's office have requested that the Judicial Legislative Committee compile a list of federal legislative priorities for the County that will be given to the Congressman. The committee will go through the requests from the department heads and elected officials, and prioritize them. All requests and suggestions should be given to Member Prochaska for further discussion at future meetings.

Suggestion from Member Purcell – EPA Restrictions on Storm Water Run-off (Grove Road Bridge)

Suggestion from Member Hendrix – Funding to update Technology Infrastructure that serves County residents (fiber optic and Wi-Fi that could be resold) :

- *State Legislation* – Member Prochaska reviewed the five bills that he is currently following:
 - SB 3 - Local Government Consolidation
 - SB 13 - P-TELL Freeze
 - HB290 - Internal Internet posting for local Government
 - HB442 - Posting of Public Records Online
 - HB678 - Juvenile Court Hearing within 24 hours

Tina Varney said that the State Probation Association is supporting the 48-hour Juvenile Court Hearing rule to align with federal requirements and adult pre-trial standards. Judge McCann stated that holding Juvenile Court within 24-hours would be costly to the County because of the labor requirements and overtime pay that would be needed to conduct the hearings, and the opening of the Courthouse on weekends or holidays.

Old Business - None

New Business

- *Recommend Board Rules of Order Change and Merger of Public Safety and Judicial Legislative Committees* – Member Hendrix made a motion to forward the item to the Committee of the Whole for further discussion, second by Member Gilmour. **The motion carried by a voice vote.**
- *Determine 2017 Regular Meeting Schedule* – No action taken on this item

Items for COW

- *Recommend Board Rules of Order Change and Merger of Public Safety and Judicial Legislative Committees*

Actions Items for County Board - None

Public Comments - None

Executive Session – Not needed

Adjournment – Member Hendrix made the motion, second by Member Purcell to adjourn the Judicial Legislative Committee at 3:47p.m. **With all in agreement, the meeting adjourned.**

Respectfully Submitted,

Valarie McClain, Recording Clerk

**RESOLUTION OPPOSING THE CREATION OF ADDITIONAL STATE HOLIDAYS
THAT CLOSE GOVERNMENT OFFICES**

WHEREAS, the current official state holidays in Illinois include New Year's Day, Martin Luther King Jr. Day, Abraham Lincoln's Birthday, Presidents Day, Memorial Day, Independence Day, Labor Day, Columbus Day, Election Day, Veterans Day, Thanksgiving and the day after, and Christmas; and

WHEREAS, the last time a holiday was established by legislation was in 1977, when Casimir Pulaski Day was adopted, though it is not considered a "legal holiday"; and

WHEREAS, there is currently in the Illinois House a bill to create an additional state holiday that is a "legal holiday," in which state government offices shut down; and

WHEREAS, in 2016 a Bill was introduced to the Illinois General Assembly to create a "legal holiday" that state offices would be closed, that did not move forward because the cost of closing state offices was estimated to be \$3.2 million; and

WHEREAS, the current administration in Illinois argued that the state would lose \$16 million in productivity from state workers having a paid, non-working holiday; and

WHEREAS, if Kendall County was to have to adopt an additional state holiday into our schedule, because of existing labor contracts that cost would be estimated at \$_____; and

WHEREAS, if Kendall County was to have to adopt an additional state holiday into our schedule, because of existing labor contracts we could consider it to be an additional unfunded mandate; and

WHEREAS, Kendall County has no objection to state holidays that are commemorative only; and

NOW, THEREFORE, BE IT RESOLVED BY THE KENDALL COUNTY BOARD, that the County of Kendall asks the Illinois General Assembly oppose the creation of additional state holidays that are a "legal holiday," in which state government offices shut down that go beyond what has been declared a Federal Holiday; and

BE IT FURTHER RESOLVED; that the County Board directs the County Administrator to transmit suitable copies of this Resolution to the Governor of the State of Illinois, Speaker and Minority Leader of the Illinois House of Representatives, to the President and Minority Leader of the Illinois Senate, and to all members of the General Assembly representing any portion of Kendall County.

RESOLUTION SUPPORTING HB 3127

WHEREAS, HB 3127 amends the Illinois Property Tax Code and the Illinois Drainage Code; and

WHEREAS, Kendall County feels that the relationship between Drainage Districts and Forest Preserve and Conservation Districts needs clarification; and

WHEREAS, Kendall County recognizes that the mission of Drainage Districts and Forest Preserve and Conservation Districts may be the same but also mutually exclusive; and

WHEREAS, Kendall County believes that all property used exclusively for public or conservation purposes belonging to a forest preserve district or a conservation district should be exempt from taxation, special assessments, other assessments, and fees; and

WHEREAS, Kendall County believes that before any action may be taken by a drainage district regarding property owned or operated by a forest preserve district organized pursuant to the Downstate Forest Preserve District Act or a conservation district organized pursuant to the Conservation District Act, the drainage district shall first receive approval for the action from the board of commissioners of the forest preserve district or the board of trustees of the conservation district; and

WHEREAS, HB 3127 clarifies the relationship of Forest Preserve Districts and Conservation Districts with Drainage Districts in a way that meets Kendall County's concerns; and

NOW, THEREFORE, BE IT RESOLVED BY THE KENDALL COUNTY BOARD, that the County of Kendall asks the Illinois General Assembly to pass HB 3127; and

BE IT FURTHER RESOLVED; that the County Board directs the County Administrator to transmit suitable copies of this Resolution to the Governor of the State of Illinois, Speaker and Minority Leader of the Illinois House of Representatives, to the President and Minority Leader of the Illinois Senate, to all members of the General Assembly representing any portion of Kendall County, and to the Executive Directors of Metro Counties, United Counties Council of Illinois, and the Illinois Association of County Board Members and Commissioners; and

BE IT FURTHER RESOLVED; that the County Board directs the County Administrator to draft a letter of thanks to be signed by the Chairman of the County Board to Rep. David Welter for sponsoring this legislation.

TO: Legislative/Judicial Committee Members

FROM: Victoria Chuffo, Public Defender; Monthly Report VC

NUMBER OF CASES ASSIGNED TO EACH PUBLIC DEFENDER
AS OF FEBRUARY 22, 2017

VICTORIA CHUFFO, Public Defender

- 102 cases / last month 123 cases - Felony cases

COURTNEY TRANSIER, First Asst. Public Defender

- 116 cases / last month 108 cases - Felony cases

MICHAEL MONTGOMERY, Asst. Public Defender

- 233 cases / last month 233 cases - Felony/ Juvenile cases

REID SEAGREN, Asst. Public Defender

- 243 cases/ last month 249 cases - Misdemeanor/Traffic cases

CHRISTOPHER WARMBOLD, Asst. Public Defender

- 254 case/ last month 252 cases -
Misdemeanor/Traffic/Juvenile Cases

My office has been appointed a total of 171 new cases between February 1, 2017 and February 22, 2017. The Kendall County Public Defender's Office currently has 948 open cases as of today's date; February 22, 2017. The Public Defender appointments for driving under the influence cases have increased since last month.