



COUNTY OF WINNEBAGO

Office of the County Auditor

County Administration Building
404 Elm Street, Room 201
Rockford, Illinois 61101

WILLIAM D. CROWLEY
County Auditor
Phone (815) 319-4206
bcrowley@wincoil.us

August 21st, 2017

To: Frank Haney, Winnebago County Board Chairman
David Boomer, Winnebago County Board Member
Joe Hoffman, Winnebago County Board Member

From: William D. Crowley, Winnebago County Auditor

RE: August Consulting Company resolution and contract

Pursuant to the Illinois Compil Statute 55 ILCS 5/Div. 3.1. Sec. 3-1005, the County Auditor is required to audit all claims against the County, and recommend to the County Board the payment or rejection of all claims presented.

As part of our recent Centralized Purchasing System Compliance Audit which was issued July 7th, 2017, my office acquired various contracts and County Board resolutions relating to several Winnebago County offices. While reviewing invoices to be paid in August, we began agreeing amounts billed into these newly acquired contracts. In doing so, we noticed a discrepancy between the original resolution authorizing the former Purchasing Director to execute a five year contract with August Consulting Company and the actual contract that was signed by the former County Board Chairman.

The original resolution approved by the County Board (attached) states "NOW, THEREFORE, BE IT RESOLVED, by the County Board of the County of Winnebago, Illinois that the Winnebago County Purchasing Director is authorized to execute an agreement with August Consulting, 2818 Ware Road, Rockford, IL 61114 for a five year agreement at \$100.00 per hour for the first two years and \$107.50 for years three and four and \$115.00 for year five with a not to exceed 120 hours per month without prior approval."

The actual signed contract (attached), which was signed by the former County Board Chairman and not the former Purchasing Director, includes similar language as the approved resolution, but also includes a monthly guarantee of 100 hours and a monthly \$125 allowance for communications such as cell phone, broadband, etc. The 100 hour guaranteed minimum and the \$125 allowance are not mentioned in the approved resolution.

The County Auditor's Office is making no allegation of any inappropriate activity as we have no knowledge of the intent of the County Board when the original resolution was passed. August Consulting Company has consistently billed Winnebago County in accordance with the signed contract. However, I do feel an obligation to communicate to the County Board that from April 2015 to July 2017, August Consulting Company provided under 100 monthly work hours on eight occasions while billing the County for the contractually agreed upon 100 hour minimum. This resulted in the August Consulting Company being paid for 114.75 hours that were not worked. Under the specific terms of the County Board approved resolution, these work hours would not have been paid.

Winnebago County's contract with August Consulting Company ends February 28th, 2018. If Winnebago County renews or extends an IT consulting contract with August Consulting Company, we would recommend that the



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specifics of the billing arrangement agree between the contract and approved resolution. Additionally, our understanding is that County Board members haven't always been provided contracts prior to approving a resolution. We recommend that the Winnebago County Board be provided all contracts which require a resolution and that adequate time be provided to review the contracts prior to approving a resolution.

Please let me know if you have any questions or comments at 815-319-4206 or bcrowley@wincoil.us.

CC: Gary Jury, Winnebago County Operations Committee Chairman

It is our mission to provide high quality services and promote a safe community for all people in Winnebago County.

AUGUST CONSULTING COMPANY

2818 Ware Road
Rockford, Illinois 61114
Voice 815.519.0404
agentner@augustconsulting.com

To: Scott Christiansen,
Winnebago County Board Chairman
Administration Building
404 Elm Street, Room 504
Rockford, Illinois 61103

Date: March 1, 2013

From: August A. Gentner
President, August Consulting Company

Subject: Chief Information Officer Services (Information Technology Management for Winnebago County Illinois) - Memorandum of Understanding

General Responsibilities:

August Consulting Company shall provide Chief Information Officer (CIO) services for the County Chairman, County Board, Elected Officials, Appointed Officials, departments and others within the County, who may select, implement and maintain IT resources and / or services. August Consulting Company plans, organizes, directs and evaluates the support services of the Winnebago County Department of Information Technology to ensure effective support for County information technology objectives.

August Consulting Company in conjunction with County management provides: a) general management of information technology; b) assessment of information technology problem areas, formulation of improvement recommendations and facilitation of approved changes / enhancements; c) general information technology assessments and recommendations; d) other work activities mutually agreed upon by County management and August Consulting Company; and e) monthly summaries of hours and activities.

The County shall provide workspace, equipment and supplies, as needed, to carry out requested / agreed upon works activities. The County shall also reimburse August Consulting Company for acquired materials and services necessary to perform requested / agreed upon work activities.

Supervision:

Works under the broad policy guidance of the County Chairman.

Contract Duration:

March 1, 2013 through February 28, 2018

Term:

Term will be for one-year, with four one-year options at the rates listed below.

Payment:

Winnebago County guarantees August Consulting Company 100 hours of CIO duties per calendar month, with a not to exceed 120 hours per calendar month, at the hourly rate of \$100 per hour plus approved materials and expenses. Hours worked in excess of 120 may be approved by appropriate County management. On January 1, 2015 the hourly rate for services adjusts to \$107.50 per hour and again on January 1, 2017 to \$115 per hour. A monthly communications (cell phone, broadband, etc.) allowance of \$125 exists for the duration of the agreement.

Warranty:

None.


Limitation of Liability:


In no event shall "August Consulting Company" be liable in contract, tort, strict liability, warranty or otherwise, for any special, incidental or consequential damages, such as, but not limited to, delay, disruption, loss of product, loss of anticipated revenue, loss of use of the equipment or system, non-operation or increased expense of operation of other equipment or systems, cost of capital, or cost of purchase or replacement equipment, systems or power.

Termination:

During the course of this agreement and providing a 90-day notice by either party, August Consulting Company and / or Winnebago County may seek to alter or terminate this agreement.

Agreed:


August A. Gentner
August Consulting Company


Scott Christiansen,
Chairman Winnebago County

Date: 4/10/2013

Date: 4/15/13

STATE OF ILLINOIS, }
COUNTY OF WINNEBAGO } ss.

I, MARGIE M. MULLINS, County Clerk in and for said County, in the State aforesaid, do hereby certify that I have compared the foregoing attached copy of:

RESOLUTION TO RENEW AN AGREEMENT WITH AUGUST CONSULTING FOR INFORMATION TECHNOLOGY SERVICES

with the original document which is on file in my office; and found it to be a true, perfect and complete copy of the original document.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said County, at my office in the City of Rockford, in said County,

this 11th DAY APRIL, 2013.

MARGIE M. MULLINS, Winnebago County Clerk

BY:  Deputy County Clerk



NO. 19

Sponsor: Chairman Scott Christiansen

County Board Meeting: 2/14/13

RESOLUTION
of the
COUNTY BOARD OF THE COUNTY OF WINNEBAGO, ILLINOIS

SUBMITTED BY: OPERATIONS AND ADMINISTRATIVE COMMITTEE
2013 CR 050

RESOLUTION TO RENEW AN AGREEMENT WITH
AUGUST CONSULTING FOR INFORMATION TECHNOLOGY SERVICES

WHEREAS, Winnebago County entered into an agreement with August Consulting to provide professional services for information technology; and,

WHEREAS, information technology is an integrated function within County government; and,

WHEREAS, the County would like to continue to use these services to evaluate information technology function within County government; and,

WHEREAS, this agreement will be for one year with the option to renew for an additional four years at a rate of \$100.00 per hour for the first two years and \$107.50 per hour for years three and four and \$115.00 per hour for year five with a not to exceed of 120 hours per month without prior approval; and,

WHEREAS, the Operations and Administrative Committee of the County Board for the County of Winnebago, Illinois has reviewed the proposal received and recommends executing an agreement with August Consulting, 2818 Ware Road, Rockford, IL 61114.

NOW, THEREFORE, BE IT RESOLVED, by the County Board of the County of Winnebago, Illinois that the Winnebago County Purchasing Director is authorized to execute an agreement with August Consulting, 2818 Ware Road, Rockford, IL 61114 for a one year agreement with four one year options at the following rates: \$100.00 per hour for the first two years and \$107.50 for years three and four and \$115.00 for year five with a not to exceed 120 hours per month without prior approval;

BE IT FURTHER RESOLVED, that this Resolution shall be in full force and effective immediately upon its adoption and the Clerk of the County Board is hereby authorized to prepare and deliver certified copies of this Resolution to the Director of Purchasing, Finance Director, and County Auditor.

RESOLUTION
of the
COUNTY BOARD OF THE COUNTY OF WINNEBAGO, ILLINOIS

SUBMITTED BY: OPERATIONS AND ADMINISTRATIVE COMMITTEE

13-CR

RESOLUTION TO RENEW AN AGREEMENT WITH
AUGUST CONSULTING FOR INFORMATION TECHNOLOGY SERVICES

WHEREAS, Winnebago County entered into an agreement with August Consulting to provide professional services for information technology; and,

WHEREAS, information technology is an integrated function within County government; and,

WHEREAS, the County would like to continue to use these services to evaluate information technology function within County government; and,

WHEREAS, this agreement will be for one year with the option to renew for an additional five years at a rate of \$100.00 per hour for the first two years and \$107.50 per hour for years three and four and \$115.00 per hour for year five with a not to exceed of 120 hours per month without prior approval; and,

WHEREAS, the Operations and Administrative Committee of the County Board for the County of Winnebago, Illinois has reviewed the proposal received and recommends executing an agreement with August Consulting, 2818 Ware Road, Rockford, IL 61114.

NOW, THEREFORE, BE IT RESOLVED, by the County Board of the County of Winnebago, Illinois that the Winnebago County Purchasing Director is authorized to execute an agreement with August Consulting, 2818 Ware Road, Rockford, IL 61114 for a five year agreement at \$100.00 per hour for the first two years and \$107.50 for years three and four and \$115.00 for year five with a not to exceed 120 hours per month without prior approval;

BE IT FURTHER RESOLVED, that this Resolution shall be in full force and effective immediately upon its adoption and the Clerk of the County Board is hereby authorized to prepare and deliver certified copies of this Resolution to the Director of Purchasing, Finance Director, and County Auditor.

Respectfully Submitted,
OPERATIONS AND
ADMINISTRATIVE COMMITTEE

AGREE



Gary Jury, Chairman



L. C. Wilson



Fred Wescott

John F. Sweeney



Angie Goral

DISAGREE

Gary Jury, Chairman

L. C. Wilson

Fred Wescott

John F. Sweeney


Angie Goral

The above and foregoing Resolution was adopted by the County Board of the County of
Winnebago, Illinois, this 11TH day of APRIL, 2013.



SCOTT CHRISTIANSEN, Chairman of the
County Board of the County of
Winnebago, Illinois

ATTEST



Margie Mullins, Clerk of the
County Board of the
County of Winnebago, Illinois