

MINUTES OF A MEETING OF THE BOARD OF TRUSTEES
OF THE VILLAGE OF NORTH BARRINGTON WHICH WAS HELD MONDAY,
DECEMBER 19, 2005 AT THE NORTH BARRINGTON VILLAGE HALL,
111 OLD BARRINGTON ROAD

I. Call to Order and Roll Call

At 7:30 p.m. President Sauer called the Meeting to order. The Village Clerk led the Pledge of Allegiance, and then called the roll:

Present: President Sauer, Trustees Farrell, Moran, Pino, and Schnure

Absent: Trustee Contorno

Also Present: Kathy Nelander Village Clerk

Judy Janus, Village Administrator

J. W. Braithwaite, Village Attorney

Joseph Arizzi, Wauconda Fire Department

Andrea Pracht, Baxter & Woodman

Robert Knox, 75 Saddletree Lane

B. Chan, Michael Chan, 87 Weybridge Lane

Barb Potter, 285 Biltmore Drive

Susan Allman, 425 Mockingbird Lane

Pat Ryan, 404 Concord Lane

Sam L. Amirante, 126 S. N.W. Hwy, Barrington

II. Public Comment

There was no one who wished to speak.

III. Consent Agenda

All the items were removed from the Consent Agenda.

Items removed from the Consent Agenda for further discussion:

A. Approve Minutes of Board Meeting 11/21/05

There were some changes made to the minutes.

Motion: Trustee Schnure moved to approve the Minutes of the Board Meeting held 11/21/05 as amended; seconded by Trustee Pino.

Discussion: There was some discussion.

Vote on Motion

By Roll Call: Ayes: Trustees Farrell, Moran, Pino, and Schnure

Nays: None
Absent: Trustee Contorno
Abstain: None

President Sauer declared the motion approved.

B. Approve the December 19, 2005 Vouchers for payment of Bills

There was some discussion about the \$2000 bill submitted by Mr. Milan Petrovic of Advanced Practical Solutions, LLC.

Motion: Trustee Pino moved to approve the December 19, 2005 Vouchers for payment of bills; seconded by Trustee Farrell.

Discussion: There was some discussion.

Vote on Motion

By Roll Call: Ayes: Trustees Farrell, Moran, Pino, and Schnure, President
Sauer

Nays: None
Absent: Trustee Contorno
Abstain: None

President Sauer declared the motion approved.

C. Approve the Treasurer's Report for the 7th month of Fiscal Year 2006

There was some discussion about the contents of the Treasurer's Report.

Motion: Trustee Moran moved to approve the Treasurer's Report for the 7th month of Fiscal Year 2006; seconded by Trustee Schnure.

Discussion: There was some discussion.

Vote on Motion

By Roll Call: Ayes: Trustees Farrell, Moran, Pino, and Schnure, President
Sauer

Nays: None
Absent: Trustee Contorno
Abstain: None

President Sauer declared the motion approved.

D. Adopt Ordinance #1081 regarding Tax Levy

There were some questions regarding the Tax Levy Ordinance.

Motion: Trustee Moran moved to adopt Ordinance #1081; seconded by Trustee Pino.

Discussion: There was some discussion.

Vote on Motion

By Roll Call: Ayes: Trustees Farrell, Moran, Pino, and Schnure, President
Sauer

Nays: None
Absent: Trustee Contorno
Abstain: None

President Sauer declared the motion approved.

E. Approve Resolution #2391 regarding Tax Levy Road & Bridge

There were some questions regarding the Tax Levy Resolution.

Motion: Trustee Moran moved to approve Resolution #2391; seconded by Trustee Schnure.

Discussion: There was some discussion.

Vote on Motion

By Roll Call: Ayes: Trustees Farrell, Moran, Pino, and Schnure, President
Sauer

Nays: None
Absent: Trustee Contorno
Abstain: None

President Sauer declared the motion approved.

IV. VARIATIONS/SUBDIVISIONS/CODE AMENDMENTS

A. Ordinance #_____ Amending H&S Code regarding repairs

The item was previously removed from the Agenda.

V. COMMISSION AND STAFF REPORTS

President Sauer stated that the following items were contained in the Trustee's packets and that if there were any questions, to contact the corresponding Commission Chair or Village Officer.

A. Building Department Report (Kelly Rafferty - Rafferty Architects)

The Building and Zoning Department Activity Report was made available to the Board.

B. Building Inspection Report (Ray Donini)

The Building Inspection Report was made available to the Board.

C. Building Inspection Report (B&F Technical Code Services, Inc.)
The Building Inspection Report was made available to the Board.

D. Health & Sanitation Report (Natalie Karney - Land Technology)
The Health & Sanitation Monthly Report was made available to the Board.

E. Engineering Project Status Report (Andrea Pracht – Baxter & Woodman)
The Engineering Project Status Report was made available to the Board.

F. Environmental Commission Meeting Minutes (12/01/05)
The Minutes of the Meeting were made available to the Board.

G. Plan Commission Meeting Minutes (12/12/05)
The Minutes of the Meeting were made available to the Board.

VI. ADMINISTRATION – President Bruce Sauer

A. U.S. Cellular – Lease Agreement, Resolution #2392

The Resolution had been made available to the Board in their packet materials. Village Attorney J. W. Braithwaite referred to the Resolution and explained that the contract was subject to economic terms being satisfactory with all parties. Trustee Schnure asked that the contract include language regarding the expenditure of the necessary funds to make the tower structurally sound. There was further discussion about the required repairs to the tower.

Motion: Trustee Schnure moved to approve Resolution #2392 subject to the economic terms being completed by both parties and the satisfactory completion of the structural repairs to the tower; seconded by Trustee Pino.

Discussion: There was some discussion.

Vote on Motion

By Roll Call:	Ayes:	Trustees Farrell, Moran, Pino and Schnure, President Sauer
	Nays:	None
	Absent:	Trustee Contorno
	Abstain:	None

President Sauer declared the motion approved.

B. Knox – Tree Fines - Appeal

President Sauer referred to the materials as contained in the agenda packet. President Sauer gave a brief synopsis of the details regarding the removal of an 18-inch oak tree at 75 Saddletree Lane. The tree was removed without a permit being secured during construction activities at the property, which was in violation of the Village's Tree Ordinance. The Village

Forester then fined the homeowner, Robert Knox, \$1800 for the removal of the tree. Mr. Knox appealed the fine to the Environmental Commission who affirmed the decision of the Village Forester, but reduced the amount of the fine to \$1000. President Sauer invited Mr. Knox to address the Board.

Mr. Knox explained that he had requested a Zoning Variation for the placement of a barn on his property at 75 Saddletree Lane. As part of the appeal process, the Zoning Board of Appeals had recommended that the barn be located approximately 15 feet further south of the proposed location taking into consideration the soil conditions in that area, which was then approved by the Village Board in April of 2005. Mr. Knox explained that the tree which was removed was located two feet from the foundation of the newly located barn. Mr. Knox acknowledged that the proper procedure for removing the tree was not followed, but that he was asking the Board for some consideration based on a "common sense" perspective that the tree would not have survived the construction of the barn.

There was lengthy discussion. Members of the Board felt that Mr. Knox's builder, who removed the tree, should be held responsible for the fine. It was noted that the purpose of the Tree Ordinance was to encourage residents and builders to work with the Village Forester with regard to tree preservation and construction. There was further discussion. Village Attorney J.W. Braithwaite explained that the Board could accept, overrule or modify the recommendation of the Environmental Commission.

Motion: Trustee Schnure moved to accept the recommendation of the Environmental Commission and fine Robert Knox, 75 Saddletree Lane, \$1000 for violating the Village's Tree Ordinance; seconded by Trustee Farrell.

Discussion: There was some discussion.

Vote on Motion

By Roll Call:	Ayes:	Trustees Farrell, Moran, Pino and Schnure, President Sauer
	Nays:	None
	Absent:	Trustee Contorno
	Abstain:	None

President Sauer declared the motion approved.

C. Principato – Update Regarding Fines

President Sauer distributed some materials to the Board, including a letter from Sam Amirante, the attorney for Dr. & Mrs. Principato, as well as a Press Release. The letter stated that Dr. & Mrs. Principato were withdrawing their appeal from the fines imposed in the matter of the cutting of trees and watershed violation on the property commonly known as 110 Century Oaks Drive, subject to a refund by the Village in the amount of \$28,275, being fifty percent of the fines previously paid. President Sauer explained that he with Village Attorney J.W. Braithwaite had met with Dr. Principato and his attorney, Mr. Amirante, in order to reach a resolution with regard

to the tree and watershed fines. President Sauer explained that all sides reached an amicable resolution, which called for a 50% reduction in the fines, as well a joint statement to be released. There was some discussion about the content of the press release and its mutual release.

Motion: Trustee Pino moved to enter into a settlement with Dr. Principato for the terms as specified and that the Village participate in the mutual distribution of the Press Release to appropriate parties and under those terms accept the withdrawal of the appeal by Dr. & Mrs. Principato; seconded by Trustee Schnure.

Discussion: There was some discussion.

Vote on Motion

By Roll Call:	Ayes:	Trustees Moran, Pino and Schnure, President Sauer
	Nays:	Trustee Farrell
	Absent:	Trustee Contorno
	Abstain:	None

President Sauer declared the motion approved.

D. Meeting Schedules for 2006 – Possible Changes

President Sauer explained that he had previously asked the Board to review their schedules to see if the third Monday of the month could work for the monthly Board meetings in place of the fourth Monday of the month. President Sauer explained that he had an individual in mind to fill the vacancy left by the resignation of Trustee Peterson, but the individual had a conflict with the fourth Monday of the month. It was the consensus of the Board that each Board member should meet the candidate, on a one-on-one basis, and then determine if the meeting dates should be changed.

E. BACOG 2006 Legislative Platform

The Legislative Platform had been made available to the Board.

Motion: Trustee Pino moved to approve BACOG's 2006 Legislative Platform; seconded by Trustee Farrell.

Discussion: There was some discussion.

Vote on Motion

By Roll Call:	Ayes:	Trustees Farrell, Moran, Pino and Schnure, President Sauer
	Nays:	None
	Absent:	Trustee Contorno
	Abstain:	None

President Sauer declared the motion approved.

F. Community Drug Prevention Coalition – Request

President Sauer referred to an item in the agenda packet which was forwarded from Janet Agnoletti, Executive Director of BACOG. The request from was from the Barrington-Area Community Drug Prevention Coalition who are planning to survey parents of all middle and high school students in the Barrington Area regarding drug use and drug abuse. The cost of the survey is \$6500, of which approximately half has been collected, and the Coalition is asking each individual BACOG member government for a \$250 donation to offset the costs of the survey. After some discussion, the Board decided not to participate in the program.

G. Roads – Update

President Sauer said that the 2005 road paving program was completed, and that snowplowing services were running smoothly with minimal complaints from residents. Trustee Farrell mentioned an area in her neighborhood which was not being plowed by either the Wynstone P.O.A. or Cuba Township. President Sauer said he would speak with both the Wynstone P.O.A and Cuba Township Highway Supervisor Tom Gooch to resolve the matter.

H. Christopher B. Burke Engineering/Len Jablon Helicopter, Inc. contracts for Deer Count

President Sauer referred to the contract with Christopher B. Burke Engineering and Len Jablon Helicopters, Inc. for the proposed 2005/2006 deer count. President Sauer gave some background information regarding the deer count. In February of 2004, the Village Board authorized an aerial deer survey to count the deer in the Village, with the recommendation to set up, in principle, a deer count program for a two to three year duration, in order to get a better idea of how to monitor or manage the deer population. He explained that the contract was for the second count for the Village and would provide information for comparative purposes. It was noted that the count can only take place when there is sufficient snow cover on the unpaved areas of the Village. There were some questions from the Board and further discussion. Trustee Pino asked that some language be added to the contract, in particular in the “Termination” portion, and added the words “not to exceed the contractual amount” The sentence would read “Cost of termination, including salaries, overhead and fee, incurred by Engineer, either before or after the termination date shall be reimbursed by Client, not to exceed the contractual amount.”

Motion: Trustee Schnure moved to approve the amended contract with Christopher B. Burke Engineering and Len Jablon Helicopter, Inc. to conduct a flyover in order to count the deer in the Village during the winter of 2005/2006; seconded by Trustee Pino.

Discussion: There was some discussion.

Vote on Motion

By Roll Call:	Ayes:	Trustees Farrell, Moran, Pino and Schnure, President Sauer
	Nays:	None
	Absent:	Trustee Contorno
	Abstain:	None

President Sauer declared the motion approved.

VII. Reports by Board of Trustees

A. Trustee Rick Contorno

Trustee Contorno was absent.

B. Trustee Jane Farrell

Trustee Farrell reported on the activities of the Parks and Recreation Commission, including the goal to install electricity at Eton Park. Trustee Farrell explained that some events at the park require generators to run the equipment. She explained some of the shortcomings of the generators such as the requirement for lengthy extension cords and the noise level resulting from the generators. Trustee Farrell said that the final cost to bring electricity into the park could be as much as \$6000 to \$8000 and the Commission wanted the Board's input on whether or not to move forward with this installation. As Eton Park is the Village's only park, the Board said that they supported the Commission's efforts to bring electricity to the park.

Trustee Farrell also mentioned an incident which occurred during the noon hour on December 15, 2005, where she viewed from her yard, what she thought was, four men chasing deer in the Wynstone community. She explained that in order to find out what was going on, she phoned Village President Bruce Sauer.

President Sauer explained that he tried, in vain, to determine what was going on from the Wynstone P.O.A. President Sauer explained that although the Wynstone P.O.A. has the authority to thin the herd within Wynstone, there were certain appropriate locations and times when the procedure should take place. There was lengthy discussion about requiring Wynstone to give appropriate notice to the Village before conducting a cull. It was decided that the Village President would write a letter to the Wynstone P.O.A. reminding them of how many residents, inside as well as outside of the Wynstone community, are affected by this activity. President Sauer said that he would also work out a resolution as well as a notification process with the P.O.A.

C. Trustee Al Pino

Trustee Pino had nothing to report.

D. Trustee Moran

Trustee Moran reported on the activities of the Plan Commission including clarifying the application of the proposed Redevelopment Ordinance. Trustee Moran also reported that the

Commission was assigned by the Village President to address the road and infrastructure system in the Village for overall recommendations.

Trustee Moran explained that he had been in contact with the Village's auditing firm, Detterbeck Johnson & Monsen, and a representative from the firm had agreed to address the Board prior to the February meeting regarding the Village's audit. It was suggested that any questions for the Village's auditor be submitted well in advance. Trustee Moran suggested that the "special meeting" with the auditor begin at 7 p.m. and then the "regular" Board meeting would follow at 7:30 p.m. Trustee Moran said he would confirm this schedule with both the Auditor and the Board.

E. Trustee John Schnure

Trustee Schnure suggested that an electrical contractor be contacted to add additional lighting to the Village Hall's parking lots. Trustee Schnure said that he would like to see lighting added under the canopies, as well as in the main lots, as the parking lot is very dark. Trustee Schnure said that he would secure some contact names and numbers for the Village Administrator.

VIII. OLD BUSINESS

Trustee Schnure said that he wanted to discuss the activities of the Village's lobbyist, Mr. Milan Petrovic of Advanced Practical Solutions, LLC. Trustee Schnure said that he felt that paying the lobbyist's monthly fee was a waste of the Village's money and he was in favor of terminating Mr. Petrovic's contract with the Village.

Trustee Pino suggested waiting 30-60 days in order for the Village to use the lobbyist's help with applying for state and federal grants. Trustee Pino said it would be helpful to have someone who could instruct the Village on the kind of grants which are available and how to fill out the paperwork for such grants. It was noted that Mr. Petrovic is familiar with the application process as well as the terminology. Trustee Pino said that if the Village could obtain one grant to offset the costs for the Flint Creek Flood Management project, it would be worth more to the Village than the lobbyist's monthly rate. After lengthy discussion, the Board agreed that they would like to see something in print form from Mr. Petrovic with regard to grant application and research by the February Board meeting. Trustee Schnure asked that Mr. Petrovic be advised of the Board's discussion and decision.

IX. NEW BUSINESS

There was no new business to discuss.

X. ADJOURNMENT

There being no further business to come before the Board, Trustee Pino moved to adjourn the

meeting; seconded by Trustee Schnure.

At 9:20 p.m. President Sauer declared the meeting adjourned.

These Minutes were approved by the Board at a meeting held January 23, 2006.

Attest: _____

Kathy Nelander, Village Clerk

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