

MINUTES OF A MEETING OF THE BOARD OF TRUSTEES
OF THE VILLAGE OF NORTH BARRINGTON WHICH WAS HELD MONDAY,
FEBRUARY 23, 2004 AT THE NORTH BARRINGTON VILLAGE HALL,
111 OLD BARRINGTON ROAD

I. Call to Order and Roll Call

At 7:32 P.M. President Starkey called the Meeting to order. The Clerk led the Pledge of Allegiance, and then called the roll:

Present: President Starkey, Trustees Peterson, Parker, and Forman

Absent: Trustees Bartlett and McEnroe

Also Present: Kathy Nelander, Village Clerk

Judy Janus, Administrative Assistant

J.W. Braithwaite, Village Attorney

George Dyer, 239 Beachview Lane

Al Stefan, Baxter & Woodman

Robert Nelander, 237 Beachview Lane

Bobbie Svacha, Village Treasurer

Joe Arizzi, 109 W. Liberty, Wauconda Fire Department

Pat Ryan, 404 Concord Lane

Matt Menges, Lake Zurich Fire Protection District

Steve Mountsier, Lake County District 17

Kelly Mazeski, 2434 Woodland Drive

Pat Kemper, 471 E. Oxford Road

M/M Frank Tripicchio, 241 Beachview Lane

II. Public Comment

There was no one in the audience who wished to speak.

III: Consent Agenda

Motion: On motion of Trustee Parker, seconded by Trustee Peterson, the following agenda items were unanimously approved by a single omnibus vote:

- A. Approve the Minutes of two Continued Public Hearings, and Regular Board Meeting, January 26, 2004
- B. Approve the Treasurer's Report for the 9th month of F/Y 2004 for file and audit
- C. Approve the February 23, 2004 Vouchers for payment of bills

Discussion: There was no discussion.

Vote on Motion

By Roll Call: Ayes: Trustees Parker, Peterson and Forman, President Starkey
Nays: None
Absent: Trustees Bartlett and McEnroe
Abstain: None

President Starkey declared the motion approved.

IV. Appointments/Resignations

A. Resolution #2299 appointing Ken Peterson as Member of the Finance Committee

President Starkey outlined the Resolution which had been made available to the Board in the Agenda packet. There were some questions from the Board.

Motion: Trustee Peterson moved to approve Resolution #2299 seconded by Trustee Parker.

Discussion: There was some discussion.

Vote on Motion:

The voice vote was unanimous in favor.

President Starkey declared Resolution #2299 approved and put on file.

V. Variations/Subdivisions/Code Amendments

A. Reconsideration of the denial of Ordinance #1021, Zoning Variation request for the property at 241 Beachview Lane, Mr. & Mrs. Frank Tripicchio

President Starkey said that due to two members of the Board being absent, she would like to table the matter until the next Board meeting, March 15, 2004, when there would be more members of the Board present.

Motion: Trustee Parker moved to table the pending motion to reconsider the denial of passage of Ordinance #1021; seconded by Trustee Forman.

Discussion: There was no discussion.

Vote on Motion:

The voice vote was unanimous in favor.

President Starkey declared the motion approved and the matter tabled to the March 15, 2004 Meeting.

B. Ordinance #1031 adopting 2004 version of the Village Code Book

The Ordinance had been made available to the Board in the Agenda packet. President Starkey asked Village Attorney J.W. Braithwaite for his comments about the proposed Ordinance. Mr.

Braithwaite explained that Village officials and staff had been working on updating the 1974 Code for the past few years. He explained there had been some non substantive revisions made to the draft version previously distributed to the Board. He explained that there could be additional, minor changes to the document in the future by Board action, but it was important to get the document in place. Mr. Braithwaite suggested the Board adopt the amended and updated Code subject to minor, non-substantive revisions and corrections by the Village Attorney, the Village Engineers and the Building and Zoning Officer.

Motion: Trustee Peterson moved to adopt Ordinance #1031, an ordinance adopting the amended and updated Official Village Code, 2004, subject to minor, non-substantive revisions and corrections by the Village Attorney, the Village Engineers and the Building and Zoning Officer; seconded by Trustee Parker.

Discussion: There was some discussion.

Vote on Motion

By Roll Call: Ayes:	Trustees Parker, Peterson and Forman, President Starkey
Nays:	None
Absent:	Trustees Bartlett and McEnroe
Abstain:	None

President Starkey declared Ordinance #1031 approved and put on file.

VI. COMMISSION AND STAFF REPORTS

President Starkey 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. Engineering Project Status Report (Al Stefan - Baxter & Woodman)

The Engineering Project Status Report was made available to the Board.

C. Health & Sanitation Report (Natalie Karney - Land Technology)

The Health & Sanitation Monthly Report was made available to the Board.

D. Environmental & Health Commission Meeting Minutes from January 2004

The Minutes of the Meeting were made available to the Board.

E. Parks & Recreation Commission Meeting Minutes from February 2004

The Minutes of the Meeting were made available to the Board.

F. Staff Meeting Minutes from February 2004

The Minutes of the Meeting were made available to the Board.

VII. ADMINISTRATION

A. Lake County Board Member, Stevenson Mountsier (Lake County Transportation Referendum)

President Starkey invited Stevenson Mountsier to address the Board about the upcoming Lake County Transportation Referendum during the primary election on Tuesday, March 16, 2004. Mr. Mountsier explained that Lake County wanted to impose a ¼% Retailers' Occupation Tax for transportation purposes. He explained that for every \$100 spent in Lake County, a consumer would pay 25 cents more in sales tax, although the tax would not apply to groceries, prescriptions drugs, or the retail sales of cars or boats. Mr. Mountsier said that the County hoped to raise about 15 million annually in additional funding to be used exclusively for transportation improvements. These transportation improvements would include road widening, intersection improvements, and traffic signal synchronization to improve traffic flow throughout Lake County. These improvements would be used on existing roads, and would focus on providing relief on whichever roads most needed the improvements. Mr. Mountsier explained that Lake County previously tried to get the tax applied to gasoline, but it did not get approved by the State. He explained that the tax was permanent and the monies were to be used for Lake County roads. He said that hopefully with a better infrastructure in place, cut through traffic on secondary roads would be alleviated. Mr. Mountsier encouraged the support of this referendum, as well as to help spread the message about this important issue. There were some questions from the Board. President Starkey thanked Mr. Mountsier for clarifying the issue for the Board.

B. Lake Zurich Rural Fire Protection District – Matt Menges (Referendum)

President Starkey introduced Matt Menges to the Board. She explained that Mr. Menges, a North Barrington resident, serves as the North Barrington Fire Commissioner, as well as a Trustee for the Lake Zurich Rural Fire Protection District. President Starkey invited Mr. Menges to address the Board about the District's referendum. Mr. Menges explained that the Village of North Barrington is served by the Lake Zurich Rural Fire Protection District. He explained that the District, which operates 3 satellite stations, is a self-supporting entity which supports itself from taxes collected on the County's real estate tax bill. Mr. Menges explained that due to a state-imposed tax cap, annual levy increases were limited to 1.3% in 2003, but the District's present tax rate is not adequate to support the payroll necessary for fully staffing its fire stations.

Mr. Menges said that without the tax rate increase, the Lake Zurich Rural Fire Protection District will not be able to continue providing fast, round-the-clock protection. He explained the two part referendum question as it would appear on the March 16, 2004 ballot. The District was asking that the tax rate be increased from .30% to .40% of the value of all taxable property, as well as authorizing the District to increase the Special Tax for ambulance service to a rate not to exceed .30% of the value of all taxable property. Mr. Menges explained the methods the District was using to educate the residents about this important referendum. He encouraged the support of this referendum, as well as to help spread the message about this important issue. There were some questions from the Board. President Starkey thanked Mr. Menges for clarifying the issue, as well for his continued service to the Village.

C. President's report

The President's Report was made available to the Board. President Starkey explained that budget request forms had been sent out for all areas of the Village, and the Finance Committee would be meeting to determine a draft budget for FY2005, with the first draft available to the Board for review in March. She also noted copies of the performance evaluations to be used for Village Staff. She welcomed any input for these evaluations and asked that any comments be returned to her by March 6, 2004. President Starkey also noted a Newsletter Input form located in the Trustees packets. She asked that any submittals be turned into the Village Clerk by March 10, 2004.

President Starkey explained that Trustee McEnroe was in the hospital, after having surgery. She said the Board was wishing him a speedy recovery and the Ethics Ordinance would remain tabled until Trustee McEnroe's return.

President Starkey referenced the BACOG 2004 Legislative Platform provided on the Trustee's desktops. She explained that the BACOG meeting was on Tuesday, February 24, 2004, and BACOG was looking for all the Villages to sign off on the list so that the legislative agenda could proceed. President Starkey also noted that the BACOG's Executive Director, Janet Agnoletti was a registered lobbyist in Springfield. President Starkey outlined the nine items on the Legislative Platform for BACOG. President Starkey explained that since the 2004 Legislative Platform was not on the agenda, the Board could approve it in principle, with an official adoption of the platform, and any revisions, at the March 15, 2004 Board Meeting.

Motion: Trustee Peterson moved approve, in principle, BACOG's 2004 Legislative Platform as presented; seconded by Trustee Parker.

Discussion: There was some discussion.

Vote on Motion:

The voice vote was unanimous in favor.

President Starkey declared the motion approved.

D. Ethics Ordinance

The item was previously removed from the Agenda.

E. Comcast Cable Agreement

The item was previously removed from the Agenda

F. Aerial Deer Survey

Trustee Peterson explained that the Environmental & Health Commission had been working on a deer study in the Village, and in particular, looking into the deer population and whether or not there was an excessive deer population in the Village. Trustee Peterson explained that the Commission felt that a deer count was necessary to complete the deer study, and recommended to the Board authorizing up to \$4000 for an aerial survey to count the deer. He explained that these counts are typically done in the winter to utilize snow on the ground and the absence of leaves on the trees.

There was lengthy discussion about doing multiple surveys, or fly-overs, and to establish a program to allow for a yearly count for a few years in order to set a benchmark for the number of deer in the Village. It was discussed that a fly-over would not give an exact deer count, but a better idea of how many deer were in the Village, as well as determining if that number was a healthy count. There was discussion about how a study done over a period of a few years would give a better idea of how to monitor, or manage, the deer population.

Trustee Peterson explained that two companies were solicited for estimates; Len Jablen out of Palwaukee Airport and Michael Franck our of Joliet airport. Mr. Jablen has performed deer counts for 6 counties and charges \$495 per flight hour and estimates the job at 2-3 hours. Mr. Franck charges \$850 an hour and estimates the job at 2-2.5 hours.

Motion: Trustee Peterson moved to take the recommendation of the Environmental and Health Commission and authorize an amount not to exceed \$2000 to fund an aerial deer survey to count the deer in the Village using Len Jablen out of Palwaukee Airport, with the recommendation to set up, in principle, a deer count program for a two to three year duration; seconded by Trustee Parker.

Discussion: There was lengthy discussion.

Vote on Motion

By Roll Call:	Ayes:	Trustees Parker, Peterson and Forman, President Starkey
	Nays:	None
	Absent:	Trustees Bartlett and McEnroe
	Abstain:	None

President Starkey declared the motion approved.

G. Transfer Bills from Run and Fall Event

President Starkey explained that the Parks & Recreation Commission sets up Trust & Agency accounts in order to deposit monies collected for running each event. Bills for the events are then paid out of these separate accounts, but in the case of both accounts, the bills exceed the deposits and there were deficits in both accounts. Due to these deficits, certain bills needed to be transferred to the Parks Budget for payment.

There was some discussion about the validity of running the Run Through the Woods event at a deficit to the Village, when a walk could be incorporated into the Fall Event. It was pointed out, that due to various circumstances including the resigning of a volunteer race director which lead to the hiring of one in order to get the race organized, as well as other factors, the Run has faced a lot of challenges. President Starkey explained that the Board wanted to see the event succeed, and if the event continued to lose money, the Board may have to re-assess the event, but that the event was a benefit to the residents of the Village. The Board felt that the Run Through the Woods event should be given another chance. There was further discussion.

Motion: Trustee Parker moved to transfer the bills, in an amount of \$5125.95 from Trust and Agency accounts of Run Through the Woods and the Fall Event to the Parks Budget and that these bills be paid; seconded by Trustee Parker.

Discussion: There was lengthy discussion.

Vote on Motion

By Roll Call:	Ayes:	Trustees Parker, Peterson and Forman, President Starkey
	Nays:	None
	Absent:	Trustees Bartlett and McEnroe
	Abstain:	None

President Starkey declared the motion approved.

H. Transfer of Fiduccia Funds from Bonds to Road Department

President Starkey explained that the time period for the septic and road bonds submitted for construction at 155 Haverton Way, 125 Haverton Way, and 100 Haverton Way had expired, but the builder, Fiduccia & Company, Inc. had previously questioned the Village's retaining of the funds. President Starkey explained the building permits dated from 1996 and 1997, but the builder, Fiduccia & Company, had gone bankrupt and not completed work in the area of the homes including regrading of a roadway ditch, culvert pipe adjustments, restoration of a re-graded ditch line, repair to damaged edge of pavement, and to grade and re-establish damaged shoulder stone. According to a memo prepared by Village Engineer Al Stefan, the Village has incurred expenditures exceeding \$12,000. The total of the bonds held was \$10,000, and the Village Engineer recommended that the Village retain all the applicable bonds for 100, 125 and 155 Haverton Way.

Motion: Trustee Peterson moved to transfer the bond monies submitted for 100, 125, and 155 Haverton Way in the amount of \$10,000 to the Village's General Corporate Fund (Miscellaneous Income) in partial reimbursement of Village expenditures for Haverton Subdivision; seconded by Trustee Parker.

Discussion: There was some discussion.

Vote on Motion

By Roll Call:	Ayes:	Trustees Parker, Peterson and Forman, President Starkey
	Nays:	None
	Absent:	Trustees Bartlett and McEnroe
	Abstain:	None

President Starkey declared the motion approved.

I. Comprehensive Plan Printing

President Starkey explained that the printing of the 1998 version of the Village's Comprehensive Plan was included in the bid from then Village Planners Teska and Associates. President Starkey explained that she had solicited bids from four printers and had received responses from two, K&M Printing, and Megacopies. There was discussion about how many copies of the Comprehensive Plan would be needed. President Starkey explained that K&M Printing had previously printed the Village's newsletter and had the low bid for the printing. It was also mentioned that two of the owners were North Barrington residents.

Motion: Trustee Peterson moved to award the contract for the printing of 250 copies of the Village's Comprehensive Plan to K&M Printing; seconded by Trustee Parker.

Discussion: There was some discussion.

Vote on Motion

By Roll Call:	Ayes:	Trustees Parker, Peterson and Forman, President Starkey
	Nays:	None
	Absent:	Trustees Bartlett and McEnroe
	Abstain:	None

President Starkey declared the motion approved.

Trustee Forman said that since she was not in attendance at the last meeting when the adoption of the Comprehensive Plan took place, that she had some comments. Trustee Forman said that based on the survey which had been sent out by the Village, residents had asked for more water recreational activities, and she felt that the reference to continued discussions with Biltmore Country Club regarding public access to Honey Lake should have been kept in the Plan. President Starkey explained that the portion referring to Honey Lake was removed, not only because it was controversial, but because there were other references in the document about exploring opportunities for water-based recreation activities within North Barrington and

its neighboring communities.

J. Newsletter Printing

President Starkey explained that since she was soliciting bids for the Village's Comprehensive Plan, she bid out the Village's newsletter as well. President Starkey explained that she had solicited bids from four printers and had received responses from three, Forrest Press, K&M Printing, and Megacopies. President Starkey explained that K&M Printing had previously printed the Village's newsletter and that they were familiar with the document, as well as only having an \$18 difference from the lowest bid for the printing. The Board decided to award the printing to K&M Printing. Trustee Forman suggested looking into a multi-year contract with K&M Printing, as even lower pricing could be available.

Motion: Trustee Parker moved to award the contract for the printing of the Village's Newsletter to K&M Printing; seconded by Trustee Peterson.

Discussion: There was some discussion.

Vote on Motion

By Roll Call:	Ayes:	Trustees Parker, Peterson and Forman, President Starkey
	Nays:	None
	Absent:	Trustees Bartlett and McEnroe
	Abstain:	None

President Starkey declared the motion approved.

VIII. Reports by Board of Trustees

A. Trustee Craig Parker

Trustee Parker had nothing to report.

B. Trustee Kimberly Forman

Trustee Forman asked Trustee Peterson if the Environmental and Health Commission was looking into the topic of Conservancy Trusts. Trustee Peterson reported that the Commission had the topic as an objective for the next fiscal year. Trustee Forman asked if the Environmental and Health Commission could look into the issue of coyotes and their population in the Village. She suggested the Commission include information about how to avoid contact with coyotes and other information for the Village newsletter.

D. Trustee Dave Peterson

Trustee Peterson asked Village Engineer Al Stefan about the progress at the Swano property, 405 Concord Lane. Trustee Peterson reminded the Board of the November 2003

recommendation to have Baxter & Woodman research whether or not the work shown on original plans regarding stormwater management on the four properties in question was completed, if it was completed, was it done properly, and if so, are the measures still working. Mr. Stefan explained that they wanted to make sure that there were accurate measurements and field information, but due to winter weather, freezing conditions, thawing, etc., this data had not been collected. He explained that the work would start in early March.

Trustee Peterson explained that the Environmental and Health Commission were working on the upcoming Arbor/Earth Day event scheduled for the 25th of April. Trustee Peterson said that Commission member Pat Ryan had volunteered to organize the event, and that the Commission needed authorization to spend money out of the budget for the Event. Trustee Peterson explained that the Commission wanted the authorization to spend up to \$5000 on the event. There was lengthy discussion about expenses for past events, as well as the proposed expense items and the total cost of the event. It was noted that many items on the proposed price list sheet could be reduced. Trustee Peterson explained that there was funding in the budget for the Event. President Starkey explained that since the topic was not on the Agenda, the Board could approve the expenditure in principle, but that a Board vote could follow at the March Board Meeting.

Motion: Trustee Peterson moved to authorize, in principle, the Environmental and Health Commission to spend up to \$5000 for the Arbor/Earth Day Event scheduled for April 25, 2004; seconded by Trustee Peterson.

Discussion: There was some discussion.

Vote on Motion

By Roll Call:	Ayes:	Trustees Parker, Peterson and Forman, President Starkey
	Nays:	None
	Absent:	Trustees Bartlett and McEnroe
	Abstain:	None

President Starkey declared the motion approved.

E. Trustee Jack McEnroe

Trustee McEnroe was absent.

F. Trustee Sidney Bartlett

Trustee Bartlett was absent.

IX. CLOSED SESSION.

The Board did not go into Closed Session.

X. OLD BUSINESS

There was no old business to discuss.

XI. NEW BUSINESS

There was no new business to discuss.

XII. ADJOURNMENT

There being no further business to come before the Board, Trustee Peterson moved to adjourn the meeting; seconded by Trustee Parker.

The voice vote was unanimous in favor.

At 8:50 p.m. President Starkey declared the meeting adjourned.

These Minutes were approved by the Board at a meeting held March 15, 2004.

Attest: _____

Kathy Nelander, Village Clerk

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