

**MINUTES OF A MEETING OF THE BOARD OF TRUSTEES
OF THE VILLAGE OF NORTH BARRINGTON WHICH WAS HELD WEDNESDAY,
JUNE 27, 2007 AT THE NORTH BARRINGTON VILLAGE HALL,
111 OLD BARRINGTON ROAD**

I. Call to Order and Roll Call

At 7:37 p.m. President Sauer called the Meeting to order. The Deputy Village Clerk led the Pledge of Allegiance, and then called the roll:

Present: President Sauer, Trustees Boland, Contorno, Farrell, Kolar, Pino,
and Weiner
Absent: None
Also Present: Kathy Nelander, Village Administrator
J. W. Braithwaite, Village Attorney
Roberta A. Svacha, Village Treasurer
Kris Lennon, Deputy Village Clerk
Mike Barnhardt, Illinois State Geological Survey, Champaign
Jason Thomason, Illinois State Geological Survey, Champaign
Christopher Stohr, Illinois State Geological Survey, Champaign
Meredith Tucker, Citizens for Conservation, Inverness
Julie Zuidema, Citizens for Conservation, Inverness
Bruce Kramper, 178 Pheasant Run Trail
Kirah Sood, Daily Herald
Gery Herrmann, 257 Kimberly Road
Mr. & Mrs. Roelof Boonstra, 71 N. Saddle Tree Lane
Jim Moran, 415 Brook Forest Lane
Janet Agnoletti, 118 Applebee, Barrington (BACOG)

II. Public Comment

Meredith Tucker, Citizens for Conservation, stated she attended the meeting to hear the discussion on the Boonstra property located at 71 Saddle Tree Lane. She did not have further comment.

III. Consent Agenda

Motion: Trustee Weiner moved approval of the following consent agenda items; seconded by Trustee Pino.

- A. Approve Minutes of Board Meeting—05/23/07**
- B. Approve the 06/27/07 Vouchers for payment of bills**
- C. Approve the Treasurer's Report for the 1st month of Fiscal Year 2008**
- D. Adopt Ordinance #1117 regarding the Annual Appropriation**

- E. Approve Resolution #2458 appointing (Arnstein & Lehr), J.W. Braithwaite & N. Harbottle, Attorneys**
- F. Approve Resolution #2459 appointing (Land Technology, Inc.), Natalie Karney, Health Officer**
- G. Approve Resolution #2460 appointing (Rafferty Architects), Kelly Rafferty, Building & Zoning Officer**
- H. Approve Resolution #2461 appointing (Baxter & Woodman, Inc.), Andrea Pracht, Village Engineer**
- I. Approve Resolution #2462 appointing Susan Allman, Forester & Weeds Commissioner**
- J. Approve Resolution #2463 appointing Kathy Kubick, Chairman, Parks and Recreation Commission**
- K. Approve Resolution #2464 appointing Carleen Kreider, Zoning Board of Appeals Member**
- L. Approve Resolution #2465 appointing Bryan McGonigal, Zoning Board of Appeals Member**
- M. Approve Resolution #2466 ratifying Board Member Assignments**

Discussion: There was no discussion.

Vote on Motion

By Roll Call: Ayes: President Sauer, Trustees Boland, Contorno, Farrell, Kolar, Pino, and Weiner
Nays: None
Absent: None
Abstain: None

President Sauer declared the motion approved.

IV. AMENDMENTS / VARIATIONS

- A. Ordinance # ____ Right of Way Ordinance, as applies to Telecommunication Companies**

President Sauer stated that Village Attorney J.W. Braithwaite is awaiting further information and the ordinance will be discussed at a later date.

V. COMMISSION AND STAFF REPORTS

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

- A. Building Department Report (Kelly Rafferty – Rafferty Architects)**
- B. Building Inspection Report (B&F Technical Code Services Inc.)**
- C. Engineering Project Status Report (Andrea Pracht – Baxter & Woodman)**
- D. Health & Sanitation Report (Natalie Karney – Land Technology)**
- E. Parks & Recreation Commission Meeting Minutes (06/04/07)**

G. Plan Commission Meeting Minutes (06/11/07)

H. Environmental & Health Commission Meeting Minutes (06/14/07)

VI. ADMINISTRATION – President Bruce Sauer

A. Approve Bid for 2007 (F/Y 2008) Road Program

President Sauer began the discussion by informing the Board that he and Trustee Kolar attended a pre-construction meeting for the 2007 Village Road Program. Also in attendance were Cuba Township Highway Commissioner, Tom Gooch and representatives from Geske & Sons, Inc. President Sauer stated that the pre-construction culvert work was completed and the project is running ahead of schedule.

Bids were received and opened May 11, 2007 at the Cuba Township Office for the Village of N. Barrington's 2007 Road Program. A total of four bids were received and ranged in cost from \$535,327.27 to \$620,698.87, name by, Geske & Sons, Inc. at \$535,327.27, Arrow Road Construction Co. at \$570,830.30, Curran Contracting Company at \$593,281.10, Peter Baker & Son Co. at \$620,698.87.

The unit price for pavement patching was negotiated with Geske & Sons, Inc. and thus reduced by \$1.60/sy for new unit price of \$38.15/sy. Factoring in the new unit price, the subtotal of the bid amount is reduced to \$532,068.07.

Gewalt Hamilton Associates, Inc. recommended that the Village Board authorize the Cuba Township District to enter into a contract with Geske & Sons, Inc. in the amount of \$532,068.07 for work related to the 2007 Road Program.

There was some discussion about the use of current technology and materials related to ongoing road repairs. President Sauer explained that Gewalt Hamilton Associates, Inc. agreed to use updated materials during the course of the Road Program.

Motion: Trustee Boland moved to approve the bid received from Geske & Sons, Inc. in the amount of \$532,068.07 for work related to the 2007 Road Program; seconded by Trustee Weiner.

Discussion: There was some discussion.

Vote on Motion

By Roll Call: Ayes: President Sauer, Trustees Boland, Contorno, Farrell, Kolar, Pino, and Weiner
Nays: None
Absent: None
Abstain: None

President Sauer declared the motion approved.

B. Installation of Monitoring Well at Village Hall by Illinois State Geological Survey

1. Information presented by Janet Agnoletti - BACOG and Michael Barnhardt – ISGS

President Sauer introduced Barrington Area Council of Governments (BACOG), Executive Director, Janet Agnoletti to present information on the Groundwater Research Project.

Ms. Angoletti gave an overview of the shallow aquifer system within the BACOG area. By monitoring and recording information taken from the monitoring wells, BACOG has been able to identify where the water is, how much water is in the shallow aquifers, and identify re-charge areas. BACOG works with the Illinois State Geological Survey (ISGS) in compiling the information. ISGS installs and monitors the wells, then gathers data to create strata graphic records and ultimately a database. Maps and three dimensional models have recently been created from the database.

Michael Barnhardt, Senior Geologist from the Illinois State Geological Survey stated he was invited by the Plan Commission in May to give a presentation on the geologic materials in the N. Barrington area. In June, the Plan Commission approved the recommendation to the Village Board of a site located at the Village Hall for ISGS to drill a monitoring well. Two sites were flagged on the Village property as possible locations. Village Health Officer Natalie Karney and Village Forester Susan Allman examined the locations and submitted their recommendations.

Attorney J.W. Braithwaite asked if the monitoring well would be a permanent installation. Mr. Barnhardt replied that the well can be removed at any time.

Trustee Pino asked if there would be a hold harmless agreement (in terms of liability). Mr. Barnhardt stated that ISGS is bonded and insured.

Trustee Kolar said that he attended the Plan Commission meeting in May and found the presentation excellent. He noted that he was also present for the June Plan Commission meeting.

There was discussion about whether the Village should use a standing mount monitoring well or a flush mount monitoring well. It was the consensus that a flush mount would be better.

Motion: Trustee Kolar moved to approve the Illinois State Geological Survey to drill a water supply monitoring well on the property owned by the Village of N. Barrington in a location determined by the Illinois State Geological Survey and approved by the Village Board subject to review by the Village Attorney to insure that the Village shall be protected from any and all liability issues that may arise from the installation and monitoring of the test site; seconded by Trustee Weiner.

Discussion: There was some discussion.

Vote on Motion

By Roll Call: Ayes: Trustees Boland, Contorno, Farrell, Kolar, Pino, and Weiner

Nays:	None
Absent:	None
Abstain:	None

President Sauer declared the motion approved.

Ms. Agnoletti wanted to add a final comment that BACOG is in the process of developing policy recommendations to its members in regards to re-charge protection and measures for water resource protection. Additionally, BACOG has two grant applications that are currently outstanding; one at the state level and one at the federal level.

Trustee Weiner asked if BACOG had any projects related to surface water; he would like to see improvements in the water that flows into Flint Creek and Honey Lake.

Ms. Agnoletti responded that BACOG is a member of the Flint Creek Watershed Partnership Project which is not related to storm water management. BACOG is additionally contributing to a grant for the Governmental Information Systems. BACOG is also working on an Action Plan which should be completed by the end of 2007.

C. Boonstra Property, 71 Saddle Tree Lane

Attorney J.W. Braithwaite explained that the residents located at 71 Saddle Tree Lane started to construct a flight cage for injured birds of prey without applying for a Village permit. A stop work order was issued on November 3, 2006 in order for the matter to be reviewed. One issue of concern is whether the flight cage qualifies as an accessory structure as defined in Section 10-2-1A of the Village Zoning Ordinance. The Boonstra property is zoned as a single family residence; the zoning district permits single family residences and accessory structures. Another issue is whether keeping such birds of prey is permitted as defined in Section 10-4-4 of the Village Zoning Ordinance.

Trustee Pino asked if the residents were present and invited them to address the Board.

Mr. and Mrs. Roelof Boonstra, 71 Saddle Tree Lane, were present and addressed the Board.

Trustee Pino clarified that any questions from the Board were for informational purposes only and that nothing would be voted on during the Board meeting. Trustee Pino then asked about the measurements of the flight cage.

Mr. Boonsta replied that the measurements of the flight cage are 40' x 15' x 15'. The measurements are based on federal requirements from the Department of Natural Resources (DNR).

Trustee Pino asked if the Boonstra's were paid for their services or if it might be considered a business.

Mrs. Boonstra stated that she holds state and federal licenses. She does not receive money for her services, it is a volunteer position, and they use their own monetary resources.

Mr. Boonstra explained that he started constructing the cage by placing the outside posts but then stopped construction after the stop work order was issued. They are currently in the process of preparing building plans

There was discussion about the location of the flight cage. Mr. Boonstra was not sure of the exact measurements from the house or the property lines.

Attorney J.W. Braithwaite mentioned that the Village has concerns that the house is properly safeguarded for the use of veterinarian materials.

Mr. Boonstra stated that the veterinarian materials are kept in a safe and that it is locked.

President Sauer concluded by thanking Mr. & Mrs. Boonstra. Additionally, he stated that the Village would help them through the variation process and if they had questions, they could contact Village Building and Zoning Officer, Kelly Rafferty or the Village Administrator Kathy Nelander.

Trustee Weiner stated that he fully supports the Boonstra's and encouraged them to go through the variation process.

Attorney J. W. Braithwaite gave a copy of a Memorandum to the Village Board dated June 22, 2007 to the Boonstra's for their informational use.

Trustee Weiner stated that he disagreed with the term "fowl" mentioned in the Memorandum dated June 22, 2007.

Attorney J. W. Braithwaite stated there is room for argument regarding the definition of the term "fowl".

Mr. Boonstra stated he would look into other municipalities to see how similar issues have been resolved.

President Sauer encouraged the Boonstra's to go through the variation process.

D. Approve Wynstone Fireworks

Information regarding the Wynstone Golf Club Fireworks Display was distributed to the Board in advance of the meeting.

President Sauer explained that the Wynstone Golf Club needed approval to host the 4th of July fireworks display scheduled for Sunday, July 1, 2007. A Certificate of Liability Insurance was attached to the letter of request in the amount of \$1,000,000.00. A permit is also required by the Wauconda Fire Department.

Motion: Trustee Boland moved to approve the Wynstone Golf Club Fireworks Display on July 1, 2007; seconded by Trustee Pino.

Discussion: There was no discussion.

Vote on Motion

By Roll Call: Ayes: Trustees Boland, Contorno, Farrell, Kolar, Pino,
and Weiner
Nays: None
Absent: None
Abstain: None

President Sauer declared the motion approved.

E. Boundary Agreement Matter

President Sauer explained that Evan Harris of Harris Builders contacted the Village regarding two lots located on Chatham Road. Mr. Harris owns the two lots which total approximately 13.1 acres on Chatham Road and are located in unincorporated Lake County. Under the Jurisdictional Boundary Agreements which the Village entered into with the surrounding municipalities, the two lots owned by Harris are located in an area which would go to North Barrington when/if annexed.

In addition to the two lots which Harris presently owns, he is also a contract purchaser of seven additional parcels (approximately 47 acres) in unincorporated Lake County to the east which, according to the Intergovernmental Boundary Agreement, will go to Deer Park when/if annexed.

Mr. Harris indicated that he would like to develop the entire approximate 60 acres within Deer Park and has inquired to “get a reading” from the Village of North Barrington to see if the Village would be willing to amend the Jurisdictional Boundary Agreements to allow the two lots located on Chatham Road to go to Deer Park when/if annexed.

President Sauer stated that he wanted to inform the Village Board of this information prior to the meeting with Mr. Harris. President Sauer stated that he also spoke with Scott Gifford, President of the Village of Deer Park. Mr. Gifford informed President Sauer that he would honor the Village’s Jurisdictional Boundary Agreements.

It was noted that the Village Board shared a common concurrence in that the Village’s Jurisdictional Boundary Agreements should not be amended.

Attorney J.W. Braithwaite stated for the record that the Law Office of Arnstein and Lehr, LLP has represented Harris Builders on other matters and will have no involvement in this particular matter.

F. Consulting Proposal

President Sauer stated that he received a proposal letter from Frank Tripicchio, a former Village Trustee, to be contracted as North Barrington's consultant for Public Works. He encouraged the Board to review at the letter and speak with Frank, if necessary.

President Sauer stated he would like to vote on the matter at the July Board meeting.

Trustee Farrell commented that she has cost concerns about the Village already being contracted with Baxter & Woodman, Inc. and Gewalt Hamilton Associates, Inc. (Gewalt).

President Sauer replied that that the proposal from Gewalt for engineering costs and road work was approximately 10% of total project costs. President Sauer also stated that he believes the Village is still going through the process of analyzing future engineering needs; the two areas of concern for the Village are the Village Road Program and Culvert Replacement Program.

Trustee Boland requested that the schedules of engineering rates from Baxter & Woodman, Inc. and Gewalt be given to the Board for their review.

Trustee Kolar found Mr. Tripicchio's retainer plan per month to be excessive and would like to compare it to Baxter & Woodman, Inc. and Gewalt.

Trustee Pino inquired if Mr. Tripicchio was an engineer. It was noted that Mr. Tripicchio is not an engineer.

President Sauer stated that Mr. Tripicchio was instrumental in laying the ground work at pre-construction meetings regarding the Woodland Drive Culvert Project. President Sauer has received exceptionally positive feedback from the residents regarding the overall Woodland Drive Culvert Project. There was additional discussion from the Board about the cost for a consultant for Public Works. President Sauer suggested that the Board review the matter for the next Board meeting.

VII. REPORTS BY BOARD OF TRUSTEES

A. Trustee Boland

Trustee Boland reported that information pertaining to the Parks and Recreation Commission can be found in the June minutes; additionally, the Harper Jazz Combo concert held June 16th was a success.

B. Trustee Contorno

Trustee Contorno had nothing to report.

C. Trustee Farrell

Trustee Farrell reported that she could not attend the Plan Commission meeting in June. She invited Trustee Kolar to report on the meeting.

Trustee Kolar reported that Plan Commission approved a recommendation to the Board regarding the installation of a Village monitoring well (which was previously discussed).

Trustee Kolar also reported that the proposal presentation by Pam Tichy for an Arts and Science Center at the corner of Miller Road and Highway 59 was postponed.

D. Trustee Kolar

Trustee Kolar reported that resident Pat Wadsworth, 267 Woodland Drive, addressed the Board in May regarding standing water on her driveway and that Cuba Township Highway Commissioner Tom Gooch is looking into the matter.

E. Trustee Pino

Trustee Pino reported that the Zoning Board of Appeals meeting was cancelled in June.

F. Trustee Weiner

Trustee Weiner had a question about the Building and Zoning report; specifically, a resident who began the construction of a batting cage.

President Sauer stated that the Building and Zoning Department is working on the issue; additionally, President Sauer spoke with the resident who began the construction and informed the resident that they need to seek a zoning variance.

Trustee Weiner reported for the Environmental and Health Commission that his preliminary findings on mosquito spraying within the Village is ineffective. He is turning the matter over to Chairman Gery Herrmann for further investigation.

Trustee Weiner stated he spoke with Cuba Township Highway Commissioner, Tom Gooch about alternatives for leaf burning. Trustee Weiner stated Mr. Gooch recommended a leaf pick up service and the possibility of coordinating it with other communities. Trustee Weiner obtained two comprehensive ordinances from other communities on alternatives for leaf burning and thanked Bruce Kramper for his efforts and research on the topic.

Trustee Weiner reported that Cuba Township Highway Commissioner, Tom Gooch started buckthorn removal within the Village.

Trustee Weiner stated he is working on Village beautification; specifically garden areas located at Village entrances. President Sauer requested Trustee Weiner obtain more specifics for the Board on the subject.

There was discussion/concern among the Board regarding the maintenance of beautification areas.

Environmental and Health Commission Chairman, Gery Herrmann addressed the Board. He stated that the Commission needs to prioritize issues. He has questions regarding the budget since the two commissions merged.

Trustee Weiner stated he was supposed to receive a proposal from Edward Belmonte of V3 Companies, Ltd in assisting the Village with an evaluation of the salinity sources and impacts to Honey Lake and Flint Creek. Trustee Weiner is interested in obtaining different proposals for cost and comparison reasons. President Sauer suggested Trustee Weiner contact Mr. Belmonte again.

President Sauer stated the importance of determining the salinity source in Honey Lake and Flint Creek and how it should be a major issue of the Environmental and Health Commission.

VIII. CLOSED SESSION

There was no closed session.

IX. OLD BUSINESS

There was no old business to discuss.

X. NEW BUSINESS

President Sauer mentioned that the Wynstone Property Owners Association is looking for a solution to excess effluent within the community. One solution involves a possible pipeline into Lake Zurich. The second possible solution involves the expansion of its sprinkler systems. Further information is to come and the involvement of the Village will be necessary.

Trustee Kolar wanted to reiterate the importance of annexing unincorporated parcels.

XI. ADJOURNMENT

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

At 9:17 p.m. President Sauer declared the meeting adjourned.
These Minutes were approved by the Board at a meeting held July 25, 2007.

Attest: _____
Kris Lennon, Deputy Village Clerk