

**MINUTES OF A MEETING OF THE BOARD OF TRUSTEES
OF THE VILLAGE OF NORTH BARRINGTON WHICH WAS HELD WEDNESDAY,
JANUARY 28, 2009 AT THE NORTH BARRINGTON VILLAGE HALL,
111 OLD BARRINGTON ROAD**

I. Call to Order and Roll Call

At 7:38 p.m. President Sauer called the Meeting to order. The Deputy Village Clerk led the pledge of Allegiance, and then called the roll:

Present in Person: President Sauer, Trustees Boland, Farrell, Kolar, Koertner, Pino and
Weiner

Absent: None

Also Present: Kathy Nelander, Village Administrator
J.W. Braithwaite, Village Attorney
Kris Lennon, Deputy Village Clerk
Tim Moritz, Tallgrass Restoration, LLC
Ed Harris, Lake County Sherriff's Department,
1301 N. Milwaukee, Libertyville
Joe Arizzi, Wauconda Fire Department
109 W. Liberty Street, Wauconda
Scott Gaschler, Wauconda Fire Department
109 W. Liberty Street, Wauconda
Bruce Kramper, 175 Pheasant Run Trail
Jane Papadimitrio, 132 Old Barrington Road
Patty Kudla and Tom Kudla, 286 Kimberly Road
Don Husted, 422 Kimberly Road
Jim Moran, 415 Brook Forest Lane
Gery Herrmann, 257 Kimberly Road
Don Husted, 422 Kimberly Road

II. Public Comment

Don Husted, 422 Kimberly Road, addressed the Board about restoration work performed on Kimberly Road. Mr. Husted requested that Cuba Township Highway Department use materials that will biodegrade more efficiently.

Jim Moran, 415 Brook Forest Lane, addressed the Board and provided a letter dated 10/27/08 addressed to Tom Gooch, Cuba Township Highway Commissioner submitted by the Brook Forest Homeowner's Association among others. Mr. Moran stated that an expensive street light was damaged on Brook Forest Lane in January 2008 by a snow plow. The Highway Commissioner attempted to repair the damaged street light by repositioning and spray painting the light; he further stated that the light did not function properly and broken foundation bolts made the light unsteady. The Highway Commissioner subsequently removed the damaged pole.

It was noted that a different street light electrically connected to the damaged light did not work either. Mr. Moran and the Brook Forest Homeowner's Association have requested that the Cuba Township Highway Commissioner replace the damaged street light with an identical new street light and electrically connect the two street lights on Brook Forest Lane. Per Mr. Moran, the cost to replace the damaged light is approximately \$3,382.20 plus applicable taxes. Mr. Moran stated that his attempts to contact Mr. Gooch have been ineffective and would like the Village to take responsibility with a deadline of March 30th. Mr. Moran requested the Highway Commissioner find another area to pile snow other than the street light location in order to avoid future damages.

President Sauer stated that the damage to the street light is covered by insurance and that he would look into the matter. However the replacement may not come until spring.

Jane Papadimitriou, 132 Old Barrington Road, addressed the Board and explained that she owns approximately six acres of land and has four large dogs. A previous dog run was removed on her property since it was not constructed according to Village Code requirements. Ms. Papadimitriou stated her issue is that current Village Code does not allow a dog run large enough to hold four dogs and asked for options other than installing an invisible fence or constructing a fence around six acres of land.

President Sauer suggested that Ms. Papadimitriou speak with the Village's Building and Zoning Officer Kelly Rafferty; Ms. Papadimitriou may submit plans for a fence and go through the zoning variation process.

Trustee Farrell stated that the current fence ordinance was created in order to keep the pastoral feel within the community as well as prevent residents from constructing colossal fences on their properties. Trustee Farrell additionally recommended that Ms. Papadimitriou speak with the Village's Building and Zoning Officer.

III. Consent Agenda

Motion: Trustee Weiner moved approval of the consent agenda consisting of the following agenda items; seconded by Trustee Koertner:

- A. Approve Minutes of Regular Board Meeting, 12/17/08**
- B. Approve 1/28/09 Vouchers for payment of bills**
- C. Approve the Treasurer's Report for the 8th month of Fiscal Year 2009**
- D. Approve Resolution # 2509 re-appointing Jackie Andrew as Environmental & Health Committee Member**

Discussion: There was no discussion.

Vote on Motion

By Roll Call: Ayes: President Sauer, Trustees Boland, Farrell, Kolar, Koertner, Pino and Weiner

Nays: None
Absent: None
Abstain: None

President Sauer declared the motion approved.

IV. UPDATES

A. Tim Moritz – Tallgrass Restoration: Update on Flint Creek Restoration

Tim Moritz, Tallgrass Restoration, LLC (Tallgrass) addressed the Board and explained that Phase I of the initial clearing began December 9, 2008 at the corner of Rugby Road and Essex Lane and extended to Kimberly Road. Mr. Moritz noted that only half of the clearing was removed due to harsh weather conditions delaying the project. Mr. Moritz requested that the time for completion of Phase I of the contract be extended sixty (60) days in order for Tallgrass to remove the rest of the debris.

Motion: Trustee Boland moved to approve the extension of the Tallgrass Restoration, LLC Phase I contract for an additional sixty (60) days; seconded by Trustee Pino:

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

President Sauer asked Mr. Moritz when Tallgrass anticipates planting the ground cover crop. Mr. Moritz explained that seed for the ground cover will be planted when the weather is warm. It was noted that the seed is fast growing and will turnover in a couple of weeks.

President Sauer asked when the deep root planting will begin by the stream bank. Mr. Moritz stated that Tallgrass will make recommendations as the project progresses however; currently they are taking inventory on the invasive species and controlling the woody species with herbicide.

It was noted that Mr. Moritz will be attendance at the 2/11/09 Flint Creek Special Meeting.

Trustee Koertner asked how long it takes to contain the invasive species. Mr. Moritz replied that control of the invasive species may occur in the fall of 2009 however, could not provide an exact date. It was noted that before any planting occurs, there must be complete control of the invasive species; additionally, plants are costly and Tallgrass needs to make sure that the plants survive.

Trustee Kolar asked about resident Dave Carlson, 283 Kimberly Road, who addressed the Board at the December meeting and inquired about the creek located on his property.

President Sauer explained that there are allocated funds within the budget for the Flint Creek project and that he's asked Tallgrass to examine Mr. Carlson's property and the adjacent area located to the north. President Sauer noted that there are two large drain pipes in the area and one pipe has closed due to silt collection. President Sauer requested that Tallgrass observe the drain pipes especially with the upcoming spring rain.

Mr. Moritz replied that Phase I of the project includes the clearing of invasive species; Mr. Carlson's property might meet the requirements for a different phase of the project as the homeowner has already cleared buckthorn from his property.

It was noted that the management of buckthorn is an ongoing process.

Mr. Moritz asked the Board if Tallgrass would be able to partially invoice the Village for eighty-five percent (85%) of work relative to the Phase I initial clearing.

Village Attorney J.W. Braithwaite addressed legal questions in order to waive the contract provisions.

There was some discussion among the Board.

Motion: Trustee Boland moved that the Village waive the Tallgrass Restoration, LLC contract provisions relating to payment at the end of Phase to allow payment at this time of up to sixty percent (60%) of the total amount; seconded by Trustee Kolar:

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

V. COMMISSION & 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 (Jennifer Sorensen – Baxter & Woodman)**

- D. Health & Sanitation Report (Natalie Karney – Land Technology)**
- E. Parks & Recreation Commission Meeting Minutes, 1/5/09**
- F. Environmental & Health Commission Meeting Minutes, 1/6/09**

VI. ADMINISTRATION – President Bruce Sauer

A. Village Update

President Sauer stated that he attended the Barrington Area Council of Governments (BACOG) Executive Board meeting on 1/27/09. There was discussion about an emergency distribution program in the event of an area pandemic. BACOG recommended that all drugs to be delivered to Cuba Township and then Cuba Township would disburse them based upon individual community plans. President Sauer suggested that the areas for distribution within the Village include: Biltmore Country Club, North Barrington Elementary School, and Wynstone Country Club however; Lake County has not confirmed any recommendations to date.

Trustee Farrell asked how residents would be notified of their recommended location in the event of an emergency. President Sauer stated that the Village would utilize its Connect-CTY Rapid Call Program.

There were a few questions from the Board about the emergency plan that President Sauer addressed.

President Sauer stated that BACOG members additionally discussed continued efforts regarding the Canadian National's acquisition of the Elgin, Joliet & Eastern Railway. President Sauer noted that the Board was invited to participate in BACOG meetings should they be interested.

B. Public Relations Committee

President Sauer reiterated the idea of creating a Public Relations Committee particularly considering economic circumstances. President Sauer explained that the Public Relations Committee, in cooperation with area social services, would increase the knowledge of the value of residing in North Barrington.

Trustee Kolar noted that a Public Relations Committee is a great opportunity.

Trustee Weiner stated that the Biltmore County Club would probably welcome the promotion idea.

VII. REPORTS BY BOARD OF TRUSTEES

A. Trustee Edmund P. Boland

1. Transfer Bills from Trust and Agency Account of 2008 Fall Festival to the Parks Budget for Payment

Trustee Boland reported that a Trust & Agency account is set up to deposit monies collected for operating the Fall Festival. The total amount of bills for the 2008 Fall Festival was \$8,809.21. The Village received a \$2,500 donation from Midwest Bank and there were \$204.50 in food sale proceeds from the previous festival leaving a deficit in the amount of \$6,104.71. Trustee Boland explained that the Board will need to approve a transfer of bills from the Trust & Agency Account of the 2008 Fall Festival to the Parks Budget.

Village Attorney J.W. Braithwaite asked if the bills were itemized. Trustee Boland confirmed that that there was a list of expenses.

Motion: Trustee Boland moved to approve the transfer of \$6,104.71 from the Trust & Agency Account of the 2008 Fall Festival to the Parks Budget; seconded by Trustee Weiner:

Discussion: There was some discussion.

Vote on Motion

By Roll Call: Ayes: President Sauer, Trustees Boland, Farrell, Kolar, Koertner, Pino and Weiner

Nays: None

Absent: None

Abstain: None

President Sauer declared the motion approved.

B. Trustee Jane Farrell

Trustee Farrell had nothing to report.

C. Trustee Mark Kolar

Trustee Kolar reported that he attended a meeting on 1/27/09 with Lake County and Village Engineer Al Stefan of Baxter & Woodman, Inc. among others regarding the 2010 Miller Road project. Lake County is currently going through the design and planning stages for construction on Miller Road. Trustee Kolar stated that Miller Road will be closed for approximately six to seven months and noted his concern regarding cut through traffic in the Biltmore subdivision.

President Sauer explained that the Village will be coordinating road improvement plans with the Miller Road project in order to re-direct traffic away from the Biltmore subdivision.

Trustee Kolar reported that he received a call from Bill Klewin of Gewalt Hamilton, Inc. regarding the 2009 Road Program.

President Sauer stated that he would like to potentially delay road construction in 2009 due to the sky-rocketing asphalt prices however; mandatory repairs would be essential. It was noted that some area communities have taken the position to delay road construction in 2009 in opposition to the high increase in asphalt pricing.

Trustee Boland stated that the Village Engineer should at least provide a survey with a cost comparison from the past three to four years to see if road improvements are within the Village's budget. President Sauer agreed.

Trustee Boland noted that delaying road improvements can be detrimental.

D. Trustee Camille Koertner

Trustee Koertner reported on the SWALCO Board of Directors meeting held 1/22/09; efforts continue to bring back the City of Waukegan into the consortium from failure to pay their dues.

Trustee Koertner reported that she will participate in a conference call on 1/30/09 with SWALCO members regarding the proposed contract with its hauler Waste Management (WMI) Contract negotiations opened up due to the Village of Island Lake requesting recycling carts for its residents. The consortium found that the cost of living increase factored into the proposed contract was high and requested that WMI address issues such as fuel charges, yard waste and sticker fees. President Sauer commented that Trustee Koertner should continue to request the 5% increase as initially presented to the consortium concerning the proposed contract.

Trustee Koertner reported that the Flint Creek Watershed Partnership is working on the promotion of rain gardens. It was noted that detention basins were approved in Inverness and Lake Barrington for 319 Grant funding which will positively affect the North Barrington watershed.

There was brief discussion among the Board about possible upcoming collection events for items such as old paint and television sets.

Trustee Koertner reported that there is a SWALCO Legislative Breakfast at Key Lime Cove in Gurnee on 2/13/09 at 8:00 a.m.

E. Trustee Al Pino

Trustee Pino reported on the Activity Report submitted by Village Building and Zoning Officer Kelly Rafferty.

Trustee Kolar noted that the property located at 297 Homewood Lane had been purchased. President Sauer explained that the purchaser has cooperatively discussed pre-application drainage improvements with Village's Health Officer and Building and Zoning Officer.

F. Trustee Lawrence Weiner

Trustee Weiner requested that Gery Herrmann, Chairman of the Environmental & Health (E&H) Commission address the Board and report on any updates from the E&H Commission meeting pertaining to any research the Village may have acquired regarding the implementation of an ordinance requiring the maintenance of septic tanks.

Mr. Herrmann reported that the E&H Commission meeting was held 1/6/09. The Commission discussed whether an ordinance could be implemented by the Village to ensure that residents are having their septic tanks pumped and maintained at appropriate intervals.

There was discussion among the Board and Mr. Herrmann which included: establishing a possible administrative fee; enforcing a septic ordinance; and educating residents.

VIII. CLOSED SESSION:

There was no closed session.

IX. NEW BUSINESS

There was no new business to discuss.

X. OLD BUSINESS

There was no old business to discuss.

XI. ADJOURNMENT

There being no further business to come before the Board, Trustee Weiner moved to adjourn the meeting; seconded by Trustee Koertner. The voice vote was unanimous in favor. At 8:50 p.m. President Sauer declared the meeting adjourned. These Minutes were approved by the Board at a meeting held February 25, 2009.

Attest: _____
Kris Lennon, Deputy Village Clerk