

MINUTES OF A MEETING OF THE BOARD OF TRUSTEES
OF THE VILLAGE OF NORTH BARRINGTON WHICH WAS HELD MONDAY,
JANUARY 24, 2005 AT THE NORTH BARRINGTON VILLAGE HALL,
111 OLD BARRINGTON ROAD

I. Call to Order and Roll Call

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

Present: Acting President Parker, Trustees Mazeski, Forman and Sauer
Absent: Trustees Bartlett and Peterson
Also Present: Judy Janus, Village Administrator
J. William Braithwaite, Village Attorney
Bobbie Svacha, Village Treasurer
Joe Arizzi, Wauconda Fire Department
Andrea Pracht, Village Engineer
M. J. Lewandowski, 184 N. Route 59
Steve & Beth Benck, 301 Glen Circle
Rick Cavenaugh, 454 E. Oxford Road
Natalie Karney, Village Health Officer
Gordon Braithwaite, 27818 W. Flynn Creek, Barrington

II. Public Comment

There was no one who wished to speak.

III. Consent Agenda

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

- A. Minutes of Board Meeting 12/20/04
- B. Approve the January 24, 2005 Vouchers for payment of bills
- C. Approve the Treasurer's Report for the 8th month of Fiscal Year 2005

Discussion: There was no discussion.

Vote on Motion

By Roll Call: Ayes: Acting President Parker, Trustees Mazeski, Forman and Sauer
Nays: None
Absent: Trustees Bartlett and Peterson
Abstain: None

Acting President Parker declared the motion approved.

IV. VARIATIONS/SUBDIVISIONS/CODE AMENDMENTS

A. Adopt Ordinance #1052, Zoning Variation for Benck, 301 Glen Circle

Chairman Nass explained that Mr. & Mrs. Benck, 301 Glen Circle, required variations to the Village's Zoning Code in order to construct additions and alteration to their home. Chairman Nass noted that these alterations would be within the existing footprint of the house. Chairman Nass explained that the Benck's had presented their proposal to the Zoning Board of Appeals and the Board recommended approval of the requested variances. There were some questions from the Board.

Motion: Trustee Forman moved to adopt Ordinance #1052, allowing Mr. & Mrs. Steve Benck to construct additions and alterations to the home at 301 Glen Circle, using the preliminary plans prepared by Shaffer, Coath & Potter Architects, dated 8/12/04, and that final architectural drawings would be required for review and permitting purposes; seconded by Trustee Mazeski.
Discussion: There was some discussion.

Vote on Motion

By Roll Call:	Ayes:	Acting President Parker, Trustees Mazeski, Forman and Sauer
	Nays:	None
	Absent:	Trustees Bartlett and Peterson
	Abstain:	None

Acting President Parker declared the Ordinance approved.

B. Adopt Ordinance #1053, Cavanaugh, 454 E. Oxford Road

Acting President Parker explained that Ordinance #1053 was for the property at 454 E. Oxford Road. He explained that the Ordinance involved three issues: the amending of the Plat of Subdivision for Lot 6 in Biltmore Manor Subdivision, granting and a health and sanitation variation with regard to the location of a future septic field, and granting a zoning variation for a portion of protective fencing. Acting President Parker invited Mr. Cavanaugh to address the Board and explain his request.

Rick Cavanaugh explained that he proposed to build an in-ground swimming pool, spa and associated protective fence enclosure in his back yard. After meeting with Village Staff, it was determined that he needed to move and redesign the future septic field, as well as re-configure the existing plat to alter the location of a drainage easement in order to accommodate the pool. Mr. Cavanaugh explained the layout of his house and lot, and how the future septic field would have to be relocated to an area of the yard which was originally platted for a detention area. Mr. Cavanaugh explained that when the Biltmore Manor Subdivision was platted, detention ponds

and storm drainage structures were created between each lot, but when the actual detention area was built between his and his neighbor's lot, the detention area was located further to the west than platted and is mostly located off of his property. He explained that the Village Engineer had agreed to the re-platting of the detention easement to allow for the future septic field relocation. Mr. Cavanaugh explained that he had appeared before the Health & Sanitation Commission and received a recommendation of approval for the variance to code with regard to the distance of the future septic field from the 100 year high water elevation on the property. Mr. Cavanaugh explained that he had also appeared before the Plan Commission and received a recommendation of approval for the amendment to the plat with regard to the location of the drainage easement.

Mr. Cavanaugh explained that he had appeared before the Zoning Board of Appeals and had received a recommendation of approval for a variation from the zoning code with regard to fencing. Mr. Cavanaugh explained that the majority of the proposed swimming pool enclosure will be code compliant four foot high aluminum fencing with 50% open space, but he was requesting that a portion of the fencing, approximately 35 feet adjacent to the driveway, to be a 4'6" high brick privacy-type fence/wall. He explained that due to the location of the driveway, the brick privacy fence was necessary for safety, as well privacy, as the pool area would be able to be viewed from the street. He explained that the brick would be the same brick used on the home. There were some questions from the Board for Village staff. Both Village Engineer Andrea Pracht and Village Health Officer Natalie Karney reported that they had no concerns with the proposal. There was further discussion.

Motion: Trustee Mazeski moved to approve Ordinance #1053, which allows for the amending of the Plat of Subdivision for Lot 6 in Biltmore Manor Subdivision, granting and a health and sanitation variation with regard to the location of a future septic field, and granting a zoning variation for a portion of fencing in conjunction with the installation of a swimming pool at 454 East Oxford Road; seconded by Trustee Sauer.

Discussion: There was some discussion.

Vote on Motion

By Roll Call:	Ayes:	Acting President Parker, Trustees Mazeski, Forman and Sauer
	Nays:	None
	Absent:	Trustees Bartlett and Peterson
	Abstain:	None

Acting President Parker declared the Ordinance approved.

C. Adopt Ordinance #___, Zoning Variation for Habib, 150 Century Oaks Drive

Acting President Parker explained that Mr. Habib was unavailable to attend the meeting and that he would like to table the matter until the February Board meeting.

Motion: Trustee Sauer moved to table zoning variation request for Habib, 150 Century Oaks

Drive until the February Board meeting; seconded by Trustee Mazeski.

Discussion: There was no discussion.

Vote on Motion

By Roll Call:	Ayes:	Acting President Parker, Trustees Mazeski, Forman and Sauer
	Nays:	None
	Absent:	Trustees Bartlett and Peterson
	Abstain:	None

Acting President Parker declared the motion approved and the matter tabled.

D. Adopt Ordinance #1054 Health & Sanitation Ordinance for VanHoven, 530
Castlevew Court

Acting President Parker invited Village Health Officer Natalie Karney to address the Board about the variance request. Ms. Karney explained that the system at 530 Castlevew Court wasn't working properly when the new owner moved into the home. Ms. Karney explained that the property is very small and will not accommodate a mound system although the soil data does not support the use of a trench system. In order to fit in as much septic system in as they can and in order to utilize the space that is available, a trench system was recommended as there was not the length available to put in a mound or at grade system. A new type aerator will also be installed. Ms. Karney explained that she had suggested connecting the proposed system to the existing system in order to provide for maximum capacity. Ms. Karney also explained that a variance was required as portions of the system would be five feet from the property line instead of the required ten feet. She did note that there were no concerns from the adjacent property owner, Biltmore Country Club. She said that based on the current plan and site constrictions, she had no objections to the variance request. There were some questions and further discussion.

Motion: Trustee Sauer moved to approve Ordinance #1054, which allows for installation of a trench system and aerator at 530 Castlevew Court; seconded by Trustee Forman.

Discussion: There was some discussion.

Vote on Motion

By Roll Call:	Ayes:	Acting President Parker, Trustees Mazeski, Forman and Sauer
	Nays:	None
	Absent:	Trustees Bartlett and Peterson
	Abstain:	None

Acting President Parker declared the Ordinance approved.

V. COMMISSION AND STAFF REPORTS

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

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

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

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

F. Plan Commission Meeting Minutes (January 2005)

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

G. ZBA Meeting Minutes (January 2005)

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

H. Parks & Recreation Commission Meeting Minutes (January 2005)

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

I. H&S Commission Meeting Minutes (January 2005)

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

J. Staff Meeting Minutes (January 2005)

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

VI. ADMINISTRATION

A. Approve Resolution #2349, Police Contract

Acting President Parker explained that the Board had approved the Police Contract at the December Board Meeting with the provision stating “subject to Acting Village President Parker and Trustee Forman being authorized to add a provision for sharing of information between the Sheriff’s Department and the Village of North Barrington on a regular basis”. Acting President Parker explained that the contract was now in final form and had been accepted and signed by the Village of Lake Barrington and Resolution #2349 would provide for the approval of the three-year contract by the Village of North Barrington.

Motion: Trustee Forman moved to approve Resolution #2349, Approving an Intergovernmental Agreement for Contract Police Services by and among the Village of Lake Barrington, the Village of North Barrington, the County of Lake and the Lake County Sheriff; seconded by Trustee Sauer.

Discussion: There was some discussion.

Vote on Motion

By Roll Call:	Ayes:	Acting President Parker, Trustees Peterson, Mazeski and Sauer
	Nays:	None
	Absent:	Trustees Bartlett and Forman
	Abstain:	None

Acting President Parker declared the motion approved.

B. Accept/Approve BACOG Legislative Platform

Acting President Parker asked Trustee Sauer, the Village’s representative on the BACOG Legislative Committee, to explain the Legislative Platform for the year 2005. Trustee Sauer explained that the Legislative Platform is the main tool for legislative action and lobbying by BACOG. Trustee Sauer referred to the list which had been made available to the Board in the Friday packet and briefly explained each item. Items included:

1. Support for Modifications to the Affordable Housing Planning and Appeals Act
2. Support for Modifications to State Disconnection Legislation
3. Re-establish Zoning Decision as Legislative
4. Support for Legislation for Development Impact Fees
5. Support for Intergovernmental Agreements for Zoning
6. Support for Groundwater Protection and Funding
7. Support Open Meetings Act Exemption for Negotiating Strategy
8. Support Municipal Representation before Local Pension Boards
9. Support for the Extension of Route 53 in Lake County
10. Provide Relief from Train Horn Blowing Rule.

There were questions from the Board and further discussion. Village Attorney Braithwaite

answered some questions about the topics. He also pointed out that the Village on its own would have no little or no chance in impacting some of these issues and this was one of the many values of being a member of BACOG.

Motion: Trustee Sauer moved to approve and accept the 2005 BACOG Legislative Platform; seconded by Trustee Forman.

Discussion: There was some discussion.

Vote on Motion:

The voice vote was unanimous in favor.

Acting President Parker declared the motion approved.

VIII. Reports by Board of Trustees

A. Trustee Sidney Bartlett

Trustee Bartlett was absent.

B. Trustee Kimberly Forman

Trustee Forman reported that she had been working with a resident, Ms. Hollis Angus at 471 Miller Road, who had initially requested a zoning variation to install a six foot privacy fence in order to protect her dogs from neighboring dogs. After appearing before the Zoning Board of Appeals, the ZBA had felt that the topic of loose dogs in the neighborhood was more of an issue for the Lake County Sheriff's police and recommended contacting police liaison Trustee Forman with regard to the issue. Trustee Forman explained that Ms. Angus' dog had been attacked by a neighboring dog. Trustee Forman said that she had sent a letter to the offending dog's owner, as well as the Lake County Sheriff's Police, instructing the homeowner to keep the dog confined to the homeowner's property. Trustee Forman said that she sent a copy of the letter as well as a copy of the Village's Ordinance as it pertained to dogs to Ms. Angus for her records. Trustee Forman said that she instructed Ms. Angus to contact the Lake County Sheriff's Police if there were any further concerns with either the previously offending dog or any other dogs.

C. Trustee Kelly Mazeski

Trustee Mazeski reported that the Parks and Recreation Commission had scheduled the Fall Festival for Sunday, September 25th. She reported that the Commission was also considering the feasibility of having "permanent" portable restrooms available at Eton Park from spring through fall. These restrooms would be available for the spring and fall soccer season, as well as for the summer camps and additional activities at Eton Park. Trustee Mazeski said that the Commission was researching the costs involved with maintaining these restrooms as well as the possibilities of landscaping the area where the restrooms would be located.

Trustee Mazeski had questions for Trustee Sauer about the nature path entrance at East Oxford Road. Trustee Sauer explained that Cuba Township would be working with the Village Engineers on re-configuring some drainage at the entrance to the path, and then fencing and chipping would be done to define the path area. Trustee Sauer said that the work would begin in the spring when weather permitted and that he would contact Parks & Recreation Chair Cassidy Towne when the project was scheduled to begin.

D. Trustee Dave Peterson

Trustee Peterson was absent.

E. Trustee Bruce Sauer

Trustee Sauer reported that he felt Cuba Township was doing a good job taking care of the roads in terms of plowing, salting and icing, and thus far there had been no complaints. Trustee Sauer said that he was very pleased with the Township's responsiveness and ability to anticipate conditions. Trustee Sauer explained that the Township was sensitive to the Village's concern about salt, but due to the current weather conditions as well as the amount of snow received, there would be a lot of salt used to maintain safe road conditions.

Trustee Sauer said that he felt that there needed to be input from residents with regard to shoulder maintenance and repair in the Village. Trustee Sauer explained that not only are there many areas on Village roads where the drop off from the pavement to the shoulder was significantly high, there had been an ongoing debate as to what materials should be used on the shoulders, whether that be concrete, gravel or grass. Trustee Sauer said that he was working with the Environmental Commission, in particular Commission members Barb Potter and Jim Moran to set up an "open meeting" sometime in mid to late February inviting residential input with regard to the road shoulders in the Village. Trustee Sauer explained that a letter inviting residents to the meeting would be sent out shortly and hopefully there would be a significant amount of feedback from residents.

VIII. CLOSED SESSION.

There was no closed session.

IX. OLD BUSINESS

There was no old business to discuss.

X. NEW BUSINESS

Acting President Parker asked that each Trustee give some thought about budget requests for their respective commissions and/or areas and that those recommendations be submitted as

soon as possible. Acting President Parker said that a Finance Committee was scheduled for February 28, 2005.

Acting President Parker explained that the March Board meeting was scheduled for March 28, 2005, the Monday after Easter. He asked if anyone had any conflicts with the date. Trustee Mazeski said that she would be out of town and unavailable for the meeting. Trustee Forman indicated that although she would be out of town, she could attend via phone. Acting President Parker as well as Trustee Sauer said that they would be available for the meeting. Acting President Parker said that the meeting date would stand.

XI. ADJOURNMENT

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

The voice vote was unanimous in favor.

At 8:42 p.m. Acting President Parker declared the meeting adjourned.

These Minutes were approved by the Board at a meeting held February 28, 2005.

Attest: _____

Kathy Nelander, Village Clerk

1/24/05 - Page 8 of 8