

MINUTES OF A MEETING OF THE BOARD OF TRUSTEES
OF THE VILLAGE OF NORTH BARRINGTON WHICH WAS HELD WEDNESDAY,
JULY 26, 2006 AT THE NORTH BARRINGTON VILLAGE HALL,
111 OLD BARRINGTON ROAD

I. Call to Order and Roll Call

At 7:32 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 Farrell, Moran, Pino, Schnure and Tripicchio
Absent: Trustee Contorno
Also Present: Sue Manko, Deputy Village Clerk
Judy Janus, Village Administrator
J. W. Braithwaite, Village Attorney
Roberta Svacha, Village Treasurer
Joe Arizzi, Wauconda Fire Department
John Markham, 221 Oakdene, Barrington
Bonnie Miske, 9 Briarwood, Hawthorne Woods
Barbara Riedel, 450 Miller Road
Keith Lacy, 215 S. Northwest Highway, Barrington
Josh Johnson, 453 E. Oxford Road
Rich Curran, 130 Tutor Drive, Barrington
Bruce Kramper, 178 Pheasant Run Trail

II. Public Comment

Bruce Kramper, 178 Pheasant Run Trail, said that after attending an Environmental Commission meeting, he was under the impression that the Board would be discussing leaf burning and noted that he is concerned about the health hazards of leaf burning. Trustee Schnure explained that a draft survey had been prepared by Trustee Tripicchio, and the goal was to send out a village-wide survey, and the draft survey was going to be reviewed by the Environmental Commission. President Sauer invited Mr. Kramper to attend the Environmental Commission meeting to offer his input. It was suggested that information about the survey be included in the Fall Newsletter. There were concerns about defining leaf burning vs. other yard waste burning in the survey.

III. Consent Agenda

Item: F. Resolution appointing David Wilford as Plan Commission Member was removed from the Consent Agenda for further discussion.

Motion: On motion of Trustee Tripicchio, seconded by Trustee Farrell, moved approval of the

following agenda items by a single omnibus vote:

- A. Approve Minutes of Board Meeting & Public Hearing – 06/28/06
- B. Approve the 07/28/06 Vouchers for payment of bills
- C. Approve the Treasurer’s Report for the 2nd month of Fiscal Year 2007
- D. Resolution #2418 appointing John Schnure as BACOG Alternate
- E. Resolution #2419 appoint Daniel Nass as Vice-Chair of the Plan Commission

Discussion: There was no discussion.

Vote on Motion

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

President Sauer declared the motion approved.

Items removed from the Consent Agenda for further discussion:

- F. Resolution appointing David Wilford as Plan Commission Member

Trustee Moran said that he was unfamiliar with the President’s candidate for the Plan Commission and would like to table the Resolution in order that he, with the Plan Commission Chair, could schedule some time to meet with the candidate.

Motion: Trustee Moran moved to table the Resolution; seconded by Trustee Pino.

Discussion: There was no discussion.

Vote on Motion

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

President Sauer declared the motion approved and the matter tabled.

IV. VARIATIONS/AMENDMENTS/ANNEXATIONS

- A. Ordinance #1096 Zoning/H&S Variation, Jackson, 176 Biltmore Drive

The Ordinance had been made available to the Board in their packet materials. President Sauer explained the variances to the code requested by Mr. & Mrs. Jackson:

ZR-10-2-1: Accessory vehicular storage structures shall have a maximum area of seven hundred fifty (750) square feet.

The proposed detached garage is 984 square feet in area.

ZR-10-6-3(A): R-3 Residential Zoning District requires that each lot have an area of at least 40,000 square feet.

The lot area of the subject property is approximately 34,700 square feet.

ZR-10-9-2A: From all roads or streets, the setback to any building or structure shall not be less than sixty (60) feet from the established centerline of the road right-of-way.

Based on the 66 ft. wide right-of-way established for Biltmore Drive, the required setback shall be 27 feet. The NE corner of the existing house is located 26.64 feet from the front property line. Note: The proposed detached garage complies with all building setback requirements.

ZR-10-1-2(B) and

ZR-10-4-2(A,1,b): A non-conforming building or use shall not be expanded.

The subject property is non-conforming due to lot size and existing building setback. The proposed detached garage and associated driveway construction are an expansion of the non-conforming building or use.

President Sauer invited Zoning Board of Appeals Chairman Nass to address the Board and explain the recommendations of the Zoning Board of Appeals. Chairman Nass explained that the Jackson's planned to demolish an existing 448 square foot detached garage and construct a new 984 square foot detached garage and expanded driveway area. Chairman Nass noted that a variation was granted for this project years ago, but for the previous homeowners. Chairman Nass explained that the proposed garage is a little higher than the existing garage but noted that the existing house is high, and the garage will compliment the home and fit with the character of the neighborhood while not affecting neighboring properties. Chairman Nass explained that the Jackson's have agreed that if there were a need for an expansion field on the property, they will install a mound septic system and a Class I or comparable aerator system above the existing septic field as well as a new well. Chairman Nass said that the Zoning Board of Appeals unanimously approved the variance request.

Motion: Trustee Schnure moved to adopt Ordinance #1096 granting approval of the variance requests for Mr. & Mrs. Michael Jackson to construct a new 984 square foot detached garage and associated driveway expansion, using the plans prepared by Reed Architects Ltd., dated 4/24/06; seconded by Trustee Pino.

Discussion: There was some discussion.

Vote on Motion

By Roll Call:

Ayes: Trustees Farrell, Moran, Pino, Schnure and Tripicchio

Nays: None

Absent: Trustee Contorno

Abstain: None

President Sauer declared the motion approved.

B. Ordinance #1097 Zoning Variation, Riedel, 450 Miller Road

The Ordinance had been made available to the Board in their packet materials. President Sauer explained the variances to the code requested by Ms. Riedel:

ZR-10-2-1: Accessory vehicular storage structures shall have a maximum building height of fifteen feet (15'), with a maximum area of seven hundred fifty (750) square feet. The proposed garage has a building height (measured to the mid-point of the roof) of approximately 17'-6" and a total floor area of approximately 1,444 s.f. (900 s.f. ground floor + 544 s.f. attic storage floor level).

Chairman Nass addressed the Board and explained that the applicant wished to demolish an existing garage and construct a new 30 ft. x 30 ft. detached garage in the same location. Chairman Nass explained that an existing, adjacent barn is much larger than the proposed garage and the garage would fit nicely on the five-acre parcel. Chairman Nass noted that the Zoning Board of Appeals unanimously approved the variance request and felt that the garage would fit nicely in with the character of the property.

Motion: Trustee Moran moved to adopt Ordinance #1097 granting approval of the variance request of Ms. Riedel to construct a new 30 ft. x 30 ft. detached garage using the plans as prepared by MM Design LTD dated 8/24/05; seconded by Trustee Farrell.

Discussion: There was some discussion.

Vote on Motion

By Roll Call:

Ayes: Trustees Farrell, Moran, Pino, Schnure and Tripicchio

Nays: None

Absent: Trustee Contorno

Abstain: None

President Sauer declared the motion approved.

C. Ordinance 1098 Zoning Variation, Village of North Barrington, 111 Old Barrington Road

The Ordinance had been made available to the Board in their packet materials. President Sauer explained the variances to the code requested by the Village of North Barrington:

ZR-10-10-5(A): No signs are permitted in any residentially zoned district except exempt signs.

The Village Hall is a Special Use in the R-1 Zoning District. A sign identifying the Village Hall is not an exempted sign.

ZR-10-10-9(I, 1): The minimum setback for all freestanding signs shall be seventy five percent (75%) of the applicable front yard setback.

Based on an assumed 66 ft. wide right-of-way for Old Barrington Road, the applicable front yard setback is 27 ft. The minimum required setback for freestanding signs shall therefore be 20'-3". The proposed sign is located at the front property line with no setback.

ZR-10-10-9(I, 2): No freestanding sign shall be nearer than forty feet (40') to any sign, building, structure, front, side or rear property line.

The proposed sign is located at the front property line with no setback.

ZR-10-10-11(A): Total sign area permitted in residential areas shall not exceed 5 square feet in area.

The proposed sign has a sign area approximately 15 square feet.

Chairman Nass addressed the Board and explained that the sign located on the north side of the entrance drive to the Village Hall recently rotted and fell apart and due to the Village's Sign Ordinance, in order to replace the sign, variances to the Code were required. The proposed 2"x3'x5' sign was designed by Roman Signs of Barrington. The proposed sandblasted sign will be stained in a natural finish, using an oil-based paint with reflective glass beads for the off-white lettering. The sign will be installed on cedar posts which will be installed in concrete, and the sign has a three year warranty. Trustee Tripicchio said that the rendering shows the sign being installed using 3 four inch by four inch posts, and he would recommend using 3 six inch by six inch posts due to the size and weight of the sign. The Board agreed with Trustee's Tripicchio's recommendation.

Motion: Trustee Pino moved to adopt Ordinance #1097 granting approval of the variance requests for the Village of North Barrington to replace the existing Village Hall sign located on the north side of the entrance drive to the Village Hall as depicted on the drawing prepared by Roman Signs of Barrington using three 6"x6" posts instead of the proposed three 4"x4" posts; seconded by Trustee Tripicchio.

Discussion: There was some discussion.

Vote on Motion

By Roll Call:

Ayes: Trustees Farrell, Moran, Pino, Schnure and Tripicchio

Nays: None

Absent: Trustee Contorno

Abstain: None

President Sauer declared the motion approved.

D. Ordinance #1099 (Code Amendment) Pool Fence Variations

The Ordinance had been made available to the Board in their packet materials. President Sauer referred to the memorandum as prepared by Village Attorney J.W. Braithwaite regarding swimming pool fence variations. Due to the potential for significant numbers of requests for swimming pool fence variations it is being suggested that the Village Code be changed so that these requests are heard by the Zoning Board of Appeals rather than the Village Board. Village

Attorney J. W. Braithwaite explained the changes to the Code including that the notice would be given to adjacent owners by regular mail, but no published legal notice would be required as the variation is not to the Zoning Code but the Village Code. A petitioner would deliver the request for a variation to the Village Clerk, as well as notices to adjacent neighbors, for the Clerk to mail before the hearing. A decision by the ZBA would be final but the applicant could appeal the decision to the Village Board. There was some discussion about changing the notification times and the Ordinance was amended to reflect these changes. There was further discussion on the pool fencing ordinance in general and how it applies to existing pools and fencing.

Motion: Trustee Schnure moved to adopt Ordinance #1099 as amended; seconded by Trustee Moran.

Discussion: There was some discussion.

Vote on Motion

By Roll Call:

Ayes: Trustees Farrell, Moran, Pino, Schnure and Tripicchio

Nays: None

Absent: Trustee Contorno

Abstain: None

President Sauer declared the motion approved.

WEST OAKSBURY ESTATES

The Board discussed the West Oaksbury Estates Annexation and Subdivision during the Public Hearing portion of the meeting.

Motion: On motion of Trustee Schnure, seconded by Trustee Pino, moved approval of the following agenda items by a single omnibus vote:

- E. Ordinance #1100 Approving Annexation Agreement (West Oaksbury Estates)
- F. Ordinance #1101 Annexing Property (West Oaksbury Estates)
- G. Ordinance #1102 Rezoning Property to R-2 (West Oaksbury Estates)
- H. Ordinance #1103 Establishing S.S.A #15 (West Oaksbury Estates)
- I. Resolution #2422 Approving Final Plat and Final Engineering (West Oaksbury Estates)

Discussion: There was no discussion.

Vote on Motion

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

Nays: None

Absent: Trustee Contorno

Abstain: None

President Sauer declared the motion approved.

VI. COMMISSION AND STAFF REPORTS

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

- A. Building Department Report (Kelly Rafferty - Rafferty Architects)
- B. Building Inspection Report (Ray Donini)
- C. Building Inspection Report (B&F Technical Code Services, Inc.)
- D. Health & Sanitation Report (Natalie Karney - Land Technology)
- E. Engineering Project Status Report (Andrea Pracht – Baxter & Woodman)
- F. Parks & Recreation Commission Meeting Minutes (7/11/06)
- G. H&S Commission Meeting Minutes (7/5/06)
- H. Plan Commission Meeting Minutes (7/10/06)
- I. ZBA Meeting Minutes (7/11/06)
- J. Environmental Commission meeting minutes (7/13/06)

VII. ADMINISTRATION – President Bruce Sauer

- A. Resolution #2421, Adopt Lake County Multi-Jurisdictional All Natural Hazards Mitigation Plan

President Sauer explained that the Village was required to adopt Lake County's All Natural Hazards Mitigation Plan as the official plan of the Village of North Barrington in order to qualify for pre and post-disaster mitigation funding for natural hazards.

Motion: Trustee Tripicchio moved to approve Resolution #2421; seconded by Trustee Pino.

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

- B. Special Meeting Availability (RE: Flood Study)

President Sauer explained that the Lake County Board was scheduled to meet on August 1st to consider approval of an agreement between Lake County and the Village of North Barrington for a floodplain modeling study to be used in designing the improvements to Miller Road in the vicinity of the tributary to North Flint Creek. The County will participate in the cost of the study in

an amount not to exceed \$50,000. The cost of the study is \$88,720 and the remaining cost of \$38,720 is to be shared between the Village of North Barrington, Landover Corporation and the Wynstone P.O.A. President Sauer gave background information as to how all parties became involved and explained that Village Engineers Baxter and Woodman will be conducting the Floodplain Study.

Village Engineer Andrea Pracht answered questions from the Board about the scope of the project. She explained that all involved parties had not only reviewed the scope of the project, but had met to discuss and familiarize themselves with all aspects of the study. She explained that Baxter & Woodman's responsibility was mainly to the Village, but would they would also be keeping all parties informed of the progress of the study. There was discussion on the County's standards, and in some cases, the Village's more restrictive standards, for example in septic issues. Village Engineer Andrea Pracht said that from an engineering perspective, she is not uncomfortable with the standards which are set by Lake County; they provide for protection and are adequate in most cases. If the Village has standards which are higher than the County's, those particular areas are ones where extra precautions are taken.

It was suggested that both the Wynstone P.O.A and Landover Corporation commit to their participation in written form. There was lengthy discussion. It was determined that the Board did not need to schedule a special meeting but could vote on approving the Floodplain Study subject to the County's approval and commitment of \$50,000 as well as receipt of written commitment from the Wynstone P.O.A. and Landover Corporation.

Motion: Trustee Moran moved to approve the Floodplain Study as proposed by Baxter & Woodman in the amount of \$88,720, subject to the approval of the Agreement between the County of Lake and the Village of North Barrington by the Lake County Board committing \$50,000 towards the study, as well as receipt of financial commitment letters from Landover Corporation and the Wynstone P.O.A. committing to equally share the remaining cost of approximately \$38,720 with the Village; the Village portion of these costs would be paid out of the Stormwater Management budget; seconded by Trustee Pino.

Discussion: There was lengthy discussion.

Vote on Motion

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

President Sauer declared the motion approved.

C. Proposed Code Enforcement Officer

President Sauer invited Mr. Joseph Arizzi to address the Board and explain his role as

enforcement officer for the Village of Buffalo Grove. Mr. Arizzi explained that he had previously distributed the job description of Property Maintenance Inspector for the Village of Buffalo Grove, as well as examples of typical inspections and the results. He explained that he has been acting as an inspector for the past seventeen years, about 30 hours a week, for both the Villages of Buffalo Grove and Northbrook. Mr. Arizzi said that he was not sure what direction the Village wanted to take, but considered the position would be somewhat of an “on call” or “as needed” basis due to the size of the Village; operating more as an independent contractor. There were questions from the Board and lengthy discussion. Village Attorney J.W. Braithwaite said that he could draw up a contract for a six month renewable term as Village Code Supervisor. It was also suggested that the Village Code Supervisor periodically drive around the Village in a proactive sense, rather than just relying on work orders.

Motion: Trustee Pino moved to appoint Joseph Arizzi as Village Code Supervisor, as an independent contractor, subject to contractual terms to be agreed upon by the Village President and Board for a term of six months, with a six month renewable term if approved; seconded by Trustee Moran.

Discussion: There was lengthy discussion.

Vote on Motion

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

President Sauer declared the motion approved.

D. Water Quality Assessment of Impact Sources to Honey Lake

President Sauer noted that the Board had previously committed to investigate and assess potential water quality impacts to Honey Lake due to the reported levels of sodium in the lake. The Environmental Commission was recommending that V3 Companies of Illinois, Ltd, prepare a proposal, at a cost of \$500, which would include watershed identification, study approach and Board meeting attendance. President Sauer said that it was important to have a study conducted by a firm that is independent from the consultant being used to study Honey Lake.

E. Flint Creek Watershed Partnership

President Sauer explained that the Flint Creek Watershed Partnership is applying for a grant for \$100,000 in order to update the 1994 Flint Creek Watershed Management Plan for Lake County and create a plan for the Cook County portion of the watershed. This grant is a 60/40 matching grant which requires letters of support from the partners to share the \$40,000 match in funding. Twelve members would share the costs, which should be no more than \$5,000 per partner. The Flint Creek Watershed Partnership is asking that the Village of North Barrington commit to participation in the study and financial support if the grant application is accepted.

Motion: Trustee Moran moved to support the efforts of the Flint Creek Watershed Partnership in obtaining grant funds and that North Barrington participate in the cost share in an amount not to exceed \$5000 from the Stormwater Management budget; seconded by Trustee Tripicchio.

Discussion: There was some discussion.

Vote on Motion

By Roll Call:	Ayes:	Trustees Farrell, Moran, Pino, Schnure and Tripicchio, 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 updated the Board on the activities of the Parks and Recreation Commission including trying to develop new ideas for activities at Eton Park.

C. Trustee Al Pino

Trustee Pino had nothing to report.

D. Trustee Moran

Trustee Moran updated the Board on the activities of the Plan Commission including reviewing the final plat of West Oaksbury Estates and reviewing the recently passed Lot Coverage Ratio Ordinance with the citizens group assigned to work with a few members of the Plan Commission. A public hearing will be held at the August 14th Plan Commission meeting regarding the catastrophe clause, although the Commission was still discussing the possibility of eliminating driveways from the calculations.

Village Attorney J.W. Braithwaite explained that Building and Zoning Officer Kelly Rafferty had noted that the new Ordinance now requires that a homeowner to secure a permit to install a patio, which was not the case before the Ordinance went into effect. In order to allow for maximum flexibility, the legal notice for the public hearing includes amendments to the text to delete driveways, paths and patios, as well as the catastrophe provision. Mr. Braithwaite noted

that the Public Hearing notice also states that the subject amendments have been proposed and the adoption of any or all of them is subject to the input of the public hearing and recommendation of the Plan Commission to the Village Board.

Trustee Moran reported that the Village's account with Harris Bank had been closed and that a Certificate of Deposit was ready to mature and the Finance Committee needed to determine whether or not it should be rolled over in either a 6 month or 12 month CD with an approximate interest rate of 5.3%.

E. Trustee John Schnure

Trustee Schnure said that there was no news to report from the Health and Sanitation Commission, although he was still looking for an alternate to attend the SWALCO monthly meeting when he is unavailable. Trustee Schnure reported on the activities of the Environmental Commission including trying to formulate the North Flint Creek Alliance with the goal of cleaning up problem areas.

F. Trustee Frank Tripicchio

Trustee Tripicchio briefly mentioned the aforementioned topic of leaf burning, and his assignment from the previous Board meeting to draw up a small questionnaire, which could possibly be sent out to Village residents regarding burning. Trustee Tripicchio said that he felt there needed to be more input, not only from the Environmental Commission, but from the Board, on how the survey should be written and distributed. The Board agreed.

Trustee Tripicchio reminded the Board that he had been asked to contact IDOT regarding the northeast corner of Old Barrington Road and Illinois Route 22. A letter was sent to IDOT's bureau chief of maintenance about the possible safety issues due to the sizable wetland and drop off in the area. Trustee Tripicchio suggested in the letter that the situation may warrant the installation of a barrier and will report back to the Board when he gets a response.

Trustee Tripicchio reminded the Board about discussions from the last Board meeting about the need for a road improvement plan for the Village. Trustee Tripicchio said that he feels that the Board needs to decide what the road "profile" is going to look like and then what the Village will accept. Trustee Tripicchio said that he would be favor of sending out a Request for Proposal to three firms, Baxter and Woodman, Gewalt Hamilton Associates and Christopher Burke. This profile can be general, but in some areas of the Village, the profile will not apply due to trees, narrowness of the road, drainage issues, neighborhood, etc., and if a road "standard" could be determined, or a standard for main roads, a standard for secondary roads, etc. the Village could then tell these consultants what the Village hopes to accomplish with the road program, and ask that they prepare a 5 or 10 year road program. Trustee Tripicchio said that he feels that the Village needs a plan in place outlining how much it will spend per year based on its budget to maintain the Village's roads. A study like this can be very expensive and the Village should pick

the firm that is best qualified for the best value and retain them to perform the study.

President Sauer explained that he had asked Baxter and Woodman to give him an idea on roads that possibly could be designated one-way streets in Biltmore. Trustee Tripicchio asked how the Board felt about concrete ribbons and noted that wherever concrete ribbons are not used there will be edge failure. President Sauer explained that Wynstone had added concrete ribbons to the approximately 9 miles of roads in Wynstone for a cost of two million dollars and noted that the Village has approximately 23 miles of roads. There was lengthy discussion. President Sauer asked that Trustee Tripicchio put numbers and information together to get a 5 year plan to present to the Board for review and comments.

Trustee Schnure asked about this year's road program. President Sauer explained that the Village did not have a program in place for this year as the Board was still discussing how to approach an updated road program. President Sauer said that if anyone had any specific roads that they felt needed work, to pass that information to Trustee Tripicchio and those roads would be reviewed for repair.

VIII. OLD BUSINESS

Trustee Pino said that he had met with Congresswoman Melissa Bean about the COPE Act, a large telecom bill designed to update US laws to address changes in voice, video and data services but results in municipalities losing income in the form of franchise fees. Trustee Pino said that Ms. Bean felt that it is a good Act, that she was going to support it, and the bill passed the House on June 8th. He would like to contact, on behalf of the board, Senator Obama and Senator Durkin and see if they will vote against the act. The Board agreed that Trustee Pino should contact the senators regarding voting against the act.

IX. NEW BUSINESS

There was no new business to discuss.

X. ADJOURNMENT

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

At 10:20 p.m. President Sauer declared the meeting adjourned.

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

Attest: _____

Kathy Nelander, Village Clerk

