

**MINUTES OF A MEETING OF THE BOARD OF TRUSTEES
OF THE VILLAGE OF NORTH BARRINGTON WHICH WAS HELD MONDAY,
DECEMBER 20, 2010 AT THE NORTH BARRINGTON VILLAGE HALL,
111 OLD BARRINGTON ROAD**

I. Call to Order by Village Trustee and Roll Call

At 7:35 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, Das Gupta, Kolar, Pino
and Weiner (arriving at 7:50 p.m.)
Absent: None
Also Present: Kathy Nelander, Village Administrator
J.W. Braithwaite, Village Attorney
Kris Lennon, Deputy Village Clerk
Nancy Schumm, Schumm Consulting LLC
Bruce Kramper, Environmental & Health Commission Chairman
Susan Allman, 425 Mockingbird Lane
Dyllis Braithwaite, 540 S. Hough Street, Barrington
Janet Agnoletti, Barrington Area Council of Governments
Ed Harris, Lake County Sherriff's Department

II. PUBLIC COMMENT

No one wished to speak.

III. CONSENT AGENDA

Motion: On motion of Trustee Pino, seconded by Trustee Boland, the consent agenda consisting of the following agenda items was approved:

- A. Motion to approve Minutes of Regular Board Meeting, 11/17/10
- B. Motion to approve 12/20/10 Vouchers for payment of bills
- C. Motion to approve the Treasurer's Report for the 7th month of Fiscal Year 2011

Discussion: There was no discussion.

Vote on Motion

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

President Sauer declared the motion approved.

IV. PRESENTATIONS

- A. Janet Agnoletti, Executive Director, Barrington Area Council of Governments – BACOG, 2010 Legislative Action Report and Proposed 2011 Legislative Platform

President Sauer invited Janet Agnoletti to address the Board.

Janet Agnoletti, Executive Director, Barrington Area Council of Governments (BACOG) addressed the Board and reviewed highlights from the 2010 Legislative Action Report and the 2011 BACOG Legislative Platform. She emphasized Springfield Lobby Day and how it provides the opportunity to meet with state legislators as well as, attend lobbying events in Springfield, IL. She encouraged Board members to attend.

Ms. Agnoletti discussed funding local groundwater research and protection efforts such as the BACOG 2011 Water Level Monitoring System Project, among other topics.

President Sauer stated that he would like to support funding local groundwater research and protection efforts. He explained that water levels are decreasing and that the process must continue or previous efforts are wasted.

President Sauer stated that the Board will be asked to approve funding for local groundwater research at some point in the future and should seriously consider supporting the program within the Village's budget. President Sauer stated that he has every intention of supporting the idea of funding approximately \$4,000-\$5,000 for monitoring groundwater research.

- B. Nancy Schumm, Schumm Consulting, LLC – Flint Creek Restoration Updates

President Sauer invited Nancy Schumm to address the Board.

Nancy Schumm, Schumm Consulting, LLC addressed the Board in order to provide an update on Flint Creek. Ms. Schumm explained that the engineers of Cowhey, Gudmundson, Leder, Ltd. are in the initial stages of the design plans for the Flint Creek Phase 1 Stabilization. Ms. Schumm stated that she and the engineers are planning to meet in the next few weeks and; if the Board would like to provide input, they should contact her.

Ms. Schumm stated that the Village received another grant from the Watershed Management Board (WMB) under the Stormwater Management Commission (SMC) in the amount of \$10,000 and; she submitted the application for the Illinois Green Infrastructure Grant Program for a Stormwater Management (IGIG) grant.

V. CODE CHANGES/ORDINANCES/RESOLUTIONS

- A. Ordinance # 1196, Amending Village Code, Section 1-7A-1: Residency Requirements

President Sauer provided a brief explanation of the amendment noting that that the appointed Village Clerk will not be required to be a resident of the Village.

Village Attorney J.W. Braithwaite stated that the amendment will provide that the Village Code reflect state statute.

Motion: Trustee Pino moved to approve Ordinance # 1196; seconded by Trustee Kolar:

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

B. Ordinance # 1197, Tax Levy Ordinance

President Sauer explained that the corporate authorities determine the total amount of appropriations budgeted for amounts deemed necessary to defray additional expenses and liabilities for all corporate purposes to be provided for by the tax levy of that year.

It was noted by Village Administrator Kathy Nelander that the tax levy increase was calculated to a .98% increase from the prior year.

Motion: Trustee Boland moved to approve Ordinance # 1197; seconded by Trustee Pino:

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

C. Resolution # 2577, Tax Levy Road and Bridge

It was noted that Trustee Weiner arrived during this portion of the meeting.

Trustee Boland noted that there were clerical errors within the resolution regarding a specific year. It was noted that the Deputy Village Clerk would make the necessary revisions.

There was brief discussion among the Board.

Motion: Trustee Boland moved to approve Ordinance # 1198; seconded by Trustee Kolar:

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

D. Ordinance # 1198, Abating a Portion of SSA#17 Taxes

Village Attorney J.W. Braithwaite explained that the total levy for the Wynstone Sewage Project was reduced by reason of favorable bids and the rate of interest on the bonds issued and the total levy is allocated to the taxpayers based on metered water usage.

There was brief discussion among the Board.

Motion: Trustee Boland moved to approve Ordinance # 1198; seconded by Trustee Kolar:

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

E. Ordinance # 1199, Amending Village Code to add Article M to Chapter 7 of Title 1

Village Attorney J.W. Braithwaite explained that last month, the Board approved the system of administrative adjudication. The Village Code requires an amendment to include the term "Administrative Adjudication Hearing Officer".

There was brief discussion among the Board.

Motion: Trustee Boland moved to approve Ordinance # 1199; seconded by Trustee Kolar:

Discussion: There was some discussion.

Vote on Motion

By Roll Call: Ayes: President Sauer, Trustees Boland, Das Gupta, Kolar, Pino and Weiner
Nays: None

Absent: None
Abstain: None

President Sauer declared the motion approved.

F. Resolution # 2578, approving President's appointment of Kathleen Leitner as Administrative Adjudication Hearing Officer

There was discussion among the Board about placing a cap on the Administrative Adjudication Hearing Officer's hourly fee.

It was the general consensus of the Board to limit the hourly fee for the Administrative Adjudication Hearing Officer and that the fee would not exceed \$200/hour.

Motion: Trustee Kolar moved to approve Resolution # 2578; seconded by Trustee Boland:

Discussion: There was some discussion.

Vote on Motion

By Roll Call: Ayes: President Sauer, Trustees Boland, Das Gupta, Kolar, Pino and Weiner

Nays: None

Absent: None

Abstain: None

President Sauer declared the motion approved.

VI. ADMINISTRATION – President Bruce Sauer

A. Transfer Forfeited Tree Bonds to Forestry Department to pay for Diseased Tree Removal Program

President Sauer stated that a Tree Protection and Preservation Ordinance passed in 2001 (Ordinance No. 861) provided that a cash bond of \$500 and permit fee of \$50 was required if a tree removal permit was needed in relation to a building permit. The bond was to be refunded to the applicant at the time of approval or when the certificate of occupancy was issued. The trees removed were required to be replaced within twelve (12) months. At the time of replacement, the owners were to provide a copy of a written guarantee from the vendor of the tree to the owner that the tree would be replaced if the tree died or became diseased within one (1) year after installation of the tree. Subsequently, many owners chose to forfeit their \$500 rather than provide the guarantee, leaving many forfeited tree bonds. The Village Code was amended in 2008 accordingly (Ordinance No. 1134).

Village Administrator Kathy Nelander stated that homeowners on the tree bond list, dating between the years of 2001-2005, were notified numerous times to replace their trees in order to receive the bond money back.

It was noted that the funds received from twenty (20) forfeited tree bonds would be transferred to the Forestry Budget in order to apply to the 2010 Diseased Tree Removal Program.

Motion: Trustee Pino moved that the Board approve the transfer of twenty (20) forfeited tree bonds totaling the amount of \$10,000 to the Forestry Budget in order to help to pay for the 2010 Diseased Tree Removal Program; seconded by Trustee Kolar:

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

B. Accept MFT Audit for File

A copy of the Illinois Department of Transportation's (IDOT) Motor Fuel Tax (MFT) – Audit Report was distributed to the Board in their packet materials.

Trustee Pino asked if the Village Treasurer Mary Huggins reviewed the audit report. It was noted that the Ms. Huggins reviewed IDOT's MFT Audit Report.

Motion: Trustee Weiner moved that the Board approve acceptance of the Illinois Department of Transportation's Motor Fuel Tax Audit Report; seconded by Trustee Boland:

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

C. Village Update

President Sauer explained that the mobile to mobile communication/one way text messaging was taken off of the agenda. An Izigg representative came to the Village Hall to review services and provide training.

Trustee Das Gupta inquired about a potential reimbursement from Izigg due to the lack of service during the past several months. President Sauer noted that the matter is being addressed at the administrative level.

VII. REPORTS BY BOARD OF TRUSTEES

A. Trustee Edmund “Pete” Boland

1. Police Contract

Trustee Boland reported that he met with Lake Zurich’s Chief of Police, Village President and Village Manager to discuss their police services. Trustee Boland additionally met with Tower Lakes’ Chief of Police, Village President and a Trustee to discuss their police services. Both meetings were general discussions however; both indicated a desire to make a formal presentation. Costs were not discussed during each meeting. Trustee Boland stated that Lake Zurich may be a viable option, however believes Tower Lakes is not at this time.

2. Resolution # 2579 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

Trustee Boland recommended that the Village approve a three (3) year contract with the Lake County Sheriff which includes an opt-out provision. The contract provides for 24 hour police service and is shared via an Intergovernmental Agreement with the Villages of North Barrington, Lake Barrington, the County of Lake and the Lake County Sheriff. It was noted that the Lake County Sheriff police services will cost the Village approximately \$46,000/year.

It was the general consensus of the Board that the Lake Zurich Police Department should make a future presentation.

Motion: Trustee Pino moved to approve Resolution # 2579; seconded by Trustee Weiner:

Discussion: There was some discussion.

Vote on Motion

By Roll Call: Ayes: President Sauer, Trustees Boland, Das Gupta, Kolar, Pino and Weiner

Nays: None

Absent: None

Abstain: None

President Sauer declared the motion approved.

3. Environmental & Health Commission – Update on Septic Ordinance Implementation

Trustee Boland invited Bruce Kramper, Environmental & Health (E&H) Commission Chairman to address the Board.

Mr. Kramper stated that the E&H Commission discussed 3 letters that will be sent to residents including: the initial notification letter regarding the newly adopted Ordinance; a letter to be sent to area contractors to explain the Ordinance and; a letter to be sent to approximately 20% of Village residents implementing the program.

President Sauer noted that he would like to include Mr. Kramper in the next meeting regarding text-messaging as it's another way of communication with Village residents about new Village programs such as the septic maintenance program.

There was brief discussion among the Board about the "Frequently Asked Questions" on the Operating Permit- Maintenance Report. It was the general consensus of the Board to remove item #7 "How long do septic systems last?"

Trustee Das Gupta stated that she would like to review the language within the (3) letters submitted by the E&H Commission and subsequently submit her comments at the next Board meeting. President Sauer agreed.

B. Trustee Ginger Das Gupta

Trustee Das Gutpa reported that the Winter Festival held by the Park & Recreation Commission on December 11th was a success. She thanked the volunteers for their efforts and noted that the same event has already been booked for next year.

C. Trustee Mark Kolar

Trustee Kolar reported on the property located at 112 Old Barrington Road. It was noted that the pool is in disrepair and cannot be repaired until the spring. Trustee Kolar inquired about the sale of the property and noted that the house requires renovation.

D. Trustee Al Pino

Trustee Pino reported that he attended the December BACOG meeting and briefly reported on Village road work.

E. Trustee Lawrence "Lawre" Weiner

Trustee Weiner reported that Zoning Board of Appeals meeting was cancelled for the month of December.

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 Pino moved to adjourn the meeting; seconded by Trustee Das Gupta. 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 January 26, 2011.

Attest: _____

Kris Lennon, Deputy Village Clerk