

**MINUTES OF A MEETING OF THE BOARD OF TRUSTEES
OF THE VILLAGE OF NORTH BARRINGTON WHICH WAS HELD WEDNESDAY,
APRIL 29, 2009 AT THE NORTH BARRINGTON VILLAGE HALL,
111 OLD BARRINGTON ROAD**

I. Call to Order and Roll Call

At 7:36 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 Farrell, Kolar, Koertner, Pino and Weiner
Absent: Trustee Boland
Also Present: Kathy Nelander, Village Administrator
J.W. Braithwaite, Village Attorney
Al Stefan, Village Engineer
Kris Lennon, Deputy Village Clerk
Ginger Das Gupta, 462 E. Oxford Road
Scott Gaschler, Wauconda Fire Dept., 109 W. Liberty Street, Wauconda
Melissa Bingham, 1442 Cascade Lane, Barrington
Bob Ritschel, 284 Oxford Road
Brian Drexler, 239 Shady Lane
Bruce Kramper, 178 Pheasant Run Trail
Alison Hoffman, 295 Kimberly Road
Jackie Andrew, 610 Signal Hill Road
Steve Zehner, Baxter & Woodman, Inc.

II. Public Comment

There is no one who wished to speak.

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 Board Meeting, 3/18/09, Special Meeting 3/23/09**
- B. Approve 4/29/09 Vouchers for payment of bills**
- C. Approve the Treasurer's Report for the 11th month of Fiscal Year 2009**
- D. Approve Resolution # 2515 appointing Kris Lennon as Deputy Clerk**
- E. Approve Resolution # 2516 appointing Sue Murdy as Deputy Clerk**
- F. Approve Resolution # 2517 appointing Kathy Nelander as Village Administrator and Village Clerk**
- G. Approve Resolution # 2518 appointing Kathy Nelander as Village Collector**
- H. Adopt Ordinance # 1153 consenting to the city of Highwood as an additional**

member of the Solid Waste Agency of Lake County, Illinois (SWALCO) with no late fee

Discussion: There was no discussion.

Vote on Motion

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

President Sauer declared the motion approved.

IV. PRESENTATION

- A. Al Stefan, Baxter & Woodman Consulting Engineers** - Presentation on the efforts of the Village to coordinate culvert replacements at both Biltmore and Eton Drive in coordination with road work scheduled for Miller Road by Lake County. Also the possibility of vacating Oxford Road between Eton Drive and Glen Circle in order to facilitate stormwater management and eliminate potentially dangerous road conditions.

President Sauer invited Al Stefan, Senior Engineer and Municipal Services Manager, Baxter & Woodman, Inc. to address the Board.

Mr. Stefan explained that Village Engineers Baxter & Woodman, Inc. (B&W) began a study in 2000 to review flood elevations within the North Flint Creek watershed. Subsequently, B&W updated the regulatory floodplain model for North Flint Creek in 2003 and created a plan for reducing flood elevations. In 2005, the Village approved a maintenance plan for the stream in order to manage stormwater and allow additional flow. The maintenance plan included increasing culvert capacity at four culvert crossings and provided recommendations for watershed management and stream maintenance. In 2007, the first culvert at Woodland Drive was replaced and continues to operate successfully.

Mr. Stefan explained that the next step of the maintenance plan includes culvert replacements at both Biltmore Drive and Eton Drive due to the culverts reaching their flow capacity and subsequently overflowing onto Miller Road. It was noted that the Lake County Highway Department has made a decision to modify Miller Road in 2010 by constructing a land bridge. Consequently, Miller Road will be closed during construction of the land bridge. Mr. Stefan suggested that the proposed culvert replacements tie in with the Miller Road project as cut-through traffic may be an issue on local roads in the Biltmore subdivision due to the closing of Miller Road.

It was noted that Mr. Stefan submitted photographs related to current flooding issues as well as, the Woodland Drive culvert which was replaced in 2007.

There was discussion among the Board about the amount of deadfall within the creek and how it contributes to an increase in flood elevations.

It was noted by Village Administrator Kathy Nelander that Nancy Schumm-Burgess of Barrington Area Conservation Trust and Tim Moritz of Tallgrass Restoration, LLC recently walked the creek and assessed the amount of deadfall. Mr. Moritz is applying for permits for access to the creek via the Army Corps of Engineers in order to remove debris.

Trustee Kolar asked Mr. Stefan to explain the recommendations in detail. Mr. Stefan stated that B&W is proposing the replacement of existing culverts at Biltmore Drive and North Flint Creek and Eton Drive at North Flint Creek with double 6' x 10' box culverts, and removing Oxford Road between Brookside Drive and Glen Circle Drive.

President Sauer noted that in order to determine whether the investment in the culvert replacements will benefit the Village, the engineering work needs to be completed.

Trustee Kolar noted that the culvert replacement on Biltmore is necessary, but had reservations about the culvert replacement on Eton Drive. Mr. Stefan stated that he would need to review the hydraulic report in order to answer the question correctly.

President Sauer stated that he agreed with Trustee Kolar that the culvert replacement at Biltmore Drive is necessary however; in order to determine whether the culvert replacement is needed at Eton Drive, engineering services will need to be conducted.

Trustee Farrell stated that it does not seem logical to simultaneously close local roads in Biltmore when Miller Road is closed. Mr. Stefan replied that the goal is to devise a local traffic plan in order to control traffic in the Village and minimize cut-through traffic by those who are not Village residents. Mr. Stefan noted that as B&W goes through the engineering process, issues are subject to revisions.

Trustee Koertner stated that the removal of deadfall should be completed concurrently with the culvert replacements.

Trustee Pino asked Mr. Stefan if the removal of deadfall would increase the flow rate at Biltmore Drive and Eton Drive and possibly alleviate the need for one culvert. Mr. Stefan replied that the removal of deadfall would "assist" the flow and "potentially" alleviate the need for one culvert.

It was noted by Mr. Stefan that preliminary studies have been completed and approved. The next step is the design by the engineers.

Trustee Kolar asked who recommended the closing of Oxford Road. President Sauer stated that B&W recommended the closing. President Sauer further explained that by taking out Oxford Road, a greater retention area will be created. Lake County will additionally include the cost for the removal of the road with the Miller Road Project.

Trustee Kolar stated that he disagreed and added that Oxford Road floods due to the overflow from Eton Park.

There was further discussion among the Board about the importance of removing debris from the creek to control flooding in specific areas.

Mr. Stefan stated that the recommendations are being presented in order for B&W to have a response for Lake County upon advancement of the Miller Road project. Mr. Stefan added that the land bridge construction on Miller Road will increase the water flow from the north. B&W will pursue alternate ways to fund the project such as applying for funds via Lake County Stormwater Management.

Trustee Kolar suggested that B&W examine the “triangular” location of Oxford, Eton, and Golfview Roads, south of Eton Park as a possible storage area for water. Mr. Stefan stated that creating water storage area next to or in a flood plain area is difficult, but that he would look into the matter.

There were a few questions from the audience that President Sauer and Mr. Stefan addressed.

It was noted that the maintenance plan for North Flint Creek originally designed by B&W is different from the Village’s Flint Creek restoration plan.

Trustee Kolar noted that there were tactical errors regarding the Flint Creek restoration project and stated the Village should amend the budget to allow for a specific amount of money to be designated as a line-item toward the Flint Creek restoration project. Trustee Kolar stated that using the initial clearing site located at Eton, Rugby and Essex Roads as a demonstration area is difficult due to its poor appearance. Trustee Kolar added that he believes that the clearing of invasive species should not continue north on Kimberly road.

President Sauer stated that the Flint Creek restoration project is based on following the Flint Creek Watershed Partnership watershed-wide plan. President Sauer agreed to amend the budget to allow for a specific amount of money to be designated as a line-item toward the Flint Creek project as well as, continue researching available stimulus funds such as, Tallgrass Restoration, LLC applying for permits for access to the creek via the Army Corps of Engineers.

Trustee Kolar stated that information needs to be made available to the residents.

Trustee Farrell noted future work performed on the creek should be incorporated into the bidding process.

Trustee Koertner stated that the Flint Creek restoration project should be evaluated each year by a committee or members of the Environmental & Health Commission in conjunction with the Board and Flint Creek Watershed Partnership prior to determining the budget.

Motion: Trustee Kolar moved to approve the Engineering Services Agreement with Baxter & Woodman, Inc. for the design of replacement culverts at Biltmore Drive and North Flint Creek and Eton Drive and North Flint Creek and removing Oxford Road between Brookside Drive and Glen Circle Drive in the amount not to exceed \$105,000 over a two year period; seconded by Trustee Pino.

Discussion: There was lengthy discussion.

Vote on Motion

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

President Sauer declared the motion approved.

B. Melissa Bingham, Chairperson, Barrington 4th of July Parade Committee

President Sauer asked Melissa Bingham to address the Board.

Melissa Bingham, 1442 Cascade Lane, Barrington, Chairperson for the Barrington 4th of July Parade Committee, addressed the Board and explained that the parade will take place Saturday, July 4th at 10:00 a.m. The route will be from Barrington High School to the train station. The theme for the parade will be “In the Footsteps of Lincoln” which is in celebration of President Lincoln’s 200th birthday. The event includes new activities such as a Lincoln themed essay contest for children ages 8 to 18 and a food drive. Collection boxes for the food drive will be distributed to Barrington Area Council of Governments Members at their Village Halls from June 4th through July 4th. All donated food will be given to Barrington and Cuba Township food pantries. Ms. Bingham noted that sponsorship is welcome. Information can be found at: www.barringtonparade.com.

President Sauer thanked Ms. Bingham for her presentation.

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 (Baxter & Woodman)**
- D. Health & Sanitation Report (Natalie Karney – Land Technology)**
- E. Parks & Recreation Commission Meeting Minutes (4/6/09)**
- F. Environmental & Health Commission Meeting Minutes (4/7/09)**

G. Plan Commission Meeting Minutes (4/13/09)

Trustee Kolar noted the Building Department Report submitted by Village Building and Zoning Officer Kelly Rafferty and the property located at 475 E. Oxford Road. The property has had a pending permit application for a prolonged period of time.

There was discussion among the Board about establishing time limitations for residents with pending permit applications.

President Sauer requested that Village Administrator Kathy Nelander contact the Village Building and Zoning Officer concerning the 475 E. Oxford Road.

VI. ADMINISTRATION – President Bruce Sauer

A. Motion to Approve Engineering Services Agreement between the Village of North Barrington and Baxter & Woodman relative to wastewater treatment in cooperation with the County of Lake and the Village of Lake Zurich

President Sauer explained that North Barrington must own and operate the pump station, force main and gravity line in order to qualify for stimulus funds. The Wynstone Property Owner's Association (WPOA) will be responsible for the monitoring, funding and servicing the project.

President Sauer introduced Steve Zehner of Baxter & Woodman, Inc. on behalf of the WPOA to provide an update on the status on the project.

Mr. Zehner explained that that a pump station, force main and gravity sewer is needed to move excess waste water from the Wynstone wastewater treatment facility. The Wynstone Golf Club spray irrigation system is limited to the amount of waste water it can store/distribute, creating an excess amount of waste water. The project allows Wynstone to send its treated wastewater to Lake Zurich and onto Lake County. Mr. Zehner stated that the Agreements need to be finalized in order to move forward with the project.

It was noted that several parcels surrounding the project have the right and authority to discharge their wastewater in the sewer main if needed at some point in the future and are subject to recapture fees.

Village Attorney J.W. Braithwaite added that due to the different governmental municipalities involved, the agreement required restructuring; furthermore a private party cannot be part of an intergovernmental agreement and qualify for state funding.

President Sauer noted that most of the engineering fees have already been paid by the WPOA.

There were a few questions by the Board about possible default by the WPOA as well as, questions about the Special Service Area (SSA). Both issues were addressed by the Village Attorney J.W. Braithwaite.

Village Attorney J.W. Braithwaite added that he received advice from Bond Counsel that there needs to be one change in the restructuring of the transaction as it relates to the payment of connection fees to Lake County and Lake Zurich; the document will provide for the WPOA to make the connection fee payments on behalf of the Village of North Barrington.

Motion: Trustee Pino moved to approve the Engineering Services Agreement between the Village of North Barrington and Baxter & Woodman, Inc. for engineering services related to the Lake Zurich Wastewater Interconnect; seconded by Trustee Koertner.

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

B. Ordinance No. 1154 Approving Tri-Party Intergovernmental Agreement between the Village of North Barrington, County of Lake and Village of Lake Zurich

President Sauer explained that Ordinance No. 1154 would approve the Tri-Party Intergovernmental Agreement (IGA) between the Village of North Barrington, County of Lake and Village of Lake Zurich. The IGA provides for the disposal of some of the sewage from the Wynstone subdivision into and through the Village of Lake Zurich Sanitary Sewer System and into the County's Des Plaines River Treatment Plant. The Village of North Barrington agrees, as a party, by connecting to the Lake Zurich sewer line, to pay a recapture fee to Lake Zurich. The sewer line will be considered a "regional line" and includes recapture fees for area parcels which tie into the line at a later date.

Village Attorney J.W. Braithwaite stated that tentatively North Barrington will receive 75.5% in recapture fees.

Steve Zehner of Baxter & Woodman, Inc. indicated that the Wynstone Property Owner's Association (WPOA) has agreed to discharge waste water only between the hours of 8:00 p.m. and 4:00 a.m. as provided by the IGA.

Trustee Kolar asked about Section 3.6 "No Other North Barrington Connection" of the Tri-Party IGA specifically inquiring about the unincorporated property located at Miller Road and Route 12. It was noted by Village Attorney J.W. Braithwaite that the property in question is in North

Barrington's jurisdictional area per an earlier Intergovernmental Agreement with Lake Zurich. President Sauer added that Lake Zurich has sewer pipes near Miller Road and Route 12 and North Barrington could tie into Lake Zurich's existing line if necessary.

Motion: Trustee Koertner moved to adopt Ordinance No. 1154; seconded by Trustee Kolar.

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

C. Ordinance No. 1155 Approving Intergovernmental Agreement between the Village of North Barrington and the Village of Lake Zurich

President Sauer explained that Ordinance No. 1155 would approve to the Intergovernmental Agreement (IGA) between the Village of North Barrington and Village of Lake Zurich for Sewage Disposal Services and somewhat mirrors the Tri-Party Agreement but provides certain specifics as between the two Villages such as Limitations of Sanitary Sewer Service, Payment of Lake Zurich Connection Fees, Payment of Recapture Fees, and Permitted Future Connection(s) among others.

Village Attorney J.W. Braithwaite submitted revisions for the IGA between North Barrington and Lake Zurich with minor changes as documented in a Memorandum to the Village dated April 29, 2009 and briefly reviewed the changes.

Discussion among the Board followed regarding the revision on Page 10 of the IGA providing that if the sewer lines on the east side of Route 12 must be relocated (as an unlikely event of the widening of Route 12) North Barrington/WPOA is responsible for the cost of such relocation and accordingly, a Special Service Area then would be established for the Wysntone subdivision. President Sauer added that if the sewer line is extended, a transfer of ownership is a possibility.

Attorney J.W. Braithwaite noted that the Agreement with Lake County is a 30 year agreement automatically renewing for 10 year terms; the Agreement with Lake Zurich is the same. The Agreement with the WPOA is dependent upon the Tri-Party Intergovernmental Agreement between the Village of North Barrington, County of Lake and Village of Lake Zurich and the Intergovernmental Agreement between the Village of North Barrington and the Village of Lake Zurich.

It was noted that the sewage discharge flow from the North Barrington sanitary sewer facility shall not exceed an annual average of 100,000 gallons per day or a maximum of 400,000 gallons per day and a minimum of 10,000 gallons per week.

Motion: Trustee Pino moved to adopt Ordinance No. 1155; seconded by Trustee Koertner.

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

D. Ordinance No. 1156 Approving Agreement between Wynstone Property Owners Association and the Village of North Barrington related to Agenda Items VII A, B and C above

Attorney J.W. Braithwaite submitted updated revisions to the Agreement between the WPOA and the Village of North Barrington and stated that the Agreement is subject to further change.

Trustee Farrell noted her concern about the Agreements being rushed through the process.

President Sauer noted that many hours have been spent going over final details of each Agreement with all parties. Attorney J.W. Braithwaite added that most of the updated revisions add further protection to the Agreements.

Trustee Pino noted the hold harmless provision within the Agreement under Article III, Section 3.1 (g) that the WPOA indemnifies, defend and hold harmless North Barrington from any costs that North Barrington may incur in connection with the sewer main.

There was further discussion among the Board about the hold harmless provision which was clarified by Attorney J.W. Braithwaite.

Attorney J.W. Braithwaite added that in the event that sewer line requires maintenance, the Agreement provides that the WPOA will advance costs to the Village except for emergencies; in the event of an emergency, the WPOA will promptly reimburse the Village for expenses as referenced in Article III, Section 3.2 (b) of the Agreement.

Trustee Koertner thanked President Sauer for his time and dedication to the entire project. Trustee Koertner additionally thanked the Village Attorney and Village Engineers.

Motion: Trustee Koertner moved to adopt Ordinance No. 1156 subject to further legal review; seconded by Trustee Pino.

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

E. Resolution No. 2519 Approving Memo of Understanding with Lake Zurich for All Hazards Preparedness

The Resolution had been made available to the Board in advance of the meeting in their packets.

President Sauer explained that the Village of Lake Zurich has undertaken the leadership in emergency preparedness for the Village and that Lake Zurich has requested a Memorandum of Agreement between the Village and Lake Zurich.

Motion: Trustee Weiner moved to approve Resolution No. 2519; seconded by Trustee Koertner.

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

F. Parking Lot Use Request

President Sauer explained that resident Alison Hoffman, 295 Kimberly Road, would like permission to use the Village Hall parking lot on Friday, May 22nd and Saturday, May 23rd, 2009. Ms. Hoffman is planning a wedding with approximately 110 guests and has requested that the guests park at the Village Hall and be transported by limousine to her residence.

It was noted that Ms. Hoffman is in the process of providing an Acord 25 Certificate of Insurance and hold harmless agreement as requested by the Village.

Motion: Trustee Pino moved to approve permission for Alison Hoffman, 295 Kimberly Road, to use the Village Hall parking lot, Friday May 22 and Saturday, May 23, 2009 upon the Village

receiving an Acord 25 Certificate of Insurance and an indemnification agreement; seconded by Trustee Weiner.

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

G. Village 50th Anniversary Update

President Sauer stated that the Arbor Day celebration held 4/25/09 which commenced the 50th Anniversary was enjoyable and a success.

H. The Repeal of Resolution No. 2514 adopted on 3/23/03 re: Agreement with Lake County, Lake Zurich and North Barrington relative to Wynstone Sewer Service

Attorney J.W. Braithwaite explained that due to the necessary revisions of the Tri-Party Agreement, Resolution No. 2514 must be repealed.

Motion: Trustee Weiner moved to repeal Resolution No. 2514; seconded by Trustee Koertner.

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

VII. REPORTS BY BOARD OF TRUSTEES

A. Trustee Edmund “Pete” Boland

Trustee Boland was absent.

B. Trustee Jane Farrell

Trustee Farrell had nothing to report.

C. Trustee Camille Koertner

Trustee Koertner reported on an article from the Chicago Tribune stating that area landfills are expected to fill to capacity from 2012-2018 and that the Solid Waste Agency of Lake County (SWALCO) is in the process of evaluation.

Trustee Koertner reported that SWALCO members previously reached a consensus to open up contract negotiations with its hauler Waste Management (WMI) however, no final decisions have been made to amend the current contract which expires in August 2010. Trustee Koertner stated that she will continue to monitor.

Trustee Koertner reported that she's notified SWALCO that the Village is not interested in large recyclable toter/carts at this time however; toter/carts are available to residents for an additional monthly charge.

Trustee Koertner reported on the Flint Creek Partnership meeting held 3/31/09 and noted that dues for the partnership will need to be incorporated into the Village's 2009 Fiscal Year Budget.

D. Trustee Mark Kolar

Trustee Kolar reported that he met with Michael Shrake, P.E., Gewalt Hamilton Associates, Inc. (Gewalt) and Senior Engineer Technician Bill Klewin, Gewalt, to view the condition of the roads throughout the Village concerning the 2009 Village Road Program. Trustee Kolar noted his concerns about simultaneously repairing roads in the Biltmore subdivision with the 2010 Miller Road project and highlighted the importance of repairing North Signal Hill Road due to its poor condition. It was noted that Mr. Shrake applied for stimulus funds for Signal Hill Road going east to Pheasant Run Trail.

Trustee Kolar submitted Gewalt's recommendations for the 2009 Road Maintenance Program in the amount of \$186,000 and requested that the Board approve the recommendations in order to initiate the bidding process by Cuba Township Road District subject to review by Thomas W. Gooch, Cuba Township Highway Commissioner and the Village Attorney.

Motion: Trustee Pino moved to approve Gewalt Hamilton Associates, Inc's recommendations for the 2009 Road Maintenance Program in the amount of \$186,000 in order to initiate the bidding process by Cuba Township Road District subject to review by Thomas W. Gooch, Cuba Township Highway Commissioner and legal; seconded by Trustee Farrell.

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

E. Trustee Al Pino

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

F. Trustee Lawrence “Lawre” Weiner

Trustee Weiner reported that the Environmental & Health (E&H) Commission met on 4/7/09 and requested that Jackie Andrew, 610 Signal Hill Road, E&H Commission member, address the Board and report on any updates due his absence from the meeting.

Ms. Andrew reported that the E&H Commission continues to work on the proposed septic maintenance ordinance.

VIII. OLD BUSINESS

Trustee Kolar stated that he would like to meet with Attorney J.W. Braithwaite to review the property located at Route 12 and Miller Road.

IX. ELECTION SUMMARY

A. Canvassing Resolution No. 2520

The Resolution had been made available to the Board in advance of the meeting in their packets.

President Sauer explained that the Village received from the Lake County Clerk a certified abstract of votes declaring the following results of the election for Village Officials held on April 7, 2009:

Village Trustee	Ginger Das Gupta	210 Votes
Village Trustee	Albert R. Pino	221 Votes
Village Trustee	Camille Koertner	236 Votes

President Sauer declared the following to be the winners of the election, to hold office until the Consolidated Election of April, 2013, or to their successors are elected or appointed and qualify:

Village Trustee	Ginger Das Gupta
Village Trustee	Albert R. Pino
Village Trustee	Camille Koertner

Motion: Trustee Kolar moved to approve Resolution No. 2520 regarding the Canvass of Votes of Municipal Election 2009; seconded by Trustee Weiner

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

B. Outgoing Board Recognition

President Sauer thanked Trustee Farrell for her dedication and service to the Village and stated that her service has been outstanding. Trustee Farrell was presented a plaque from the Village commending her involvement and commitment as a Trustee to the community.

Trustee Farrell gave a brief statement in return and thanked President Sauer as well as the Village.

X. MOTION TO ADJOURN MEETING OF OLD BOARD, SINE DIE

There being no further business to come before the old Board, Trustee Weiner moved to adjourn the meeting of the current Board sine die; seconded by Trustee Kolar and unanimously approved.

At 9:45 p.m. President Sauer declared the meeting adjourned

XI. SWEARING IN OF INCOMING BOARD

Village Clerk Kathy Nelander swore in Ginger Das Gupta as Village Trustee, followed by Camille Koertner as Village Trustee, and Albert R. Pino as Village Trustee.

XII. CALL TO ORDER/ROLL CALL

At 9: 50 p.m. President Sauer called the Meeting of the New Board to order. The Deputy Clerk called the roll:

Present: President Sauer, Trustees Das Gupta, Kolar, Koertner, Pino, and Weiner
Absent: Trustee Boland
Also Present: "see above"

XIII. NEW BUSINESS

A. New Board Assignments

Trustee Assignments were distributed to the Board for their review. President Sauer explained that revisions were necessary due to the new Board and requested that each Trustee review their

primary/secondary assignments. Trustees will maintain their existing positions until the May Board meeting and if there are no objections, new assignments will be effective June 1st.

XIV. CONSENT AGENDA

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

- A. Approve Resolution No. 2521 appointing Jane Farrell to the Parks & Recreation Commission**
- B. Approve Resolution No. 2522 appointing Al Pino to the Finance Committee**

Discussion: There was no discussion.

Vote on Motion

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

President Sauer declared the motion approved.

XV. ADJOURNMENT

There being no further business to come before the Board, Trustee Kolar moved to adjourn the meeting; seconded by Trustee Koertner. The voice vote was unanimous in favor.

At 9:54 p.m. President Sauer declared the meeting adjourned.

These Minutes were approved by the Board at a meeting held May 27, 2009.

Attest: _____
Kris Lennon, Deputy Village Clerk

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OF THE VILLAGE OF NORTH BARRINGTON WHICH WAS HELD WEDNESDAY,
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Al Stefan, Village Engineer
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Jackie Andrew, 610 Signal Hill Road
Steve Zehner, Baxter & Woodman, Inc.

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- H. Adopt Ordinance # 1153 consenting to the city of Highwood as an additional**

member of the Solid Waste Agency of Lake County, Illinois (SWALCO) with no late fee

Discussion: There was no discussion.

Vote on Motion

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

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A. Al Stefan, Baxter & Woodman Consulting Engineers - Presentation on the efforts of the Village to coordinate culvert replacements at both Biltmore and Eton Drive in coordination with road work scheduled for Miller Road by Lake County. Also the possibility of vacating Oxford Road between Eton Drive and Glen Circle in order to facilitate stormwater management and eliminate potentially dangerous road conditions.

President Sauer invited Al Stefan, Senior Engineer and Municipal Services Manager, Baxter & Woodman, Inc. to address the Board.

Mr. Stefan explained that Village Engineers Baxter & Woodman, Inc. (B&W) began a study in 2000 to review flood elevations within the North Flint Creek watershed. Subsequently, B&W updated the regulatory floodplain model for North Flint Creek in 2003 and created a plan for reducing flood elevations. In 2005, the Village approved a maintenance plan for the stream in order to manage stormwater and allow additional flow. The maintenance plan included increasing culvert capacity at four culvert crossings and provided recommendations for watershed management and stream maintenance. In 2007, the first culvert at Woodland Drive was replaced and continues to operate successfully.

Mr. Stefan explained that the next step of the maintenance plan includes culvert replacements at both Biltmore Drive and Eton Drive due to the culverts reaching their flow capacity and subsequently overflowing onto Miller Road. It was noted that the Lake County Highway Department has made a decision to modify Miller Road in 2010 by constructing a land bridge. Consequently, Miller Road will be closed during construction of the land bridge. Mr. Stefan suggested that the proposed culvert replacements tie in with the Miller Road project as cut-through traffic may be an issue on local roads in the Biltmore subdivision due to the closing of Miller Road.

It was noted that Mr. Stefan submitted photographs related to current flooding issues as well as, the Woodland Drive culvert which was replaced in 2007.

There was discussion among the Board about the amount of deadfall within the creek and how it contributes to an increase in flood elevations.

It was noted by Village Administrator Kathy Nelander that Nancy Schumm-Burgess of Barrington Area Conservation Trust and Tim Moritz of Tallgrass Restoration, LLC recently walked the creek and assessed the amount of deadfall. Mr. Moritz is applying for permits for access to the creek via the Army Corps of Engineers in order to remove debris.

Trustee Kolar asked Mr. Stefan to explain the recommendations in detail. Mr. Stefan stated that B&W is proposing the replacement of existing culverts at Biltmore Drive and North Flint Creek and Eton Drive at North Flint Creek with double 6' x 10' box culverts, and removing Oxford Road between Brookside Drive and Glen Circle Drive.

President Sauer noted that in order to determine whether the investment in the culvert replacements will benefit the Village, the engineering work needs to be completed.

Trustee Kolar noted that the culvert replacement on Biltmore is necessary, but had reservations about the culvert replacement on Eton Drive. Mr. Stefan stated that he would need to review the hydraulic report in order to answer the question correctly.

President Sauer stated that he agreed with Trustee Kolar that the culvert replacement at Biltmore Drive is necessary however; in order to determine whether the culvert replacement is needed at Eton Drive, engineering services will need to be conducted.

Trustee Farrell stated that it does not seem logical to simultaneously close local roads in Biltmore when Miller Road is closed. Mr. Stefan replied that the goal is to devise a local traffic plan in order to control traffic in the Village and minimize cut-through traffic by those who are not Village residents. Mr. Stefan noted that as B&W goes through the engineering process, issues are subject to revisions.

Trustee Koertner stated that the removal of deadfall should be completed concurrently with the culvert replacements.

Trustee Pino asked Mr. Stefan if the removal of deadfall would increase the flow rate at Biltmore Drive and Eton Drive and possibly alleviate the need for one culvert. Mr. Stefan replied that the removal of deadfall would "assist" the flow and "potentially" alleviate the need for one culvert.

It was noted by Mr. Stefan that preliminary studies have been completed and approved. The next step is the design by the engineers.

Trustee Kolar asked who recommended the closing of Oxford Road. President Sauer stated that B&W recommended the closing. President Sauer further explained that by taking out Oxford Road, a greater retention area will be created. Lake County will additionally include the cost for the removal of the road with the Miller Road Project.

Trustee Kolar stated that he disagreed and added that Oxford Road floods due to the overflow from Eton Park.

There was further discussion among the Board about the importance of removing debris from the creek to control flooding in specific areas.

Mr. Stefan stated that the recommendations are being presented in order for B&W to have a response for Lake County upon advancement of the Miller Road project. Mr. Stefan added that the land bridge construction on Miller Road will increase the water flow from the north. B&W will pursue alternate ways to fund the project such as applying for funds via Lake County Stormwater Management.

Trustee Kolar suggested that B&W examine the “triangular” location of Oxford, Eton, and Golfview Roads, south of Eton Park as a possible storage area for water. Mr. Stefan stated that creating water storage area next to or in a flood plain area is difficult, but that he would look into the matter.

There were a few questions from the audience that President Sauer and Mr. Stefan addressed.

It was noted that the maintenance plan for North Flint Creek originally designed by B&W is different from the Village’s Flint Creek restoration plan.

Trustee Kolar noted that there were tactical errors regarding the Flint Creek restoration project and stated the Village should amend the budget to allow for a specific amount of money to be designated as a line-item toward the Flint Creek restoration project. Trustee Kolar stated that using the initial clearing site located at Eton, Rugby and Essex Roads as a demonstration area is difficult due to its poor appearance. Trustee Kolar added that he believes that the clearing of invasive species should not continue north on Kimberly road.

President Sauer stated that the Flint Creek restoration project is based on following the Flint Creek Watershed Partnership watershed-wide plan. President Sauer agreed to amend the budget to allow for a specific amount of money to be designated as a line-item toward the Flint Creek project as well as, continue researching available stimulus funds such as, Tallgrass Restoration, LLC applying for permits for access to the creek via the Army Corps of Engineers.

Trustee Kolar stated that information needs to be made available to the residents.

Trustee Farrell noted future work performed on the creek should be incorporated into the bidding process.

Trustee Koertner stated that the Flint Creek restoration project should be evaluated each year by a committee or members of the Environmental & Health Commission in conjunction with the Board and Flint Creek Watershed Partnership prior to determining the budget.

Motion: Trustee Kolar moved to approve the Engineering Services Agreement with Baxter & Woodman, Inc. for the design of replacement culverts at Biltmore Drive and North Flint Creek and Eton Drive and North Flint Creek and removing Oxford Road between Brookside Drive and Glen Circle Drive in the amount not to exceed \$105,000 over a two year period; seconded by Trustee Pino.

Discussion: There was lengthy discussion.

Vote on Motion

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

President Sauer declared the motion approved.

B. Melissa Bingham, Chairperson, Barrington 4th of July Parade Committee

President Sauer asked Melissa Bingham to address the Board.

Melissa Bingham, 1442 Cascade Lane, Barrington, Chairperson for the Barrington 4th of July Parade Committee, addressed the Board and explained that the parade will take place Saturday, July 4th at 10:00 a.m. The route will be from Barrington High School to the train station. The theme for the parade will be “In the Footsteps of Lincoln” which is in celebration of President Lincoln’s 200th birthday. The event includes new activities such as a Lincoln themed essay contest for children ages 8 to 18 and a food drive. Collection boxes for the food drive will be distributed to Barrington Area Council of Governments Members at their Village Halls from June 4th through July 4th. All donated food will be given to Barrington and Cuba Township food pantries. Ms. Bingham noted that sponsorship is welcome. Information can be found at: www.barringtonparade.com.

President Sauer thanked Ms. Bingham for her presentation.

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 (Baxter & Woodman)**
- D. Health & Sanitation Report (Natalie Karney – Land Technology)**
- E. Parks & Recreation Commission Meeting Minutes (4/6/09)**
- F. Environmental & Health Commission Meeting Minutes (4/7/09)**

G. Plan Commission Meeting Minutes (4/13/09)

Trustee Kolar noted the Building Department Report submitted by Village Building and Zoning Officer Kelly Rafferty and the property located at 475 E. Oxford Road. The property has had a pending permit application for a prolonged period of time.

There was discussion among the Board about establishing time limitations for residents with pending permit applications.

President Sauer requested that Village Administrator Kathy Nelander contact the Village Building and Zoning Officer concerning the 475 E. Oxford Road.

VI. ADMINISTRATION – President Bruce Sauer

A. Motion to Approve Engineering Services Agreement between the Village of North Barrington and Baxter & Woodman relative to wastewater treatment in cooperation with the County of Lake and the Village of Lake Zurich

President Sauer explained that North Barrington must own and operate the pump station, force main and gravity line in order to qualify for stimulus funds. The Wynstone Property Owner's Association (WPOA) will be responsible for the monitoring, funding and servicing the project.

President Sauer introduced Steve Zehner of Baxter & Woodman, Inc. on behalf of the WPOA to provide an update on the status on the project.

Mr. Zehner explained that that a pump station, force main and gravity sewer is needed to move excess waste water from the Wynstone wastewater treatment facility. The Wynstone Golf Club spray irrigation system is limited to the amount of waste water it can store/distribute, creating an excess amount of waste water. The project allows Wynstone to send its treated wastewater to Lake Zurich and onto Lake County. Mr. Zehner stated that the Agreements need to be finalized in order to move forward with the project.

It was noted that several parcels surrounding the project have the right and authority to discharge their wastewater in the sewer main if needed at some point in the future and are subject to recapture fees.

Village Attorney J.W. Braithwaite added that due to the different governmental municipalities involved, the agreement required restructuring; furthermore a private party cannot be part of an intergovernmental agreement and qualify for state funding.

President Sauer noted that most of the engineering fees have already been paid by the WPOA.

There were a few questions by the Board about possible default by the WPOA as well as, questions about the Special Service Area (SSA). Both issues were addressed by the Village Attorney J.W. Braithwaite.

Village Attorney J.W. Braithwaite added that he received advice from Bond Counsel that there needs to be one change in the restructuring of the transaction as it relates to the payment of connection fees to Lake County and Lake Zurich; the document will provide for the WPOA to make the connection fee payments on behalf of the Village of North Barrington.

Motion: Trustee Pino moved to approve the Engineering Services Agreement between the Village of North Barrington and Baxter & Woodman, Inc. for engineering services related to the Lake Zurich Wastewater Interconnect; seconded by Trustee Koertner.

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

B. Ordinance No. 1154 Approving Tri-Party Intergovernmental Agreement between the Village of North Barrington, County of Lake and Village of Lake Zurich

President Sauer explained that Ordinance No. 1154 would approve the Tri-Party Intergovernmental Agreement (IGA) between the Village of North Barrington, County of Lake and Village of Lake Zurich. The IGA provides for the disposal of some of the sewage from the Wynstone subdivision into and through the Village of Lake Zurich Sanitary Sewer System and into the County's Des Plaines River Treatment Plant. The Village of North Barrington agrees, as a party, by connecting to the Lake Zurich sewer line, to pay a recapture fee to Lake Zurich. The sewer line will be considered a "regional line" and includes recapture fees for area parcels which tie into the line at a later date.

Village Attorney J.W. Braithwaite stated that tentatively North Barrington will receive 75.5% in recapture fees.

Steve Zehner of Baxter & Woodman, Inc. indicated that the Wynstone Property Owner's Association (WPOA) has agreed to discharge waste water only between the hours of 8:00 p.m. and 4:00 a.m. as provided by the IGA.

Trustee Kolar asked about Section 3.6 "No Other North Barrington Connection" of the Tri-Party IGA specifically inquiring about the unincorporated property located at Miller Road and Route 12. It was noted by Village Attorney J.W. Braithwaite that the property in question is in North

Barrington's jurisdictional area per an earlier Intergovernmental Agreement with Lake Zurich. President Sauer added that Lake Zurich has sewer pipes near Miller Road and Route 12 and North Barrington could tie into Lake Zurich's existing line if necessary.

Motion: Trustee Koertner moved to adopt Ordinance No. 1154; seconded by Trustee Kolar.

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

C. Ordinance No. 1155 Approving Intergovernmental Agreement between the Village of North Barrington and the Village of Lake Zurich

President Sauer explained that Ordinance No. 1155 would approve to the Intergovernmental Agreement (IGA) between the Village of North Barrington and Village of Lake Zurich for Sewage Disposal Services and somewhat mirrors the Tri-Party Agreement but provides certain specifics as between the two Villages such as Limitations of Sanitary Sewer Service, Payment of Lake Zurich Connection Fees, Payment of Recapture Fees, and Permitted Future Connection(s) among others.

Village Attorney J.W. Braithwaite submitted revisions for the IGA between North Barrington and Lake Zurich with minor changes as documented in a Memorandum to the Village dated April 29, 2009 and briefly reviewed the changes.

Discussion among the Board followed regarding the revision on Page 10 of the IGA providing that if the sewer lines on the east side of Route 12 must be relocated (as an unlikely event of the widening of Route 12) North Barrington/WPOA is responsible for the cost of such relocation and accordingly, a Special Service Area then would be established for the Wysntone subdivision. President Sauer added that if the sewer line is extended, a transfer of ownership is a possibility.

Attorney J.W. Braithwaite noted that the Agreement with Lake County is a 30 year agreement automatically renewing for 10 year terms; the Agreement with Lake Zurich is the same. The Agreement with the WPOA is dependent upon the Tri-Party Intergovernmental Agreement between the Village of North Barrington, County of Lake and Village of Lake Zurich and the Intergovernmental Agreement between the Village of North Barrington and the Village of Lake Zurich.

It was noted that the sewage discharge flow from the North Barrington sanitary sewer facility shall not exceed an annual average of 100,000 gallons per day or a maximum of 400,000 gallons per day and a minimum of 10,000 gallons per week.

Motion: Trustee Pino moved to adopt Ordinance No. 1155; seconded by Trustee Koertner.

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

D. Ordinance No. 1156 Approving Agreement between Wynstone Property Owners Association and the Village of North Barrington related to Agenda Items VII A, B and C above

Attorney J.W. Braithwaite submitted updated revisions to the Agreement between the WPOA and the Village of North Barrington and stated that the Agreement is subject to further change.

Trustee Farrell noted her concern about the Agreements being rushed through the process.

President Sauer noted that many hours have been spent going over final details of each Agreement with all parties. Attorney J.W. Braithwaite added that most of the updated revisions add further protection to the Agreements.

Trustee Pino noted the hold harmless provision within the Agreement under Article III, Section 3.1 (g) that the WPOA indemnifies, defend and hold harmless North Barrington from any costs that North Barrington may incur in connection with the sewer main.

There was further discussion among the Board about the hold harmless provision which was clarified by Attorney J.W. Braithwaite.

Attorney J.W. Braithwaite added that in the event that sewer line requires maintenance, the Agreement provides that the WPOA will advance costs to the Village except for emergencies; in the event of an emergency, the WPOA will promptly reimburse the Village for expenses as referenced in Article III, Section 3.2 (b) of the Agreement.

Trustee Koertner thanked President Sauer for his time and dedication to the entire project. Trustee Koertner additionally thanked the Village Attorney and Village Engineers.

Motion: Trustee Koertner moved to adopt Ordinance No. 1156 subject to further legal review; seconded by Trustee Pino.

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

E. Resolution No. 2519 Approving Memo of Understanding with Lake Zurich for All Hazards Preparedness

The Resolution had been made available to the Board in advance of the meeting in their packets.

President Sauer explained that the Village of Lake Zurich has undertaken the leadership in emergency preparedness for the Village and that Lake Zurich has requested a Memorandum of Agreement between the Village and Lake Zurich.

Motion: Trustee Weiner moved to approve Resolution No. 2519; seconded by Trustee Koertner.

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

F. Parking Lot Use Request

President Sauer explained that resident Alison Hoffman, 295 Kimberly Road, would like permission to use the Village Hall parking lot on Friday, May 22nd and Saturday, May 23rd, 2009. Ms. Hoffman is planning a wedding with approximately 110 guests and has requested that the guests park at the Village Hall and be transported by limousine to her residence.

It was noted that Ms. Hoffman is in the process of providing an Acord 25 Certificate of Insurance and hold harmless agreement as requested by the Village.

Motion: Trustee Pino moved to approve permission for Alison Hoffman, 295 Kimberly Road, to use the Village Hall parking lot, Friday May 22 and Saturday, May 23, 2009 upon the Village

receiving an Acord 25 Certificate of Insurance and an indemnification agreement; seconded by Trustee Weiner.

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

G. Village 50th Anniversary Update

President Sauer stated that the Arbor Day celebration held 4/25/09 which commenced the 50th Anniversary was enjoyable and a success.

H. The Repeal of Resolution No. 2514 adopted on 3/23/03 re: Agreement with Lake County, Lake Zurich and North Barrington relative to Wynstone Sewer Service

Attorney J.W. Braithwaite explained that due to the necessary revisions of the Tri-Party Agreement, Resolution No. 2514 must be repealed.

Motion: Trustee Weiner moved to repeal Resolution No. 2514; seconded by Trustee Koertner.

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

VII. REPORTS BY BOARD OF TRUSTEES

A. Trustee Edmund “Pete” Boland

Trustee Boland was absent.

B. Trustee Jane Farrell

Trustee Farrell had nothing to report.

C. Trustee Camille Koertner

Trustee Koertner reported on an article from the Chicago Tribune stating that area landfills are expected to fill to capacity from 2012-2018 and that the Solid Waste Agency of Lake County (SWALCO) is in the process of evaluation.

Trustee Koertner reported that SWALCO members previously reached a consensus to open up contract negotiations with its hauler Waste Management (WMI) however, no final decisions have been made to amend the current contract which expires in August 2010. Trustee Koertner stated that she will continue to monitor.

Trustee Koertner reported that she's notified SWALCO that the Village is not interested in large recyclable toter/carts at this time however; toter/carts are available to residents for an additional monthly charge.

Trustee Koertner reported on the Flint Creek Partnership meeting held 3/31/09 and noted that dues for the partnership will need to be incorporated into the Village's 2009 Fiscal Year Budget.

D. Trustee Mark Kolar

Trustee Kolar reported that he met with Michael Shrake, P.E., Gewalt Hamilton Associates, Inc. (Gewalt) and Senior Engineer Technician Bill Klewin, Gewalt, to view the condition of the roads throughout the Village concerning the 2009 Village Road Program. Trustee Kolar noted his concerns about simultaneously repairing roads in the Biltmore subdivision with the 2010 Miller Road project and highlighted the importance of repairing North Signal Hill Road due to its poor condition. It was noted that Mr. Shrake applied for stimulus funds for Signal Hill Road going east to Pheasant Run Trail.

Trustee Kolar submitted Gewalt's recommendations for the 2009 Road Maintenance Program in the amount of \$186,000 and requested that the Board approve the recommendations in order to initiate the bidding process by Cuba Township Road District subject to review by Thomas W. Gooch, Cuba Township Highway Commissioner and the Village Attorney.

Motion: Trustee Pino moved to approve Gewalt Hamilton Associates, Inc's recommendations for the 2009 Road Maintenance Program in the amount of \$186,000 in order to initiate the bidding process by Cuba Township Road District subject to review by Thomas W. Gooch, Cuba Township Highway Commissioner and legal; seconded by Trustee Farrell.

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

E. Trustee Al Pino

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

F. Trustee Lawrence “Lawre” Weiner

Trustee Weiner reported that the Environmental & Health (E&H) Commission met on 4/7/09 and requested that Jackie Andrew, 610 Signal Hill Road, E&H Commission member, address the Board and report on any updates due his absence from the meeting.

Ms. Andrew reported that the E&H Commission continues to work on the proposed septic maintenance ordinance.

VIII. OLD BUSINESS

Trustee Kolar stated that he would like to meet with Attorney J.W. Braithwaite to review the property located at Route 12 and Miller Road.

IX. ELECTION SUMMARY

A. Canvassing Resolution No. 2520

The Resolution had been made available to the Board in advance of the meeting in their packets.

President Sauer explained that the Village received from the Lake County Clerk a certified abstract of votes declaring the following results of the election for Village Officials held on April 7, 2009:

Village Trustee	Ginger Das Gupta	210 Votes
Village Trustee	Albert R. Pino	221 Votes
Village Trustee	Camille Koertner	236 Votes

President Sauer declared the following to be the winners of the election, to hold office until the Consolidated Election of April, 2013, or to their successors are elected or appointed and qualify:

Village Trustee	Ginger Das Gupta
Village Trustee	Albert R. Pino
Village Trustee	Camille Koertner

Motion: Trustee Kolar moved to approve Resolution No. 2520 regarding the Canvass of Votes of Municipal Election 2009; seconded by Trustee Weiner

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

B. Outgoing Board Recognition

President Sauer thanked Trustee Farrell for her dedication and service to the Village and stated that her service has been outstanding. Trustee Farrell was presented a plaque from the Village commending her involvement and commitment as a Trustee to the community.

Trustee Farrell gave a brief statement in return and thanked President Sauer as well as the Village.

X. MOTION TO ADJOURN MEETING OF OLD BOARD, SINE DIE

There being no further business to come before the old Board, Trustee Weiner moved to adjourn the meeting of the current Board sine die; seconded by Trustee Kolar and unanimously approved.

At 9:45 p.m. President Sauer declared the meeting adjourned

XI. SWEARING IN OF INCOMING BOARD

Village Clerk Kathy Nelander swore in Ginger Das Gupta as Village Trustee, followed by Camille Koertner as Village Trustee, and Albert R. Pino as Village Trustee.

XII. CALL TO ORDER/ROLL CALL

At 9: 50 p.m. President Sauer called the Meeting of the New Board to order. The Deputy Clerk called the roll:

Present: President Sauer, Trustees Das Gupta, Kolar, Koertner, Pino, and Weiner
Absent: Trustee Boland
Also Present: "see above"

XIII. NEW BUSINESS

A. New Board Assignments

Trustee Assignments were distributed to the Board for their review. President Sauer explained that revisions were necessary due to the new Board and requested that each Trustee review their

primary/secondary assignments. Trustees will maintain their existing positions until the May Board meeting and if there are no objections, new assignments will be effective June 1st.

XIV. CONSENT AGENDA

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

- A. Approve Resolution No. 2521 appointing Jane Farrell to the Parks & Recreation Commission**
- B. Approve Resolution No. 2522 appointing Al Pino to the Finance Committee**

Discussion: There was no discussion.

Vote on Motion

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

President Sauer declared the motion approved.

XV. ADJOURNMENT

There being no further business to come before the Board, Trustee Kolar moved to adjourn the meeting; seconded by Trustee Koertner. The voice vote was unanimous in favor.

At 9:54 p.m. President Sauer declared the meeting adjourned.

These Minutes were approved by the Board at a meeting held May 27, 2009.

Attest: _____
Kris Lennon, Deputy Village Clerk

**MINUTES OF A MEETING OF THE BOARD OF TRUSTEES
OF THE VILLAGE OF NORTH BARRINGTON WHICH WAS HELD WEDNESDAY,
APRIL 29, 2009 AT THE NORTH BARRINGTON VILLAGE HALL,
111 OLD BARRINGTON ROAD**

I. Call to Order and Roll Call

At 7:36 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 Farrell, Kolar, Koertner, Pino and Weiner
Absent: Trustee Boland
Also Present: Kathy Nelander, Village Administrator
J.W. Braithwaite, Village Attorney
Al Stefan, Village Engineer
Kris Lennon, Deputy Village Clerk
Ginger Das Gupta, 462 E. Oxford Road
Scott Gaschler, Wauconda Fire Dept., 109 W. Liberty Street, Wauconda
Melissa Bingham, 1442 Cascade Lane, Barrington
Bob Ritschel, 284 Oxford Road
Brian Drexler, 239 Shady Lane
Bruce Kramper, 178 Pheasant Run Trail
Alison Hoffman, 295 Kimberly Road
Jackie Andrew, 610 Signal Hill Road
Steve Zehner, Baxter & Woodman, Inc.

II. Public Comment

There is no one who wished to speak.

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 Board Meeting, 3/18/09, Special Meeting 3/23/09**
- B. Approve 4/29/09 Vouchers for payment of bills**
- C. Approve the Treasurer's Report for the 11th month of Fiscal Year 2009**
- D. Approve Resolution # 2515 appointing Kris Lennon as Deputy Clerk**
- E. Approve Resolution # 2516 appointing Sue Murdy as Deputy Clerk**
- F. Approve Resolution # 2517 appointing Kathy Nelander as Village Administrator and Village Clerk**
- G. Approve Resolution # 2518 appointing Kathy Nelander as Village Collector**
- H. Adopt Ordinance # 1153 consenting to the city of Highwood as an additional**

member of the Solid Waste Agency of Lake County, Illinois (SWALCO) with no late fee

Discussion: There was no discussion.

Vote on Motion

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

President Sauer declared the motion approved.

IV. PRESENTATION

- A. Al Stefan, Baxter & Woodman Consulting Engineers** - Presentation on the efforts of the Village to coordinate culvert replacements at both Biltmore and Eton Drive in coordination with road work scheduled for Miller Road by Lake County. Also the possibility of vacating Oxford Road between Eton Drive and Glen Circle in order to facilitate stormwater management and eliminate potentially dangerous road conditions.

President Sauer invited Al Stefan, Senior Engineer and Municipal Services Manager, Baxter & Woodman, Inc. to address the Board.

Mr. Stefan explained that Village Engineers Baxter & Woodman, Inc. (B&W) began a study in 2000 to review flood elevations within the North Flint Creek watershed. Subsequently, B&W updated the regulatory floodplain model for North Flint Creek in 2003 and created a plan for reducing flood elevations. In 2005, the Village approved a maintenance plan for the stream in order to manage stormwater and allow additional flow. The maintenance plan included increasing culvert capacity at four culvert crossings and provided recommendations for watershed management and stream maintenance. In 2007, the first culvert at Woodland Drive was replaced and continues to operate successfully.

Mr. Stefan explained that the next step of the maintenance plan includes culvert replacements at both Biltmore Drive and Eton Drive due to the culverts reaching their flow capacity and subsequently overflowing onto Miller Road. It was noted that the Lake County Highway Department has made a decision to modify Miller Road in 2010 by constructing a land bridge. Consequently, Miller Road will be closed during construction of the land bridge. Mr. Stefan suggested that the proposed culvert replacements tie in with the Miller Road project as cut-through traffic may be an issue on local roads in the Biltmore subdivision due to the closing of Miller Road.

It was noted that Mr. Stefan submitted photographs related to current flooding issues as well as, the Woodland Drive culvert which was replaced in 2007.

There was discussion among the Board about the amount of deadfall within the creek and how it contributes to an increase in flood elevations.

It was noted by Village Administrator Kathy Nelander that Nancy Schumm-Burgess of Barrington Area Conservation Trust and Tim Moritz of Tallgrass Restoration, LLC recently walked the creek and assessed the amount of deadfall. Mr. Moritz is applying for permits for access to the creek via the Army Corps of Engineers in order to remove debris.

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President Sauer noted that in order to determine whether the investment in the culvert replacements will benefit the Village, the engineering work needs to be completed.

Trustee Kolar noted that the culvert replacement on Biltmore is necessary, but had reservations about the culvert replacement on Eton Drive. Mr. Stefan stated that he would need to review the hydraulic report in order to answer the question correctly.

President Sauer stated that he agreed with Trustee Kolar that the culvert replacement at Biltmore Drive is necessary however; in order to determine whether the culvert replacement is needed at Eton Drive, engineering services will need to be conducted.

Trustee Farrell stated that it does not seem logical to simultaneously close local roads in Biltmore when Miller Road is closed. Mr. Stefan replied that the goal is to devise a local traffic plan in order to control traffic in the Village and minimize cut-through traffic by those who are not Village residents. Mr. Stefan noted that as B&W goes through the engineering process, issues are subject to revisions.

Trustee Koertner stated that the removal of deadfall should be completed concurrently with the culvert replacements.

Trustee Pino asked Mr. Stefan if the removal of deadfall would increase the flow rate at Biltmore Drive and Eton Drive and possibly alleviate the need for one culvert. Mr. Stefan replied that the removal of deadfall would "assist" the flow and "potentially" alleviate the need for one culvert.

It was noted by Mr. Stefan that preliminary studies have been completed and approved. The next step is the design by the engineers.

Trustee Kolar asked who recommended the closing of Oxford Road. President Sauer stated that B&W recommended the closing. President Sauer further explained that by taking out Oxford Road, a greater retention area will be created. Lake County will additionally include the cost for the removal of the road with the Miller Road Project.

Trustee Kolar stated that he disagreed and added that Oxford Road floods due to the overflow from Eton Park.

There was further discussion among the Board about the importance of removing debris from the creek to control flooding in specific areas.

Mr. Stefan stated that the recommendations are being presented in order for B&W to have a response for Lake County upon advancement of the Miller Road project. Mr. Stefan added that the land bridge construction on Miller Road will increase the water flow from the north. B&W will pursue alternate ways to fund the project such as applying for funds via Lake County Stormwater Management.

Trustee Kolar suggested that B&W examine the “triangular” location of Oxford, Eton, and Golfview Roads, south of Eton Park as a possible storage area for water. Mr. Stefan stated that creating water storage area next to or in a flood plain area is difficult, but that he would look into the matter.

There were a few questions from the audience that President Sauer and Mr. Stefan addressed.

It was noted that the maintenance plan for North Flint Creek originally designed by B&W is different from the Village’s Flint Creek restoration plan.

Trustee Kolar noted that there were tactical errors regarding the Flint Creek restoration project and stated the Village should amend the budget to allow for a specific amount of money to be designated as a line-item toward the Flint Creek restoration project. Trustee Kolar stated that using the initial clearing site located at Eton, Rugby and Essex Roads as a demonstration area is difficult due to its poor appearance. Trustee Kolar added that he believes that the clearing of invasive species should not continue north on Kimberly road.

President Sauer stated that the Flint Creek restoration project is based on following the Flint Creek Watershed Partnership watershed-wide plan. President Sauer agreed to amend the budget to allow for a specific amount of money to be designated as a line-item toward the Flint Creek project as well as, continue researching available stimulus funds such as, Tallgrass Restoration, LLC applying for permits for access to the creek via the Army Corps of Engineers.

Trustee Kolar stated that information needs to be made available to the residents.

Trustee Farrell noted future work performed on the creek should be incorporated into the bidding process.

Trustee Koertner stated that the Flint Creek restoration project should be evaluated each year by a committee or members of the Environmental & Health Commission in conjunction with the Board and Flint Creek Watershed Partnership prior to determining the budget.

Motion: Trustee Kolar moved to approve the Engineering Services Agreement with Baxter & Woodman, Inc. for the design of replacement culverts at Biltmore Drive and North Flint Creek and Eton Drive and North Flint Creek and removing Oxford Road between Brookside Drive and Glen Circle Drive in the amount not to exceed \$105,000 over a two year period; seconded by Trustee Pino.

Discussion: There was lengthy discussion.

Vote on Motion

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

President Sauer declared the motion approved.

B. Melissa Bingham, Chairperson, Barrington 4th of July Parade Committee

President Sauer asked Melissa Bingham to address the Board.

Melissa Bingham, 1442 Cascade Lane, Barrington, Chairperson for the Barrington 4th of July Parade Committee, addressed the Board and explained that the parade will take place Saturday, July 4th at 10:00 a.m. The route will be from Barrington High School to the train station. The theme for the parade will be “In the Footsteps of Lincoln” which is in celebration of President Lincoln’s 200th birthday. The event includes new activities such as a Lincoln themed essay contest for children ages 8 to 18 and a food drive. Collection boxes for the food drive will be distributed to Barrington Area Council of Governments Members at their Village Halls from June 4th through July 4th. All donated food will be given to Barrington and Cuba Township food pantries. Ms. Bingham noted that sponsorship is welcome. Information can be found at: www.barringtonparade.com.

President Sauer thanked Ms. Bingham for her presentation.

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 (Baxter & Woodman)**
- D. Health & Sanitation Report (Natalie Karney – Land Technology)**
- E. Parks & Recreation Commission Meeting Minutes (4/6/09)**
- F. Environmental & Health Commission Meeting Minutes (4/7/09)**

G. Plan Commission Meeting Minutes (4/13/09)

Trustee Kolar noted the Building Department Report submitted by Village Building and Zoning Officer Kelly Rafferty and the property located at 475 E. Oxford Road. The property has had a pending permit application for a prolonged period of time.

There was discussion among the Board about establishing time limitations for residents with pending permit applications.

President Sauer requested that Village Administrator Kathy Nelander contact the Village Building and Zoning Officer concerning the 475 E. Oxford Road.

VI. ADMINISTRATION – President Bruce Sauer

A. Motion to Approve Engineering Services Agreement between the Village of North Barrington and Baxter & Woodman relative to wastewater treatment in cooperation with the County of Lake and the Village of Lake Zurich

President Sauer explained that North Barrington must own and operate the pump station, force main and gravity line in order to qualify for stimulus funds. The Wynstone Property Owner's Association (WPOA) will be responsible for the monitoring, funding and servicing the project.

President Sauer introduced Steve Zehner of Baxter & Woodman, Inc. on behalf of the WPOA to provide an update on the status on the project.

Mr. Zehner explained that that a pump station, force main and gravity sewer is needed to move excess waste water from the Wynstone wastewater treatment facility. The Wynstone Golf Club spray irrigation system is limited to the amount of waste water it can store/distribute, creating an excess amount of waste water. The project allows Wynstone to send its treated wastewater to Lake Zurich and onto Lake County. Mr. Zehner stated that the Agreements need to be finalized in order to move forward with the project.

It was noted that several parcels surrounding the project have the right and authority to discharge their wastewater in the sewer main if needed at some point in the future and are subject to recapture fees.

Village Attorney J.W. Braithwaite added that due to the different governmental municipalities involved, the agreement required restructuring; furthermore a private party cannot be part of an intergovernmental agreement and qualify for state funding.

President Sauer noted that most of the engineering fees have already been paid by the WPOA.

There were a few questions by the Board about possible default by the WPOA as well as, questions about the Special Service Area (SSA). Both issues were addressed by the Village Attorney J.W. Braithwaite.

Village Attorney J.W. Braithwaite added that he received advice from Bond Counsel that there needs to be one change in the restructuring of the transaction as it relates to the payment of connection fees to Lake County and Lake Zurich; the document will provide for the WPOA to make the connection fee payments on behalf of the Village of North Barrington.

Motion: Trustee Pino moved to approve the Engineering Services Agreement between the Village of North Barrington and Baxter & Woodman, Inc. for engineering services related to the Lake Zurich Wastewater Interconnect; seconded by Trustee Koertner.

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

B. Ordinance No. 1154 Approving Tri-Party Intergovernmental Agreement between the Village of North Barrington, County of Lake and Village of Lake Zurich

President Sauer explained that Ordinance No. 1154 would approve the Tri-Party Intergovernmental Agreement (IGA) between the Village of North Barrington, County of Lake and Village of Lake Zurich. The IGA provides for the disposal of some of the sewage from the Wynstone subdivision into and through the Village of Lake Zurich Sanitary Sewer System and into the County's Des Plaines River Treatment Plant. The Village of North Barrington agrees, as a party, by connecting to the Lake Zurich sewer line, to pay a recapture fee to Lake Zurich. The sewer line will be considered a "regional line" and includes recapture fees for area parcels which tie into the line at a later date.

Village Attorney J.W. Braithwaite stated that tentatively North Barrington will receive 75.5% in recapture fees.

Steve Zehner of Baxter & Woodman, Inc. indicated that the Wynstone Property Owner's Association (WPOA) has agreed to discharge waste water only between the hours of 8:00 p.m. and 4:00 a.m. as provided by the IGA.

Trustee Kolar asked about Section 3.6 "No Other North Barrington Connection" of the Tri-Party IGA specifically inquiring about the unincorporated property located at Miller Road and Route 12. It was noted by Village Attorney J.W. Braithwaite that the property in question is in North

Barrington's jurisdictional area per an earlier Intergovernmental Agreement with Lake Zurich. President Sauer added that Lake Zurich has sewer pipes near Miller Road and Route 12 and North Barrington could tie into Lake Zurich's existing line if necessary.

Motion: Trustee Koertner moved to adopt Ordinance No. 1154; seconded by Trustee Kolar.

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

C. Ordinance No. 1155 Approving Intergovernmental Agreement between the Village of North Barrington and the Village of Lake Zurich

President Sauer explained that Ordinance No. 1155 would approve to the Intergovernmental Agreement (IGA) between the Village of North Barrington and Village of Lake Zurich for Sewage Disposal Services and somewhat mirrors the Tri-Party Agreement but provides certain specifics as between the two Villages such as Limitations of Sanitary Sewer Service, Payment of Lake Zurich Connection Fees, Payment of Recapture Fees, and Permitted Future Connection(s) among others.

Village Attorney J.W. Braithwaite submitted revisions for the IGA between North Barrington and Lake Zurich with minor changes as documented in a Memorandum to the Village dated April 29, 2009 and briefly reviewed the changes.

Discussion among the Board followed regarding the revision on Page 10 of the IGA providing that if the sewer lines on the east side of Route 12 must be relocated (as an unlikely event of the widening of Route 12) North Barrington/WPOA is responsible for the cost of such relocation and accordingly, a Special Service Area then would be established for the Wysntone subdivision. President Sauer added that if the sewer line is extended, a transfer of ownership is a possibility.

Attorney J.W. Braithwaite noted that the Agreement with Lake County is a 30 year agreement automatically renewing for 10 year terms; the Agreement with Lake Zurich is the same. The Agreement with the WPOA is dependent upon the Tri-Party Intergovernmental Agreement between the Village of North Barrington, County of Lake and Village of Lake Zurich and the Intergovernmental Agreement between the Village of North Barrington and the Village of Lake Zurich.

It was noted that the sewage discharge flow from the North Barrington sanitary sewer facility shall not exceed an annual average of 100,000 gallons per day or a maximum of 400,000 gallons per day and a minimum of 10,000 gallons per week.

Motion: Trustee Pino moved to adopt Ordinance No. 1155; seconded by Trustee Koertner.

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

D. Ordinance No. 1156 Approving Agreement between Wynstone Property Owners Association and the Village of North Barrington related to Agenda Items VII A, B and C above

Attorney J.W. Braithwaite submitted updated revisions to the Agreement between the WPOA and the Village of North Barrington and stated that the Agreement is subject to further change.

Trustee Farrell noted her concern about the Agreements being rushed through the process.

President Sauer noted that many hours have been spent going over final details of each Agreement with all parties. Attorney J.W. Braithwaite added that most of the updated revisions add further protection to the Agreements.

Trustee Pino noted the hold harmless provision within the Agreement under Article III, Section 3.1 (g) that the WPOA indemnifies, defend and hold harmless North Barrington from any costs that North Barrington may incur in connection with the sewer main.

There was further discussion among the Board about the hold harmless provision which was clarified by Attorney J.W. Braithwaite.

Attorney J.W. Braithwaite added that in the event that sewer line requires maintenance, the Agreement provides that the WPOA will advance costs to the Village except for emergencies; in the event of an emergency, the WPOA will promptly reimburse the Village for expenses as referenced in Article III, Section 3.2 (b) of the Agreement.

Trustee Koertner thanked President Sauer for his time and dedication to the entire project. Trustee Koertner additionally thanked the Village Attorney and Village Engineers.

Motion: Trustee Koertner moved to adopt Ordinance No. 1156 subject to further legal review; seconded by Trustee Pino.

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

E. Resolution No. 2519 Approving Memo of Understanding with Lake Zurich for All Hazards Preparedness

The Resolution had been made available to the Board in advance of the meeting in their packets.

President Sauer explained that the Village of Lake Zurich has undertaken the leadership in emergency preparedness for the Village and that Lake Zurich has requested a Memorandum of Agreement between the Village and Lake Zurich.

Motion: Trustee Weiner moved to approve Resolution No. 2519; seconded by Trustee Koertner.

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

F. Parking Lot Use Request

President Sauer explained that resident Alison Hoffman, 295 Kimberly Road, would like permission to use the Village Hall parking lot on Friday, May 22nd and Saturday, May 23rd, 2009. Ms. Hoffman is planning a wedding with approximately 110 guests and has requested that the guests park at the Village Hall and be transported by limousine to her residence.

It was noted that Ms. Hoffman is in the process of providing an Acord 25 Certificate of Insurance and hold harmless agreement as requested by the Village.

Motion: Trustee Pino moved to approve permission for Alison Hoffman, 295 Kimberly Road, to use the Village Hall parking lot, Friday May 22 and Saturday, May 23, 2009 upon the Village

receiving an Acord 25 Certificate of Insurance and an indemnification agreement; seconded by Trustee Weiner.

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

G. Village 50th Anniversary Update

President Sauer stated that the Arbor Day celebration held 4/25/09 which commenced the 50th Anniversary was enjoyable and a success.

H. The Repeal of Resolution No. 2514 adopted on 3/23/03 re: Agreement with Lake County, Lake Zurich and North Barrington relative to Wynstone Sewer Service

Attorney J.W. Braithwaite explained that due to the necessary revisions of the Tri-Party Agreement, Resolution No. 2514 must be repealed.

Motion: Trustee Weiner moved to repeal Resolution No. 2514; seconded by Trustee Koertner.

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

VII. REPORTS BY BOARD OF TRUSTEES

A. Trustee Edmund “Pete” Boland

Trustee Boland was absent.

B. Trustee Jane Farrell

Trustee Farrell had nothing to report.

C. Trustee Camille Koertner

Trustee Koertner reported on an article from the Chicago Tribune stating that area landfills are expected to fill to capacity from 2012-2018 and that the Solid Waste Agency of Lake County (SWALCO) is in the process of evaluation.

Trustee Koertner reported that SWALCO members previously reached a consensus to open up contract negotiations with its hauler Waste Management (WMI) however, no final decisions have been made to amend the current contract which expires in August 2010. Trustee Koertner stated that she will continue to monitor.

Trustee Koertner reported that she's notified SWALCO that the Village is not interested in large recyclable toter/carts at this time however; toter/carts are available to residents for an additional monthly charge.

Trustee Koertner reported on the Flint Creek Partnership meeting held 3/31/09 and noted that dues for the partnership will need to be incorporated into the Village's 2009 Fiscal Year Budget.

D. Trustee Mark Kolar

Trustee Kolar reported that he met with Michael Shrake, P.E., Gewalt Hamilton Associates, Inc. (Gewalt) and Senior Engineer Technician Bill Klewin, Gewalt, to view the condition of the roads throughout the Village concerning the 2009 Village Road Program. Trustee Kolar noted his concerns about simultaneously repairing roads in the Biltmore subdivision with the 2010 Miller Road project and highlighted the importance of repairing North Signal Hill Road due to its poor condition. It was noted that Mr. Shrake applied for stimulus funds for Signal Hill Road going east to Pheasant Run Trail.

Trustee Kolar submitted Gewalt's recommendations for the 2009 Road Maintenance Program in the amount of \$186,000 and requested that the Board approve the recommendations in order to initiate the bidding process by Cuba Township Road District subject to review by Thomas W. Gooch, Cuba Township Highway Commissioner and the Village Attorney.

Motion: Trustee Pino moved to approve Gewalt Hamilton Associates, Inc's recommendations for the 2009 Road Maintenance Program in the amount of \$186,000 in order to initiate the bidding process by Cuba Township Road District subject to review by Thomas W. Gooch, Cuba Township Highway Commissioner and legal; seconded by Trustee Farrell.

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

E. Trustee Al Pino

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

F. Trustee Lawrence “Lawre” Weiner

Trustee Weiner reported that the Environmental & Health (E&H) Commission met on 4/7/09 and requested that Jackie Andrew, 610 Signal Hill Road, E&H Commission member, address the Board and report on any updates due his absence from the meeting.

Ms. Andrew reported that the E&H Commission continues to work on the proposed septic maintenance ordinance.

VIII. OLD BUSINESS

Trustee Kolar stated that he would like to meet with Attorney J.W. Braithwaite to review the property located at Route 12 and Miller Road.

IX. ELECTION SUMMARY

A. Canvassing Resolution No. 2520

The Resolution had been made available to the Board in advance of the meeting in their packets.

President Sauer explained that the Village received from the Lake County Clerk a certified abstract of votes declaring the following results of the election for Village Officials held on April 7, 2009:

Village Trustee	Ginger Das Gupta	210 Votes
Village Trustee	Albert R. Pino	221 Votes
Village Trustee	Camille Koertner	236 Votes

President Sauer declared the following to be the winners of the election, to hold office until the Consolidated Election of April, 2013, or to their successors are elected or appointed and qualify:

Village Trustee	Ginger Das Gupta
Village Trustee	Albert R. Pino
Village Trustee	Camille Koertner

Motion: Trustee Kolar moved to approve Resolution No. 2520 regarding the Canvass of Votes of Municipal Election 2009; seconded by Trustee Weiner

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

B. Outgoing Board Recognition

President Sauer thanked Trustee Farrell for her dedication and service to the Village and stated that her service has been outstanding. Trustee Farrell was presented a plaque from the Village commending her involvement and commitment as a Trustee to the community.

Trustee Farrell gave a brief statement in return and thanked President Sauer as well as the Village.

X. MOTION TO ADJOURN MEETING OF OLD BOARD, SINE DIE

There being no further business to come before the old Board, Trustee Weiner moved to adjourn the meeting of the current Board sine die; seconded by Trustee Kolar and unanimously approved.

At 9:45 p.m. President Sauer declared the meeting adjourned

XI. SWEARING IN OF INCOMING BOARD

Village Clerk Kathy Nelander swore in Ginger Das Gupta as Village Trustee, followed by Camille Koertner as Village Trustee, and Albert R. Pino as Village Trustee.

XII. CALL TO ORDER/ROLL CALL

At 9: 50 p.m. President Sauer called the Meeting of the New Board to order. The Deputy Clerk called the roll:

Present: President Sauer, Trustees Das Gupta, Kolar, Koertner, Pino, and Weiner
Absent: Trustee Boland
Also Present: "see above"

XIII. NEW BUSINESS

A. New Board Assignments

Trustee Assignments were distributed to the Board for their review. President Sauer explained that revisions were necessary due to the new Board and requested that each Trustee review their

primary/secondary assignments. Trustees will maintain their existing positions until the May Board meeting and if there are no objections, new assignments will be effective June 1st.

XIV. CONSENT AGENDA

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

- A. Approve Resolution No. 2521 appointing Jane Farrell to the Parks & Recreation Commission**
- B. Approve Resolution No. 2522 appointing Al Pino to the Finance Committee**

Discussion: There was no discussion.

Vote on Motion

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

President Sauer declared the motion approved.

XV. ADJOURNMENT

There being no further business to come before the Board, Trustee Kolar moved to adjourn the meeting; seconded by Trustee Koertner. The voice vote was unanimous in favor.

At 9:54 p.m. President Sauer declared the meeting adjourned.

These Minutes were approved by the Board at a meeting held May 27, 2009.

Attest: _____
Kris Lennon, Deputy Village Clerk