

**VILLAGE OF LAKE BARRINGTON
MINUTES OF THE REGULARLY SCHEDULED MEETING
OF THE BOARD OF TRUSTEES HELD NOVEMBER 3, 2009**

Approved

1. CALL TO ORDER

A regular meeting of the President and Board of Trustees of the Village of Lake Barrington was held at the Village Municipal Center, 23860 Old Barrington Road, on Tuesday, November 3, 2009, and was called to order by President Richardson at 7:03 p.m. Village Clerk Peterson was appointed Recording Secretary.

2. ROLL CALL OF MEMBERS

Upon the roll being called, the following Trustees were physically present at said location: Trustees Burke, DeJesu, Mitchell, Raclaw, Schaller, Schofield and President Richardson.

Absent: None

No Trustee attended the meeting by video or audio conference.

Staff Present: Village Administrator Martin, Village Treasurer Purcell and Village Clerk Peterson

Others Present: ZBA Member Fortman, Village Attorney Bateman

3. PLEDGE OF ALLEGIANCE

4. CONSIDERATION OF MINUTES

- A. Minutes of the Special Meeting of the Board of Trustees Held September 1, 2009
- B. Minutes of the Regular Meeting Held September 1, 2009
- C. Minutes of the Regular Meeting Held October 6, 2009

Board Action

A motion was made by Trustee Raclaw and seconded by Trustee Schaller to approve the minutes, items 4A-C above. The voice vote was unanimous and President Richardson declared the motion carried.

5. PRESIDENT'S REMARKS (President Richardson)

- A. Community Health & Wellness Advisory Committee – Sherry Hana, Chairperson

- 1) "Eating Right During the Holidays" Presentation by Melodi Peters RD, LDN Outpatient Dietician for Good Shepherd Hospital

Ms. Peters presented strategies for healthy eating during the holidays.

- 2) Lake Barrington Family Fun & Fitness Fair – November 8

President Richardson commended Sherry Hana for her efforts. Ms. Hana displayed the floor plan, presented the live performance schedule, and named the vendors for the event.

- B. Other – Freier Farm Barn Stomp

President Richardson commended Mr. Martin and Ms. Peterson for planning the event and thanked the people who volunteered.

6. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE VILLAGE BOARD

None

The Board proceeded with Item 13A, then returned to Item 7.

7. CONSENT AGENDA- None

8. TREASURER'S REPORT:

Mr. Purcell reported on the following:

A. After five months the Village shows net income in the General Fund of \$89,190. He reported on revenue items and noted the largest single variance from last year's results was the decrease in Building Permit Revenues due to last year's boost in permit revenue from the construction of the Lake Barrington Field House.

B-C. The Accounts Payable Warrants have been reviewed and should be approved.

Board Action (A-C)

A motion was made by Trustee Raclaw and seconded by Trustee Mitchell to consider by omnibus vote and:

A. Approve Ordinance No. 2009-O-16, a Tax Levy Ordinance for Fiscal Year 2009/2010.

B. Approve the Financial Statements as of 09/30/09

C. Pay Bills in the amount of \$ 194,568.35 as Listed on the Accounts Payable Warrant "A" Dated November 3, 2009; and

D. Pay Bills in the amount of \$ 2,942.11 as Listed on the Accounts Payable Warrant "B" Dated November 3, 2009.

Upon roll call the vote was:

Yeas: Trustees Burke, DeJesu, Mitchell, Raclaw, Schaller, Schofield, and
President Richardson

Nays: None

Abstain: None

Absent: None

President Richardson declared the motion carried.

9. ADMINISTRATOR'S REPORT

Mr. Martin reported on the following:

A. Plan Commission Meeting November 19: Continuation of the public hearing for the T-Mobile Wireless cell antenna proposed for the Lake Barrington Shores Golf Club.

B. Financial Planning Calendar: Will be distributed at the December Board meeting after the Finance Committee meets.

C. 50th Anniversary Fall Event October 10, 2009: Mr. Martin thanked all of the volunteers who helped with the Freier Farm Barn Stomp.

Mr. Martin reported there was a vehicular accident at Rt. 14 and Pepper Road last weekend. The Village is diligently working for the installation of a traffic signal and significant lane improvements at that intersection. Bid opening is next week.

Trustee Schaller inquired about Gewalt Hamilton's request to do engineering work in Lake Barrington Shores. He recommended Village-contracted service providers contact LBS management staff prior to doing work within LBS. Discussion was held regarding storm water management certification.

10. CLERK'S REPORT

Ms. Peterson reported on the following:

- A. Website: A "Link Me" web newsletter and a Community Health & Wellness webpage were added to the website.
- B. Community Events: The Lake County Forest Preserve District is hosting an open house at Village Hall on November 10 to present plans for additional land that was acquired for an expansion of the Fox River Preserve.

11. REPORTS OF STANDING COMMITTEES

President Richardson distributed and explained the Committee planning documents.

- A. Communications and Community Relations (C. Mitchell): Trustee Mitchell acquired resident emails at the Barn Stomp. He thanked Village staff for their work in planning the Freier Farm Barn Stomp. He indicated he would like the Village to use social networking sites,, like Twitter.com, as additional communication tools.
- B. Environment & Open Space (L. DeJesu): Trustee DeJesu will be meeting with President Richardson to discuss plans for Freier Farm and Smart Farm's lease.
- C. Finance, Human Resources and Economic Development (D. Raclaw): The Committee is meeting to review finances. President Richardson reported on a meeting with representatives from the Barrington Area Chamber of Commerce regarding economic development in Lake Barrington. A follow up meeting is being scheduled. President Richardson would like to see the Village profiled in the media.
- D. Gated Communities (J. Schaller): Trustee Schaller reported he and Trustee Raclaw received comments regarding assistance from the Village for LBS to receive Cuba Township services.
- E. Intergovernmental & External Relations (K. Richardson): President Richardson was asked to serve as Chairperson for a Water Quality Board that is being formed by Lake County. Trustee Raclaw reported he is representing the Village in a meeting with other BACOG members to explain to Surface Transportation Board officials their concerns regarding the increased Canadian National rail traffic.
- F. Public Safety (J. Schaller): Mr. Martin is attending an emergency response seminar geared towards public works responders.
- G. Roads and Infrastructure (A. Burke): Trustee Burke reported all but one drainage project that was planned from the May drainage workshop with residents is completed. The remaining project at Cherokee and Apache was discussed with residents prior to the Board meeting to address their concerns with the proposed plan. The project will be addressed in the spring after the plan is further reviewed. The Village has received a lot of positive feedback regarding the efforts to resolve drainage issues throughout the Village.
- H. Village Hall and Grounds (C Schofield): Trustee Schofield stated the water softener was replaced at Village hall.

12. OLD BUSINESS- None

13. ORDINANCES

- A. **CONSIDERATION OF OF AN ORDINANCE GRANTING A SPECIAL USE PERMIT TO CLEARWIRE COMMUNICATIONS FOR COLLOCATION OF CELLULAR EQUIPMENT 28059 COMMERCIAL AVENUE**

The following summary was provided with the Board folder: *Clearwire Communications is requesting a Special Use Permit pursuant to Sections 8-4-6 and 8-10-8 of the Lake Barrington Village Code, to permit installation and operation of a dish antennae array (3*

pieces) on the existing tower and ground equipment located at 28059 Commercial Avenue. The petitioner will provide wireless internet services. The Plan Commission held a public hearing relative to the proposal on October 22, 2009 and unanimously recommended approval conditioned upon landscape improvements in and around the fenced-in ground equipment. Materials are provided in the Board folder.

William Faber of the Everest Group, agent for Clearwire Communications, answered Board member questions clarifying the microwave dish is 24 inches in diameter and that the equipment will provide wireless broadband internet service for ComCast, Sprint and Clear, all subscription-based services.

Board Action

A motion was made by Trustee Schofield and seconded by Trustee DeJesu to pass Ordinance No. 2009-O-15 , An Ordinance Granting A Special Use Permit to Clearwire Communications, Pursuant to Sections 8-4-6, and 8-10-8 of the Village of Lake Barrington Zoning Regulations, as Amended, to Permit the Maintenance of the Existing 150-Foot Lattice Tower, the Installation and Maintenance of a Microwave Dish and A Three (3) Panel Antenna Array Attached Thereto, and Related Facilities on the Subject Property Commonly Known as 28059 Commercial Avenue, Lake Barrington, Illinois.

Upon roll call the vote was:

Yeas: Trustees Burke, DeJesu, Mitchell, Raclaw, Schaller, Schofield, and
President Richardson
Nays: None
Abstain: None
Absent: None

President Richardson declared the motion carried.

B. CONSIDERATION OF OF AN ORDINANCE REZONING OF THE VILLAGE OWNED 30 ACRE "GIBBS" PARCEL FROM " M" MANUFACTURING TO "C" CONSERVATION

The following summary was provided with the Board folder: *In August of 2009 the Village acquired the 30-acre parcel located at 27770 W. Cuba Road as part of its Open Space Initiative. The Village acting as petitioner is seeking to rezone the property from the "M" Manufacturing district to the "C" Conservation district to help ensure the preservation of the land as open space. The Plan Commission held a public hearing relative to the proposal on October 22, 2009 and voted 4-2 to recommend approval of the rezoning. Materials are provided in the Board folder.*

Mr. Martin indicated the Village is not requesting special uses at this time and explained the plan commissioners who voted "nay" wanted to see a plan noting trails and other proposed improvements. The Village position was to discuss use after the rezoning was complete.

Board Comment

Board members individually commented expressing their support for the open space acquisition.

Board Action

A motion was made by Trustee Schaller and seconded by Trustee DeJesu to pass Ordinance No. 2009-O-17, An Ordinance Amending The Official Zoning Map Which Is Part Of The Village Of Lake Barrington.

Upon roll call the vote was:

Yeas: Trustees Burke, DeJesu, Mitchell, Raclaw, Schaller, Schofield, and
President Richardson
Nays: None
Abstain: None
Absent: None

President Richardson declared the motion carried.

14. NEW BUSINESS

A. CONSIDERATION OF OF A RESOLUTION APPROVING THE EXTENSION OF TIME FOR A PERFORMANCE GUARANTEE RE: 28W206 COMMERCIAL AVENUE - FREUND PROPERTIES, LLC

The following summary was provided with the Board folder. *The existing Letter of Credit for the commercial building addition at 28W206 Commercial Avenue in the amount of \$80,782 is set to expire on January 3, 2010. The Resolution grants an extension of the Letter of Credit to January 4, 2011, and provides the Village with the means to draw upon the existing Letter of Credit if a new or extended Letter of Credit is not deposited with the Village by December 7, 2009. Materials are provided in the Board folder.*

Board Action

A motion was made by Trustee DeJesu and seconded by Trustee Schofield to pass Resolution No. 2009-R-25 a Resolution Approving the Extension of Time for A Performance Guarantee RE: 28W206 Commercial Avenue – Freund Properties, LLC.

Upon roll call the vote was:

Yeas: Trustees Burke, DeJesu, Mitchell, Raclaw, Schaller, Schofield, and
President Richardson
Nays: None
Abstain: None
Absent: None

President Richardson declared the motion carried.

15. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE VILLAGE BOARD

None

President Richardson indicated no action would be taken from Closed Session.

16. CLOSED SESSION (Roll Call Vote)

Board Action

At approximately 8:37 p.m., a motion was made by Trustee Raclaw and seconded by Trustee Schaller That A Portion of The Meeting Be Closed To The Public, Effective Immediately, To Discuss Matters of Personnel, and/Or To Discuss Possible Real Estate Acquisitions, and/Or To Discuss Litigation Involving an Action Against This Municipality Which Is Pending in Court Or in an Administrative Tribunal, and/Or To Discuss Such Litigation Which Is Probable Or Imminent, the Board finding that Based Upon Advice of Counsel, Litigation is Probable or Imminent as to those Matters so Identified on the Record in Such Closed Session for the Reasons therein Stated.

Upon roll call the vote was:

Yeas: Trustees Burke, DeJesu, Mitchell, Raclaw, Schaller, Schofield, and
President Richardson
Nays: None
Abstain: None
Absent: None

President Richardson declared the motion carried.

The Board took a brief recess prior to opening Closed Session.

The Board reconvened at 9:42 p.m. with all members present as the original roll call.

17. ACTION TO BE TAKEN FROM CLOSED SESSION

None

18. OTHER

None

19. ADJOURNMENT: A motion was made by Trustee Schofield and seconded by Trustee DeJesu to adjourn the meeting. The voice vote was unanimous, the motion carried, and the meeting was adjourned at approximately 9:42 p.m.

Respectfully submitted,

Loretta Peterson
Village Clerk
Recording Secretary