

**VILLAGE OF LAKE BARRINGTON
MINUTES OF THE REGULARLY SCHEDULED MEETING
OF THE BOARD OF TRUSTEES HELD DECEMBER 4, 2007**

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, December 4, 2007, and was called to order by Trustee Vonder Haar at 7:01 p.m. Village Clerk Hoover 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, Raclaw, Schaller, Struck, and Trustee Vonder Haar (President Richardson arrived at 7:25 p.m.)

Absent: None.

The following Trustees were allowed by a majority of the members of the President and Board of Trustees in accordance with and to the extent allowed by rules adopted by the President and Board of Trustees to attend the meeting by video or audio conference: None.

No Trustee attended the meeting by video or audio conference.

The following Trustees were absent and did not participate in the meeting in any manner or to any extent whatsoever: None

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

Others Present: ZBA Member Fortman, Village Attorney Bateman

3. PLEDGE OF ALLEGIANCE

4. CONSIDERATION OF MINUTES

A) November 6, 2007 Regular Board Meeting Minutes

Board Action

A motion was made by Trustee Schaller and seconded by Trustee DeJesu to approve the minutes of the November 6, 2007 Regular Board Meeting, as amended. The voice vote was unanimous and the motion carried.

5. PRESIDENT'S REMARKS (President Richardson)

Postponed until President Richardson arrived at 7:25 PM (*after 14B on the agenda*).

6. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE VILLAGE BOARD

(*Also see public comment during agenda items 14B and 15.*)

7. CONSENT AGENDA

Clerk Hoover reported that the Annual Community Forestry Program is a requirement of Tree City USA. She stated 2008 Calendar Year Meeting Schedule is typical except for those dates indicated as provided, attached hereto and incorporated into these minutes by reference.

Board Action

A motion was made by Trustee Raclaw and seconded by Trustee DeJesu to approve by unanimous vote and approve the following Consent Agenda:

- A) Approve the Annual Community Forestry Program for FY 2007-2008; and
- B) Approve the Village Board and Plan Commissions 2008 Regular Meeting Schedule.

Upon roll call the vote was:

Yeas: Trustees Burke, DeJesu, Raclaw, Schaller, Struck, and President Pro-Tem
Trustee Vonder Haar
Nays: None
Abstain: None
Absent: President Richardson

President Richardson declared the motion carried.

8. TREASURER'S REPORT:

Treasurer Purcell reported that revenues are up but the unexpected expense of legal fees pertaining to the EJ & E Railway put the Village in a loss position for the month. Road work expenditures for the Lakeland Estates and Farm Trails Subdivisions were \$69,241 so far with an additional \$182,026 to be coming due later this fiscal year from the General Fund. Treasurer Purcell reported that there should be \$387,000 available for MFT road work next year. The preliminary audit report is being reviewing by the Village Accountant and Village Treasurer and the finished product should be available in the next few weeks. Treasurer Purcell reported that the Accounts Payable Warrants have been reviewed and are ready for Board approval.

Board Discussion

Trustee Raclaw inquired about the surrounding communities shortcomings due to lack of building permit revenue. Discussion followed pertaining to the Villages of Buffalo Grove, Lake Zurich, and Hawthorn Woods. Treasurer Purcell reported that the Village of Lake Barrington remains in good financial condition.

Board Action

A motion was made by Trustee Vonder Haar and seconded by Trustee Schaller to consider by ominous vote and:

- A. Approve the Financial Statements as of 10/31/07; and
- B. Pay bills in the amount of **\$263,319.63** as listed on Accounts Payable Warrant "A" dated December 4, 2007; and
- C. Pay bills in the amount of **\$ 24,689.38** as listed on Accounts Payable Warrant "B" dated December 4, 2007;

Upon roll call the vote was:

Yeas: Trustees Burke, DeJesu, Raclaw, Schaller, Struck and President Pro-Tem
Trustee Vonder Haar
Nays: None
Abstain: None
Absent: President Richardson

President Richardson declared the motion carried.

9. ADMINISTRATOR'S REPORT

- A. **Draft FY2009 Action Plan:** Administrator Martin distributed the draft Fiscal Year 2009 Action Plan which includes some future objectives. He stated that the ten basic functions are categorized as Administrative/Organizational, Economic Development, Planning/Zoning/Code Enforcement, Natural Environment, Community Infrastructure, Finance and Budgeting, Community Building, Information Technology, Public Safety, and Intergovernmental: Mandates/Initiatives/Funding. Administrator Martin stated that a committee meeting would be

held to work on the budget and subsequently developed into staff objectives and committee assignments. An oversight box was added this year to indicate the committee responsible for overseeing projects. These responsibilities range from minimal to intense participation.

Trustee Vonder Haar complemented Administrator Martin on the plan. Administrator Martin thanked her and stated that he added categories for infrastructure, intergovernmental affairs, open space and community development. He stated that the plan, after approval, would be posted to the Village's website.

B. FY2009 2009 Budget Calendar: Administrator Martin stated that the proposed budget calendar shows public meetings as shaded as well as other details. The calendar was briefly discussed pertaining to Board reviews and targeted consideration dates. Administrator Martin stated that the Open Space Tax Abatement would be considered during this period with possible reductions by using impact fees. *(See additional comments after 9C.)*

C. Open Space Update: Administrator Martin updated the Board on the status of the Freier farmhouse and discussions with other property owners and the Forest Preserve. Target prospectives may be discussed further during Executive Session if desired by the Board.

9B Continued. Trustee Raclaw commented about the budget calendar. Attorney Bateman stated that the Appropriation Ordinance must be approved during the first quarter of the fiscal year as legally required. The Village's budget is considered a management document.

D. Route 14 & Pepper Road Signalization Update: Administrator Martin reported that the Village would be meeting with IDOT within the next few weeks to review a possible funding partnership for the signalization of the Route 14 and Pepper Road intersection.

E. Other: NorthPointe Status: Administrator Martin had no report. Trustee Struck stated that they are grading the property.

10. CLERK'S REPORT

A. Village Clerk Hoover gave the following report:

- 1)** A Public Hearing has been scheduled for December 13 during the Plan Commission's regular meeting to hear a proposal for an internet auto sales dealer.
- 2)** Holiday waste pick up will be delayed from Wednesday, Dec. 26th to Thursday, Dec. 27th.
- 3)** In January the regular Board Meeting will be held on Monday, January 7th in lieu of the first Tuesday of the month.
- 4)** New 2-year optional vehicle stickers are currently available for purchase at a cost of \$5.00 per sticker.
- 5)** The 2008 Illinois Primary Voting Schedule for Lake County was reported as follows: Early voting begins January 14th through January 31st and absentee voting begins February 1st and ends February 4th at Cuba and Wauconda Township Offices. The Primary Election will be held on February 5th from 6AM-7PM at polling places.
- 6)** Smoke-Free Illinois begins January 1st. The smoking ban covers all indoor public places and workplaces, areas within 15 feet of entrances and exits, windows that open and ventilation intakes, as well as sports arenas and bowling alleys. Exemptions include nursing homes, hotel rooms, private workplaces, retail tobacco stores, and outdoor workplaces (i.e. construction sites). The Illinois Department of Public Health (IDPH), state-certified local health department, and all local law enforcement agencies are responsible for enforcing the ban. IDPH will establish a statewide complaint line which would be posted to the Village's website. Both business owners and smokers may be fined for offenses. Complaints should be first registered with the establishment (waiter, bartender, or manager) followed by a complaint registered preferably with the IDPH complaint line.

11. COMMITTEE REPORTS

- A. **COMMUNITY DEVELOPMENT (Raclaw):** No report.
- B. **FINANCE & HUMAN RESOURCES (Vonder Haar):** Trustee Vonder Haar reported that personnel reviews would begin in April.
- C. **INTERGOVERNMENTAL AFFAIRS (Richardson):** No report left in his absence.
- D. **NATURAL RESOURCES (DeJesu):** Trustee DeJesu thanked Clerk Hoover for preparing the Tree Committee budget, reported that trees cited in the grant report for removal were being inspected by the Village Arborist, and the remaining balance in the Tree City Fund would be used for creating an arboretum of native trees such as those provided on the "Under the Canopy" brochure on Village property. Trustee DeJesu stated that she would like to pursue a rain garden by the detention area at Village Hall. Trustee Schaller reported that the Emerald Ash Borer is creeping closer to our area as it was discovered in nearby Carol Stream.
- E. **PUBLIC SAFETY (Schaller):** Trustee Schaller stated that the Village met with Lake County officials to review a continued sheriff contract, which will be discussed later on the agenda.
- F. **PUBLIC WORKS (Vonder Haar):** Administrator Martin reported that vehicles should not be parked overnight on the streets from 2AM-6AM. He reported that the septic tanks at Village Hall and the Freier farmhouse were pumped this week and the flag pole lights were repaired.
- G. **RULES (Schaller):** No report.

12. **OLD BUSINESS** – None.

13. **ORDINANCES** – None.

14. **NEW BUSINESS**

- A. **CONSIDERATION OF A RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION OF AN INTERGOVERNMENTAL AGREEMENT ESTABLISHING A COOPERATIVE FUND RELATED TO THE "BARRINGTON COMMUNITIES AGAINST CN RAIL CONGESTION" BY AND AMONG THE VILLAGE OF BARRINGTON AND OTHER AFFECTED MUNICIPALITIES**

(Moved to after 14B, 5A, and 5B on the agenda).

- B. **CONSIDERATION OF A RESOLUTION APPROVING AN INTERGOVERNMENTAL AGREEMENT FOR CONTRACT POLICE SERVICES BY AND AMONG THE VILLAGE OF LAKE BARRINGTON, THE VILLAGE OF NORTH BARRINGTON, THE COUNTY OF LAKE, AND THE LAKE COUNTY SHERIFF**

Administrator Martin distributed the following summary to the Board in their packets and read it aloud at the meeting: The Villages of Lake Barrington and North Barrington desire to renew their Intergovernmental Agreement with the County of Lake and the Lake County Sheriff for Police Services for the period from January 1, 2008 through December 31, 2010. The contract provides for a 4% increase in cost annually.

Discussion

Administrator Martin stated that the Village of Lake Barrington met with the Village of North Barrington and the Lake County Sheriff to discuss the contract extension a few weeks ago. After reviewing other options for costs and services, Trustees Vonder Haar and Schaller seemed favorable to renewing the police services contract with the Lake County Sheriff. He reported that during some major events in our municipality, the Lake County Sheriff

performed exceptionally well. Board discussion followed. Trustee Schaller stated that the Sheriff would be getting new squad cars. Trustee Burke inquired about traffic control and coverage.

Public Comment

Sergeant Ed Harris, a 21 year veteran of the Lake County Sheriff's Department, addressed the Board. He reported that there are five districts for Lake County and the Village of Lake Barrington lies in District 3. He described the police protection available to our area in case of need for additional response, including mutual aid and additional Lake County officers.

Trustee Schaller stated that he would like to work on the Village's Emergency Plan this coming year.

President Richardson arrived at 7:30 p.m.

Board Action

Upon the conclusion of such discussion, a motion was made by Trustee Schaller and seconded by Trustee Raclaw to adopt Resolution No. 2007-R-28, a Resolution approving an Intergovernmental Agreement for Contract Police Services by and among the Village of Lake Barrington, the Village of North Barrington, the County of Lake, and the Lake County Sheriff.

Upon roll call the vote was:

Yeas: Trustees Burke, DeJesu, Raclaw, Schaller, Struck, Vonder Haar
Nays: None
Abstain: President Richardson
Absent: None

The motion carried.

PRESIDENT'S REPORT *(Moved from earlier on the agenda.)*

President Richardson reported on the \$20,000 in damages due to the vandalism to School District #220's buses this week. He stated that the Village would assist upon request.

5A. CONSIDERATION OF APPOINTMENTS TO STANDING COMMITTEES

Administrator Martin distributed the following summary to the Board in their packets:
Proposed standing Committees include; Public Works, Community Development, Public Safety, Intergovernmental Affairs, Finance and Human Resources, Natural Resources, and Rules. Appointments and some typical tasks are provided in the Board folder.

Discussion

Administrator Martin reviewed the various committee responsibilities. President Richardson explained the duties of the Rules Committee as typically chaired by the President Pro-Tem to review the details pertaining to unexpected situations/events, to gather data and form a perspective, subject to the Open Meetings Act.

Board Action

Upon the conclusion of such discussion, a motion was made by Trustee Vonder Haar and seconded by Trustee Struck to pass by ominous vote, Ordinance No. 2007-O-24, Ordinance amending Section 1-5-5, Paragraph G, "Committees" of the Village of Lake Barrington Municipal Code and to advise and consent to the Village President's appointments as provided to the Standing Committees, which are attached hereto and incorporated into these minutes by reference.

Upon roll call the vote was:

Yeas: Trustees Burke, DeJesu, Raclaw, Schaller, Struck Vonder Haar, and President Richardson
Nays: None
Abstain: None
Absent: None

The motion carried.

5B. BACOG 2008 LEGISLATIVE PLATFORM

Administrator Martin distributed the following summary to the Board in their packets:
The Village of Lake Barrington has passed Resolutions in support of B.A.C.O.G.'s Legislative Platforms for the past four years. A drafted Platform is being provided to the Board for review. B.A.C.O.G. members are being asked to support this platform.

Discussion

President Richardson stated thanked BACOG Executive Director Janet Agnoletti as well as the other BACOG community Presidents for the time and effort they put into the Legislative Platform. He stated that a new priority is the Canadian National Railway/EJ& E matter. President Richardson read aloud the BACOG Guiding Principles, which are attached hereto and incorporated into these minutes by reference.

Board Action

Upon the conclusion of such discussion, a motion was made by Trustee Burke and seconded by Trustee DeJesu to pass Resolution No. 2007-R-29, a Resolution approving the B.A.C.O.G. 2008 Legislative Platform.

Upon roll call the vote was:

Yeas: Trustees Burke, DeJesu, Raclaw, Schaller, Struck Vonder Haar, and President Richardson
Nays: None
Abstain: None
Absent: None

The motion carried.

14 A. CONSIDERATION OF A RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION OF AN INTERGOVERNMENTAL AGREEMENT ESTABLISHING A COOPERATIVE FUND RELATED TO THE "BARRINGTON COMMUNITIES AGAINST CN RAIL CONGESTION" BY AND AMONG THE VILLAGE OF BARRINGTON AND OTHER AFFECTED MUNICIPALITIES

Administrator Martin distributed the following summary to the Board in their packets: The Village is interested in joining with the Barrington and several other BACOG area communities and Townships to work against increased rail congestion resulting from the Canadian National purchase of the EJ&E rail line. To this end, an agreement has been created to allow for the joint purchase of lobbying, media relations, and other services.

Discussion

President Richardson reported the key provisions of the Intergovernmental Agreement, such as the direction to the consultants hired using coalition funds, and paragraph 4 regarding the officers including the Village Presidents of the participating municipalities/townships. President Richardson stated that if there are any remaining funds that are not committed or incurred that they shall be refunded based upon contributions.

President Richardson thanked Trustee Raclaw for being his designee in his absence. Trustee Raclaw stated that the article in the Chicago Tribune accurately summarized what's happening, etc. He stated that the coalition has seen a partial victory by the Transportation

Board's requirement to conduct a full environmental study. Attorney Bateman stated that although the experts would most likely be from Washington, they would be required to send field consultants to review the EJ&E portion of the line. He stated that minor impacts usually require only an environmental assessment, but in this case a full environmental review and impact statement is being required by the Transportation Board. Discussion followed pertaining to the 60010 coalition's potential litigation and the high volume of traffic congestion in our area as cited in the Transportation Board's findings. President Richardson stated that the coalition's website is www.fightrailcongestion.com. Attorney Bateman stated that the Intergovernmental Agreement does not obligate the Village to further contributions.

Board Action

Upon the conclusion of such discussion, a motion was made by Trustee DeJesu and seconded by Trustee Struck to adopt Resolution No. 2007-R-30, a Resolution approving an Intergovernmental Agreement Establishing A Cooperative Fund Related To The Barrington Communities Against CN Rail Congestion" By And Among The Village Of Barrington And Other Affected Municipalities.

Upon roll call the vote was:

Yeas: Trustees Burke, DeJesu, Raclaw, Schaller, Struck, Vonder Haar, and President Richardson
Nays: None
Abstain: None
Absent: None

The motion carried.

C. CONSIDERATION OF AN AGREEMENT FOR CONSULTANT SERVICES PERTAINING TO PEPPER ROAD BUSINESS PARK SUB-AREA PLANNING

Administrator Martin distributed the following summary to the Board in their packets and read it aloud at the meeting: As noted in the Village's Comprehensive Plan, Priority Planning Area A (pgs 25-27), Lake Barrington is interested in encouraging and directing economic development initiatives within the Pepper Road Business Park. To this end, the Village has engaged in conversations with several land owners pertaining to development near the intersection of Kelsey Road and Route 14. To increase the likelihood of success and action, and to ensure that the desires of the Village are known, staff requested a quote from URS (the Village's previous planning consultant) to prepare a sub-area plan for several defined properties. The Sub-Area Plan will provide greater detail as to potential access, building locations and design, landscape and uses. The Village has budgeted \$25,000 for Planning Consultants. Materials are provided in the Board folder. Staff also recommends that the Community Development Committee lead this initiative with assistance from Plan Commission and ZBA members when appropriate.

Discussion

President Richardson reported briefly about the sensitivity of potential real estate acquisitions, open space bonds, and key stakeholders that may generate increased sales tax revenue for the Village along the retail corridor. He stated that the Village could opt for ad-hoc review for parcel by parcel or look at the global perspective. Board discussion followed pertaining to the Comprehensive Plan, Strategic Planning session held in September, and providing tools to assist in enticing investors. Administrator Martin stated that the design and landscape would be drafted, adding to URS' base mapping in the Comprehensive Plan. He stated that the report should be available in three to four months.

Board Action

Upon the conclusion of such discussion, a motion was made by Trustee Raclaw and seconded by Trustee Struck to waive public billing and authorize The Village Administrator To Engage URS Planning Consultants For Sub Area Planning Within The Pepper Road Business Park, not to Exceed \$25,000.

Upon roll call the vote was:

Yeas: Trustees Burke, DeJesu, Raclaw, Schaller, Struck, Vonder Haar, and President
Richardson
Nays: None
Abstain: None
Absent: None

The motion carried.

15. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE VILLAGE BOARD – *(Also see agenda item 6 and 14B.)*

14A Continued: Trustee Raclaw stated that a presentation by the CN coalition should be available for the January Board meeting. Attorney Bateman stated that it would be presented in bullet-point format and shared among the coalition parties.

16. CLOSED SESSION – None.

17. ACTION TO BE TAKEN FROM CLOSED SESSION – None.

18. OTHER - None.

19. ADJOURNMENT: A motion was made by Trustee Vonder Haar and seconded by Trustee Schaller to adjourn the meeting. The voice vote was unanimous, the motion carried, and the meeting was adjourned at approximately 8:20 p.m.

Respectfully submitted,

Cynthia L. Hoover
Village Clerk
Recording Secretary