

**VILLAGE OF LAKE BARRINGTON
MINUTES OF THE REGULARLY SCHEDULED MEETING
OF THE BOARD OF TRUSTEES HELD SEPTEMBER 3, 2013**

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, September 3, 2013, 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, Daulton Lange, Mitchell, Raclaw, Schaller, Schofield, and President Richardson.

The following Trustee was 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 was denied the opportunity to attend 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: Village Administrator Martin, Village Treasurer Hirsch, and Village Clerk Peterson

Others Present: Attorney J. Bateman, Assistant Attorney B. Bateman and Zoning Board Member Fortman

3. PLEDGE OF ALLEGIANCE

4. CONSIDERATION OF MINUTES

A. Minutes of the Board of Trustees Meeting Held on August 6, 2013

Board Action

A motion was made by Trustee Schaller and seconded by Trustee Daulton Lange to approve the minutes, item 4A above. The voice vote was all ayes with Trustee Mitchell abstaining. President Richardson declared the motion carried.

5. PRESIDENT'S REMARKS (President Richardson)

A. Advocate Good Shepherd Hospital

Karen Lambert, CEO, Advocate Good Shepherd Hospital, and the Campus Modernization Project team of Doug Ryder, Peter Messina, Will McConnell, Larry Arn were in attendance. Ms. Lambert explained the hospital is updating and expanding the hospital campus to address

changes in health care including an increase in outpatient vs. inpatient care and to improve and streamline patient flow. She gave a presentation on the project overview, facility changes, renovations of the existing facility, and project logistics and timeline.

Board Discussion

Upon inquiry, Ms. Lambert confirmed the oak savanna will be untouched and the helipad unaffected, Art in the Barn will not be impacted, and storm water management will be expanded. She gave more detail on different areas of the hospital campus and locations of enhancements and additions that are part of the project. Ms. Lambert also explained how the project team will be mitigating the impact of the construction and enhancements on patients. She noted the modernization will not have an effect on the current trend of doctors giving up private practices to become part of a healthcare system. Comments were made regarding the modernization attracting new medical talent to the hospital and more medical offices to Lake Barrington, that Advocate Good Shepherd Hospital is a good partner of the community, and commendation was given for the GSH's efforts to attain Silver LEED certification. Ms. Lambert noted the hospital will be earning light conservation credits by using features such as shielded fixtures in the parking lot to direct light downward. GSH's communications team was complimented and encouraged to keep the Village apprised of the project in order to share information with residents. Mr. Martin confirmed there have been no complaints regarding past hospital projects.

President Richardson called a brief recess at 7:40 p.m. Ms. Bateman exited the meeting. The Board reconvened at 7:46 p.m. with all members present as the original roll call. Mr. Bateman entered the meeting.

B. Enclave of Heritage Estates – Sandie Kosinski, Sales Manager, Kinzie Real Estate

Ms. Kosinski reported the development is 28% sold out. The Enclave of Heritage Estates is a private community of semi-custom and custom homes with one to four acre lots including ones with pond and Lake County Forest Preserve views. She provided information regarding price range, lots, and custom design teams and build/design your own options. She provided information regarding Kinzie Real Estate Group, which has built homes throughout the Chicago area for 90 years including the North Shore.

Upon inquiry, it was confirmed the construction access road established by the original developer still exists and that the current owner/builder has a working arrangement with Advocate GSH. Appreciation was expressed that the developer and owner are allowing public pedestrian and cycling access during daytime hours. Promotional opportunities were suggested.

Ms. Kosinski stated Lake Barrington is an extremely friendly village and that she appreciates the Village being on board with making the Enclave a success.

C. Be At Ease – Syl Boeder

Syl Boeder, Advocate Good Shepherd Hospital, thanked Trustee Schofield for bringing the program to the Board's attention. Be At Ease helps people plan for critical healthcare decisions if they cannot speak for themselves by providing an easy way to document their healthcare wishes to make them known to loved ones

and caretakers. Be At Ease allows someone to designate a health care agent, specify types of treatments and personal wishes under certain circumstances, and it provides an outline of discussions for people to have with family members. She noted Be At Ease was established with funds raised by Bob Lee through his Ride for 3 Reasons. The program is free and tools are online at beatease.org.

President Richardson offered to have the Village be a pick up point for the hard copy documents.

Trustee Schofield indicated she advocates the program and provided suggestions for completing the process.

- D. Other: President Richardson was contacted by an organization to consider a proclamation designating October 2013 as Domestic Violence Awareness Month. The Board came to a consensus to consider adoption of the Proclamation and President Richardson read the document.

Board Action

A motion was made by Trustee Schaller and seconded by Trustee Raclaw to adopt a Proclamation Designating October 2013 as Domestic Violence Awareness Month.

Upon roll call the vote was:

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

President Richardson declared the motion carried.

6. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE VILLAGE BOARD – NON-AGENDA ITEMS

None

7. CONSENT AGENDA-None

8. TREASURER’S REPORT:

Ms. Hirsch provided the following report:

Ms. Hirsch met staff her first month. She has a high degree of confidence in Ms. Vernon and recognized her integrity.

- A. The Financial Report for month ending 7/31/2013 is for the first three months of the fiscal year. The Balance Sheet was reviewed and was found to be properly balanced. Net income is \$154,000. Regular Operations Net Income is \$172,000 compared to \$176,000 at this time last year. Cash accounts are in order and the bank statements have been reviewed and reconciled. The Actual to Budget Report shows Total Revenues at 31% of the budget and Total Expenses are at 22% of the budget which is in line with three months or 25% of the fiscal year. Current monies in the Motor Fuel Tax Fund and the future monthly receipts of \$10-\$12,000 will be used for the Woodland Bridge construction and this year’s planned roadwork.

The Water/Sewer Fund was reviewed. The funds will be used for future capital expenditures as needed.

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

Board Discussion

A comment was made that the report includes a break out of one-time extraordinary expenses for an apples to apples comparison.

Board Action (A-C)

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

- A.** Approve the Financial Statements as of 7/31/2013.
- B.** Pay Bills in the amount of \$ 255,305.61 as Listed on the Accounts Payable Warrant "A" Dated September 3, 2013.
- C.** Pay Bills in the amount of \$ 985.55 as Listed on the Accounts Payable Warrant "B" Dated September 3, 2013.

Upon roll call the vote was:

- Yeas: Trustees Daulton Lange, Mitchell, Raclaw, Schaller, Schofield, and President Richardson.
- Nays: None
- Abstain: Trustee Burke
- Absent: None

President Richardson declared the motion carried.

10. ADMINISTRATOR'S REPORT

Mr. Martin reported on the following:

- A.** Barn Stomp October 26: Highlights were provided.
- B.** Freier Farm Park Update: The good weather has helped with progress. The site is currently being graded. The Cuba Township Road District is providing old asphalt from their road work to use as a base for the new parking lot plus Doering Landscape is contributing dirt to enhance the sledding hill.
- C.** Waste Hauling – Roll Out: In mid-October approximately 4,000 toter bins will be distributed amongst all Lake Barrington households. Single family homes will receive a 96 gallon waste bin and a 64 gallon recycling bin. LBS residents will receive a 64 gallon waste bin and a 35 gallon recycling bin. Residents will have an opportunity to switch to a different size next year. Old recycling bins can be kept or recycled by placing in the toter bin. The Village will be paying for two bins per household. The sizes of the bins were tested in a single car garage unit in LBS.
- D.** Other: None.

11. CLERK'S REPORT

Ms. Peterson reported on the following:

- A.** Rescheduled Board Meeting – Thursday, October 3
- B.** Garbage pickup delayed to Thursday, September 5 due to the Labor Day holiday.

- C. September 21 Run the Shores at Lake Barrington 5K and 1 Mile Fun Run/Walk
- D. Support Our Troops: John Betzold, 976 Longmeadow Court, Veterans of LBS, shared information about the program in which items will be collected for an organization in Palatine that puts together care packages for overseas troops. Ms. Peterson announced details of the program.
- E. Newsletter will be delivered next week.
- F. Other: Community events were announced.

12. REPORTS OF STANDING COMMITTEES

- A. Communications and Community Relations (C. Mitchell): No report.
- B. Economic Development (A. Burke): No report.
- C. Environment & Open Space (C. Schofield): Trustee Schofield will be attending CFC's Flint Creek Savanna 25th Anniversary celebration on September 7. She enjoyed Pitcher Seagrist's Eagle Scout ceremony. She commended Pitcher who refurbished the Freier Farm corn crib to earn the rank. He collected a large number of donated gardening tools at his ceremony to be used at the new community garden.
- D. Finance, Human Resources and Village Facilities (D. Raclaw): Trustee Raclaw thanked Ms. Hirsch. The Community Room window project will continue next week.
- E. Gated Communities (J. Schaller): Trustee Schaller reported Lake Barrington was closed for the first time due to a high algae count. He is happy to see the Enclave is moving along.
- F. Public Safety (J. Schaller): Trustee Schaller and Lake County Board Member Nick Sauer went to the last Barrington Countryside Fire Protection District meeting with the intent of delivering messages on behalf of the Village and County, but the meeting went into closed session. He commented on the meeting. Staffing plan information was provided in a BCFPD press release. Lake County Sheriff has offered to help set up a neighborhood crime watch program. He asked the Board to consider having a presentation by the Sheriff's Department on the topic.
- G. Intergovernmental & External Relations (K. Richardson): President Richardson reported he asked BACOG to contact Trustee Schaller regarding an emergency response exercise. He is working on a letter to the Barrington Countryside Fire Protection District with Lake County and other local government entities within the District. He commented on the difficulty of the situation with the split between the BCFPD and the Village of Barrington, and the models being proposed. Veto Session begins in Springfield next month. He met with the Fidelity Consulting Group regarding issues that may arise in veto session. Staff was directed to invite Mr. Storino to the next meeting.
- H. Roads and Infrastructure (K. Daulton Lange): Trustee Daulton Lange reported Peter Baker was awarded the FY2014 Road Program contract last month. The Cuba Township Road District is patching Old Barrington Road. She is working with Mr. Martin on drainage guidelines which will prioritize and direct how the issues are handled for future events.

Lake County Division of Transportation and the Lake County Stormwater Management Commission is assessing the flooding issue reported by Pheasant Ridge. It appears road work the County completed a few years ago may have contributed to the problem. She thanked them for following up on the concerns raised by residents.

13. OLD BUSINESS

A. DISCUSSION ON PROPOSED SIDEWALK AT RIVER AND ROBERTS ROADS

President Richardson reported this item is a continuation of discussions from several previous board meetings and a Special Meeting of the Committee of the Whole held prior to this Board meeting. At issue is potential Village participation for a proposed sidewalk that would link two portions of Twin Pond Farms Subdivision in conjunction with the Lake County Division of Transportation (LCDOT) River and Roberts Road roundabout project scheduled for construction next year. The sidewalk will cost the Village approximately \$44,000 plus annual maintenance.

District 17 Lake County Board Member Nick Sauer was introduced.

President Richardson indicated additional issues raised in the earlier Committee of the Whole meeting were safety of the users of the proposed sidewalk, if Village participation was the best and highest use of Village funds, and corollary cost sharing with the subdivision residents.

Mr. Sauer informed the Board he did not have the cross sections that were requested earlier. In response to a concern for safety that was expressed in the earlier Special Meeting, he described safety features that are part of the roundabout project.

Mr. Sauer explained the Village will be paying 4%, or \$2,800, for the County project sidewalk which is approximately 2/3 of the length between Oak Hill Road and Twin Pond Farm Road, and the remaining portion – the proposed connecting sidewalk – will be \$44,000 to be paid for by the Village. Lake County DOT will not do the proposed portion until the Village okays it.

Inquiries were made about the total cost of the County roundabout project and that if the connecting portion is such small percentage of the total project why it wasn't included in the project. Another inquiry was made as to why the sidewalk ends 2/3 of the way between the two streets. Mr. Bateman and Mr. Sauer explained the project was designed within the scope of the federal funding the County received.

Discussion was held on the residents building a sidewalk inside of the subdivision through yards. Mr. Oberholzer affirmed it has been an issue within the neighborhood and that people do go through each other's yards. He emphasized residents are concerned with kids trying to access the trails.

President Richardson asked whether or not the sidewalk connection is the best and highest use of funds as the Village needs to keep roads maintained. He proposed a cost sharing arrangement with residents of the subdivision.

Board discussion

Discussion was held and comments made regarding level of support for the sidewalk and the issue of funding it as the proposed connecting sidewalk does not benefit the whole Village community. General support to have the Village participate if the subdivision residents shared the cost of the construction of the sidewalk was expressed by Board members. Comments were made regarding safety of pedestrians using the sidewalk and proposed crosswalk. A request was made for the cross section drawings.

President Richardson directed Ms. Peterson to notice a Special Meeting of the Board of Trustees for Saturday, September 14 at 8:00 am. He requested Mr. Sauer to provide cross sections and more details on safety enhancements.

President Richardson recommended a 50% cost sharing arrangement, such as a Special Service Area (SSA) with the Twin Pond Farms subdivision residents. Preliminary estimates were determined based on a ten year SSA period. Discussion was held on options for the residents to contribute towards the project.

Mr. Bateman defined and explained the process and timeline to establish an SSA. He suggested a flat tax where all property owners in the "affected territory" would pay the same amount which would allow a homeowner to pay the full aggregated amount of the tax and remove the item from their tax bill.

President Richardson expressed the Village wanted assurance that 51% of the property owner registered voters in the affected territory would not file a petition objecting to the SSA. Mr. Oberholzer felt there is broad support for the sidewalk and he said the HOA Board members would put forth effort towards shared resident funding. Discussion was held on conducting a survey with the residents.

Board Action

A motion was made by Trustee Schofield and seconded by Trustee Mitchell to direct staff to conduct needed communications with the residents in the affected area proposing a split and how it would affect them.

Prior to the vote, President Richardson indicated the communications would be approved by the Board and shared with the HOA Board members. He requested Mr. Sauer to provide cross sections. Mr. Sauer asked that "further safety enhancements" be specified in order for LCDOT to determine costs. He further noted that the costs for further safety enhancements would be beyond the scope of the County's project.

Upon roll call the vote was:

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

President Richardson declared the motion carried.

Mr. Oberholzer thanked the Board for their attention to the matter.

14. ORDINANCES

A. CONSIDERATION OF AN ORDINANCE AMENDING THE VILLAGE'S ZONING ORDINANCE – FENCE REGULATIONS

Mr. Martin reported the Plan Commission, at its meeting on August 22, voted unanimously (4-0) to approve amendments to the Village fence regulations. He summarized and commented on the amendments, as follows:

- Separate complete sections for residential and commercial fencing.
- Maximum fence heights are unchanged.
- Front yard fences are now prohibited; previously 4' foot fencing was permitted in front yards, with numerous complicated restrictions. Staff is not aware of any front yard fencing in the Village.
- Chain link is now prohibited; previously it was permitted in rear and side yards.
- Exemptions for agricultural and countryside overlay districts (barb wire, electrical, cattle fencing).
- Finished fence side must now point outward.

He confirmed an exemption to allow LBS to have a chain link fence. Mr. Bateman informed the Board it was the intent of the Plan Commission to recommend prohibition of concrete walls and fencing. It was suggested to add the word "imitation" to that language. An inquiry was made about decorative fencing in a front yard, such as cottage fencing, to which Mr. Martin suggested the Board could address further amendments to the fence ordinance as needed.

Board Action

A motion was made by Trustee Daulton Lange and seconded by Trustee Mitchell to pass Ordinance No. 2013-O-12, An Ordinance Amending the Village Municipal Code - Fences, Berms and Related Fees.

Upon roll call the vote was:

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

President Richardson declared the motion carried.

B. CONSIDERATION OF AN ORDINANCE THAT EXTENDS THE VILLAGE'S FRANCHISE AGREEMENT WITH THE NICOR GAS COMPANY

This item was deferred to a future meeting.

C. CONSIDERATION OF AN ORDINANCE TO ADOPT BY REFERENCE THE AMENDED LAKE COUNTY WATERSHED DEVELOPMENT ORDINANCE

Mr. Martin informed the Board the proposed ordinance amends Section 10-1-1 of the Village Code to adopt the new Lake County Watershed Development Ordinance (WDO), which was amended by the Lake County Board on June 11, 2013. It was explained the amendments are related to new FEMA maps and that the Village must

adopt the ordinance to keep its status as a certified community. Mr. Bateman and Trustee Daulton Lange further briefed the Board on the amendments.

Board Action

A motion was made by Trustee Daulton Lange and seconded by Trustee Burke to pass Ordinance No. 2013-O-13, an Ordinance Adopting by Reference the Lake County Watershed Development Ordinance as Amended on or about June 11, 2013 and Amending Chapter 1 of Title 10 – Stormwater Management Regulations of the Village of Lake Barrington Village Code.

Upon roll call the vote was:

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

President Richardson declared the motion carried.

15. NEW BUSINESS

A. CONSIDERATION OF A RETAIL SPACE BUILD-OUT GRANT PROGRAM

Mr. Martin explained the program would encourage the build out of new and existing spaces for retail use by offering a build-out grant for property owners/tenants. The new Pepper Road building owner and developer suggested this program which would be similar to the incentive provided to the owner of the convenience mart. It would be set up like the Neighborhood Beautification and Sign Grant programs; using reimbursement and requiring a 50% match. Staff is suggesting a range of \$3,000 to \$5,000 per space. Space would be required to be leased to retail tenants for the period of one year or something similar. The Economic Development Committee would oversee the program.

Without objection, the Board came to a consensus to direct staff to develop the program and present it to the Board for consideration. It was suggested the program have a \$25,000 cap.

B. APPROVAL OF FREIER FARM COMMUNITY GARDEN POLICIES, RULES, AGREEMENT AND APPLICATION FORM

Mr. Martin summarized that as part of the Freier Farm Park project the Village is creating a Community Garden to provide plots for residents of Lake Barrington to farm fruit and vegetables. A draft policy was developed from an amalgam of policy from other municipalities and customized for the Village. Staff hopes to have a mailer on the subject to residents in early winter 2014.

Board Discussion

Former Trustee Lauren DeJesu joined the Board for a discussion on the draft policy.

Trustee Raclaw expressed people would be more committed to take care of their garden if they paid a fee. He will provide Shorecropper information and a community garden timeline to Ms. Dejesu. He asked who would enforce the rules.

Mr. Bateman recommended the Board adopt the rules in an ordinance for enforceability.

Ms. DeJesu suggested language be added to restrict the planting of trees and shrubs and she questioned a provision that would prevent refunds for serious illness or death.

Mr. Bateman advised that though the Village owns the property it is still considered public property as it is owned in trust for all of the public. He suggested a differential rate for residents and nonresidents, or early registration for residents. Mr. Martin affirmed the need for such an arrangement because debt service for purchase of the farm property is being paid for by Lake Barrington residents.

Discussion was held regarding whether or not people should carry in their own gardening tools.

Mr. Martin invited the Board to email comments. He will refine the policy based on tonight's discussion and bring it back to the Board for consideration at a future meeting.

C. APPROVAL OF APPOINTMENT OF BACOG ALTERNATE

Mr. Martin informed the Board a designated alternate is appointed to represent the Village on the BACOG Executive Board when Village President Richardson is not able to attend. It formalizes what Trustee Mitchell has been doing for the Village the past year and it was noted he has developed relationships with members of BACOG through his past attendance.

Board Action

A motion was made by Trustee Schofield and seconded by Trustee Schaller to approve Trustee Chris Mitchell as BACOG Alternate.

Upon roll call the vote was:

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

President Richardson declared the motion carried.

16. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE VILLAGE BOARD

None

17. CLOSED SESSION

The Board did not enter closed session.

18. ACTION TO BE TAKEN FROM CLOSED SESSION

The Board did not enter closed session.

19. OTHER

A September 4 Special Meeting of the Barrington Countryside Fire Protection District Board was announced

20. ADJOURNMENT: A motion was made by Trustee Mitchell and seconded by Trustee Schofield to adjourn the meeting. President Richardson declared the motion carried, whereupon the meeting was adjourned at 9:54 p.m.

Respectfully submitted,

Loretta Peterson
Village Clerk
Recording Secretary