

**MINUTES OF A MEETING OF THE BOARD OF TRUSTEES  
OF THE VILLAGE OF NORTH BARRINGTON WHICH WAS HELD WEDNESDAY,  
AUGUST 26, 2009 AT THE NORTH BARRINGTON VILLAGE HALL,  
111 OLD BARRINGTON ROAD**

**I. Call to Order and Roll Call**

At 7:35 p.m. President Sauer called the Meeting to order following a public hearing. The Deputy Village Clerk led the pledge of Allegiance, and then called the roll:

Present in Person: President Sauer, Trustees Boland, Das Gupta, Koertner, Kolar, Pino  
and Weiner

Absent: None

Also Present: J.W. Braithwaite, Village Attorney  
Albert Stefan, Village Engineer  
Kris Lennon, Deputy Village Clerk  
Janet Agnoletti, Barrington Area Council of Governments  
Joy Hoeffler, Barrington Area Council of Governments  
Dr. Kurt O. Thomsen, KOT Environmental Consulting, Inc.,  
1706 Michigan Blvd., Racine, WI  
Nancy Schumm-Burgess, Barrington Area Conservation Trust  
Tim Mortiz, Tallgrass Restoration, LLC  
Scott Gaschler, Wauconda Fire Dept., 109 W. Liberty Street, Wauconda  
Bruce Kramper, 178 Pheasant Run Trail  
Jackie Andrew, 610 Signal Hill Road  
R.W. Haas, 619 Miller Road

**II. Public Comment**

There is no one who wished to speak.

**III. Consent Agenda**

**Item:**

**B. Approve Minutes of Village Board Public Hearing, Special Board Mtg. – 7/15/09**

was removed from the consent agenda for approval at an alternate Board meeting.

Motion: Trustee Weiner moved approval of the consent agenda consisting of the following agenda items; seconded by Trustee Koertner:

**A. Approve Minutes of Village Board Meeting, Public Hearing(s) – 6/24/09**

**C. Approve Minutes of Village Board Meeting, Public Hearing - 7/29/09**

- D. Approve 8/26/09 Vouchers for payment of bills**
- E. Approve the Treasurer's Report for the 3rd month of Fiscal Year 2010**
- F. Approve Resolution # 2535 re-appointing Patty Kalinowski as Environmental & Health Commission Member**
- G. Approve Resolution # 2536 re-appointing Barbara Cragan as Environmental & Health Commission Member**
- H. Approve Proclamation declaring October 4-10, 2009 as Fire Prevention Week in the Village of North Barrington**

Discussion: There was no discussion.

Vote on Motion

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

President Sauer declared the motion approved.

#### **IV. PRESENTATION**

- A. Connie Schofield, Barrington Area Council on Aging Board Member - Presentation Outlining the Organization's Services to the Barrington Area.**

President Sauer invited Connie Schofield to address the Board.

Connie Schofield, Barrington Area Council on Aging Board Member, addressed the Board on behalf of the Barrington Area Council on Aging (BACOA); a non-for-profit organization in the Barrington area that serves seniors and their care givers. Ms. Schofield thanked the Village for its previous support and monetary contributions and highlighted several programs offered by BOCOA such as, Meals on Wheels, Power Tools for Care Givers, and an Early Stage Memory Loss Group, among others.

Ms. Schofield stated that BACOA's annual wine tasting fundraiser "Aged to Perfection: A Celebration of Life and Wine," will be held Friday, September 18, from 6:00-9:30 p.m. at Chicago Marriott Northwest, 4800 Hoffman Blvd., Hoffman Estates. Tickets are \$95.00/person however; prior to September 1<sup>st</sup> the cost is \$85.00/ticket. Ms. Schofield encouraged Board members to attend.

President Sauer stated that he's attended previous fundraiser events and that individuals would not be disappointed. President Sauer thanked Ms. Schofield for her efforts with BACOA.

- B. Nancy Schumm-Burgess – Barrington Area Conservation Trust – Flint Creek Restoration/Grant Application Update.**

President Sauer invited Nancy Schumm-Burgess, Executive Director, Barrington Area Conservation Trust, to address the Board. Ms. Schumm-Burgess addressed the Board and explained that an Application for Section 319 Funding for the Flint Creek Watershed Project was submitted based on recommendations by the Illinois Environmental Protection Agency (IEPA). Ms. Schumm-Burgess noted the importance for moving forward with the project and explained that each year of neglect requires three years of recovery. The following recommendations were made.

- Continue management of initial clearing
- Seeding
- Community volunteer days

Trustee Das Gupta inquired about the status of the Best Management Practices manual in regards to education for residents. Ms. Schumm-Burgess stated that she's obtained bids for producing the manual which may be presented to the Board in September. Ms. Schumm-Burgess recommended that Tallgrass Restoration, LLC (Tallgrass) announce fall work days in order to guide and educate residents on restorative efforts.

- C. **Janet Agnoletti Barrington Area Council of Governments** – Part 2 of Presentation regarding the “Water Resources Initiative and Committee” which is studying the ground water of the Barrington region.

President Sauer invited Janet Agnoletti, Executive Director, Barrington Area Council of Governments (BACOG) to address the Board.

Ms. Agnoletti was accompanied by Dr. Kurt O. Thomsen, KOT Environmental Consulting, Inc., BACOG's primary advisor of the project and Joy Hoeffler, BACOG'S Geographic Information Systems (GIS) Analyst.

The presentation covered Module II which addressed BACOG's approach to research and the resulting mapping product and was concluded with Module III; Ms. Agnoletti discussed how it applied specifically to North Barrington with environmental surface features and planning information.

Questions from the Board the Board were addressed by the panel from BACOG.

President Sauer thanked Ms. Agnoletti for BACOG's presentation.

## V. **ORDINANCES/RESOLUTIONS/LEASE AGREEMENTS/CODE AMENDMENTS**

- A. Consideration of an Ordinance #\_\_\_\_\_ amending the Zoning Ordinance of the Village to create a Premier Equestrian Estate District
- B. Consideration of an Ordinance #\_\_\_\_\_ approving Annexation Agreement, Old Barrington Farm Subdivision and Equestrian Center Property and the Walsh Property

- C. Consideration of an Ordinance #\_\_\_\_\_ annexing Old Barrington Farm Subdivision and Equestrian Center Property and the Walsh Property
- D. Consideration of an Ordinance #\_\_\_\_\_ rezoning the Old Barrington Road Subdivision and Equestrian Center property and the Walsh property to Premier Equestrian Estate District
- E. Consideration of a Resolution #\_\_\_\_\_ approving Final Plat of Subdivision, “Old Barrington Farm Subdivision”

President Sauer explained that the proposed Ordinances regarding the Old Barrington Farm Subdivision were removed from the Agenda. Documents critical to both the annexation agreement and the zoning matters remain pending signatures by developer. Village Attorney J.W. Braithwaite stated that a special Board meeting may be scheduled after Labor Day.

- F. Consideration of Ordinance #\_\_\_\_\_, Heritage Tree Ordinance - Ordinance establishing regulations controlling the removal of and the preservation of Heritage Trees within the Village

President Sauer explained that the proposed Heritage Tree Ordinance was being re-examined due to the receipt of information relevant to other community heritage tree ordinances. Village Attorney J.W. Braithwaite recommended that a moratorium be passed for a period of thirty (30) days on cutting down or removing any live tree, at breast height, with a trunk diameter of 20” (twenty inches) or greater, in order to allow for the completion of the Ordinance.

Motion: Trustee Boland moved that the Board recommend approval of a moratorium for thirty (30) days on cutting down or otherwise removing any live tree at breast height with a trunk diameter of twenty (20) inches or greater to allow the Village to consider an ordinance regulating removal of such trees; seconded by Trustee Weiner.

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

- G. Consideration of Resolution # 2537, Biltmore County Club – Approving License Agreement to Install a Fire Line within the public road rights-of-way as Prepared and Approved Consistent with Submitted Request
  - 1. Motion to authorize necessary publication for consideration of a Lease Agreement at a subsequent meeting

The Resolution had been made available to the Board in their packet materials.

President Sauer explained that Biltmore County Club wishes to install a 6” non-potable water fire line from the existing pump house to the proposed expanded bathhouse facility. The proposed water line would go along the west side of Biltmore Drive, under Biltmore Drive and along the south side of Beach View Lane. Due to the Club wishing to begin construction shortly after Labor Day, the Board is requested to approve a License Agreement pending approval of a ninety-nine (99) year Lease; the proposed Resolution allows for the approval of a License Agreement.

Motion: Trustee Pino moved to approve Resolution # 2537; seconded by Trustee Koertner.

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

President Sauer further explained that in order to lease the Village street for a term of more than twenty (20) years, it would be necessary for the Board to authorize the required publication for consideration of a Lease Agreement.

Motion: Trustee Boland moved that the Board approve the necessary publication for consideration of a Lease Agreement of a subsequent meeting; seconded by Trustee Koertner.

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

H. Consideration of Ordinance # \_\_\_\_\_, Prohibiting Video Poker in North Barrington

The Ordinance had been made available to the Board in their packet materials. President Sauer expressed his support of the proposed Ordinance.

Trustee Boland stated that there are only two licensed retail establishments within the Village that would allow video gambling are the Biltmore Country Club and the Wynstone Country Club.

There was discussion among the Board about whether the clubs have been notified. It was noted that President Sauer would contact the Wynstone Country Club and that Trustee Pino would contact the Biltmore Country Club.

Motion: Trustee Boland moved that the Board table the matter until a subsequent Board meeting; seconded by Trustee Pino.

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

I. Consideration of Ordinance # 1164, Amending Section 1-6-2A of Village Code, Regular Meetings

The Ordinance had been made available to the Board in their packet materials.

Village Attorney J.W. Braithwaite explained that the Village Code required an amendment to Section 1-6-2A due to a previous change in the week day of the regularly scheduled meeting of the Board of Trustees. It was noted that the regular meeting of the Board of Trustees currently meets the fourth Wednesday of each month unless otherwise noticed.

Motion: Trustee Boland moved to adopt Ordinance No. 1164; seconded by Trustee Weiner.

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

J. Motion authorizing and ratifying all actions taken by the Village President which are or were necessary or convenient relative to issuance of Bonds of the Village of North Barrington which were authorized by the Village pursuant to Special Service Area Number 17, including, without limitation, indemnification agreements in favor of the Village and escrow agreements.

Village Attorney J.W. Braithwaite explained that a motion is required to authorize and ratify all actions taken by the Village President which are or were necessary relative to the issuance of

Bonds for Special Service Area No. 17 including, without, limitation, indemnification agreements in favor of the Village and escrow agreements.

Motion: Trustee Koertner moved that the Board authorize and ratify all actions taken by the Village President which are or were necessary relative to the issuance of Bonds for Special Service Area No. 17 including, without, limitation, indemnification agreements in favor of the Village and escrow agreements; seconded by Trustee Weiner.

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

## **VI. 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 (8/10/09)**
- F. Environmental & Health Commission Meeting Minutes (8/4/09)**
- G. Plan Commission Meeting Minutes, Public Hearing Minutes (2) (7/27/09), (8/19/09)**
- H. Tallgrass Restoration – Progress Report**

## **VII. ADMINISTRATION – President Bruce Sauer**

- A. Motion to Accept Scope and Fee from Baxter & Woodman, Inc. – Honey Lake Drain Culvert and Headwall on the north side of Signal Hill Road**

President Sauer explained that the Village is taking steps to rehabilitate the Honey Lake Culvert and Headwall on the north side of Signal Hill Road. The corrugated metal pipe culvert and masonry headwall are deteriorating. The Village requested a design for rehabilitation of the culvert and headwall to maintain flow and protect safety of vehicular traffic on Signal Hill Road.

Baxter & Woodman, Inc. prepared a scope of services and fees for the project which included: Project Administration, Design, Agency Permits, Cost Estimate and Bidding Assistance.

President Sauer asked if there were any questions.

Village Engineer Albert Stefan addressed the Board and stated that there was previous work done on the south side of the culvert and headwall. The project plan is to mirror the image on the south side.

The Board had a few questions about the project that Mr. Stefan addressed.

Motion: Trustee Pino moved that the Board accept the Scope and Fee from Baxter & Woodman, Inc. for the Honey Lake Drain Culvert and Headwall on the north side of Signal Hill Road; seconded by Trustee Weiner.

Discussion: There was some discussion.

Vote on Motion

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

Nays: None

Absent: None

Abstain: None

President Sauer declared the motion approved.

## **VIII. REPORTS BY BOARD OF TRUSTEES**

### **A. Trustee Edmund "Pete" Boland**

Trustee Boland had nothing to report.

### **B. Trustee Ginger Das Gupta**

#### **1. Parks & Recreation Commission Eton Park Pavilion Proposal**

Trustee Das Gupta reported on the activities of the Parks & Recreation meeting held 8/10/09. The Commission recommended approval of the proposal of a new pavilion to be constructed in Eton Park potentially for view at the Fall Festival. Trustee Das Gupta submitted a proposal from Vermont Timber Works in the amount of \$43,300.00 and asked the Board if the pavilion is a project that the Board would like to consider due to the price and schematics of the project.

There was discussion among the Board about how to fund the project.

Motion: Trustee Pino moved that the Board recommend approval for the Parks & Recreation Commission to pursue the research of a new pavilion for Eton Park; seconded by Trustee Weiner.

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

2. 50th Anniversary/Fall Festival Update

Trustee Das Gupta reported on the activities and coordination of the Fall Festival as outlined in the Parks & Recreation Minutes dated 8/10/09. Trustee Das Gupta thanked Jane Farrell for her coordination of the event among others.

**C. Trustee Camille Koertner**

1. Environmental & Health Commission Septic Ordinance Proposal

Trustee Koertner reported on the activities of the activities of the Environmental & Health (E&H) Commission meeting held on 8/4/09. The Commission finalized its revisions of the ordinance. It was noted that Village Health Officer Natalie Karney is looking the possibility of Lake County developing its own rules which may conflict with a Village ordinance.

Trustee Weiner offered his ideas for the ordinance. President Sauer suggested that Trustee Weiner provide a memo for the E&H Commission for their review.

R.W. Haas, 619 Miller Road, addressed the Board and explained that he has been a village resident since 1961. He has a well & septic business and previously worked with Lake County. Mr. Haas reviewed the ordinance and provided essential information. President Sauer suggested that Mr. Haas work with the E&H Commission.

2. Flint Creek Restoration/Tallgrass Update

Trustee Koertner reported that a proposal for a demonstration garden was submitted by Tallgrass Restoration, LLC (Tallgrass) to the Commission. The Commission disapproved the proposal for recommendation for the Village Board. Commission members voiced their concerns about future maintenance of the demonstration garden and the installation on private property.

Trustee Das Gupta noted that the project should be tied in with education. Discussion followed among the Board about select locations for a demonstration garden such as Eton Park and North Barrington Elementary School.

President Sauer recommended that the project be placed on hold for further research. Trustee Koertner and Tim Moritz of Tallgrass were asked to investigate the possibility of a demonstration garden at the North Barrington Elementary School.

Tim Moritz, Tallgrass, addressed the Board and explained his recommendation for future clearing including the continuation of clearing along Kimberly and to begin concentrating in Eton Park due to the severity of buckthorn; maintenance of the initial clearing will continue.

Trustee Das Gupta requested that Mr. Moritz explain future stewardship on private property. Mr. Moritz stated that maintenance will be required of the homeowners following the completion of their work; property owners may have to visit the site one or two times per year depending on the specifics of the site and the nature of the invasive species. The cost of maintenance will decline with each passing year.

Mr. Moritz concluded by stating that fall is a good time of year to capitalize on education and volunteerism. Trustee Das Gupta stated that students from Barrington High School may be a good source of volunteerism.

Trustee Koertner noted that Mr. Moritz will attend the Environmental & Health Commission meeting on 9/1/09.

**D. Trustee Mark Kolar**

Trustee Kolar had nothing to report.

**E. Trustee Al Pino**

1. Road Program Update

Trustee Pino reported that Chicagoland Paving is working on Biltmore Drive; cones and Barricades were placed on patches in order to provide safety. Signal Hill Road is scheduled for repair. Daily observation reports have been provided by Gewalt Hamilton Associates, Inc. at the request of the Village Administrator Kathy Nelander.

**F. Trustee Lawrence “Lawre” Weiner**

Trustee Weiner had nothing to report.

**IX. CLOSED SESSION**

There was no closed session.

**X. NEW BUSINESS**

There was no new business to discuss.

**XI. OLD BUSINESS**

There was no new business to discuss.

**XII. ADJOURNMENT**

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

At 9:37 p.m. President Sauer declared the meeting adjourned.

These Minutes were approved by the Board at a meeting held September 30, 2009.

Attest: \_\_\_\_\_

Kris Lennon, Deputy Village Clerk