

**MINUTES OF A MEETING OF THE BOARD OF TRUSTEES
OF THE VILLAGE OF NORTH BARRINGTON WHICH WAS HELD WEDNESDAY,
MAY 28, 2008 AT THE NORTH BARRINGTON VILLAGE HALL,
111 OLD BARRINGTON ROAD**

I. Call to Order and Roll Call

At 7:38 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 Boland, Kolar, Koertner, Pino and Weiner

Absent: Trustee Farrell

Also Present: Kathy Nelander, Village Administrator
J.W. Braithwaite, Village Attorney
Andrea Pracht, Village Engineer
Kelly Rafferty, Village Building and Zoning Officer
Kris Lennon, Deputy Village Clerk
Warren Nass, Zoning Board of Appeals Chairman
Cindy Payne, 255 Oxford Road
Doug Bauer, Tallgrass Restoration, LLC,
2221 Hammond Drive, Schaumburg
Mr. & Mrs. Scott Gilday, 240 Oxford Road
Dario Tainer, Tainer Associates Ltd., 412 Kelburn Rd.,
Suite 312, Deerfield
Don Husted, 422 Kimberly Road
Ed Harris, Lake County Sherriff's Department,
1301 N. Milwaukee, Libertyville
Bruce Kramper, 178 Pheasant Run Trail
Nancy Schumm-Burgess, Barrington Area Conservation Trust,
17 Oakdene Road East, Barrington Hills

II. Public Comment

Cindy Payne, 255 Oxford Road, addressed the Board and expressed her concern about the intersection of Golfview Drive and Oxford Road. Ms. Payne feels that the intersection is dangerous and would like to see a stop sign placed at the intersection. Ms. Payne commented that the placement of a "dangerous intersection" sign on Golfview Drive, before it intersects with Oxford Road, may be a solution for the dangerous intersection.

Ms. Payne stated that while she appreciates the garbage cans placed at Eton Park, she would like to see additional garbage cans placed at the entrance of each of the paths located throughout the Village. Ms. Payne feels that due to the number of bikers and walkers, the extra garbage cans would be utilized by residents.

Ms. Payne suggested that the Village Code be updated concerning playground equipment. Ms. Payne stated that playground equipment made of plastic material is unattractive and it would enhance the Village's appearance by banning plastic material.

President Sauer thanked Ms. Payne for her comments.

Don Husted, 422 Kimberly Road, addressed the Board and inquired about a culvert repair on Kimberly Road and Pheasant Run Trail. Mr. Husted asked if the construction would affect his driveway.

Village Administrator Kathy Nelander stated that Cuba Township notified her that construction will continue the first week of June and completed by the end of the week. It was noted that the Village would contact Cuba Township to inquire about Mr. Husted's driveway.

III. Consent Agenda

Items:

- A. Approve Minutes of Board Meeting, 4/23/08, 5/17/08**
- D. Approve Ordinance #1143 amending Village Code Title 6, Ch. 1 – Use of Parks**

were removed from the consent agenda for discussion.

Motion: On motion of Trustee Weiner, seconded by Trustee Boland, moved approval of the consent agenda consisting of the following agenda items:

- B. Approve 5/28/08 Vouchers for payment of bills**
- C. Approve the Treasurer's Report for the 12th month of Fiscal Year 2008**

Discussion: There was no discussion.

Vote on Motion

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

President Sauer declared the motion approved.

Items removed from the Consent Agenda for further discussion:

- A. Approve Minutes of Board Meeting, 4/23/08, 5/17/08**

Trustee Boland stated that he would like to abstain from voting on consent agenda item "A".

Motion: Trustee Koertner moved to approve the Minutes of the 4/23/08 and 5/17/08 Board meetings; seconded by Trustee Pino.

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

D. Approve Ordinance #1143 amending Village Code Title 6, Ch. 1 – Use of Parks

Trustee Boland explained that the Village Code prohibits any sale, possession, distribution, utilization and consumption of alcoholic liquors in Village parks. Due to previous events, members of the Parks and Recreation Commission have requested an amendment to the Village Code allowing the use of alcoholic liquors by adults in Village parks during Village sponsored events.

Trustee Weiner noted the importance of residents acting responsibly if the amendment is approved.

Village Attorney J.W. Braithwaite stated that the Ordinance is only effective with the permission of the Village President. This is to preclude the consumption of alcohol at events involving minors.

Motion: Trustee Boland moved to adopt Ordinance #1143; seconded by Trustee Pino.

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

IV. ORDINANCES/VARIATION REQUESTS/CODE AMENDMENTS

A. Ordinance #1144 Zoning Variation, Mr. & Mrs. Scott Gilday, Jr., 240 Oxford Road

President Sauer invited Village Zoning Board of Appeals Chairman Warren Nass to address the Board.

Village Zoning Board of Appeals Chairman Warren Nass explained that the Zoning Board of Appeals (ZBA) recommended approval for the proposed zoning variations on 4/8/08. The applicants are proposing additions and alterations which upon completion will include 5 bedrooms, 3 ½ baths, and a 5-car garage. Chairman Nass explained that the existing house is non-conforming and, as built, encroaches on the side and rear setbacks. Chairman Nass has drainage concerns regarding runoff associated with roof drainage due to the amount of square footage being added and an existing twenty foot drop located behind the applicant's house. Village Engineer Andrea Pracht submitted a Memorandum dated 5/5/08 which states that the applicants have agreed to install gutters on the existing house and the new addition as well as, incorporate best management practices into the site design. The best management practices include a rain garden or other landscaping in the front yard to allow for water infiltration and the installation of a pervious driveway.

President Sauer stated that the Village is initiating efforts to improve drainage issues concerning stormwater runoff including integrating rain gardens within the community. President Sauer asked if there were any questions or comments regarding the applicant's request.

Village Attorney J.W. Braithwaite amended the language of the Ordinance and Memorandum; copies of the revisions were made available to the Board. It was noted that the Memorandum dated 5/5/08, submitted by Village Engineer Andrea Pracht, will be incorporated as part of the Ordinance. The Ordinance will be recorded with the Lake County Recorder's office.

Trustee Koertner thanked the applicants for their efforts in working with the Village to address potential drainage issues.

Motion: Trustee Koertner moved to adopt Ordinance #1144 as amended; seconded by Trustee Kolar.

Discussion: There was some discussion.

Vote on Motion

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

President Sauer declared the motion approved.

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 (Andrea Pracht – Baxter & Woodman)**

- D. Health & Sanitation Report (Natalie Karney – Land Technology)**
- E. Parks & Recreation Commission Meeting Minutes 5/5/08**
- F. Plan Commission Meeting Minutes 5/12/08**

Trustee Kolar inquired about the Building Department Report, specifically, the status of the application seeking permits to demolish the existing house and construct a new house for the property located at 475 E. Oxford Road.

Village Building and Zoning Officer Kelly Rafferty stated that the Village received the revised plans from Architect Wojtek Bialy on 5/28/08 and; upon completion of a final review, a septic variation will be required. If the variations are granted, the permits can be issued.

VI. ADMINISTRATION – President Bruce Sauer

A. EJ&E Update

President Sauer stated that Illinois Senator Barack Obama joined those who are opposed to the Canadian National Railway's plan to buy the Elgin, Joliet & Eastern Railway (EJ&E). The U.S. Surface Transportation Board (STB) continues to conduct an Environmental Impact Statement study. President Sauer concluded by stating efforts will continue in opposition of the acquisition.

Nancy Schumm-Burgess, Barrington Area Conservation Trust, commented that the U.S. Fish and Wildlife Service recommended reporting threatened and endangered species which may be affected by the acquisition. Ms. Schumm-Burgess stated that the STB must investigate the habitats or potential habitats if reported.

B. Flint Creek Update

1. Tallgrass Restoration, LLC - Consulting Proposal

The Proposal had been made available to the Board in their packet materials. President Sauer explained that a Special Meeting was held on 5/17/08 to initiate restoration plans for Flint Creek. It was determined that the first step in the restoration process is to have Tallgrass Restoration, LLC devise a preliminary restoration plan; subsequently, Tallgrass Restoration LLC submitted a 2008 Consulting Services Proposal which includes 10 hours of consulting at the rate of \$75.00/hour for a total of \$750.00.

Motion: Trustee Koertner moved to approve the Tallgrass Restoration LLC 2008 Consulting Proposal in the amount of \$750.00; seconded by Trustee Pino.

Discussion: There was some discussion.

Vote on Motion

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

Abstain: None

President Sauer declared the motion approved.

Nancy Schumm-Burgess, Barrington Area Conservation Trust, requested that she be invited to the preliminary consulting meetings involving Tallgrass Restoration, LLC in order to create a comprehensive strategy. President Sauer agreed that Ms. Schumm-Burgess should attend the preliminary consulting meetings.

Discussion followed about creating a sub-committee for the Flint Creek restoration. Trustee Weiner and Trustee Koertner volunteered to lead the sub-committee. Attorney J.W. Braithwaite noted that a sub-committee is subject to the Open Meetings Act.

VII. REPORTS BY BOARD OF TRUSTEES

A. Trustee Boland

Trustee Boland reported that the Summer Concerts at Eton Park are scheduled for June 14th and July 26th. The Family Movie Night at Eton Park is scheduled for August 30th and will feature the movie "E.T."

B. Trustee Farrell

Trustee Farrell was absent.

C. Trustee Kolar

Trustee Kolar reported that Carl Michelotti, 627 Signal Hill Road, contacted him to discuss drainage issues concerning his property and additional properties located on west Signal Hill Road. Michael Shrake, P.E., Gewalt Hamilton Associates, Inc. conducted a preliminary study to ascertain the issue.

President Sauer stated that due to the age of the infrastructure, the old drainage tiles are failing. President Sauer stated that while the Village has assisted in designing a remedy, the homeowners will be responsible for costs associated with the repairs.

D. Trustee Koertner

Trustee Koertner reported that she attended the Flint Creek Watershed Partnership (FCWP) meeting on 5/28/08 and that eight of the FCWP stakeholders have adopted the watershed-based plan and two stakeholders are pending. The FCWP is hosting a grant writing seminar on June 17th and Trustee Koertner is planning to attend. She encouraged the public to attend as residents may individually apply for grants. It was noted that the deadline to apply for a 319 Grant is 8/1/08.

E. Trustee Pino

Trustee Pino reported on the Building and Zoning Activity Report submitted by Village Building and Zoning Officer Kelly Rafferty. Trustee Pino noted that he attended the Zoning Board of Appeals (ZBA) meeting on 4/8/08 and that the ZBA will need to focus on drainage issues, particularly in the Biltmore subdivision, at future ZBA meetings.

F. Trustee Weiner

Trustee Weiner reported that the Arbor Day Celebration was held 4/26/08.

Trustee Weiner additionally reported that he reviewed Ordinance #1137 and made revisions, specifically to paragraph 4-7-14 regarding the Appeal of Notice of Violation. There was discussion among the Board. It was determined that any amendments be submitted to Village Attorney J. W. Braithwaite prior to the next Board meeting. The Board agreed to place the matter on the agenda for the June Board meeting.

VIII. CLOSED SESSION:

There was no closed session.

IX. NEW BUSINESS

There was no new business to discuss.

X. OLD BUSINESS

There was no old business to discuss.

XI. ADJOURNMENT

There being no further business to come before the Board, Trustee Weiner moved to adjourn the meeting; seconded by Trustee Kolar.

At 8:35 p.m. President Sauer declared the meeting adjourned.

These Minutes were approved by the Board at a meeting held June 25, 2008.

Attest: _____
Kris Lennon, Deputy Village Clerk