

**MINUTES OF A “CONTINUED” PUBLIC HEARING OF THE BOARD OF TRUSTEES
OF THE VILLAGE OF NORTH BARRINGTON WHICH WAS HELD WEDNESDAY,
JULY 29, 2009 AT THE NORTH BARRINGTON VILLAGE HALL,
111 OLD BARRINGTON ROAD**

**RE: Proposed Annexation Agreement for Properties
Old Barrington Road and Scott Road
(Equestrian Center)**

1. Call to Order and Roll Call

At 7:31 p.m. President Sauer called the “continued” Public Hearing from July 15, 2009 to order. The Deputy Village Clerk then called the roll:

Present in Person: President Sauer, Trustees Boland, Das Gupta, Koertner, Kolar, Pino and Weiner (arriving at 7:35 p.m.)

Absent: None

Also Present: J.W. Braithwaite, Village Attorney
Kris Lennon, Deputy Village Clerk
Janet Agnoletti, Barrington Area Council of Governments
Ed Harris, Lake County Sherriff’s Department,
1301 N. Milwaukee, Libertyville
Scott Gaschler, Wauconda Fire Dept., 109 W. Liberty Street, Wauconda
Laura Ramirez, Wynstone Property Owners Association Manager
Thomas E. Rosensteel, Thomas E. Rosensteel & Associates, Ltd.,
555 S. Randall Road, St. Charles
James R. Doherty, Doherty & Associates, Inc.,
1424 Cabot Lane, Schaumburg
David McArdle, Old Barrington Farm, LLC
Bill Lackovic, St. Charles, IL
M/M Carl Herzog, 26284 Edgemon, Barrington
Jackie Andrew, 610 Signal Hill Road
Ted Duke, 26348 Edgemon Lane, Barrington
Bruce Kramper, 178 Pheasant Run Trail
Susan Allman, 425 Mockingbird Lane

2. Legal Notice (see attached legal notice)

Notice of this hearing was duly published as required by law and duly sent to all property owners as indicated by those paying the last real estate tax bill pursuant to Village policy.

The published notice of the public hearing was incorporated into record.

- 3. Public Comment - Proposed Annexation Agreement for properties on Old Barrington Road and Scott Road (Equestrian Center)** The common location of the property is south of Scott Road, at the southern terminus of Bertha Lane, east of Old Barrington Road beginning approximately 1300 feet north of Cuba Road and approximately 1300 feet south of Scott Road, comprising of approx. 70 acres, in addition to approximately 10 acres north of Scott Road.

President Sauer explained that the meeting is open to public comment and asked the audience and Village Board if they had comments or questions.

Trustee Pino asked if the owners of the horse farm are seeking tax exemption status.

James R. Doherty, Doherty & Associates, Inc., addressed the Board and explained that currently the owners have an agricultural business exemption which provides for a lower tax rate.

Village Attorney J.W. Braithwaite stated that there is no reference within the documentation that the Village is party to a tax exemption status however; the owners are seeking to have the Village rebate the Village's portion of real estate taxes until the respective properties are sold.

Cyndee Herzog, 26284 Edgemon, addressed the Board and asked whether the farm qualifies for tax exempt status if employees are living at the farm. Mr. Doherty stated that employees living at the farm have no effect on the property having an agricultural exemption.

There were a few questions from the audience about agricultural tax exemption which were addressed by President Sauer and Mr. Doherty.

Trustee Das Gupta asked if there was a possibility of the owners annexing additional property relative to surrounding parcels.

Village Attorney J.W. Braithwaite replied that the owners may further purchase property, which could then be annexed with Village Board approval. Under the documentation, the owners have the right to expand the total Equestrian District subject to Village Board approval.

Trustee Das Gupta asked about the procedure for approval of site plans.

Village Attorney J.W. Braithwaite explained that subsequent to the completion of the public hearing, a special meeting will be scheduled in order to complete all aspects of the transaction including site plans.

Ted Duke, 26348 Edgemon Lane, Barrington, addressed the Board and asked when the documents would be available to the public.

Village Attorney J.W. Braithwaite stated that the anticipated date for the documentation to be available to the public would be the Friday preceding the scheduled meeting. It was noted that revisions are permitted by statute up until the passage of the annexation agreement.

Trustee Kolar asked what becomes of the status of the surrounding undeveloped parcels.

Village Attorney J.W. Braithwaite explained that the owners may request to annex into the Village however; there is no law that requires a Village to annex.

Trustee Koertner asked about the status of the contiguous property needed for annexation.

Thomas E. Rosensteel, Thomas E. Rosensteel & Associates, Ltd., explained that communication efforts continue with the owner of the property needed for contiguity.

President Sauer asked if there were any further questions from the audience or Village Board.

No one wished to speak.

4. Adjournment

Motion: Trustee Boland moved to close the Public Hearing and adjourn the meeting; seconded by Trustee Weiner.:

Discussion: There was no discussion.

Vote on Motion:

The voice vote was unanimous in favor.

At 7:46 p.m. President Sauer declared the Public Hearing meeting closed and the meeting adjourned.

These Minutes were approved by the Board at a meeting held August 26, 2009.

Attest: _____
Kris Lennon, Deputy Village Clerk