

**VILLAGE OF LAKE BARRINGTON  
MINUTES OF THE REGULARLY SCHEDULED MEETING  
OF THE BOARD OF TRUSTEES HELD AUGUST 7, 2007**

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**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, August 7, 2007, and was called to order by President Pro-tem Vonder Haar at 7:00 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, Struck, and President Pro-Tem Vonder Haar

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 was not permitted 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: Trustee Schaller and President Richardson

**Staff Present:** Village Administrator Martin, Village Clerk Hoover

**Others Present:** Treasurer Purcell, ZBA Member Fortman, Village Attorney Bateman

**3. PLEDGE OF ALLEGIANCE**

**4. CONSIDERATION OF MINUTES**

**A) July 9, 2007 Regular Board Meeting Minutes**

**Board Action**

A motion was made by Trustee DeJesu and seconded by Trustee Raclaw to approve the minutes of the July 9, 2007 Regular Board Meeting. The voice vote was unanimous and the motion carried.

**5. PRESIDENT'S REMARKS (President Richardson)**

President Pro-Tem Vonder Haar reported that President Richardson is out of town and left no remarks.

**6. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE VILLAGE BOARD**

(Also see public comment during agenda item 14A, 15 and 18)

**7. TREASURER'S REPORT:**

Treasurer Purcell reported on the following:

**A) Status of Audited Financial Statements as of 04/30/07:** Treasurer Purcell reported that the Village auditors finished their field work and are not requesting any changes to the statements as prepared by Village staff. The Fiscal Year End Net Income was \$197,517. He congratulated the staff for a fine job this past year.

**B) Financials Statements as of 06/30/2007:** Treasurer Purcell reported that the Village's Net Income for the first two months of the new Fiscal Year was \$215,195. He stated that this amount may be misleading due to the timing of bills received throughout the year.

**C & D) Warrants:** Both Warrants A & B were reviewed, appear in order, and should be approved for payment.

**Board Action**

A motion was made by Trustee Raclaw and seconded by Trustee DeJesu to consider by ominous vote and:

- A.
- B. Approve the Financial Statements as of 6/30/07
- C. Pay bills in the amount of \$ 155,135.47 as listed on Accounts Payable Warrant "A" dated August 7, 2007;
- D. Pay bills in the amount of \$13,132.66 as listed on Accounts Payable Warrant "B" dated August 7, 2007;

Upon roll call the vote was:

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

President Richardson declared the motion carried.

**8. CONSENT AGENDA**

**A. Proclaim September 2007 as "Save A Life" Month in the Village of Lake Barrington**

Village Clerk Hoover stated that the Village passes a Proclamation annually to recognize the Save A Life organization, law enforcement officers, and emergency medical technicians. Trustee Raclaw stated that Lake Barrington Shores Security receives defibrillator and CPR training by the Wauconda Fire Department. Trustee Raclaw gave his endorsement of the Proclamation.

**Board Action**

A motion was made by Trustee DeJesu and seconded by Trustee Struck to approve the Consent Agenda. The voice vote was unanimous and the motion carried.

**9. ADMINISTRATOR'S REPORT**

**A. Strategic Planning Workshop, September 8, 2007:** Administrator Martin announced the plan for a Strategic Planning Workshop for the Village Board, Plan Commission, and Zoning Board of Appeals scheduled for September 8, 2007 from 9AM-3PM at the Millrose Restaurant in their meeting room.

**B. Open Space – GO Bonds Update:** Administrator Martin stated that the Village's financial rating improved from AAA1 to AAA2. Administrator Martin reported that the General Obligation Bonds were sold at a favorable 4.5% which accounts for a \$324,000 debt service, lower than originally expected. This debt may be reduced by applying open space impact fees. He stated that Cabera Capital and Meisrow Financial did an exceptional job for the Village. Mr. Martin stated that the Village is moving forward to acquire the 26-acre Freier Farm which was inspected as an environmentally clean site. He stated that the Village would be closing on the property in the next two to three weeks.

**C. Flint Creek Business Park Ground-breaking:** Administrator Marin reported that he attended the Flint Creek Business Park ground-breaking ceremony to be built east and south of Saturn. He described the development as a 56,000 square foot, two-story class A office

building with underground parking. Administrator Martin stated that they are approaching IDOT to request improvements to the ditch via a bridge or curb. He stated that the Village is supporting their efforts.

**D. Northpointe Center:** Administrator Martin reported that the first hearing to consider Final Plat of Subdivision is scheduled for Thursday, August 9, 2007 at 7PM.

**E. Other:** Administrator Martin reported that he would be taking vacation time beginning Friday, August 10 – August 18 and would not have access to his email.

10. **CLERK'S REPORT** - No report.

11. **REPORTS OF STANDING COMMITTEES/TASK FORCES**

**A. Building & Facilities:** Trustee Schaller was absent and left no report.

**B. Environmental Protection:** Trustee DeJesu reported that the Village was one of seven Illinois Tree City USA recipients of an IDNR Urban and Community Forestry Program grant that provided a Management Plan and tree inventory by Natural Path. She stated that the Village needs the identification of the native species referred to in the report. She stated that there were a number of locust trees in the Village's right-of-ways.

**C. Finance & Human Resources:** No report.

**D. Good Shepherd Liaison & Community Outreach:** No report.

**E. Intergovernmental Affairs & BACOG:** No report.

**F. Public Safety & Emergency Planning:** No report.

**G. Public Works:** Administrator Martin reported on the progress of this year's roads program. He stated that the concrete ribbons were installed at the entrances of the Lakeland Estates and Farm Trails Subdivisions and patching work would begin late next week. Administrator Martin stated that the Village has been receiving drainage calls. However, he reported that the project is not yet completed and that asphalt would be installed to meet the concrete ribbons by Early September.

**H. Rules:** No report.

**I. Stormwater Management:** No report.

**J. SWALCO:** No report.

12. **OLD BUSINESS** – None.

13. **ORDINANCES**

**A. CONSIDERATION OF AN AMENDMENT TO THE VILLAGE CODE REGARDING THE OPEN MEETINGS ACT**

Clerk Hoover distributed the following summary to the Board in their packets: Per the request of the Village Clerk, attached for the Board's consideration is a draft Ordinance to modify the notice provisions of the Lake Barrington Village Code so that they are consistent with the Open Meetings Act.

Attorney Bateman explained that the proposed Ordinance gives the Village flexibility with the 48 hour notice in lieu of the 72 hours in the Code. It also amends the rescheduled meetings to comply with State Statutes which allows them with 10 day publication notice. The affidavit of service was removed as it is not required by Statute.

**Board Action**

Upon the conclusion of such discussion, a motion was made by Trustee Burke and seconded by Trustee Raclaw to pass Ordinance No. 2007-O-12, an Ordinance amending Section 1-5-4 of the Village of Lake Barrington Municipal Code.

Upon roll call the vote was:

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

The motion carried.

**14. NEW BUSINESS**

**A. PRE:APPLICATION DISCUSSION : LAKE BARRINGTON LAND VENTURE**

Administrator Martin distributed the following summary to the Board in their packets and President Pro-tem Vonder Haar read it aloud at the meeting: Lake Barrington Land Venture has approached the Village with their desire to rezone and subdivide the property located at the NW corner of Route 14 and Cuba Road. They are seeking Board input regarding a proposed 10-unit SF home subdivision and a 2-phased commercial/retail subdivision. The property is not located in SSA#3.

Administrator Martin stated that an optional part of the development process is to allow the Petitioner an opportunity for a pre-application discussion with the Board to propose a concept and/or sketch plan of their proposal and get input prior to beginning the hearing process. He stated that the Board is being asked to provide guidance via comments and direction as to whether the request is appropriate in concept. The Board can not approve or deny the request as public hearing(s) will be required. Administrator Martin stated that the subject property is currently zoned "M" (manufacturing).

**Public Comment**

**Mr. Reese Tripp** the proposed purchaser addressed the Board relative to his request for pre-application discussion. He described the proposed development as offering ten two-acre single-family homes and two one-acre retail/commercial over the 30-acre parcel.

**Board Discussion**

Board and Petitioner discussion followed pertaining to intersection safety, layout and design modifications, landscape preservation, high speed limit, retail traffic, sales tax revenue, mixed use site per Comprehensive Plan, need for traffic study, Flint Creek Drive residential lots access, wetland provisions and need for Special Use if within the 100' buffer of the Lowland Conservancy District.

**Public Comment**

**Mr. Tom Vanderpoel of Citizens for Conservation (CFC)** stated that CFC has been tracking the subject property for the past twenty years. He stated that it is environmentally sensitive, has 200 year old oaks and some 1200 feet of frontage along Flint Creek. He asked that the sensitive features be protected.

**Ms. Priscilla Rose, Cuba Township Resident and Clerk** stated that the Cuba Town Board has informally discussed the preservation of the natural countryside and she asked the Village Board to carefully consider the traffic study and development esthetics.

**Board Discussion & Action**

The Board was polled on their individual perspectives. Some concerns were the wetlands, distance between commercial and residential zoning (i.e. need buffer), traffic/safety of the intersection, narrow lot widths, fast food retail, and access.

President Pro-tem Vonder Haar stated that the Petitioner should consider the information provided and may proceed to the Plan Commission.

**B. CONSIDERATION OF A LIQUOR FEE WAIVER: WHITE HEN TO 7-ELEVEN**

Administrator Martin distributed the following summary to the Board in their packets: Shayeb Management, the owner of White Hen Pantry, 5075 Shoreline Road, Market Place Center, has requested that the Board consider a reduction or waiver of license fees (liquor \$2000, restaurant \$100, business \$100) when they change their franchise to a 7-Eleven this year. Village Code does not provide for such a reduction or waiver in fees therefore any such requests must be approved by the Board.

**Board Action**

President Pro-tem Vonder Haar tabled this matter.

**15. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE VILLAGE BOARD – None.**

**16. CLOSED SESSION**

At 7:35 p.m., a motion was made by Trustee DeJesu and seconded by Trustee Struck that a portion of the meeting be closed to the public, effective immediately, to discuss litigation involving an action against this municipality which is pending in court or in an administrative tribunal, and/or to discuss such litigation which is probable or imminent, and/or to discuss matters of personnel, and/or to discuss possible real estate acquisitions, as permitted by the Illinois Compiled Statutes.

Upon roll call the vote was:

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

The motion carried.

After the conclusion of Closed Session, the Board reconvened at 8:07 p.m. with all members present as the initial Roll Call.

**17. ACTION TO BE TAKEN FROM CLOSED SESSION**

**A. CONSIDERATION OF A RESOLUTION REGARDING CLOSED SESSION MINUTES**

Clerk Hoover distributed the following summary to the Board in their packets: The Village of Lake Barrington is mandated by law to semi-annually review closed session minutes. Audio tapes older than 18 months may be destroyed upon Resolution. The Village Attorney has reviewed these minutes and his recommendations are reflected in said Resolution(s).

**Board Action**

A motion was made by Trustee DeJesu and Trustee Burke to adopt Resolution No. 2007-R-21, a Resolution regarding the Confidentiality of Certain Closed Session Minutes. The voice vote was unanimous and the motion carried.

**18. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE VILLAGE BOARD - None.  
(Also see public comment during items 6, 14A and 15)**

**19. OTHER: None.**

20. **ADJOURNMENT**: A motion was made by Trustee Raclaw and seconded by Trustee Struck to adjourn the meeting. The voice vote was unanimous, the motion carried, and the meeting was adjourned at approximately 10:10 p.m.

Respectfully submitted,

Cynthia L. Hoover  
Village Clerk  
Recording Secretary