

**VILLAGE OF LAKE BARRINGTON
MINUTES OF THE REGULARLY SCHEDULED MEETING
OF THE BOARD OF TRUSTEES HELD MARCH 2, 2010**

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, March 2, 2010, and was called to order by President Richardson at 7:00 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, Mitchell, Schaller, Schofield and President Richardson

Absent: Trustees DeJesu and Raclaw

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 attended 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: Trustees DeJesu and Raclaw

Staff Present: Village Administrator Martin, Village Treasurer Purcell, and Village Clerk Peterson

Others Present: Village Attorney Bateman and Zoning Board Member Fortman

3. PLEDGE OF ALLEGIANCE

4. CONSIDERATION OF MINUTES

A. Minutes of the Special Meeting of the Board of Trustees Held February 3, 2010

B. Minutes of the Regular Meeting Held February 3, 2010

Board Action

A motion was made by Trustee Schofield and seconded by Trustee Mitchell to approve the minutes, items 4A & 4B above, in block. The voice vote was unanimous and President Richardson declared the motion carried.

5. PRESIDENT'S REMARKS (President Richardson)

A. 2010 U.S. Census - George Nolasco, US Census Bureau Partnership Specialist

Mr. Nolasco explained the importance of the U.S. Census and that the Census is safe and confidential. He outlined the timeline for data gathering. President Richardson highlighted and discussion was held regarding the effects the Census has on funding, programs, and legislative representation. Upon inquiry, Mr. Nolasco explained how snow birds can ensure they are counted in Lake Barrington and what a person should do if they do not want to respond to all of the questions on the census form.

The Board proceeded with Agenda Item 13A.

- B.** Other: Open Space Initiative – A Question to be Asked. President Richardson read an excerpt from his message to the residents that is going to be featured in the upcoming newsletter. The letter outlines the progress of the open space initiative with land purchases from the Village and Lake County Forest Preserves and the options the Village has for use of the remaining Open Space bond funds as advised by the bond counselors - to purchase more property for open space preservation or to reprogram the funds for capital improvement projects. Reprogramming the funds would accelerate implementation of addressing capital improvement. It was noted a portion of the bond funds would be held for maintenance of the acquired property. Residents are going to be surveyed for their opinion on how to proceed with the program and how to use the remaining open space bond funds.

Board Discussion

Discussion was held on further educating residents about the Open Space Initiative funding, that careful consideration needs to be given in making the decision and to engage residents in that process. It was also raised that it is appropriate to give consideration to reprogramming the bond funds due the current economic conditions and the amount of land that has been acquired for preservation by Lake County and the Village in and adjacent to Lake Barrington.

6. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE VILLAGE BOARD

None

7. CONSENT AGENDA

A. CONSIDERATION OF PERIODIC AMENDMENTS TO THE ZONING MAP

Summary: Periodically, the Village updates the Zoning Map to reflect changes as previously approved by the Board. The changes being considered to the map include 1) the re-zoning of the former Grosvenor property to M District from R-1 District; 2) the re-zoning of the former Gibbs property to C District from M District; 3) Special Use Permits for Pack-Ward Motors and Clearwire; and 4) minor corrections. Materials are provided in the Board folder.

Board Action

A motion was made by Trustee Schaller and seconded by Trustee Schofield to pass Resolution No. 2010-R-04, A Resolution Authorizing Publication of the Village of Lake Barrington Zoning Map.

Upon roll call the vote was:

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

President Richardson declared the motion carried.

8. TREASURER'S REPORT:

Mr. Purcell reported on the following:

- A.** Dam Snell Taverine, Ltd. audit services for fiscal year ending April 30, 2010 will not exceed \$11,200.
- B.** After nine months the General Fund has a loss of \$138,196 due to the same factors reported all year. The matching grant contribution in the amount of \$20,000 and annual contribution in the amount of \$1,900 was paid to Slocum Drainage Ditch District. Mr. Martin stated two building permits for new homes were issued.

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

Board Action (A-D)

A motion was made by Trustee Schofield and seconded by Trustee Burke to consider by omnibus vote and:

- A. Accept the proposal submitted by Dam, Snell, and Taveirne, Ltd. dated December 1, 2009 for audit services not to exceed \$11,200
- B. Approve the Financial Statements as of 1/31/10.
- C. Pay Bills in the amount of \$ 146,463.96 as Listed on the Accounts Payable Warrant "A" Dated March 2, 2010.
- D. Pay Bills in the amount of \$1,522.51 as Listed on the Accounts Payable Warrant "B" Dated March 2, 2010.

Upon roll call the vote was:

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

President Richardson declared the motion carried.

9. ADMINISTRATOR'S REPORT

Mr. Martin reported on the following:

- A. Plan Commission – Report: The group met on February 25 and approved a recommendation to grant a special use permit to Barrington Judo. A planning consultant is going to be retained to design site plan ideas for the Saturn property consistent with the adjacent office building which will be brought to the Board for future consideration.
- B. Financial Planning: The draft financial plan will be presented to the Board in April.
- C. Other: None.

10. CLERK'S REPORT

Ms. Peterson reported on the following:

- A. Municipal Clerks of Lake County luncheon is being hosted by the Village at the Onion Pub & Brewery on March 10
- B. Lake Barrington Spring Has Sprung Sprint 5K Walk/Run-May 1: Preliminary plans were developed with Community Health & Wellness Advisory Committee Chairperson Sherry Hana. A planning meeting is scheduled for March 5. More information will be announced at the next Board meeting, in the Village newsletter and on the Village website.
- C. Newsletter: The next edition is going to be mailed this month
- D. Other: None

11. REPORTS OF STANDING COMMITTEES

- A. Communications and Community Relations (C. Mitchell): No report.
- B. Environment & Open Space (L. DeJesu): No report.
- C. Finance, Human Resources and Economic Development (D. Raclaw): No report.
- D. Gated Communities (J. Schaller): No report.
- E. Intergovernmental & External Relations (K. Richardson): President Richardson is going to Springfield tomorrow to join area officials for BACOG Lobby Day. He and the Village lobbyist,

- Fidelity Consulting Group, are planning to speak with IEPA representatives about prioritizing the Village on its project list.
- F.** Public Safety (J. Schaller): No report.
- G.** Roads and Infrastructure (A. Burke): Mr. Martin, President Richardson, Cuba Township Road District Commissioner Gooch, Mr. Bateman and Mr. Parry, Village Engineering Consultant, met with Cherokee Drive residents to present another option to resolve a drainage issue on their street. Last fall the residents raised concerns over the proposed drainage project to place the drainage in the Village right-of-way. The new option proposes placing the drainage under the road and costs 40% more than the original plan. Trustee Burke outlined the pros and cons of both options. He raised the concern with setting a precedent to change projects and noted he would like to have a decision on a plan for resolution within 30 days.

Board Discussion

The Board was polled for feedback with Board members expressing concern for public safety, the increased cost, and improper drainage if the system is constructed in the middle of the road. It was noted that mature trees would be removed with installation in the right-of-way, but that the ROW would recover over time. The Board all agreed the project should be completed in the Village right-of-way.

- H.** Village Hall and Grounds (C Schofield): Trustee Schofield reported she met with Mr. Martin, Trustee DeJesu and Zoning Board Member Beattie to discuss use and improvements for the properties acquired through the Open Space Initiative. A consultant is going to be hired to help plan capital improvement needs based on usage.

Board Discussion

Upon Trustee Burke's inquiry, discussion was held on residents gardening at Freier Farm in the future and the status on the Smart Farm lease. President Richardson recounted the Smart Farm proposal and their capital infrastructure needs. Trustee Schofield indicated a water source needs to be established for gardening and that planning and implementation for Freier Farm will take several years.

12. OLD BUSINESS

A. CONSIDERATION OF THE VILLAGE OF LAKE BARRINGTON STORM WATER MANAGEMENT PROGRAM - CONTINUATION OF NPDES COMPLIANCE

The following summary was provided with the Board folder: *Approximately seven years ago the Village applied for a National Pollutant Discharge Elimination System (NPDES) general permit for Municipal Separate Storm Sewer Systems (MS4) through the Illinois Environmental Protection Agency (IEPA). The Village has completed all of the necessary steps to date and now is now prepared to approve its Storm Water Management Program.*

This Storm Water Management Program (SWMP) was developed by Gewalt Hamilton Associates, Inc. in coordination with the Village for the purpose of meeting the minimum standards required by the USEPA under the NPDES Phase II program. The SWMP describes the procedures and practices implemented by the Village to effectively reduce the discharge of pollutants within storm water runoff and comply with Federal standards. The program includes the following six minimum control measures:

- 1) *Public Education / Outreach*
- 2) *Public Involvement / Participation*
- 3) *Illicit Connections*
- 4) *Construction Site Runoff Control*

- 5) *Post Construction Site Runoff Control*
- 6) *Municipal Good Housekeeping / Pollution Prevention*

Materials have been provided in the Board folder and Gewalt Hamilton will be at the meeting to present and discuss this item.

Marcy Knysz of Gewalt Hamilton gave a presentation about the NPDES permit requirements, storm water management, things residents can do to avoid discharge of pollutants, and how the engineers examine the storm water system. Gewalt Hamilton will provide Village staff with a website link to educational materials, forms, and the presentation.

Mr. Bateman indicated the Board would be considering approval of the Storm Water Management Plan and an ordinance to update the Village code to Lake County's most recent Water Development Ordinance.

Board Discussion

The Board was polled for comments and questions. Upon inquiry regarding discharges in the business park, Mr. Martin explained the Village recently wrapped up inspections through its hazardous material storage process as part of the groundwater program and that only a couple of issues were found. Ms. Knysz confirmed no significant issues were observed when the LBS drainage system was examined and that if an issue arose in the future, the Administrator would be contacted and the storm water system upstream of the area of concern would be investigated.

Board Action

A motion was made by Trustee Burke and seconded by Trustee Mitchell to adopt in block the Village of Lake Barrington Storm Water Management Program as prepared by Gewalt Hamilton Associates Inc. for the purpose of meeting the minimum standards required by the USEPA under the NPDES Phase II Program and to pass Ordinance 2010-O-05, an Ordinance Amending Chapter 1 of Title 10 of the Village of Lake Barrington Municipal Code by Adopting by Reference the Lake County Watershed Development Ordinance.

Upon roll call the vote was:

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

President Richardson declared the motion carried.

The Board returned to Agenda Item 5b.

13. ORDINANCES

A. CONSIDERATION OF AN ORDINANCE GRANTING A SPECIAL USE PERMIT FOR A JUDO SCHOOL AT 28147 COMMERCIAL AVENUE, UNIT 4 – BARRINGTON JUDO

The following summary was provided with the Board folder: *The Plan Commission at its meeting on February 25 voted unanimously to recommend approval of a special use permit to allow for the operation of a judo school. The address is 28147 Commercial Avenue, a multi-tenant building, the proposed business would occupy unit 4. Materials are provided in the Board folder. The Commission recommended the following conditions be met:*

- *fire code and building inspections,*

- CO detectors.

Mr. Minton, Head Coach for Barrington Judo briefed the Board on highlights of the sport and art of judo and indicated the club is outgrowing its current space.

Board Discussion

Board members individually commented on their support for Barrington Judo. Upon inquiry, Mr. Minton indicated the club has 30 active students comprised of half adults and half children; that they have classes on Monday and Thursday evenings, and Saturday mornings; and that they hope to add more students and classes.

Board Action

A motion was made by Trustee Schaller and seconded by Trustee Mitchell to pass Ordinance No. 2010-O-04, an Ordinance Granting a Special Use Permit for a Judo School to be Operated by Barrington Judo on the Property of William Terman at 28147 Commercial Avenue, Unit 4.

Upon roll call the vote was:

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

President Richardson declared the motion carried.

The Board proceeded with Agenda Item 12A.

14. NEW BUSINESS

A. CONSIDERATION OF EMPLOYEE HEALTH INSURANCE PLAN - BLUE CROSS BLUE SHIELD HRA

The following summary was provided with the Board folder: Staff received its FY2010 insurance renewal with a 25% increase in premiums. The Village continues to see steep increases in health insurance premiums. To this end, staff considered alternate carriers (Aetna, Humana, NLI, Starmark and others) using similar and lesser coverage and examined benefit reduction. Unfortunately, none of these produce a costs savings absent unacceptable increases to deductibles, co pays, participating hospitals, etc.

Therefore, staff is recommending the following: 1) capping on Village health insurance net expenses (total payment less employee contributions and estimated HRA savings) of \$55,000 for the next two years, 2) increasing employee contributions approximately \$3,500 (55%), 3) incentivizing the HMO option via lower employee contributions, and 4) continuing the Health Reimbursement Arrangement (HRA) plan which has reduced premiums and motivated employee health maintenance via deductible sharing.

In total, this will cap the Village's costs to a maximum increase of 22% over two years (11% per year). Actual costs may be less pending enrollment. Materials are provided in the Board folder.

Board Discussion

Discussion was held on investigating reduction of expenses through a cost-sharing program with other Barrington-area villages through BACOG or another council of government, self insurance pools and other alternatives, the rising costs of health care

plans, and the plan that is offered to staff. Mr. Martin was commended for his work in examining plans and for his sensitivity towards employees' needs.

Board Action

A motion was made by Trustee Burke and seconded by Trustee Mitchell to approve an Employee HRA Health Plan, and Dental and Life Insurance with Blue Cross/Blue Shield of Illinois and Fort Dearborn Life.

Upon roll call the vote was:

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

President Richardson declared the motion carried.

B. CONSIDERATION OF A CONTRACT FOR A LAWN MAINTENANCE PROGRAM – DOERING LANDSCAPING

The following summary was provided with the Board folder: *The Village's contract with Doering Landscaping expired in the fall of 2009. The program would provide lawn maintenance services from April 1, 2010 through November 30, 2011, a two-year (2) contract. The totals: \$8,040 for 2010 and \$8,280 for 2011. This represents the same price for 2010 and a \$240 increase for 2011. At the request of the Board organic fertilizing and weed control are options if desired. Staff is recommending minimal applications this year in light of the rain garden being established. Staff has been very satisfied with Doering's service. Materials are provided in the Board folder.*

Board Action

A motion was made by Trustee Schaller and seconded by Trustee Schofield to authorize the Village Administrator to enter into a services agreement with Doering Landscaping.

Upon roll call the vote was:

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

President Richardson declared the motion carried.

C. CONSIDERATION OF A RESOLUTION PROVIDING FOR A VOLUME CAP/PRIVATE ACTIVITY BOND TRANSFER

The following summary was provided with the Board folder: *The Village of Lake Barrington has opted to transfer the State's Private Activity Bond Allocation in past years to the Village of Buffalo Grove, a clearinghouse for Lake County Partners. Over the past years, the Village has received revenue, but due to the current economic conditions no projects were completed that required Activity Bond Clearinghouse Volume Cap for 2009. Materials are provided in the Board folder.*

Mr. Bateman explained the volume cap bond program and Mr. Martin confirmed the Village has received revenue from this program in the past.

Board Action

A motion was made by Trustee Schofield and seconded by Trustee Schaller to pass Resolution No. 2010-R-05, A Resolution Transferring The Village of Lake Barrington 2010 Volume Cap To The Village of Buffalo Grove, Illinois.

Upon roll call the vote was:

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

President Richardson declared the motion carried.

D. CONSIDERATION OF A RESOLUTION SUPPORTING THE USE OF PHOSPHORUS-FREE FERTILIZERS AND DETERGENTS

The following summary was provided with the Board folder: *The use of phosphorus based chemicals stimulates algal growth detrimentally affecting water quality and ecosystems. The Flint Creek Watershed Partnership (FCWP) is requesting its partners and the BACOG governments to pass this resolution. Resolutions adopted by BACOG governments will provide the basis for a public education campaign led by the Flint Creek Watershed Partnership. Materials are provided in the Board folder.*

President Richardson indicated Tru-Green Company is one of his clients and spoke about the different sources of nutrients that affect water quality, such as geese waste and discharges from wastewater treatment plants. He encouraged people who fertilize their own yards to read the instructions carefully and to use the correct applicant rate. Dr. Cindy Skrudrud of the Sierra Club and Jeff Fedorchak of Tru-Green Company were not able to attend tonight's meeting to speak about state legislation they worked on together related to this topic, but might be able to attend in April.

Board Action

A motion was made by Trustee Schaller and seconded by Trustee Mitchell to table Item 14D until the April Board meeting.

Upon roll call the vote was:

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

President Richardson declared the motion carried.

15. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE VILLAGE BOARD

16. CLOSED SESSION (Roll Call Vote)

Board Action

At approximately 9:02 p.m., a motion was made by Trustee Schofield and seconded by Trustee Schaller That A Portion of The Meeting Be Closed To The Public, Effective Immediately, To Discuss Matters of Personnel, and/Or To Discuss Possible Real Estate Acquisitions, and/Or 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, the Board finding that Based Upon Advice of Counsel, Litigation is Probable or Imminent as to those Matters so Identified on the Record in Such Closed Session for the Reasons therein Stated.

Upon roll call the vote was:

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

President Richardson declared the motion carried.

The Board took a brief recess prior to opening Closed Session.

The Board reconvened at 9:43 p.m. with all members present as the original roll call.

17. ACTION TO BE TAKEN FROM CLOSED SESSION

**A. CONSIDERATION OF A LEASING AGREEMENT FOR THE FARMHOUSE PROPERTY
LOCATED AT 23585 KELSEY ROAD**

Board Action

A motion was made by Trustee Schaller and seconded by Trustee Mitchell to pass Ordinance No. 2010-O-06, An Ordinance Authorizing the Lease of Real Property by the Village of Lake Barrington, Lake County, IL (Re: The Two-Story Frame, Single-Family Residence, Large Wooden Barn and Stables, Driveway and Grass Yard Located at 23585 N. Kelsey Road, Lake Barrington, IL).

Upon roll call the vote was:

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

President Richardson declared the motion carried.

18. OTHER

None

19. ADJOURNMENT: A motion was made by Trustee Schofield and seconded by Trustee Mitchell to adjourn the meeting. The voice vote was unanimous, the motion carried, and the meeting was adjourned at approximately 9:45 p.m.

Respectfully submitted,

Loretta Peterson
Village Clerk
Recording Secretary