

**VILLAGE OF LAKE BARRINGTON
MINUTES OF THE REGULARLY SCHEDULED MEETING
OF THE BOARD OF TRUSTEES HELD JANUARY 7, 2008**

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 Monday, January 7, 2008, and was called to order by President Richardson at 7:01 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, Schaller, Struck, Trustee Vonder Haar, and President Richardson

Absent: Trustee 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: None

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

Others Present: ZBA Member Fortman, Village Attorney Bateman

3. PLEDGE OF ALLEGIANCE

4. CONSIDERATION OF MINUTES

A) December 4, 2007 Regular Board Meeting Minutes

Board Action

A motion was made by Trustee Schaller and seconded by Trustee Vonder Haar to approve the minutes of the December 4, 2007 Regular Board Meeting, as amended. The voice vote was unanimous and the motion carried.

5. PRESIDENT'S REMARKS (President Richardson)

A) President Richardson congratulated Village Clerk Cindy Hoover for her advanced credential as being a Certified Municipal Clerk by the International Institute of Municipal Clerks, a leading professional organization for continuing education and professional development for communities worldwide.

B) President Richardson announced that the Surface Transportation Board would be holding an Open House on Wednesday, January 9th at Makray Golf Course in Barrington with two opportunities to hear from stakeholders about the CN Railway's proposed purchase of EJ&E Railway. He encouraged resident participation.

Administrator Martin stated that interested residents could go to www.fightrailcongestion.com on the Internet to get more information, press releases, description of process, and potential impacts. President Richardson stated that residents that sign up for information updates via email would be subject to privacy. President Richardson that strong community input is vital during the administrative proceedings. He stated that the Surface Transportation Board is

requiring a full environmental impact study and the Canadian National Railway have expressed their willingness to collaborate with municipalities. President Richardson cited the crossings in the Barrington area that would be affected by the purchase as Cuba Road, Lake Zurich Road, Route 14 & Route 59, Hough Street, the Ice House northwest tracks, and near the Barrington High School. He stated that a map is available at www.fightrailcongestion.com. President Richardson stated that the area's quality of life and environmental impacts are of the upmost concern. He reported that a 400% increase in rail traffic is proposed which may cause delays, congestion, and pollution. Other key issues pertain to emergency response, noise, and property values. He stated that yard signs would be available via the Village Hall, Barrington Public Safety, or the Internet.

6. **OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE VILLAGE BOARD** – None.
(Also see public comment during agenda item 15)

7. **CONSENT AGENDA** – None.

8. **TREASURER'S REPORT:**

Treasurer Purcell reported on the following:

A. The Audited Financial Statements as of 04/30/07 were distributed to the Board. The financial condition of the Village is comparable to the estimates previously prepared by staff. These numbers do not include the Open Space Bond issue so they are much different than the Village's position today. The General Fund see a increase of nearly \$200,000 from the prior year's balance and the Water and Sewer Fund shows improvement since the rate increases for water and sewer services.

B. The Financial Statements for the seven months ending 11/30/07 show an income of \$176,924 which is lower than the first six months due to roadwork for the Lakeland Estates and Farm Trails Subdivisions.

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

Board Discussion

Administrator Martin reported that the Village had a clean audit, the Village's financial condition is sound, and more audit details are listed in the back of the audit report. President Richardson credited the results to the Village Treasurer, Administrator, and Accountant. Prior to Board Action, President Richardson stated that he requested the additional warrant due his relationship with ServiceMaster.

Board Action (A-D)

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

A. Approve the Audited Financial Statements as of 04/30/2007; and

B. Approve the Financial Statements as of 11/30/07; and

C. Pay bills in the amount of **\$139,790.95** as listed on Accounts Payable Warrant "A" dated January 7, 2008; and

D. Pay bills in the amount of **\$59,148.06** as listed on Accounts Payable Warrant "B" dated January 7, 2008;

Upon roll call the vote was:

Yeas: Trustees Burke, DeJesu, Schaller, Struck, Trustee Vonder Haar, and President Richardson

Nays: None

Abstain: None

Absent: Trustee Raclaw

President Richardson declared the motion carried.

Board Action (E)

A motion was made by Trustee Vonder Haar and seconded by Trustee Schaller to:

- E. Pay bills in the amount of **\$ 58.75** as listed on Accounts Payable Warrant "C" dated January 7, 2008;

Upon roll call the vote was:

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

President Richardson declared the motion carried.

9. ADMINISTRATOR'S REPORT

A. Committee Meetings: Administrator Martin reported that a Finance Committee Meeting has been scheduled for January 15, 2008 at 5:30 PM to review the budget. He also reported that the Community Development Committee would be looking into the sub-area planning process and a special task-force would be established to review the Tarkowski matter.

B. Other: None.

10. CLERK'S REPORT

Village Clerk Hoover gave the following report:

A. Voter Information:

- Voter Registration ends on January 8th for the February 5th General Primary Election. However, Grace Period registration/address change will be offered at the Lake County Clerk's office in Waukegan beginning January 9th through January 22nd.
- Absentee Voting began on December 27th ONLY at the Lake County Clerk's Office for in-person absentee voting or by absentee voting by mail. Voters who wish to vote absentee by mail may contact the Lake County Clerk's Absentee Department at (847) 377-2406 or visit their website (www.co.lake.il.us/cntyck) to request a ballot.
- Local area early voting begins January 14 and ends January 31 at Cuba Township or Wauconda Township depending upon where you registered.
- In person absentee voting will be held February 1, 2, and 4 at your local Township office.

Please note: voters requesting an Early Voting or Absentee Voting ballot CANNOT cast a ballot on Election Day.

- B. CFC is hosting a program on living peacefully with coyotes. The program will be held on January 19th beginning at 9:30 AM at the Vehe Farm, 23570 W. Cuba Road in Deer Park. To RSVP call CFC at (847) 382-SAVE.
- C. The Barrington and Cuba Townships are hosting their 6TH annual "HAVE A HEART" Food Drive on Saturday, February 9th from 9AM until NOON at the following Fire Stations:
- D. The Barrington Area Council on Aging is offering an Income Tax Assistance Program by appointment only beginning February 7 through April 10th. For more information or to schedule an appointment, please call BACOA at (847) 381-5030.

11. COMMITTEE REPORTS

President Richardson stated that the assigned committee would begin making reports next month. Village Administrator Martin announced the members of the following committees:

- A. COMMUNITY DEVELOPMENT (Chair Raclaw, Co-Chair Burke)
- B. FINANCE & HUMAN RESOURCES (Chair Vonder Haar, Co-Chair Struck)
- C. INTERGOVERNMENTAL AFFAIRS (Chair Richardson, Co-Chair DeJesu)
- D. NATURAL RESOURCES (Chair DeJesu, Co-Chair Raclaw)
- E. PUBLIC SAFETY (Chair Schaller, Co-Chair Struck)
- F. PUBLIC WORKS (Chair Vonder Haar, Co-Chairs Burke & Struck)
- G. RULES (Chair Schaller, Co-Chair Vonder Haar)

Administrator Martin reported that the Plan Commission and Zoning Board of Appeals met last fall to review the Action Plan, partnerships with School District #220 and Good Shepherd Hospital, and major community stakeholders. He stated that reports should begin next month.

12. OLD BUSINESS – None.

13. ORDINANCES

A. CONSIDERATION OF AN ORDINANCE GRANTING A SPECIAL USE PERMIT FOR AUTOMOBILE DEALERSHIP FOR THE LIMITED DISPLAY AND SALE OF NEW AND USED VEHICLES AT 22073 PEPPER ROAD

Administrator Martin distributed the following summary to the Board in their packets: : Mr. Larry Krupa, current owner of Barrington Coach Haus LTD (an automotive concierge service), is requesting a special use permit to allow for the operation of "Auto Monster Incorporated" an internet based auto dealership. The address is 22073/75 N. Pepper Road a multi-tenant building. The proposed business would occupy unit B. The internet address www.automonsterinc.com currently includes the proposed address and appears to be a placeholder site. Mr. Krupa appeared before the Plan Commission on December 13 and received a unanimous recommendation for approval of the special use permit. Sales will take place within the building. No repair for body work will take place on the site. The owner has completed a Fire Department inspection as required.

Discussion

Mr. Krupa was in attendance but appeared to have left the building. Mr. Martin stated that there are a number of conditions, such as, no public intercom, fire and building inspections, no auto repair, no storage of fuel or tires, signage and lighting prohibitions, and a limit of 15-20 vehicles indoor and 6 vehicles on display outdoor. Administrator Martin stated that sales tax would be collected.

Board Action

Upon the conclusion of such discussion, a motion was made by Trustee DeJesu and seconded by Trustee Burke to pass Ordinance No. 2008-O-01, an Ordinance Granting A Special Use Permit To Permit An Automobile Dealership For The Limited Display And Sale Of New And Used Vehicles On The Property Of LaSalle National Bank, As Trustee Under Trust No. 014208 (Edward J. Krupa, Beneficiary) At 22073 Pepper Road.

Upon roll call the vote was:

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

The motion carried.

B. CONSIDERATION OF AN ORDINANCE TO PROPOSE THE EXPANSION OF SPECIAL SERVICE AREA NUMBER THREE (WATER & SEWER)

Administrator Martin distributed the following summary to the Board in their packets which was read aloud at the meeting: It has been more than 90 days since the approval of the North Pointe Development. In accordance with those approvals, a Special Service Area should be established. This Ordinance authorizes the Village Clerk to publish a legal notice and notify the subject property owners of a Public Hearing to consider the proposed expansion of a Special Service Area Number Three. Sixty days following said hearing, the Village Board may consider approval of expanding the Special Service Area Number Three.

C. CONSIDERATION OF AN ORDINANCE TO PROPOSE THE ESTABLISHMENT A SPECIAL SERVICE AREA FOR THE NORTHPOINTE SUBDIVISION

Administrator Martin distributed the following summary to the Board in their packets which was read aloud at the meeting: It has been more than 90 days since the approval of the North Pointe Development. In accordance with those approvals, a Special Service Area should be established. This Ordinance authorizes the Village Clerk to publish a legal notice and notify the subject property owners of a Public Hearing to consider the establishment of a Special Service Area. Sixty days following said hearing, the Village Board may consider approval of a Special Service Area.

Discussion

Attorney Bateman stated that these Special Services Areas are a condition of the Annexation Agreement. Administrator Martin stated that the expansion of SSA #3 would provide some tax relief to existing taxpayers within the SSA #3. Discussion followed. Trustee Struck stated that the road is not in yet, but the developer is moving earth and staking. Attorney Bateman stated that legal notices should be published in accordance with the proposed Ordinances.

13 B&C Board Action

Upon the conclusion of such discussion, a motion was made by Trustee Struck and seconded by Trustee Vonder Haar to approve by ominous vote and pass Ordinance Nos. 2008-O-02, an Ordinance regarding the proposed expansion of Special Service Area Number Three and 2008-O-03, an Ordinance regarding the proposed establishment of Special Service Area Number Fourteen.

Upon roll call the vote was:

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

The motion carried.

14. NEW BUSINESS

A. CONSIDERATION AN ENGINEERING SERVICE CONTRACT - DRAINAGE WORK INDIAN RIDGE ESTATES SUBDIVISION - APACHE LANE

Administrator Martin distributed the following summary to the Board in their packets and read it aloud at the meeting: *Action deferred subject to additional topographic analysis.*

Discussion

Per the request of the Board, Administrator Martin summarized the situation of the broken drain tile, steep slope, and collapsed driveway culvert. He stated that the Village would be better off fixing the problem permanently and in the process a few trees would need to be

removed. Administrator Martin stated that he would have a full report next month. Discussion followed pertaining to Cuba Township.

Board Action

Board action was deferred prior to the meeting by the Village Administrator pending engineering.

B. CONSIDERATION OF AN AWARD OF CONTACT FOR CLEANING SERVICES FOR VILLAGE HALL

Administrator Martin distributed the following summary to the Board in their packets and read it aloud at the meeting: Following issues related to building security, staff terminated the Village's previous contract for cleaning services. Quotes were requested from several nearby companies and the following firms were interviewed. Staff is recommending that the contract be awarded to Service Master of Lake Zurich.

1. Clean Impressions Corp. in Palatine, IL - \$337.50 per month
2. Cleaning Fanatics Inc. in East Dundee, IL - \$645.00 per month
- 3. Service Master, Inc. in Lake Zurich, IL - \$235.00 per month**

Discussion

President Richardson stated that Service Master's program is typically carpet cleaning for residences and standard janitorial services for commercial. Trustee Struck requested a 30-day out contract.

Board Action

Upon the conclusion of such discussion, a motion was made by Trustee Vonder Haar and seconded by Trustee DeJesu to authorize the Village Administrator to enter into a renewable services agreement with Service Master of Lake Zurich for cleaning services.

Upon roll call the vote was:

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

The motion carried.

C. CONSIDERATION OF AN INTERGOVERNMENTAL AGREEMENT WITH PACE "DIAL A RIDE" BUS SERVICE

Administrator Martin distributed the following summary to the Board in their packets and read it aloud at the meeting: The Village has participated in a local share agreement with the Village of Barrington to offer subsidized PACE Dial-A-Ride transportation services for Lake Barrington senior/handicapped residents. The agreement is based on estimated usage from the previous year. Payment for 2008 actual usage will be due in February 2009. Over the past 7 years the Village contributed an average of \$2,500 per year.

Board Action

A motion was made by Trustee Schaller and seconded by Trustee DeJesu to adopt Resolution No. 2008-R-01, a Resolution Approving A Certain Intergovernmental Agreement Between the Village of Lake Barrington and the Village of Barrington To Provide For Contribution Under A Local Share Agreement With Pace For Senior/Handicapped Bus Service.

Upon roll call the vote was:

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

The motion carried.

D. CONSIDERATION OF AN AWARD OF CONTACT FOR LOBBYING SERVICES – FIDELITY CONSULTING GROUP

Administrator Martin distributed the following summary to the Board in their packets and read it aloud at the meeting: The Village previously has contracted with Advanced Practical Solutions for lobbying services. The Fidelity Consulting Group is proposed as the Village's new lobbyist at the same terms, a \$24,000 annual retainer.

Discussion

President Richardson reported that Advanced Practical Solutions has taken a different direction and is no longer able to work for the Village. Issues that were addressed by them include the traffic lights proposed for Route 14 and Pepper Road and Roberts and River Roads, Wauconda Wastewater Treatment Plant/Fiddle Creek, water quality grant for Flint Creek, and open space initiatives. Administrator Martin stated that there would be no need for a budget change and President Richardson stated that there would be a 30-day out clause.

Discussion followed pertaining to some concerns by the Board members, such as political affiliation, experience, and lack of the Board members opportunity to interview them. President Richardson explained that the Village would be a marquee client and he urged the Board to make a decision soon.

Board Action

Board action was tabled until a Special Meeting called for Saturday, January 12, 2008 by the Village President.

15. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE VILLAGE BOARD – (Also see agenda item 6.)

16. CLOSED SESSION

Board Action

At 8:03 P.M. a motion was made by Trustee Vonder Haar and seconded by Trustee Schaller 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, and/Or To Discuss 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, DeJesu, Schaller, Struck, Vonder Haar, and President Richardson
Nays: None
Abstain: None
Absent: Trustee Raclaw

The motion carried.

The Village Board reconvened at 9:12 PM with those Board members in attendance as during original roll call.

17. ACTION TO BE TAKEN FROM CLOSED SESSION

A. CONSIDERATION OF A COMPENSATION ORDINANCE RE: VILLAGE ADMINISTRATOR

Administrator Martin distributed the following summary to the Board in their packets: Annual review and approval of the Village Administrator's compensation and general duties via ordinance.

Board Action

Upon the conclusion of such discussion, a motion was made by Trustee Vonder Haar and seconded by Trustee Struck to pass Ordinance No. 2008-O-04, an Ordinance regarding the Village Administrator's Salary, as amended to read a salary of \$9,500 per month plus such bonuses as may be considered by the Board from time to time.

Upon roll call the vote was:

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

The motion carried.

B. 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 is reviewing these minutes and his recommendations are reflected in said Resolution.

Board Action

Upon the conclusion of such discussion, a motion was made by Trustee DeJesu and seconded by Trustee Schaller to adopt Resolution No. 2008-R-02, A Resolution regarding the confidentiality of certain closed session minutes and destruction of certain audio tapes.

Upon roll call the vote was:

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

The motion carried.

18. OTHER - None.

19. ADJOURNMENT: A motion was made by Trustee Vonder Haar and seconded by Trustee Struck to adjourn the meeting. The voice vote was unanimous, the motion carried, and the meeting was adjourned at approximately 9:12 p.m.

Respectfully submitted,
Cynthia L. Hoover
Village Clerk
Recording Secretary