

**VILLAGE OF LAKE BARRINGTON  
MINUTES OF THE REGULARLY SCHEDULED MEETING  
OF THE BOARD OF TRUSTEES HELD MAY 6, 2008**

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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, May 6, 2008, and was called to order by President Richardson at 7:22 p.m. Administrator Martin 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, Schaller, Vonder Haar, and President Richardson

Absent: Trustee Struck

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 and Village Administrator Martin

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

**3. PLEDGE OF ALLEGIANCE**

**4. CONSIDERATION OF MINUTES - Action tabled.**

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

President Richardson stated that a source of concern was brought to his attention regarding vandalism to Village grounds last Friday night. He asked that residents contact the police if they have any information.

**6. SPECIAL PRESENTATIONS**

**A. Flint Creek Watershed Partnership**

Administrator Martin distributed the following summary to the Board in their packets: Flint Creek Watershed Partnership's goal is to educate while building partnerships for projects to improve water quality, reduce flooding, and preserve and restore wetlands, prairies, and other natural features for future generations. Funding for the Flint Creek Watershed-Based Plan was provided, in part, by the Governor of Illinois and the Illinois Environment Protection Agency through Section 319 of the Clean Water Act. Additional funding was provided by Barrington Area Council of Governments, Barrington Area Development Council, Barrington Hills Conservation Trust, Citizens for Conservation, the Townships of Barrington and Cuba, and the Villages of Barrington, Barrington Hills, Hawthorn Woods, Lake Barrington, Lake Zurich and North Barrington. The Partnership will present and request that the Village Board adopt and endorse the Flint Creek Watershed-Based Plan which is available for viewing at [www.flintcreekwatershed.org](http://www.flintcreekwatershed.org).

### **Presentation**

Ms. Pasty Mortimer representing Citizens for Conservation (CFC) and Flint Creek Watershed Partnership (FCWP). Ms. Mortimer reported that the partnership consisting of area governments, including the Village of Lake Barrington, and non-profit agencies has been working on the partially grant-funded plan to redefine a healthy watershed for several years. She gave a presentation to the Board about the existing conditions of Flint Creek and Flint Lake pertaining to the proposed adoption of the Flint Creek Watershed Based Plan (FCWBP).

During the presentation she stated that the area covers the counties of Lake, Cook, and a small portion of McHenry. She stated that a watershed is defined is a land mass in which all the water is drained to one area and in this case it is Flint Creek. Topics included in the presentation included the Flint Creek Watershed's elevation of borders, the route of flow, the location of Flint Lake after 45 miles of stream with only 2 additional miles of downstream, shoreline vegetation, imperious surface pollutants, overall size of approximately 36 square acres, inventories and assessments – detention basin and threatened and endangered species, and the six specific action plans, as follows:

#### **Action Plans provided in FCWDP:**

- 1) Problematic
- 2) Educational
- 3) Site Specific
- 4) Water Quality Monitoring
- 5) Open Space
- 6) Groundwater Recharge

The presentation concluded with Ms. Mortimer requesting the Flint Creek Watershed Plan which may be viewed online at [www.flintcreekwatershed.org](http://www.flintcreekwatershed.org).

Discussion followed as Ms. Mortimer answered their respective questions. Administrator Martin stated that the FCWBP has a series of recommendations and is an extension to the Village's Comprehensive Plan.

Board discussion followed pertaining to future federal funding, cooperation of Flint Lake frontage property owners, continued value of the Village's relationships with CFC and FCWP, pollutants discharged, the Wauconda Wastewater Treatment Plant's monitoring wells and Village consultants, and easements required prior to using public funds for future stream bank restoration projects.

### **Board Action**

At the conclusion of such presentation and discussion, a motion was made by Trustee DeJesu and seconded by Trustee Vonder Haar to Pass Resolution No. 2008-R-16, a Resolution regarding the Flint Creek Watershed Partnership.

The voice vote was unanimous and the motion carried.

*Agenda Item 15A was heard out of sequence.*

## **15 NEW BUSINESS**

### **A. CONSIDERATION OF A CONTRACT WITH CLARK MOSQUITO FOR MOSQUITO ABATEMENT**

Administrator Martin distributed the following summary to the Board in their packets:  
The Village has experienced a good relationship with Clarke Mosquito in the past for mosquito abatement services. The Board last approved a two-year contract prior to the season of 2006. Village staff recommends continuing the program as a two-year contract. The following is included for FY 09 – FY 10:

- 12 ULV truck treatments for both nuisance and disease control
- Will reduce catch basin treatments from 3 to 2 (but covers all 75 new basins) and continues to comply with the Illinois Department of Public minimum recommendation for West Niles Virus.
- 1 aerial treatment in Lakeland Estates to reduce nuisance.
- 5 ATV treatments at Lake Barrington Shores scheduled during heavy annoyance and disease situations.

**Public Comment**

Mr. George Balis of Clarke Mosquito addressed the Board stated the business' background information and description of services provided to the Village. He stated that the Village's adult control program is supplemental to Cuba Township's program which treats standing water. The Village previously added catch basin treatments for mosquitoes that may carry the West Niles Virus (WNV) of which the Lake County Health Department performs trapping and the Lake County Forest Preserve handles inspections. Mr. Balis stated that the Village's coverage expanded last year to cover new subdivisions which Clarke provided these services for no-charge. Last year's rainfall and predictions for this season were discussed along with use of chemicals and their application. Mr. Balis stated that residents may call to be place on a prior notification list at 800-942-2555 or to report standing water. He stated that detention ponds are inspected normally through Cuba Township agreement.

**Board Action**

A motion was made by Trustee Schaller and seconded by Trustee Vonder Haar to waive public bidding and approve and accept the mosquito control bid from Clarke Mosquito for mosquito control services for the two seasons of 2008 and 2009 and at the discretion of the Village Administrator, consisting of the following applications per season not to exceed \$35,000 plus or minus 10%. Upon roll call the vote was:

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

President Richardson declared the motion carried.

7. **OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE VILLAGE BOARD** – None.  
(Also see public comment during agenda item 16.)

8. **CONSENT AGENDA**

- A. Approve the Annual Community Forestry Program for FY 2008-2009; and
- B. Approve the BACOG budget for FY 2008-2009.

Administrator Martin stated that the BACOG contribution is going up \$2000 for this fiscal year however the assessment hasn't changed.

**Board Action**

A motion was made by Trustee Raclaw and seconded by Trustee Burke to approve the Consent Agenda. Upon roll call the vote was:

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

President Richardson declared the motion carried.

**9. TREASURER'S REPORT:**

Treasurer Purcell reported on the following:

- A. An audit services engagement letter was received by staff for an increase of \$1,380 this year to cover eight new mandated audit standards.
- B. The net income, major expenses, MFT fund and a new Open Space Fund statement were reviewed and discussed.
- C-E. The Accounts Payable Warrants have been reviewed and should be approved.

Staff assured the Board that the proposed agreement is understood. President Richardson stated the usefulness of the Flash Report and reported that there was room in this year's budget to provide significant dollars for the Village's roads program.

**Board Action (A-D)**

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

- A. Accept the proposal submitted by Dam, Snell, and Taveirne dated April 28, 2008 for audit services not to exceed \$10,780.00;
- B. Approve the Financial Statements as of 03/31/08;
- C. Pay Bills in the amount of \$215,597.75 as Listed on the Accounts Payable Warrant "A" Dated May 6, 2008;
- D. Pay Bills in the amount of \$7,869.53 as Listed on the Accounts Payable Warrant "B" Dated May 6, 2008;

Upon roll call the vote was:

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

President Richardson declared the motion carried.

**Board Action (E)**

A motion was made by Trustee DeJesu and seconded by Trustee Schaller to:

- E. Pay bills in the amount of **\$ 235.00** as listed on Accounts Payable Warrant "C" dated May 6, 2008;

President Richardson stated that as a former employee and current client of ServiceMaster he abstains from voting on this warrant and further stated that he had and has no involvement in the selection of the Village's cleaning service.

Upon roll call the vote was:

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

President Richardson declared the motion carried.

## 10. ADMINISTRATOR'S REPORT

Administrator Martin gave the following report:

- A. **Economic Development and Branding Report** – The Community Development Committee met recently to discuss developments, processes, and the ITAP bicycle grant application status. At the meeting, the role of the committee was defined as the following areas:

- 1) business development
- 2) neighbor developments
- 3) community events
- 4) marketing
  - a. branding concepts
  - b. strategies locations and targets
  - c. logo
  - d. infrastructure – gateway signage

The budget of individual items such as, planning consultant, neighborhood beautification, and community events, could be utilized by the committee. Committee discussion followed.

- B. **Financial Plan Approval Monday June 9, 2008**

11. CLERK'S REPORT - Absent; left no report.

## 12. COMMITTEE REPORTS

- A. **COMMUNITY DEVELOPMENT** (Chair Raclaw) – Trustee Burke thanked Administrator Martin and other officials for the underlying work that prepares the Village for other action projects. Administrator Martin stated that the Board would be considering the Action Plan for the upcoming fiscal year next month. He stated that the plan indicates timelines, costs, and committees responsible for oversight of proposed projects. President Richardson thanked Brian Battle and Tom Leonard of School District #220 as well as the Noyes family and the Fire District to assist us with vision on sub-area planning (see above comments during Administrator's Report for the Committee's report).

- B. **FINANCE & HUMAN RESOURCES** (Chair Vonder Haar) – Trustee Vonder Haar stated that personnel reviews have been completed and would be considered by the Board later on the agenda after closed session.

- C. **INTERGOVERNMENTAL AFFAIRS** (Chair Richardson) – Chair Richardson gave credit to Mr. Martin for the Village's ITAP grant application and stated his pleasure with the new lobbyist, Fidelity Consulting. Discussion followed pertaining to the grant opportunity.

President Richardson reported on the BACOG Groundwater Study, GIS Committee, Administrators meeting, random "healthier communities project" survey, and the Village's pursuit on capital budget items (i.e. nitrate removal grant for the Wauconda Wastewater Treatment Plant and signalization and intersection improvements for the River and Roberts intersection).

- D. **NATURAL RESOURCES** (Chair DeJesu) – Trustee DeJesu stated that although the Village did not hold a specific Arbor Day celebration this year, they are putting in a native tree arboretum similar to the Village of Algonquin. She stated that Village needs to oversee the rain garden this year. Trustee DeJesu reported that the Illinois Department of Agriculture is putting up Emerald Ash Borer traps. She added that Lake Barrington Shores has a great environmental group.

- E. **PUBLIC SAFETY** (Chair Schaller) – No report.

F. **PUBLIC WORKS** (Chair Vonder Haar) – Trustee Vonder Haar reported that this year’s roads program bid opening would be held later this week for improvements to the Lakeland Estates subdivision. She reported that the Village would also be doing drainage work on Apache and restoration work throughout the Village by Cuba Township. The proposed fencing on Village grounds, around the water treatment plant, and Freier Farm frontage as well as Village Hall painting were discussed.

G. **RULES** (Chair Schaller) – No report.

13. **OLD BUSINESS** – None.

14. **ORDINANCES**

A. **CONSIDERATION OF AN ORDINANCE – EXPANSION OF SSA#3 - NORTHPOINTE**

B. **CONSIDERATION OF AN ORDINANCE – ESTABLISHMENT OF SSA #14 – NORTHPOINTE**

Administrator Martin distributed the following summary to the Board in their packets and Attorney Bateman summarized at the meeting: The Board approved the NorthPointe Development on September 24, 2007 and the Annexation & Development Agreement provides for the establishment of a back-up Special Service Area (SSA). The Agreement also requires the expansion of SSA #3 for water and sewer utilities. The Board previously approved ordinances proposing the establishment of a SSA #14 and expansion of SSA #3 and public hearings were held in February. SSA #14 would be used in event that the development’s association fails to maintain the roads, detention areas, and other improvements.

**Board Action**

A motion was made by Trustee Schaller and seconded by Trustee Vonder Haar to pass by omnibus vote and pass Ordinance No. 2008-O-16 an Ordinance expanding Special Service Area Number Three and Ordinance No. 2008-O-17 an Ordinance establishing Special Service Area Number Fourteen RE: NorthPointe Development.

Upon roll call the vote was:

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

President Richardson declared the motion carried.

C. **CONSIDERATION OF LIQUOR CONTROL ORDINANCE AMENDING THE MINIMUM AGE OF ALCOHOL SERVERS FROM 21 TO 18 YEARS OF AGE**

Administrator Martin distributed the following summary to the Board in their packets and was summarized by Attorney Bateman at the meeting: Per the request of the Lake Barrington Shores Golf Club, the Village is being asked to consider lowering the age of servers of alcohol within the Village from 21 years to a minimum of 18 years of age. The Village Attorney has drafted an Ordinance for consideration amending the provisions of the Liquor Control Ordinance as directed with limitations (i.e. supervisor must be at least 21, et. al.).

Discussion followed pertaining to the request by Lake Barrington Shores Golf Club, the Village’s Home Rule authority and other municipalities’ discretionary action, and ordinance provisions.

**Board Action**

A motion was made by Trustee Schaller and seconded by Trustee Raclaw to approve Ordinance No. 2008-O-18 an Ordinance amending the Chapter 3 of Title 2 of the Village of Lake Barrington Municipal Code RE: Liquor Control, minimum age of servers amended to age 18.

Upon roll call the vote was:

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

President Richardson declared the motion carried.

**15. NEW BUSINESS**

**A. CONSIDERATION OF A CONTRACT WITH CLARK MOSQUITO FOR MOSQUITO ABATEMENT**

See action after 6A on agenda.

**B. CONSIDERATION OF OLYMPICS OUTREACH CHICAGO 2016 RESOLUTION**

Administrator Martin distributed the following summary to the Board in their packets and read aloud at meeting: The Metropolitan Mayor's Caucus has circulated a resolution in support of the Chicago's efforts to host the 2016 Olympics.

Discussion followed pertaining to land exchange between EJ&E to City of Chicago for use in the Olympics if CN Railway is processed. Good neighbor gesture. Should not connect them. Metro Mayors Caucus has asked this as a neighborly gesture.

Raclaw updated the Board on the CN Railway purchase matter and a recent meeting of concerned parties sponsored by the Barrington coalition – concerned about CN's allowed by lawmakers and regulatory authorities to only disclose vague projections and misleading information about its long range operating plans for the line and disingenuous promises about community benefits and regional impact. CN annual meeting tried to pass out literature that was prohibited but interviews were granted by the press. Representation was present and support by some of the political. STB decision – 2 year period for full environmental impact statement review. Mid-late summer preliminary review – now on fact-track- why? At upcoming coalition meeting later this week... What are next steps of the coalition? Kill vs. mitigate. STB – local communities come to independent agreement with CN is a very discouraging sign (comment by Bateman).

**Board Action**

A motion was made by Trustee Raclaw and seconded by Trustee Burke to pass Resolution No. 2008-R-17, a Resolution regarding Olympics 2016. Upon a unanimous voice vote, President Richardson declared the motion carried.

**C. CONSIDERATION OF EXTENDING A LETTER OF CREDIT – FOLEY/JKF COUNTRY HOMES SUBDIVISION**

Administrator Martin distributed the following summary to the Board in their packets: The deadline for subdivision improvements to the JKF Subdivision, Foley Court, with access off of Henry Lane is May 18. No improvements have been completed to date. The Village Board may either grant an extension of the Letter of Credit specifying a date that the improvements must be completed or call the Letter of Credit and hire contractors to complete the work. Due to market conditions the developer has requested an extension of the letter. Staff agrees that

installing the improvements including a cul-de-sac without some assurance as to salability would not be prudent at this time.

Discussion followed. Administrator Martin stated that the developer has requested several pre-construction meetings however improvements have not begun on the property. He stated that the development is unique in that there are three detention basins planned with involvement by CFC. Attorney Batman stated that the developer has until September 15<sup>th</sup> to complete the improvements and the Letter of Credit would expire no sooner than November 15<sup>th</sup>.

**Board Action**

A motion was made by Trustee DeJesu and seconded by Trustee Schaller to Pass Resolution No. 2008-R-18, a Resolution extending a Letter of Credit RE: JKF Subdivision.

Upon roll call the vote was:

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

President Richardson declared the motion carried.

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

**17. CLOSED SESSION**

**Board Action**

At approximately 9:42 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 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, DeJesu, Raclaw, Schaller, Vonder Haar, and President Richardson  
Nays: None  
Abstain: None  
Absent: Trustee Struck

President Richardson declared the motion carried.

The full Board reconvened at 10:17 p.m.

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

**A. CONSIDERATION OF AN EMPLOYEE COMPENSATION ORDINANCE**

**Board Action**

A motion was made by Trustee Vonder Haar and seconded by Trustee Raclaw to pass Ordinance No. 2008-O-19, an Ordinance amending the Village of Lake Barrington Village Code RE: Salaries.



Upon roll call the vote was:

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

President Richardson declared the motion carried.

19. **OTHER** - None

20. **ADJOURNMENT**: A motion was made by Trustee Schaller and seconded by Trustee Vonder Haar to adjourn the meeting. The voice vote was unanimous, the motion carried, and the meeting was adjourned at approximately 10:18 p.m.

Respectfully submitted,

Christopher A. Martin  
Village Administrator  
Recording Secretary

Cynthia L. Hoover  
Village Clerk