

**VILLAGE OF LAKE BARRINGTON  
MINUTES OF THE REGULARLY SCHEDULED MEETING  
OF THE BOARD OF TRUSTEES HELD JULY 6, 2010**

*Approved*

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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, July 6, 2010, and was called to order by President Richardson at 7:03 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 DeJesu, Mitchell, Raclaw, Schofield, Schaller, and President Richardson

Trustee Burke entered the meeting at 7:07 p.m. subsequent to the roll being called.

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: Trustee Burke.

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: None

**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 Held June 2, 2010
- B. Minutes of the Regular Meeting Held June 2, 2010

**Board Action**

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

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

- A. BACOG "Donald P. Klein" Award - Judge Appointment - Karen Daulton Lange

President Richardson announced the Barrington Area Council of Governments (BACOG) is establishing a Don P. Klein Planning Award in honor of the former Executive Director of BACOG who recently passed away. He highlighted the parameters of the award and indicated BACOG is requesting a representative from each member community to serve on a committee to review submissions. President Richardson recommended Plan Commission Chairperson Karen Daulton Lange to serve on the committee.

- B. Other: None.

The Board proceeded with Agenda Item 12A.

**6. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE VILLAGE BOARD - NON AGENDA ITEMS**

None

The Board proceeded with Agenda Item 13A.

**7. CONSENT AGENDA - None**

**8. TREASURER'S REPORT:**

Mr. Purcell reported on the following:

**A.** The Village is beginning the new fiscal year with a small net income in the General Fund for the month of May. Expenses are \$30,000 less and state shared income revenue is less than half as much as was received at this time last year. The actual to budget figures were not included in the report, because the new budget was not yet finalized.

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

**Board Action (B-C)**

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

**B.** Pay Bills in the amount of \$ 348,631.46 as Listed on the Accounts Payable Warrant "A" Dated July 6, 2010.

**C.** Pay Bills in the amount of \$ 8,868.14 as Listed on the Accounts Payable Warrant "B" Dated July 6, 2010.

Upon roll call the vote was:

Yeas: Trustees DeJesu, Mitchell, Raclaw, Schaller, Schofield,  
and President Richardson

Nays: None

Abstain: None

Absent: Trustee Burke

President Richardson declared the motion carried.

Lake Barrington resident and Troop 229 Boy Scout Jack Ridgway was recognized by President Richardson. The 7<sup>th</sup> grader explained he is attending the Board meeting to earn scouting badges.

**9. ADMINISTRATOR'S REPORT**

Mr. Martin reported on the following:

**A.** Joe Gerak, Intern: The Lake Barrington resident and Barrington High School senior will assist with the barn stomp and is preparing a recommendation for replacement of the farm house windows.

**B.** Freier Farm Barn Stomp #2: The scaled down event is scheduled for Saturday, October 2, 2010.

**C.** Road and Drainage Work Update: The drainage projects on Cherokee Lane, Dublin Way, and in Barrington Harbor Estates; and the Lake County Department of Transportation resurfacing projects on River and Kelsey Roads are completed. The Rt. 14 and Pepper Road traffic signal installation is delayed due to the labor strike.

- D. Park District Splash Park Concept: The Lake Barrington Countryside Park District is proposing a spray ground for the area south of the tot lot. A concept sketch was included in the Board packet.

**Board Discussion**

Discussion was held regarding location near the bioswale, need for more information, and Village permit requirements.

**Board Action**

A motion was made by Trustee Schaller and seconded by Trustee Raclaw to refer the splash park concept to the Plan Commission. The voice vote was unanimous and President Richardson declared the motion carried.

**10. CLERK'S REPORT**

Ms. Peterson gave highlights of the upcoming Barrington Sidewalk Days Chalk Art Festival.

**11. REPORTS OF STANDING COMMITTEES**

- A. Communications and Community Relations (C. Mitchell): Trustee Mitchell will be submitting policy for social media for staff and Board review. He would like to put together a communication contact list by neighborhood.
- B. Environment & Open Space (L. DeJesu): Trustee DeJesu encouraged residents to allow their lawns to go dormant to conserve water and eliminate the necessity to mow the lawn. She gave dry season tips. Mr. Martin indicated underground sprinkler systems require permits and that residents should not install them in the right of way. Trustee Mitchell suggested staff contact residents with sprinkler permits to encourage them not to use their sprinklers during this time of year to conserve water.
- C. Finance, Human Resources and Economic Development (D. Raclaw): Trustee Raclaw noted the financial plan and appropriation ordinance were already discussed. With regards to Human Resources, to help control the budget there are no wage increases this fiscal year. He, President Richardson, and Mr. Martin met with Mr. Blumenthal, who will be translating the Village's economic development vision into an operational work plan. Trustee Raclaw and President Richardson provided background on Mr. Blumenthal and explained he will create a "story" to present to developers and an actionable plan for the Village to implement that will be presented to the Board for consideration.
- D. Gated Communities (J. Schaller): Trustee Schaller confirmed with Mr. Martin that the status of the Tallgrass and Enclave developments are both in foreclosure. Mr. Martin stated a new home is being built in Tallgrass and that he met with the Tallgrass receiver to get the landscaping in compliance. Mr. Bateman explained the role of a receiver in foreclosure proceedings.
- E. Intergovernmental & External Relations (K. Richardson): President Richardson is working on getting the Village's projects moved up on the state payment list. He confirmed the state budget was passed with no changes to the Local Government Distributive Fund.
- F. Public Safety (J. Schaller): Trustee Schaller noted a public safety item will be discussed later in the meeting.
- G. Roads and Infrastructure (A. Burke): President Richardson stated this item was discussed earlier in the meeting.
- H. Village Hall and Grounds (C Schofield): Trustee Schofield reported the Village Property Task Force was presented with a series of usage ideas for Freier Farm noting access to water and ingress/egress are needed for use of the property. Staff is checking with Lake County regarding access to the property. The Committee will be presenting a draft site plan.

**12. ORDINANCES**

**A. CONSIDERATION OF AN ORDINANCE TO RE-PURPOSE BOND FUNDS**

The following summary was provided with the Board folder: *Over the past two years the Village has been successful in achieving its open space goal through its own land purchases and through additional land acquisitions by the Forest Preserve and Citizens for Conservation. 470 acres have been added as open space over the past two years bringing the total open space in Lake Barrington to 1,237 acres, or 27% of our total land use. Taking this into consideration, the Village recently surveyed its residents as to whether all funds should remain exclusively dedicated to additional open space purposes, or should a portion of the remaining bond funds be repositioned for public infrastructure improvements.*

*The results of this survey indicated a compelling desire in the community to repurpose a portion of the funds of capital/infrastructure projects. Therefore, as directed by the Board after discussion at its previous meeting, the following ordinance provides for the re-purpose of those funds to be segregated as follows:*

<b>Resident Survey Results - Total - June 4, 2010</b>		
<b>Fund Use</b>	<b>Survey Responses</b>	<b>Total Dollars</b>
Continue	39%	\$568,803
<b>Reprogram</b>	<b>38%</b>	<b>\$566,980</b>
<b>Borrow</b>	<b>23%</b>	<b>\$337,271</b>
TOTAL	100%	\$1,473,054

*The Board will have at its discretion a total of \$905,000 (combination of reprogram and borrow) for capital projects, the remaining funds will remain in the open space account. Funds have been retained for maintenance and improvements to currently held properties. Materials are provided in the Board folder.*

Mr. Martin gave a slide presentation which gave an overview of the following:

- Appropriation ordinance: purpose and process.
- Open space program: establishment of the Open Space Initiative, bond program, Open Space Map, Village acquisitions, and highlights of Lake County Forest Preserves acquisitions.
- Infrastructure needs: establishment and implementation of the Pavement Management Plan, drainage workshop and project plan development.
- Survey: results were reviewed.

President Richardson reviewed the survey options while emphasizing the “Borrow” option provides for borrowing monies from the Open Space Bond Fund and does not establish new or additional borrowing.

Trustee Burke recommended the Village should try and keep the maintenance plans current and to implement them as funding allows.

Trustee DeJesu explained the acquisition process and indicated Open Space funds are available, because some offers for purchase were refused.

President Richardson mentioned prepayment of the bonds is not an option.

Mr. Martin recommended that after setting aside money for maintenance of the currently held properties, the remaining bond funds be divided proportionately to

residents' votes and further explained how the funds would be used for resurfacing roads and drainage work.

### **Board Discussion**

The Board was polled for comment.

Trustee Schofield stated the roads will only get worse over time and that the staff's recommendation is an excellent idea.

Trustee DeJesu affirmed Trustee Schofield's comment further noting ignoring the roads will cost the Village more to fix them over time. She supports borrowing the funds.

Trustee Schaller is concerned that the initial Open Space referendum was a mandate, but with the changes in the economy and the will of the population through the survey, at this time, he is supportive of reprogramming. He stated the Village should set a time period to pay back borrowed funds to the Open Space Fund.

President Richardson explained the change in the economy and circumstances were the catalyst for the consideration in reprogramming funds and that the survey was chosen over putting another referendum on the November ballot, because it gave the Village the opportunity to take advantage of this construction season.

Trustee Burke indicated he is the Chairperson of the Roads & Infrastructure Committee. He feels the Village is managing the situation appropriately and acted prudently in getting feedback from residents. He supports the recommendation.

Trustee Raclaw surmised there will always be infrastructure projects to address and that with limited resources he believes in the borrowing option. He feels the Village should follow the engineering consultant's priority recommendations for projects. He supported the borrowing option to do projects that are needed and to keep funds dedicated for open space acquisitions.

Trustee Mitchell verified there were approximately 800 survey responses. He noted the Open Space Fund will be bolstered by the Citizens for Conservation option to purchase the Gibbs property and as borrowed funds are paid back over time. He confirmed there is no deadline to spend the Open Space funds. He is in favor of reprogramming and borrowing a portion of the fund.

President Richardson shares the views expressed. He commented on providing a transparent process in recognition that the funds belong to the residents of the Village, that the Village is not just preserving open space, but is also protecting water recharge areas, and that he agrees there is a need for a repayment term if funds are borrowed.

### **Public Comment**

Bob Bilocerkowycz, 25228 Cayuga Trail, thanked the Board, Trustee Burke and Mr. Martin. He commented on how he originally voted for open space, but at this time his priorities changed to drainage, roads and then open space. He commented on the results of the survey supporting infrastructure needs. In recognizing Lake Barrington Shores has no benefit from the current infrastructure program, he supports the Village borrowing from the Open Space Fund.

### **Board Action**

A motion was made by Trustee Mitchell and seconded by Trustee DeJesu to Pass Ordinance No. 2010-O-11, An Ordinance Amending An Ordinance Authorizing the Issuance of Not to Exceed \$5,500,000 General Obligation Bonds, Series 2007, of the Village of Lake Barrington, Lake County, Illinois.



Upon roll call the vote was:

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

President Richardson declared the motion carried.

*Trustee Burke exited the meeting at 7:42 p.m.*

President Richardson announced Claire Burke, Trustee Burke's daughter, was St. Viator High School's valedictorian and will be a Pre-Med student at Notre Dame University.

*The Board proceeded to Agenda Item 6.*

**B. CONSIDERATION OF AN ORDINANCE – AMENDMENTS TO CLASS C LIQUOR LICENSE & REQUIREMENTS TO OBTAIN A LIQUOR LICENSE**

The following summary was provided with the Board folder: *The Village has been approached by the owner of the Lake Barrington Shores Golf Club requesting a liquor license to sell package goods from the clubhouse. The Club currently has a specific full liquor license for its restaurant and bar. The attached ordinance:*

- *Expands the Class C Liquor License to include package sales.*
- *Requires liquor license applicants to provide proof of liquor liability and dram shop insurance coverage.*

The business owner was not in attendance. Upon an inquiry as to whether or not a license can be restricted to a current owner, Mr. Bateman confirmed a liquor license does not transfer with the sale of a business and that application cannot be restricted to the current owner. He further explained if the business were sold, the new owner would be allowed to apply for the liquor license with the license class requirements provided in the Village Code.

Upon a recommendation by Mr. Bateman, this item was tabled to the August 3, 2010 Board meeting.

**13. OLD BUSINESS - PUBLIC HEARING - APPROPRIATION ORDINANCE**

**A. FY2011 APPROPRIATION ORDINANCE AND FINANCIAL PLAN**

The following summary was provided with the Board folder: *Staff has completed the Fiscal Year 2011 Financial Plan as directed by the Village Board. Also provided in the accompanying folder is the FY2011 Appropriation Ordinance. The Board is being asked to approve the Appropriation Ordinance as the Village's spending authority, and the Financial Plan as the Village's spending and planning guide.*

Mr. Martin explained revenues have decreased dramatically compared to the previous year.

**Board Action**

A motion was made by Trustee Schofield and seconded by Trustee Raclaw to open a Public Hearing regarding the Appropriation Ordinance for Fiscal Year Ending April 30, 2011.

Upon roll call the vote was:

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

President Richardson declared the motion carried.

**Public Comment**

None

**Board Comment**

Trustee Schofield stated the FY 2011 Financial Plan is magnificent and that it should be made available for residents to review. She thanked Mr. Martin.

Trustee Raclaw pointed out that not only has there been a decrease in revenues, but that the Village responded by decreasing expenses in a concerted effort to reduce expenses. He commended Village Accountant Debbie Vernon, Mr. Purcell and Mr. Martin.

Mr. Martin indicated insurance costs are being capped and wages frozen for FY 2011 and that the Financial Plan will be made available at Village Hall and on the Village website.

President Richardson commented on criticism expressed by other mayors at events he attended towards state and federal governments for decreases in funding to local governments.

Trustee DeJesu expressed appreciation to staff for their development of a professional and readable financial plan.

Trustee Schaller affirmed the document is transparent and easily understandable.

**Board Discussion**

Discussion was held regarding decreasing state shared revenues and its potential impact on services to residents, how the Village is preparing to respond if further state shared revenue cuts are made, and efforts to get the Village's projects appropriations prioritized on the State payment list.

**Board Action**

A motion was made by Trustee Raclaw and seconded by Trustee Schaller to close a Public Hearing regarding the Appropriation Ordinance for Fiscal Year Ending April 30, 2011.

Upon roll call the vote was:

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

President Richardson declared the motion carried.

**Board Action**

A motion was made by Trustee DeJesu and seconded by Trustee Mitchell to consider in block:

- A. Acceptance of the Fiscal Year 2011 Financial Plan, Certified Statement of Revenues, and Fiscal Policies.
- B. Pass Ordinance No. 2010-O-12, an Appropriation Ordinance for Fiscal Year Ending April 30, 2011.

Upon roll call the vote was:

Yeas: Trustees DeJesu, Mitchell, Raclaw, Schaller, Schofield,  
and President Richardson

Nays: None

Abstain: None

Absent: Trustee Burke

President Richardson declared the motion carried.

**14. NEW BUSINESS**

**A. DISCUSSION OF A ZONING TEXT AMENDMENT – TEMPORARY USES-TRAILERS, TENTS, DUMPSTERS, STORAGE PODS & SPECIAL EVENTS**

The following summary was provided with the Board folder: *As requested, staff has provided draft ordinance amendments for regulating temporary storage devices aka PODS and other brands. These typically consist of a large box placed on the driveway for the homeowner to fill, which is then picked up and taken to the new home. Materials are provided in the Board folder.*

Mr. Bateman indicated the Ordinance creates a new section in the Village Code.

**Board Action**

A motion was made by Trustee Schofield and seconded by Trustee DeJesu to refer the Zoning Text Amendment to the Plan Commission for consideration.

Upon roll call the vote was:

Yeas: Trustees DeJesu, Mitchell, Raclaw, Schaller, Schofield,  
and President Richardson

Nays: None

Abstain: None

Absent: Trustee Burke

President Richardson declared the motion carried.

**B. CONSIDERATION OF RAPID CALLING SYSTEM GUIDELINES**

The following summary was provided with the Board folder: *The Village currently uses Blackboard Connect (aka Connect CTY) for rapid calling of its residents for various purposes. Staff and Trustee Schaller, Chairperson of Public Safety Committee, has developed the attached guidelines for system use. Materials are provided in the Board folder. Headings include:*

- System Activation
- Use of System



- *System Maintenance*

Mr. Martin explained the new policy outlines what situations the system will be used for and when it would not be used. Trustee Schaller recommended issuing the new policy to leaders of other homeowners associations.

**Board Action**

A motion was made by Trustee Schaller and seconded by Trustee Raclaw to Approve Guidelines for Use of the Blackboard Connect (CTY) Rapid Calling System.

Upon roll call the vote was:

Yeas: Trustees DeJesu, Mitchell, Raclaw, Schaller, Schofield,  
and President Richardson

Nays: None

Abstain: None

Absent: Trustee Burke

President Richardson declared the motion carried.

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

None

President Richardson announced the Board would be taking action after Closed Session.

**16. CLOSED SESSION**

**Board Action**

At approximately 8:37 p.m., a motion was made by Trustee Schaller and seconded by Trustee DeJesu 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 DeJesu, Mitchell, Raclaw, Schaller, Schofield,  
and President Richardson

Nays: None

Abstain: None

Absent: Trustee Burke

President Richardson declared the motion carried.

The Board reconvened at 8:47 p.m. with all members present as the original roll call.

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

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

The following summary was provided with the Board folder: *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.*

**Board Action**

A motion was made by Trustee Raclaw and seconded by Trustee Mitchell to Pass Resolution No. 2010-R-12, a Resolution Regarding the Release of Closed Session Minutes.

Upon roll call the vote was:

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

President Richardson declared the motion carried.

**18. OTHER**

None

**19. ADJOURNMENT:** A motion was made by Trustee DeJesu and seconded by Trustee Schaller to adjourn the meeting. The voice vote was unanimous, the motion carried, and the meeting was adjourned at approximately 8:48 p.m.

Respectfully submitted,

Loretta Peterson  
Village Clerk  
Recording Secretary