

**VILLAGE OF LAKE BARRINGTON
MINUTES OF THE REGULARLY SCHEDULED MEETING
OF THE BOARD OF TRUSTEES HELD MARCH 1, 2011**

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 1, 2011, 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 Mitchell, Schaller, Schofield, and President Richardson.

Absent: Trustees Burke, 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 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: Trustees Burke, DeJesu, and Raclaw

Staff Present: Village Administrator Martin, Village Accountant Vernon, 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 Regular Meeting held January 4, 2011

Board Action

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

The Board proceeded with Agenda Item 14A.

5. PRESIDENT'S REMARKS (President Richardson)

A. Other: President Richardson announced the Illinois Department of Transportation (IDOT) has scheduled an intersection improvement project at Rt. 14 and Kelsey Road for the coming construction season. He directed Ms. Peterson to share the information with local businesses.

At the U.S. Conference of Mayors, President Richardson participated in a roundtable discussion regarding water resources. Information from the summit will be published in a professional journal and placed on the Village website when it becomes available.

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

Bob Bilocerkowycz, Farm Trails resident, requested an update on the Farm Trails project. Mr. Martin indicated he spoke with their homeowners' association president prior to their annual meeting. He provided current status and explained the process and general schedule of the project which includes installation of concrete ribbons and resurfacing. The estimated cost of the project is \$400,000 - \$450,000. Upon inquiry regarding drainage issues at a particular residence, Mr. Martin and Mr. Bateman explained the Village addresses drainage issues that affect Village right-of-ways and are not responsible for issues on private property that do not affect the right-of-ways. President Richardson suggested representatives of the Farm Trails Homeowners Association meet with Mr. Martin and Trustee Burke, Chairperson of the Roads and Infrastructure Committee, for further discussion.

The Village Board proceeded with Agenda Item 5.

7. CONSENT AGENDA-None

8. TREASURER'S REPORT:

Mr. Purcell reported the following:

A. At the end of nine months, the Village shows net income of \$48,172. The months of December and January ended with a positive net income balance as a result of repurposed funds transferred from the Open Space Fund and a reimbursement from IDOT for the Rt. 14 and Pepper Road project. The Village received \$75,000 in grants funds from the Illinois Department of Commerce and Economic Opportunity for the Indian Trail project. He summarized how non-MFT funds and grant funds were used for infrastructure projects. Fund balances as well as net equity were reviewed.

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

Board Action (A-E)

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

- A.** Approve the Financial Statements as of 12/31/2010 and 01/31/2011
- B.** Pay Bills in the amount of \$ 195,373.75 as Listed on the Accounts Payable Warrant "A" Dated February 1, 2011.
- C.** Pay Bills in the amount of \$ 21,370.14 as Listed on the Accounts Payable Warrant "B" Dated February 1, 2011.
- D.** Pay Bills in the amount of \$ 390,049.90 as Listed on the Accounts Payable Warrant "A" Dated March 1, 2011.
- E.** Pay Bills in the amount of \$ 4,497.78 as Listed on the Accounts Payable Warrant "B" Dated March 1, 2011.

Upon roll call the vote was:

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

President Richardson declared the motion carried.

9. ADMINISTRATOR'S REPORT

Mr. Martin reported on the following:

A. Financial Planning Workshop: The workshop was conducted in the Special Meeting of the Committee of the Whole prior to the regular Board meeting. The draft FY2012 Financial Plan will be

presented at the next meeting and shared on the Village website.

- B. Census Results: Basic results of the 2010 census were received. The Village's population increased by 216 people and households increased by 397 residences since the 2000 census.
- C. Other: None.

10. CLERK'S REPORT

Ms. Peterson reported on the following:

- A. BACOG Well Water Testing Program – March 2011: Dates and times for test kit pick up were announced.
- B. April 5, 2011 Consolidated Election: Important registration and voting options and dates were announced.
- C. Next Board Meeting – Wednesday, April 6, 2011 due to the April 5 Election Day.
- D. Other: None.

11. REPORTS OF STANDING COMMITTEES

President Richardson announced committee reports are tabled until next month.

12. OLD BUSINESS

A. CONSIDERATION OF AN ORDINANCE RE: GOLF COURSE MAINTENANCE

This item was tabled from the January 4, 2011 Board of Trustees meeting. Mr. Martin summarized this Ordinance is to set forth certain guidelines and specific requirements relative to the management and maintenance of existing private golf course(s) specific to environmental and other impacts.

Board Action

A motion was made by Trustee Schaller and seconded by Trustee Mitchell to adopt Ordinance No. 2011-O-01 an Ordinance Amending the Village of Lake Barrington Village Code (RE: Title 11, "Trees and Plants"; Renumbering of the Current Chapter 4, "Penalties" as "Chapter 5", and Adding a New Chapter 4, "Golf Course Maintenance").

Upon roll call the vote was:

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

President Richardson declared the motion carried.

13. ORDINANCES

A. CONSIDERATION OF AN ORDINANCE TO PROVIDE FOR THE ABATEMENT OF A PORTION OF THE PROPERTY TAX LEVY FOR THE OPEN SPACE BOND ISSUE

Mr. Martin explained the proposed Ordinance reduces the amount of property taxes levied for the Open Space Bonds. Staff is recommending a \$40,000 reduction in the \$331,312.50 levy to be paid from previously collected parks and open space impact fees. The total open space tax levy will therefore be \$291,312.50.

Board Action

A motion was made by Trustee Schofield and seconded by Trustee Schaller to adopt Ordinance No. 2011-O-02, an Ordinance Abating a Portion of the Taxes Heretofore Levied for \$5,500,000 in General Obligation Bonds Series 2007 of the Village of Lake Barrington as Set Forth in the Village of Lake Barrington Ordinance No. 2007-O-10 Adopted on July 9, 2007.

Upon roll call the vote was:

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

President Richardson declared the motion carried.

C. CONSIDERATION OF A FIRST AMENDMENT TO LEASE FOR THE FARMHOUSE PROPERTY LOCATED AT 23585 KELSEY ROAD

Mr. Martin indicated the Freier Farm house tenant has requested to renew his lease for a fourth term. There have been no issues and staff is not recommending an increase in base rent. He conducted an inspection of the property and found no issues. Board members complimented the tenants on how well they maintain the property and how they enjoy their outdoor decorations.

Board Action

A motion was made by Trustee Mitchell and seconded by Trustee Schaller to adopt Ordinance No. 2011-O-03, An Ordinance Approving and Authorizing a First Amendment to Lease of Real Property by the Village of Lake Barrington, Lake County, IL (Re: The Two-Story Frame, Single-Family Residence Located at 23585 N. Kelsey Road, Lake Barrington, IL).

Upon roll call the vote was:

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

President Richardson declared the motion carried.

C. CONSIDERATION OF AN ORDINANCE RE: REGULATIONS RELATIVE TO PUBLIC COMMENTS AT PUBLIC MEETINGS

Mr. Bateman advised the Board that legislation passed amending the Open Meetings Act, which provides that public comments must be allowed, subject to reasonable local regulations. He noted that though the Village has always recognized the right for public comment, this ordinance will codify the rules as mandated by law. He reviewed the items in the ordinance.

Discussion

President Richardson and Trustee Schofield complimented residents, who have provided public comments, and officials for their respectful conduct over the years they have served on the Village Board.

Board Action

A motion was made by Trustee Schofield and seconded by Trustee Mitchell to adopt Ordinance No. 2011-O-04, an Ordinance Amending the Village of Lake Barrington Village Code (RE: Chapter 5, "President and Board of Trustees," of Title 1, "Administration"; New Section 1-5-8, "Regulations Relative to Public Comments at Public Meetings").

Upon roll call the vote was:

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

President Richardson declared the motion carried.

14. NEW BUSINESS

A. CONSIDERATION OF AN INTERGOVERNMENTAL AGREEMENT WITH BARRINGTON TOWNSHIP AND CUBA TOWNSHIP RE: PACE "DIAL A RIDE" BUS SERVICE

Mr. Martin stated the Village had 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. Barrington Township and Cuba Township assumed greater responsibility over the program during 2009. The agreement is based on estimated usage from the previous year. The Village contributed an average of \$2,500 per year in the past.

Ms. Hoban, Barrington Area Council on Aging, provided information on past usage and indicated the cost will be approximately \$3,200 under this new agreement based on past ridership.

Discussion

Board members commended BACOA, Ms. Hoban and the bus service. Comments were made regarding more frequent use of the bus service in LBS, costs of the program, and demographic results from the recent U.S. Census. Ms. Peterson indicated refined data has not been released from the U.S. Census Bureau yet.

Board Action

A motion was made by Trustee Schofield and seconded by Trustee Mitchell to adopt Resolution No. 2011-R-02 , A Resolution Approving a Certain Intergovernmental Agreement Among Barrington Township, Cuba Township, and the Village of Lake 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 Mitchell, Schaller, Schofield, and President Richardson.
Nays: None
Abstain: None
Absent: Trustees Burke, DeJesu, and Raclaw

President Richardson declared the motion carried.

The Village Board proceeded with Agenda Item 6.

B. CONSIDERATION OF AMENDED AND RESTATED AGREEMENT WITH THE VILLAGE OF FOX RIVER GROVE – WATER & SEWER SERVICES

Mr. Martin reported the Village has been working with the Village of Fox River Grove to adjust the water and sewer service fees and charges for the business park, as well as, additions to the emergency inter-connect section of the current intergovernmental agreement (IGA). The previous IGA was approved in 2007 with a 3-year term on fees and charges. The proposed agreement includes a 13% or \$7,858 increase to be adjusted annually using the *Illinois Institute for Rural Affairs Municipal Price Index (MPI) -- Water/Sewer Departmental Price Indices*, thus eliminating the need for revisions and providing cost certainty.

The interconnect language is amended to allow for opening of the valve between Fox River Grove and Lake Barrington by either municipality for various emergencies, currently it only applies to fires, including:

- Demand for water to fight or suppress a fire.
- Well pump failure or control failure.
- Loss of electrical supply.
- Loss of water treatment capability (flood, fire, equipment failure).
- Loss of storage tank use due to contamination and to allow for periodic maintenance.

- Water main break adjacent to one of the water treatment plants or elevated tank.
- Ground water contamination.
- Clogging of well.
- Natural disaster or terrorist activity.

Mr. Bateman explained the use of the above-mentioned index which reflects municipal costs versus the consumer price index. President Richardson stated the percentage increase may appear high, but the absolute dollars are not unmanageable.

Board Action

A motion was made by Trustee Mitchell and seconded by Trustee Schaller to pass Resolution No. 2011-R-03, a Resolution Approving the Second Amended and Restated Intergovernmental Agreement for Wastewater Treatment Services.

Upon roll call the vote was:

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

President Richardson declared the motion carried.

C. CONSIDERATION OF RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION OF AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE VILLAGE OF LAKE BARRINGTON. AND THE ILLINOIS ENVIRONMENTAL PROTECTION AGENCY RELATIVE TO COOPERATIVE EFFORTS TO SUPPORT THE FURTHER REMEDIAL ACTION BY THE ILLINOIS ENVIRONMENTAL PROTECTION AGENCY ON THE TARKOWSKI PROPERTY - LAKELAND ESTATES DUMPSITE

Mr. Martin indicated the Village has been working with the IEPA to assist in the clean-up of the decades-old dumpsite in the Lakeland Estates neighborhood. The Intergovernmental Agreement (IGA) will allow the Village to act as a pass through for the IEPA to secure funding to go towards the clean up project and provide for drainage and landscape restoration. He explained the granting and pass-through process, gave a brief history of the dumpsite, and noted the Fidelity Consulting Group is providing assistance to obtain funding. He thanked the IEPA for their work and support.

Board Action

A motion was made by Trustee Schofield and seconded by Trustee Schaller to pass Resolution No. 2011-R-04, a Resolution Approving an Intergovernmental Agreement Between the Village of Lake Barrington and Illinois Environmental Protection Agency.

Upon roll call the vote was:

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

President Richardson declared the motion carried.

D. CONSIDERATION OF A CONTRACT FOR PAVEMENT CONDITION SURVEY - GEWALT HAMILTON

Mr. Martin reported the Village's last pavement management condition survey was completed in May 2005. The evaluation is recommended to be conducted approximately every five years to monitor changing road condition. The purpose of the survey is to determine the condition of the Village's 23 lane miles of roadway. The condition survey leads to a recommended repair strategy

including priority and estimated costs which are then accounted for in the Village's Capital Improvement program. Gewalt Hamilton, the Village's current engineering consultant, will provide tables and mapping (paper and digital) and GIS functionality that will be presented to the Board.

Board Action

A motion was made by Trustee Schofield and seconded by Trustee Schaller to award a contract to Gewalt Hamilton Associates Inc. for a Road Condition Survey and Repair Strategy to include culverts and ditches (Task 9) in an amount not exceed \$14,750 to be paid for by MFT funds.

Upon roll call the vote was:

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

President Richardson declared the motion carried.

E. CONSIDERATION OF A RESOLUTION PROVIDING FOR A VOLUME CAP/PRIVATE ACTIVITY BOND REALLOCATION

Mr. Martin explained 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 2010.

Mr. Bateman further noted the Village has participated in the past and that the Resolution gives authority to transfer the bond allocation to the Village of Buffalo Grove.

Board Action

A motion was made by Trustee Schaller and seconded by Trustee Mitchell to pass Resolution No. 2011-R-05, A Resolution Reallocating 2011 Volume Cap To The Village of Buffalo Grove, Illinois.

Upon roll call the vote was:

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

President Richardson declared the motion carried.

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

Mr. Martin stated the Village received its proposed insurance renewal which included an 18% increase in premiums. Alternate carriers were examined using similar and lesser benefits, but none produced a cost savings, including the all-in HMO option which is more expensive this year than the PPO. Therefore, to blunt this increase, staff is recommending an increase to the employee portion of the HRA (health reimbursement account) deductible resulting in a Village insurance (health, life, and dental) payment of approximately \$63,718.15 or a 6.6% increase from last year. He reviewed the chart provided with the Board packet.

Discussion

Discussion was held on the increasing cost of health insurance and creating an insurance pool with other municipalities.

Board Action

A motion was made by Trustee Mitchell and seconded by Trustee Schofield 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 Mitchell, Schaller, Schofield, and President Richardson.
Nays: None
Abstain: None
Absent: Trustees Burke, DeJesu, and Raclaw

President Richardson declared the motion carried.

G. CONSIDERATION OF A RESOLUTION REGARDING CLOSED SESSION MINUTES

President Richardson tabled this item.

H. CONSIDERATION OF A LETTER OF CREDIT EXTENSION: TALLGRASS

Mr. Martin summarized the Tallgrass Subdivision's Letter of Credit in the amount of \$1,209,259 is expiring June 15, 2011. The improvements have not been completed to date. The Resolution grants an extension of the Letter of Credit to June 15, 2012, requires all improvements required in the subdivision be completed on or before October 1, 2011 and provides the Village with the means to draw upon the funds of the existing Letter of Credit if a new or extended irrevocable Letter of Credit is not deposited with the Village by April 29, 2011. The receiver intends to finish the work this spring and summer.

Board Action

A motion was made by Trustee Schaller and seconded by Trustee Schofield to approve Resolution No. 2011-R-06, a Resolution Approving the Extension of Time for a Performance Guarantee (re: Tallgrass Subdivision)

Upon roll call the vote was:

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

President Richardson declared the motion carried.

I. CONSIDERATION OF A LETTER OF CREDIT EXTENSION: FLINT CREEK PROMED BUILDING

Mr. Martin provided the following summary. The existing Letter of Credit for the Flint Creek ProMed Building in the amount of \$217,000 is set to expire on May 2, 2011. The improvements have not been completed to date. The Resolution grants an extension of the Letter of Credit to May 2, 2012, requires all improvements required in the subdivision be completed on or before October 1, 2011 and provides the Village with the means to draw upon the funds of the existing Letter of Credit if a new or extended irrevocable Letter of Credit is not deposited with the Village by March 31, 2011. Staff recommends extending this performance guarantee for another year. He indicated the building is about to be sold with an anticipated March 15 closing date and that there are a lot of engineering issues and things that need to be fixed.

Board Action

A motion was made by Trustee Schofield and seconded by Trustee Mitchell to pass Resolution No. 2011-R-07, a Resolution Approving the Extension of Time for a Performance Guarantee (re: Flint Creek ProMed Building).

Upon roll call the vote was:

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

President Richardson declared the motion carried.

15. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE VILLAGE BOARD

None

16. CLOSED SESSION

The Board did not enter Closed Session.

17. ACTION TO BE TAKEN FROM CLOSED SESSION

The Board did not enter Closed Session.

18. OTHER

None

19. ADJOURNMENT: A motion was made by Trustee Schaller and seconded by Trustee Schofield to adjourn the meeting. The voice vote was unanimous, the motion carried, and the meeting was adjourned at approximately 8:12 p.m.

Respectfully submitted,

Loretta Peterson
Village Clerk
Recording Secretary