

THE REGULAR MEETING OF THE BOARD OF TRUSTEES
August 22, 2011

President Abboud called the Regular Meeting to order at 6:38 P. M. Roll Call.

Present

Robert G. Abboud, President
Elaine M. Ramesh, Trustee
Joseph S. Messer, Trustee
Karen S. Selman, Trustee
Patty Meroni, Trustee
Harold Gianopulos, Trustee

Fritz H. Gohl, President Pro Tem (absent)

Michael N. Murphy, Police Chief
Doug Wambach, Village Attorney
Robert Kosin, Director of Administration
Dolores Trandel, Deputy Village Clerk

Guests

James Drury, resident
Nancy Schumm, consultant
Jack Reich, resident
James Flannery, Jr., resident
Karen Rosene, residents
Louise Flannery, resident
Jim O'Donnell, resident
David Stieper, resident
Jim Hammond, resident
Jonathan Knight, resident
Dan Walter, Elgin resident
Judy Freeman, resident
Jean Maddrell, resident
Tedd Gagen, resident
Dan Lundmark, resident
Diane Wamberg, resident
Michael Miller, resident
Mike Zachar, resident
Alisha Ure, resident
Mary Beth Holsteen
Charles Meroni, Jr., resident
Marty & Patti Fahey, residents
Carolyn Rusin, Chicago Tribune
Dan Strahan, Village Engineer
John Clarke, Village Attorney
Jim Kelley, Village Attorney

Trustee Meroni motioned to adjourn to Executive Session. Trustee Selman seconded.
Roll Call.

Ayes: 6 (Gianopulos, Meroni, Selman, Messer, Ramesh, Abboud)

Nays: 0

Absent: 1 (Gohl)

Meeting Adjourned to Executive Session

PUBLIC SESSION:

President Abboud called the Public Session to order at 7:46 P. M.

Trustee Meroni motioned to approve the Minutes of the Meeting of July 25, 2011 Trustee Gianopulos seconded. All present said Aye.

Motion Approved

Trustee Meroni motioned to approve the Executive Minutes of the Meeting of July 25, 2011. Trustee Selman seconded. All present said Aye.

Motion Approved

Trustee Meroni motioned to approve the Minutes of the Special Meeting of August 2, 2011 Trustee Gianopulos seconded.

President Abboud proposed a paragraph be added to the August 2, 2001 Special Meeting Minutes. President Abboud read the statement. Trustee Meroni motioned to add this statement. Trustee Messer seconded. All present said Aye. Trustees Messer and Selman abstained.

Motion Approved

Motion on the minutes as amended was called. All present said Aye. Trustees Messer and Selman abstained.

Motion Approved

Trustee Gianopulos motioned to approve the Executive Minutes of the Special Meeting of August 2, 2011. Trustee Meroni seconded. All present said Aye. Trustees Messer and Selman abstained

Motion Approved

Trustee Gianopulos motioned to dispose the Executive Minutes Recording of the Meeting of November 23, 2009. Trustee Meroni seconded. All present said Aye.

Motion Approved

PUBLIC COMMENTS

Jonathan Knight wanted to know what the status was as to his accusations regarding the removal of Attorney, Joseph von Meier, from the Zoning Board of Appeals. Chief Murphy stated Attorney Jim Kelly has left the meeting early and will provide information at the next Board of Trustees meeting.

Jack Reich asked why Attorney Kelly has not questioned the accusers. President Abboud advised that they may call Attorney Kelly with that inquiry.

David Stieper asked why Attorney Kelly was investigating this accusation as Attorney Kelly works for the Village and a totally objective attorney should be hired to investigate. President Abboud stated that if another attorney was hired, they would still be working for the Village.

Dede Wamberg stated this is not just an equestrian village. She does not want a horse boarding ordinance.

Jean Mandrell wanted to know what is happening with the Appellate Court decision on horse boarding issues.

FINANCE – Karen S. Selman

Treasurer's Report - Trustee Selman motioned to accept the Treasurer's Report for July 2011. Trustee Meroni seconded. All present said Aye.

Motion Approved

Police Pension Board Report - Trustee Selman motioned to accept the Police Pension Board's Report for July, 2011. Trustee Gianopulos seconded. All present said Aye.

Motion Approved

Overtime Reports - Trustee Selman motioned to accept the Overtime Report from July 16 to August 15, 2011 totaling \$6,155.15. Trustee Meroni seconded. Roll Call.

Ayes: 6 (Gianopulos, Meroni, Selman, Messer, Ramesh, Abboud)

Nays: 0

Absent: 1 (Gohl)

Motion Approved

Bills For Approval - Trustee Selman motioned to approve the bills for the month July 2011, totaling \$225,013.22. Trustee Meroni seconded. Roll call.

Ayes: 6 (Gianopulos, Meroni, Selman, Messer, Ramesh, Abboud)

Nays: 0

Absent: 1 (Gohl)

Motion Approved

Nicor Utility Tax – Approximately ten percent of the residents purchase their natural gas from a supplier other than Nicor and do not then pay a municipal utility tax. The Village may adopt a gas use tax. It was the sense of the Board that rather to raise to \$.05 per therm, to keep it at \$.03 at the amount collected by the municipal utility tax. Attorney Wambach will put together an ordinance after consulting with Nicor on the process to include all users within the gas utility tax.

ROADS AND BRIDGES – Patty Meroni

Monthly Report

2011 Drainage Program - Bid results have been returned for replacement of culverts: two on Ridge Road; two on Hawthorne Lane and one on River Road. A total of eight bids were received for this years drainage program. The low bidder was Copenhaver Construction of Gilberts, IL. Copenhaver submitted a bid of \$57,107.00. Neri Brothers Construction of Roselle, IL submitted the second lowest bid at \$66,848.65. The Engineer's Opinion of Probable Cost for this project was \$45,111.00. Village Engineer, Dan Strahan recommends that the Village Board award the 2011 Drainage Program – Various Culvert Replacements work package to Copenhaver Construction Inc. Trustee Meroni motioned to accept this contract. Trustee Selman seconded. All present said Aye. Roll Call.

Ayes: 6 (Gianopulos, Meroni, Selman, Messer, Ramesh, Abboud)

Nays: 0

Absent: 1 (Gohl)

Motion Approved

Outage Update – In the future without power, the traffic signal will go to flash on battery back-up, then to dark and remain dark until power is restored. Commonwealth Edison announced that it will begin a Traffic Signal Generator Back Up Program to deal with future outages that might last longer than a few hours. The impact of the storm on the major arterial roads was of such magnitude that ComEd feels it is necessary to begin such a program and also advises that in the future, residents and municipalities should anticipate longer outages in the aftermath of significant weather events.

Bilton Road Easement Resolution – Stuart and Bette Bilton have approached the Village and Barrington Area Conservation Trust to accept the donation of conservation Easement for property adjacent to 72 Brinker Road right-of-way. Trustee Meroni motioned to accept this donation. Trustee Gianopulos seconded. All present said Aye.

Resolution 11-20 Approved

Pfaff Road Easement Resolution – Deborah L. Pfaff has approached the Village and Barrington Area Conservation Trust to accept the donation of a conservation easement for property adjacent to 254 Otis Road right-of-way. Trustee Meroni motioned to accept this donation. Trustee Gianopulos seconded. All present said Aye.

Resolution 11-21 Approved

2011 Major Drainage Project – The Church Road/Chapel Road drainage project has been temporarily suspended. McHenry County has rejected the Village's proposed drainage on the north side of Chapel Road because of a sensitive area in the aquifer.

Construction Updates – Items remaining for 2011 are Honeycutt Road, patching and repair of collapsed drain tile; Oak Knoll Road, shoulder repair/fill on curve west of BHCC service road on both sides; and concrete repair at Spring Creek and Hager's Bend traffic island from snow plow damage.

2011 – Culvert Replacements – Five locations are included for annual culvert replacement program: two on Ridge Road; two on Hawthorne Lane and one on River Road. Dan Strahan met with Ridge Road owners/manager to coordinate. The project is scheduled for August bid letting.

Cuba Road Bridge – A further inspection of the underside of Cuba Road bridge has been ordered to comply with Federal and State requirements. This bridge dates from the 1920's and the Village did deck surface repair in 2006.

Illinois Tollway Proposed Construction – A public hearing was held on Friday, August 19, 2011 at the Huntley Village Hall. Trustee Ramesh represented the Village Plan Commission on the possible impact in Barrington Hills in the event an emergency closure of the I-90 Tollway as well as the lack of compatible emergency communication system use by the Illinois Tollway System to interface with local emergency 911 System.

PUBLIC SAFETY – Fritz H. Gohl

Chief Murphy reminded the Board that the Public Safety report is in their Board packet.

BUILDING AND ZONING – Joseph S. Messer

Monthly Report – Trustee Messer stated that nine building permits were issued this month.

ZBA Report – Three members of the Zoning Board of Appeals, Judith Freeman, Karen Rosene and Kurt Anderson, joined the Board of Trustees in the discussion of commercial boarding. Ms. Freeman submitted a draft ordinance document regarding commercial boarding and wanted comments back from the Board of Trustees. The ZBA has proposed suggested a Special Use Permit if boarding ten or more horses. Trustee Messer felt the Village has no overcrowding issue and we should address the issue when it comes up. Trustee Meroni felt a Special Use Permit was an unnecessary burden. Trustee Selman stated that horse boarding should be under Home Occupation. It's not about how many horses you have, it's how they are cared for. Horse boarding complaints should be handled under Nuisance Ordinance. Trustee Gianopulos examined home occupation ordinances in other communities and found equestrian ordinances limit one horse per acre.

ZBA meeting with Board of Trustees concluded at 9:12 P.M.

Drury and LeCompte – Matter continues regarding Don Schuman, Building Officer, letter of March 15, 2011.

PLANNING – Elaine M. Ramesh

The regular monthly meeting was held on August 8, 2011.

Brenner Estates Subdivision – Petitioners presented their final plat for a minor subdivision. The Plan Commission unanimously recommended approval under the following conditions; 1) a variance needed for a three bedroom house on lot 4 due to soil type; 2) execution of plat by all property owners; 3) Army Corps of Engineers permit issuance prior to recording of plat; 4) delivery of CCR's signed by the owners; 5) a signed conservation easement donation document received by the Village; 6) performance guarantee obtained; 7) payment of any outstanding fees; 8) suggested modifications made to the plat; 9) modification of flood plain standards to the satisfaction of the Village Engineer; 10) make suggested modifications to the landscape plan and 11) correction to language in grant of Riding Club easement.

Federighi Subdivision – Continued until November at the request of the petitioners.

The Plan Commission unanimously approved recommendation of adoption of the Lake County Watershed Development ordinance. The Illicit Discharge Ordinance was continued.

The Board has requested the Committee's input on the Emerald Ash Borer problem and requested consideration of a contractor registration program.

McHenry County Unified Development Ordinance – Trustee Ramesh informed the Board about McHenry County's ongoing Unified Development Ordinance for the regulation of unincorporated property.

Schumm Consulting - Nancy Schumm spoke with the acquisitions person at Cook County Forest Preserve District about their guidelines for acquisitions. 1) property must be 50 acres or more; 2) may be less if it is adjacent to or very near current District holdings; 3) property must have natural resource benefits; 4) a willing seller is a plus. Ms. Schumm is reviewing properties around the Village for potential acquisition or annexation.

INSURANCE – Harold Gianopulos

Trustee Gianopulos advised that three insurance companies were interviewed and Lundstrom Insurance was chosen to represent the Village of Barrington Hills, They have over fifty years of experience and Dan Walter, Senior Vice President will be our agent.

HEALTH, ENVIRONMENT, BUILDING AND GROUNDS – Harold Gianopulos

Monthly Report – Robert Kosin and Skip Gianopulos have meeting set for information on setting up video cameras to record our meetings. Trustee Gianopulos stated the cost would be approximately \$10,000 up front.

Solid Waste Management - Trustee Gianopulos met with attorney from Wayne, IL regarding licensing structure and will distribute information.

ATTORNEY – Doug Wambach

No items outside of the Executive Session needed attention.

ADMINISTRATION – President Abboud

Trustee Selman wanted to express thanks to Harps for the excellent work they did with the training of officers and fire personnel in Equestrian Training. President Abboud suggested recognition from the Village to show its appreciation. Specifics to be determined by the September meeting of the Board of Trustees.

Appointments

President nominated all existing members of the Equestrian Commission for a term to April, 2012 and member Emily McHugh to serve as its Chairman. Trustee Meroni motioned to approve the appointments. Trustee Messer seconded. All said Aye.

Motion Approved

President nominated Patty Fahey to the Equestrian Commission for a term to April, 2012. Trustee Meroni motioned to approve the appointment. Trustee Gianopulos seconded. All said Aye.

Motion Approved

President nominated Clark Benkendorf to the Zoning Board of Appeals. Trustee Selman motioned to approve the appointment. Trustee Meroni seconded. All present said Aye. Trustee Gianopulos opposed

Motion Approved

Trustee Gianopulos motioned to adjourn the Public Session and return to Executive Session at 11:29 P. M. Trustee Meroni seconded. Roll Call.

Ayes: – 6 (Gianopulos, Meroni, Selman, Ramesh, Messer, Abboud)

Nays: – 0

Absent: – 1 (Gohl)

Meeting Adjourned to Executive Session

Public Session # II

Trustee Gianopulos motioned to adjourn the Public Session at 23:43 P.M. Trustee Meroni seconded. Roll Call

Ayes: 6 (Gianopulos, Meroni, Selman, Messer, Ramesh, Abboud)

Nays: 0

Absent: 1 (Gohl)

Meeting Adjourned

