

VILLAGE OF BARRINGTON HILLS

Minutes of the Regular Meeting of the Board of Trustees
Monday, August 27, 2012

President Abboud called the Regular Meeting to order at 6:48 p.m. Roll Call.

Present

Robert G. Abboud, President
Fritz H. Gohl, President Pro Tem
Elaine M. Ramesh, Trustee (arrived 7:25 p.m.)
Joseph S. Messer, Trustee
Karen S. Selman, Trustee
Patty Meroni, Trustee
Harold Gianopulos, Trustee

Guests

Alford Zick, resident
Brian Holt, resident
Jim Hammond, resident
Divyang Joshi, resident
Dan Strahan, Village Engineer

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

Trustee Gohl motioned to adjourn to Executive Session to discuss pending litigation and matters of personnel at 6:48 p.m. Trustee Meroni seconded. Roll Call.

Ayes: 6 (Gianopulos, Selman, Meroni, Messer, Gohl & Abboud)

Nays: 0

Absent: 1 (Ramesh)

Meeting Adjourned

EXECUTIVE SESSION

PUBLIC SESSION

President Abboud called the Public Meeting to order at 7:35 p.m.

APPROVAL OF MINUTES

Trustee Fritz motioned to approve the Minutes of the July 23, 2012 meeting. Trustee Meroni seconded. All present said Aye.

Motion Approved

Trustee Selman made the motion to approve the July 23, 2012 Executive Minutes, Trustee Gohl seconded. All present said Aye. Trustee Ramesh abstained.

Motion Approved

Trustee Gohl made the motion to dispose the Executive Session Special Meeting Recordings of November 1, 2010. Trustee Selman seconded. All present said Aye.

Motion Approved

FINANCE – Karen S. Selman

Treasurer's Report - Trustee Selman motioned to accept the Treasurer's Report for July, 2012. Trustee Gianopulos seconded. All present said Aye.

Motion Approved

Police Pension Board Report - Trustee Selman motioned to accept the Police Pension Board Report for July, 2012. Trustee Gohl seconded. All present said Aye.

Motion Approved

Overtime Reports - Trustee Selman made the motion to accept the Overtime Report from July 16, 2012 through August 15, 2012 totaling \$7,146.59. Trustee Meroni seconded. Roll Call.

Ayes: 7 (Gianopulos, Meroni, Selman, Messer, Ramesh, Gohl & Abboud)

Nays: 0

Absent: 0

Motion Approved

Bills for Approval - Trustee Selman motioned to approve the bills for the month of July 16, 2012 to August 15, 2012, totaling \$802,121.23. Trustee Gianopulos seconded. Roll Call.

Ayes: 7 (Gianopulos, Meroni, Selman, Messer, Ramesh, Gohl & Abboud)

Nays: 0

Absent: 0

Motion Approved

Trustee Selman announced that the Budget Prep sheets for the 2013 budget were included in the Finance Package. Trustee Selman also requested the Board to continue to retain Nancy Schumm as consultant regarding concerns about the Penny Road Pub and the proposed sixty-six summer cabins at Crabtree Nature Center.

ROADS & BRIDGES – Patty Meroni

Monthly Report

2012 Road Construction Program - The 2012 Road Construction Program is nearing completion with final work on Steeplechase Road underway. The dry weather has enabled the crews to work without any lengthy delays, although pouring asphalt had to be rescheduled for two rainy days which is why Steeplechase Road is not yet completed. There are a few open issues which need to be resolved with the contractor.

2012 Drainage Program - Extensive culvert replacement was required on Braeburn, Dundee Lane and Steeplechase. The previous years' higher than normal precipitation had revealed that the existing culvert system was inadequate in some areas, and the Village Engineers designed enlarged culverts and catch basins to address these issues in the future. There were some unexpected conditions which delayed the scheduled paving on several occasions.

Haeger's Bend Road - The application for funding was submitted on schedule to the McHenry Council of Mayors and will be acted upon at their September 20th meeting.

Nicor Helm Road - NICOR has agreed to do the installation in late September.

Cuba Road Bridge - WEIGHT LIMIT POSTING - As a result of the latest IDOT inspection a load limit of 10 tons has been posted for Cuba Road Bridge. This is NOT a temporary posting but a permanent one which will be in effect until the replacement of the bridge is completed in the summer of 2015. Notification has been given to Barrington Transportation (school busses), the waste haulers, and written notification is being sent to all overweight permit applicants for 2011 and 2012. Signs have been posted as required by IDOT.

Funding Application - IDOT has approved the funding application for Phase One engineering. This application will now go to the McHenry Council of Mayors with the funding authorization in place. The Village already paid the costs (approximately \$53K) and intends to get a check back for up to 80% from IDOT with this approval.

ComEd - After the storm in early August when residents served by ComEd on and around Ridge Road lost power, a repair crew dug a large hole which will be completed and covered. The repair crew was trying to restore power.

Lake County Dot Proposed Highway Program - - Resurfacing of New Hart Road is scheduled for 2013 and intersection improvements at Rte. 14 in 2015. There are several Barrington Hills properties that are being impacted by the widening and lane additions at Rte. 14. Meetings will be held with these residents to resolve issues.

Cuba Township Road Maintenance Tasks - Trustee Meroni spoke to Cuba Township Highway Commissioner, Thomas Gooch, regarding emergency tree removal. She found that their emergency crews are available 24/7 and the cost would be less than what the Village is now paying. Agreement has been reached with Cuba Township for their Highway Department to provide the following services to the Village of Barrington Hills:

- Cold patching of roads
- Emergency tree removal following storms
- Moving and placement of Solar Mobile Speed Sign and the use of an additional unit.

Cuba Township has provided tree trimming assistance during this road construction season.

2013 Road Program - Projections and planning have begun for the 2012 Road Resurfacing Program and drainage improvements. The scope and costs of the 2013 projects will be submitted at the September BOT meeting.

The Algonquin/River Road Resolution 12-20 which was approved at the July 23, 2012 BOT meeting has become moot (the possibility of which was discussed) as both Fox River Grove and Algonquin Township decided against going ahead with the STP application.

BACT “Mayo” Scenic Easement Resolution – Trustee Meroni motioned to table these two scenic easements until we can further review these documents. Conservation Trust is required to maintain and supply the Village with pictures and annual reports which have never been received. All present said Aye.

Resolution Tabled

BACT “Rushing” Scenic Easement Resolution – For the reasons expressed in the consideration of the Mayo Scenic Easement, this resolution was tabled.

Resolution Tabled

Motor Fuel Tax Supplemental 2012 Resolution – Trustee Meroni motioned to pass this resolution to appropriate \$70,000 for work to be preformed on Village Streets. The 2012 Budget included \$250K MFT funds. The Board of Trustees earlier approved a resolution for \$180K which had been collected by the state. An additional resolution for \$70K MFT funds is included as these monies are now available. Trustee Gohl seconded. Roll Call:

Ayes: 7 (Gianopulos, Meroni, Selman, Messer, Ramesh, Gohl & Abboud)

Nays: 0

Absent: 0

Resolution 12-23 Approved

PUBLIC SAFETY – FRITZ H. GOHL

Monthly Report – Trustee Gohl presented the monthly report.

Trustee Gohl asked about the open burning ban. Chief Murphy will speak to Fire Department Chief and if agreed on, he will send out a CTY to residents announcing the ban has been lifted. Trustee Meroni suggested that the announcement also call for caution when burning and to burn in open areas only.

Surplus Property Disposal Ordinance – Trustee Gohl motioned to approve the disposal of surplus Village property. Trustee Selman seconded. Roll Call:

Ayes: 7 (Gianopulos, Meroni, Selman, Messer, Ramesh, Gohl & Abboud)

Nays: 0

Absent: 0

Ordinance 12-08 Approved

BUILDING AND ZONING - Joseph S. Messer

2 Tricia Lane: Filed for Zoning Board of Appeals, Floor Area Ratio variance on August 23rd. Unknown at this time if will be September or October agenda. Next status hearing October 31st.

363 Bateman Cir S: Police Department served Ms. Marie Stallone (daughter) at August 24th court date re: mitigation, Ms. Stallone failed to appear in Court. Next Status hearing September 27th. The Court wants the Village to produce an affidavit demonstrating service on Ms. Stallone. At that time, Attorney Busch will ask the Court to enter an Order requiring Ms. Stallone to mitigate the damage by re-planting new trees to replace the trees she had removed, and a fine of \$750 per day for each day that she fails to comply with the Order.

8 Jennifer Court: Landscape contractor submitted plans to correct septic problem on July 25th. Gewalt Hamilton responded via letter on August 6th. Owner needs to disconnect downspouts from extending over the property to prevent flooding to neighbors property. No response to date.

551-553 Cuba Road: Home Occupation violation letter sent July 20th with 45 day response date. No response to date.

385 Spring Creek Road: Final notice, expired pond permit letter sent July 20th with 45 day response date. No response to date.

594 Plum Tree Rd: Property has become a dumping ground, although no further complaints since stop work order was posted. Realtor advised owner occupied. Attempted to hand deliver site development letter, no one home, letter left. No response, previous certified letter never signed for.

3 Saville Road: Resident suspected of running HVAC business from house in violation of HOO. No violation found based on previous visits. Building Department has property under investigation.

261 Steeplechase: In July, Mr. Saltorous failed to appear in court and the Judge fined him \$200 for two vehicles without stickers. Fence was lowered to meet Code prior to that. Nothing further on this matter.

11-12 Rolling Hills Drive: Tenants at 12 Rolling Hills build dirt bike track crossing ravine and Al Zick's property at 11 Rolling Hills in multiple locations. Ravine filled and blocked with debris. This will cause flooding and standing water. Documentation provided to James Busch to pursue restoration in Housing court.

Records Ascension – No motion was made to ascend the memo from Village Attorney Wambach dated February 22, 2011. Trustee Gianopulos noted the letter written by Don Schuman on March 15th 2011 is not an official interpretation of the Home Occupation Ordinance, but rather it states Mr. Schuman's opinion that it appears that the use of Oakwood Farm is a Home Occupation. Trustee Gianopulos proposed that The Board of Trustees ask Don Schuman for a more formal interpretation of the Home Occupation Ordinance. The proposal was discussed and during the course of that discussion Trustee Messer suggested that specific language be proposed in order to clarify the Ordinance.

PLANNING – Elaine M. Ramesh

Monthly Report - The Spring Creek Watershed Partnership Plan was reviewed at the meeting. Although the members have looked at the Plan, they were uncertain whether or not they had the most updated or final version of it. They would like to have a version to review which incorporates Trustee Ramesh's comments and the Village Engineers' comments. If the members receive a final version, they anticipate that they can complete their review at the next meeting.

Some updates to the Lake County Storm Water Ordinance were provided for the Commission's information.

The Plan Commission is still waiting for an update from the Village Board on the potential project to explore planning for one of the various areas set out in the Comprehensive Plan. Direction from the Village Board is needed on which area to consider.

McHenry County Planning Related Information - McHenry County Division of Transportation is holding an Open House to provide information on its 2040 Long Range Transportation Plan. The meeting will be held on August 23rd from 2-7 pm at Crystal Lake City Hall. Trustee Ramesh attended the McHenry County Conservation District's Fox Bluff Master Plan Open House. Potential uses for the 300 acres north of the village include an amphitheater, a farmer's market and community gardens. The McHenry County Unified Development Ordinance (applicable to all unincorporated county property) is expected to be released later this year and voted upon early next year. McHenry County's Green Infrastructure Plan was approved by the county board.

Cook County Planning Related Information - Trustee Ramesh attended a Cook County Forest Preserve's Recreational Master Plan meeting. The Forest Preserve held a series of meetings and also conducted an on-line survey related to future recreational uses of Forest Preserve property. Results of the meetings and survey will be presented in September.

CMAP - The Village's CMAP Local Technical Assistance application was submitted. There were 88 applicants, and CMAP will announce which projects have been selected in October.

Schumm Consulting - This month Ms. Schumm worked with BACOG and Robert Kosin to submit an application for technical support to CMAP. Best ideas will be compared and ultimately select an application that would compliment other programs planned for later in the year. She reviewed materials sent to President Abboud on the project in East Dundee, and investigated complaints filed in Chicago against the Penny Road property signs and activities on the corner of Penny Rd and Route 59. She also worked with Dan Strahan to finalize input on the Spring Creek watershed plan.

East Dundee – Trustee Ramesh attended the East Dundee Village Board meeting and made a public comment regarding the auto sales TIF and sharing TIF money with fire protection districts. Dr. Divyand Joshi of 525 Pond Gate, was also at the meeting and believed representatives for the auto resale company misstated about numerous items, such as no current pollution litigation and no water problems. The East Dundee ZBA voted this 88 acre proposal down. There were no residents at the August 20th meeting, but well attended by the auto companies representatives.

INSURANCE – Harold Gianopulos

Monthly Report – Insurance Committee met this morning and concluded that benefit levels and co-pay will remain at the current level. Renewals for our current program will be available in October.

HEALTH, ENVIRONMENT, BUILDINGS & GROUNDS – Harold Gianopulos

Monthly Report - Trustee Gianopulos announces that two speakers have been installed in the hallway for overflow of visitors.

Village Well Gauge – Maintenance and recalibration is proposed for September as it has been operating continuous for the past three years

ATTORNEY – Doug Wambach

Pending Litigation - Covered in Executive Session.

Personnel – No report.

ADMINISTRATION - Robert G. Abboud

Appointment – none

President Abboud stated that the Beautification Committee has proposed to change their name to the Heritage & Environs Committee. Trustee Gianopulos motioned to accept the new name. Trustee Meroni seconded. All present said aye.

Motion Approved

Rules Pertaining to Public Comment – A set of rules pertaining to public comment has been prepared by the Village Attorney after suggestions were received by the Trustees. Trustee Gohl motioned to adopt these Rules. Trustee Meroni seconded. All present said Aye.

Motion Approved

President Abboud announced that he will not be at the September 24th meeting. President Pro-Tem Gohl will be presiding.

PUBLIC COMMENTS: No Public Comments

Trustee Gohl made the motion to adjourn the Public Session at 9:56 p.m. Trustee Meroni seconded. All present voted Aye:

Meeting Adjourned

Approved