

VILLAGE OF BARRINGTON HILLS

Minutes of the Regular Meeting of the Board of Trustees
Monday, June 24, 2013

President McLaughlin called the Regular Meeting to order at 6:52 p.m. Roll Call.

Present

Martin J. McLaughlin, President
Fritz H. Gohl, President Pro Tem
Joseph S. Messer, Trustee (absent)
Karen S. Selman, Trustee
Patty Meroni, Trustee
Colleen Konicek, Trustee (arrived 6:58 p.m.)
Michael Harrington, Trustee

Michael Murphy, Police Chief
George Lynch, Village Attorney
Robert Kosin, Village Administrator
Dolores Trandel, Village Clerk

Guests

Arnold Cernik, resident
Jack Reich, resident
Jim O'Donnell, resident
Stephen Harrison, resident
Jim Hammond, resident
Jon Knight, resident
David Stieper, resident
Ginger Underwood, resident
Jean Mandrell, resident
Dan Strahan, Village Engineer
Jim White, Baker Tilly, Auditor

Trustee Selman motioned to adjourn to Executive Session to discuss pending litigation and matters of personnel at 6:53 p.m. Trustee Meroni seconded. Roll Call.

Ayes: 6 (Harrington, Konicek, Meroni, Selman, Gohl & McLaughlin)

Nays: 0

Absent: 1 (Messer)

Meeting Adjourned

EXECUTIVE SESSION

PUBLIC SESSION

President McLaughlin called the Public Meeting to order at 7:34 p.m.

Pledge of Allegiance

PUBLIC COMMENTS:

Steven Harrison, 90 Hills & Dales – Has lived in Barrington Hills since 1976 and is very concerned about the train traffic. Nineteen trains per day at this time travel during the five year STB monitor period, but concerned about how many trains will be passing through after that. He would like the Village to take some kind of action against CN to have quieter engines. The couplings are extremely loud, perhaps have the train stop and start again by Penny Road. He also stated that there might be a way to silence the tracks. He would like to see some action taken now.

Jack Reich, 110 Brinker – He would like to see a change to the Agenda as to the start time as he feels that the start time of 6:30 is very confusing to the residents. On today’s Agenda, he noted the nominations of Kelly Mazeski and David Stieper and he would like the Board to know he endorses both these residents. He continues to be concerned about what happened at the April 22nd meeting regarding the appointments made by President Abboud. He had asked for an independent report done by the Board and since the Board has done nothing to investigate, he found it necessary to complain to the Attorney General’s Office.

APPROVAL OF MINUTES

Trustee Selman motioned to approve the Minutes of the May 23, 2013 meeting. Trustee Harrington seconded. All present said Aye.

Motion Approved

Trustee Harrington motioned to approve the Executive Minutes of the May 23, 2013 meeting. Trustee Selman seconded. All present said Aye.

Motion Approved

Trustee Gohl motioned to approve the Minutes of the May 29, 2013 Special meeting. Trustee Selman seconded. All present said Aye.

Motion Approved

Trustee Harrington motioned to approve the Executive Minutes of the May 29, 2013 Special meeting. Trustee Gohl seconded. All present said Aye.

Motion Approved

Trustee Gohl motioned to approve the Minutes of the June 10, 2013 Special meeting. Trustee Harrington seconded. All present said Aye.

Motion Approved

Trustee Gohl motioned to approve the Executive Minutes of the June 10, 2013 Special meeting. Trustee Konicek seconded. All present said Aye.

Motion Approved

Trustee Gohl made the motion to dispose the Executive Session Meeting Recordings of September 26, 2011. Trustee Selman seconded. All present said Aye. Trustee Konicek asked that this item be discussed at the next Board of Trustees Meeting. All present said Aye

Motion Tabled

FINANCE – Karen S. Selman

Treasurer's Report - Trustee Selman motioned to accept the Treasurer's Report for May 2013. Trustee Gohl seconded. All present said Aye.

Motion Approved

Police Pension Board Report - Trustee Selman motioned to accept the Police Pension Board Report for May, 2013. Trustee Harrington seconded. All present said Aye.

Motion Approved

Overtime Reports - Trustee Selman made the motion to approve the Overtime Report from May 16, 2013 through June 15, 2013 totaling \$3,461.47. Trustee Meroni seconded. Roll Call.

Ayes: 6 (Harrington, Konicek, Meroni, Selman, Gohl & McLaughlin)

Nays: 0

Absent: 1 (Messer)

Motion Approved

Bills for Approval - Trustee Selman motioned to approve the bills for the month of May 16, 2013 to June 15, 2013, totaling \$282,534.24. Trustee Meroni seconded. Roll Call.

Ayes: 6 (Harrington, Konicek, Meroni, Selman, Gohl & McLaughlin)

Nays: 0

Absent: 1 (Messer)

Motion Approved

2012 Audit – Trustee Selman motioned to approve the 2012 Audit. Jim White, Senior Manager for Baker Tilly introduced himself and stated he audited the 2012 Financial Statement for the Village. The Audit was presented to the Finance Committee in April and issued the final report earlier this month. He gave the Board a short review of the Audit and answered any questions. Trustee Hannigan seconded. Roll Call.

Ayes: 5 (Harrington, Konicek, Meroni, Selman & McLaughlin)

Nays: 0

Absent: 1 (Messer)

Abstain: 1 (Gohl)

Motion Approved

ROADS & BRIDGES – Patty Meroni

2013 Road Program - The road resurfacing will commence after the completion of the drainage repairs and improvements which are underway. The contractor had some delays due to weather as well as an accidental break to the NICOR line on Spring Creek Road at the Com Ed Substation which necessitated a four to five hour road closure for repair. Resurfacing should begin in early July as well as road patching for damage and pothole repairs.

2013 Drainage Program - The project is nearing completion. There have been conversations and meetings with residents along Spring Creek Road regarding several areas which have drainage problems. Dan Strahan has proposed several possible improvements which we are continuing to explore to help alleviate localized flooding. Further work is required before a decision on a

solution can be made. Trustee Meroni suggested a neighborhood meeting at the Village Hall to discuss possible solutions and ways the property owners can improve the situation.

Spring Creek Road FAU Designation - After receiving approval of our FAU designation, the Village received an objection because of the traffic island at Spring Creek Road and Haeger's Bend which Trustee Meroni had stated at the approval hearing, would be considered for removal. Since approval is dependent on this removal, VBH and Algonquin will open discussion on our IGA.

Oak Knoll Road Drainage Study - The drain tile report has been received and indicates that contact with surrounding neighbors is going to be necessary to try and resolve the problems. Trustee Meroni will be contacting several of the residents to discuss this issue.

Lakeview Lane – Dan Strahan and Bob Kosin met with the new owners of 33 Lakeview Lane who have requested that VBH create a cul de sac turnaround which will be large enough to accommodate a school bus. Their building permit has not yet been issued, which means at least 1 ½ years, so Lakeview Lane will not be on the 2014 Road Program. Trustee Meroni spoke with Barrington Transportation to get requirements so that VBH can study the issue more closely then submit to Barrington Transportation.

Roadside Mowing - The roads maintained by the Village were scheduled to be mowed by June 20, however weather and unusually high and thick grass from the rain has slowed the project. VBH mows 22 miles which is over 100,000 feet of grass.

Solar Mobile Speed Sign - The speed sign is being maintained and moved by Cuba Township this year.

BACT -BACT has requested permission to install Heritage Corridor signs on Brinker Road, south of Otis Road. During the course of several meetings with them we have all agreed to a sign design and that the signs must be placed on private property. Also, they have requested that the Village allow BACT to add Plum Tree Road and Oak Knoll Road as heritage corridor roads. In extensive discussion of this issue as VBH does not own right of way on these roads, only parts on Oak Knoll, this will be a matter of further discussion for their attorney and the Village to determine how we can go forward.

Annual Run for the Arts Resolution – Trustee Meroni motioned to approve the Annual Run for the Arts Resolution. Trustee Selman seconded. All present said Aye.

Resolution 13-10 Approved

PUBLIC SAFETY – Fritz H. Gohl

Monthly Report – Trustee Gohl presented the monthly report which was included in the Board of Trustees meeting packet.

Surplus Property Ordinance – Trustee Gohl motioned to approve the Surplus Property Ordinance. Trustee Selman seconded. Roll Call.

Ayes: 6 (Harrington, Konicek, Meroni, Selman, Gohl & McLaughlin)

Nays: 0

Absent: 1 (Messer)

Ordinance 13-08 Approved

BUILDING AND ZONING - Joseph S. Messer

Monthly Report – Twelve building permits were issued in May, 2013.

363 Bateman Cir S: **Update**: No change.

8 Jennifer Court: **Update**: Resident advised on June 20th that he intends to re-submit plans as soon as possible.

551-553 Cuba Road: **Update**: Resident requested and judge granted a continuance until September 25th for compliance.

385 Spring Creek Road: **Update**: Sale confirmed to Wells Fargo, but residents have possession until August 10th.

594 Plum Tree Road: **Update**: No further complaints or changes to date.

1313 Plum Tree Road: **Update**: Status inspection conducted on May 20th, final plumbing approved, multiple building items need to be addressed. Building Department to cancel expired permit and resident to obtain new permit after litigation complete, but before completion of work begins.

358 Bateman Circle South: **Update**: Zoning Board of Appeals continued petition for variance to their July 15th meeting.

Ridge Road south of Oak Knoll Road: **Update**: Both residents signed for certified letters, but no feedback has been received.

109 Remington Drive: **Update**: Resident has blocked access from Bateman Road and is to restore after pool construction is completed.

ZBA Monthly Report – The Board of Trustees to review for the June Board meeting, two Ordinances approved by the ZBA at the May 20th meeting, one drafted to amend the Building Code to make it uniform and the second to amend the Building Code Sections 5-10-3 and 5-10-4.

Ordinance Amending Sections 5-10-3 and 5-10-4 of the Village Code – Trustee Gohl motioned to approve these Amended Sections. Trustee Selman seconded. Roll Call.

Ayes: 6 (Harrington, Konicek, Meroni, Selman, Gohl & McLaughlin)

Nays: 0

Absent: 1 (Messer)

Ordinance 13-09 Approved

Ordinance Amending Sections 4-1-2, 4-1-6, 4-1-7, 4-1-9, 4-3-10 and 4-4-4 of the Village Code. Trustee Gohl motioned to approve these Amended Sections. Trustee Harrington seconded. Roll Call.

Ayes: 6 (Harrington, Konicek, Meroni, Selman, Gohl & McLaughlin)

Nays: 0

Absent: 1 (Messer)

Ordinance 13-10 Approved

ZBA Public Hearing – This hearing is concerning a proposed text amendment to the Village’s Zoning Ordinance, Title 5 of the Village Code; specifically an amendment to Section 5-5-4 Lot Area and 5-5-5 Average Lot Width as it applies to a lot of record or zoning lot. Trustee Meroni motioned to approve this Hearing. Trustee Selman seconded. All said Aye.

Motion Approved

PLANNING – Colleen Konicek

Monthly Report: No report.

CMA/P/LTA – Trustee Konicek stated that the Chicago Metropolitan Agency for Planning (CMA/P) has proposed another round of its Local Technical Assistance (LTA) grant program. At this time, the Village has been informed of bicycle and trail planning initiatives. Being in four counties, there is evidence of disjointed planning time lines. It is proposed that CMA/P, through the LTA program, assist the Village in this time of existing and emerging trail planning. At this time, with the consent of the Village Board, the Village will submit an LTA application to CMA/P for trail and green infrastructure planning. Trustee Konicek motioned to approve the submission of this application. Trustee Gohl seconded. All present said Aye. Trustee Harrington was absent at this time.

Motion Approved

INSURANCE – Michael Harrington

Monthly Report – Nothing new to report.

HEALTH, ENVIRONMENT, BUILDINGS & GROUNDS – Michael Harrington

Monthly Report – Nothing new to report.

ATTORNEY – George Lynch

Pending Litigation – Updates included in Board of Trustees packet.

Personnel Report – Police Compensation

Trustee Konicek motioned that the Village Board pay to the Village police officers represented by MAP the 2% salary increase retroactive to January 1, 2010, based on the Illinois Appellate Court’s decision, plus statutory interest as well as the previously-agreed-to salary increases of 1% retroactive to January 1, 2011; 2% retroactive to January 1, 2012; 2.5% retroactive to January 1, 2013; and 3%, effective January 1, 2014. This resolution is without prejudice or waiver to the Village’s position in the pending circuit court litigation between the Village and MAP. Trustee Selman seconded. Roll Call.

Aye: 5 (Harrington, Konicek, Selman, Gohl, and McLaughlin)

Nay: 0

Abstain: 1 (Meroni)

Absent: 1 (Messer)

Motion Approved

Trustee Konicek motioned that the Village Board authorize the Village's labor attorneys, Clarke Baird Smith LLP (special counsel), to submit the dispute over the reasonableness of the attorneys' fees submitted by MAP's attorneys to the General Counsel of the Illinois Labor Relations Board for resolution. Trustee Meroni seconded. Roll call.

Aye: 6 (Harrington, Konicek, Meroni, Selman, Gohl, and McLaughlin)

Nay:0

Abstain: 0

Absent: 1 (Messer)

Motion Approved

ADMINISTRATION – President McLaughlin

Appointments – President McLaughlin proposed the following appointments: David Stieper for a five year term expiring April, 2015 to the Zoning Board and Kelly Mazeski to a three year term expiring April, 2016 to the Plan Commission.

Trustee Gohl stated that since these are two different committees, the nominations for these appointments should be made separately.

Trustee Meroni asked if she could make a motion to split these appointments and vote separately. President McLaughlin stated he would not entertain that motion. He stated that both of people received over one thousand votes from residents in our community and it is his desire to serve the people that voted for these people for a Trustee position. Both are qualified and their resume's have been submitted to the Clerk. Both have experience and in his opinion, the Board should consider the impact of a balanced approach as we move forward with appointments to the Board and Committees.

Trustee Konicek motioned to appoint David Stieper to a five year term on the Zoning Board ending April, 2016 and Kelly Mazeski to a three year term expiring April, 2016 to the Plan Commission. No second was made.

Motion Failed

President McLaughlin stated his disappointment and he will be bringing up these appointments at the next Board of Trustees meeting.

Trustee Selman made the motion to adjourn the Public Session at 9:45 p.m. Trustee Meroni seconded. All present voted Aye:

Approved_____

Meeting Adjourned