

MINUTES OF THE REGULAR MEETING OF THE PRESIDENT AND
BOARD OF TRUSTEES OF THE VILLAGE OF SOUTH BARRINGTON
Thursday, September 9, 2010 7:30 p.m.
South Barrington Village Hall 30 S. Barrington Road South Barrington, IL

CALL TO ORDER

President Munao called the Board meeting to order at 7:32 p.m. Clerk Wood called roll:

Present: President: Frank Munao, Jr.

Trustees: Joseph Abbate, Steve Guranovich, William Merci, Mary Pecora

Absent: Trustees: Paula McCombie, Richard Wokoun

A quorum was present.

Also present were Village Administrator and Interim Treasurer David Pierce, Building Officer Raymond Wolfel, Police Chief Michael Deegan, Deputy Police Chief Ray Cordell, Village Engineer Mark Lattner, and Village Attorney Melissa Miroballi. President Munao led the room in the Pledge of Allegiance.

APPROVAL OF MINUTES

**MOTION to APPROVE THE MINUTES OF THE AUGUST 12, 2010
REGULAR BOARD AND EXECUTIVE SESSION MEETINGS,
AND THE AUGUST 13, 2010 COMMITTEE OF THE WHOLE
MEETING** was made by Trustee Abbate.

SECONDED by Trustee Guranovich.

There was no further discussion.

By unanimous voice vote, the motion carried.

WARRANTS AND VILLAGE FINANCIAL STATEMENTS

**MOTION to APPROVE WARRANT RUN #1 IN THE AMOUNT OF
\$ 29,042.94** was made by Trustee Merci.

SECONDED by Trustee Pecora.

There was no further discussion.

Roll call was taken:

AYES: Abbate, Guranovich, Merci, Pecora

NAYS: (None)

ABSTAIN: (None)

ABSENT: McCombie, Wokoun

Motion carried.

**MOTION to APPROVE WARRANT RUN #2 IN THE AMOUNT OF
\$ 196,039.11** was made by Trustee Merci.

SECONDED by Trustee Abbate.

There was no further discussion.

Roll call was taken:

AYES: Abbate, Guranovich, Merci, Pecora

NAYS: (None)

ABSTAIN: (None)

ABSENT: McCombie, Wokoun

Motion carried.

MOTION to ACCEPT THE STATEMENT OF REVENUES & EXPENDITURES vs. ANNUAL BUDGET AS OF AUGUST 31, 2010 was made by Trustee Abbate.

SECONDED by Trustee Pecora.

There was no further discussion.

Roll call was taken:

AYES: Abbate, Guranovich, Merci, Pecora

NAYS: (None)

ABSTAIN: (None)

ABSENT: McCombie, Wokoun

Motion carried.

MOTION to ACCEPT THE DETAIL BALANCE SHEET AS OF AUGUST 31, 2010 was made by Trustee Guranovich.

SECONDED by Trustee Abbate.

There was no further discussion.

Roll call was taken:

AYES: Abbate, Guranovich, Merci, Pecora

NAYS: (None)

ABSTAIN: (None)

ABSENT: McCombie, Wokoun

Motion carried.

CITIZEN COMMENTS/PRESENTATIONS

Larry Garifo, of The Regency Advisory Board, addressed the Board to call attention to the appearance of ponds within The Woods and The Regency. He said that the ponds are filled with scum and are being taken over by weeds. He said that they tried to work with Toll Brothers, but that Toll thinks the areas are satisfactory. There is also a question about grassy areas and the plantings there. Jason, a resident from The Woods who was in the audience added the same concerns for their ponds. Administrator Pierce noted that that the area should be a prairie matrix and if Toll Brothers wants to change that, they would need to come before the Plan Commission. Jim Heppler, of Toll Brothers, was in the audience tonight, and it was agreed that he, Engineer Lattner, and representatives from The Regency and The Woods would arrange a time to meet together to discuss the issues.

Ron Giambarberee, 23 Lexington, addressed the Board on the matter of ticketing boats in driveways. He noted that he recently read the bylaws, and he asked about the consistency in enforcing one law versus another. In particular, he was concerned about lots that have grown wild and can become sanctuaries for wild animals. President Munao said that the Village would send the Building Officer over to look at the property in question. Mr. Giambarbary thanked the Board for listening to his concerns.

President Munao noted that the agenda item to swear in new Police Officers would not take place tonight.

President Munao introduced Eagle Scout Graeme Willmott and his parents from the audience. He reviewed Graeme's scouting background and responsibilities, and explained Graeme's Eagle Project with an Elgin Crisis Center. President Munao read a

letter of congratulations from the Village and the audience applauded Graeme's accomplishments.

PRESIDENT'S REPORT

President Munao asked if any Board members were not in favor of transferring the right of way at Beechnut in the South Barrington Green subdivision to the Homeowner Association; the consensus was that it was a good idea. It was noted that the Homeowners did pay for the survey that was prepared.

MOTION to PROCEED WITH PUBLIC HEARING AT OCTOBER BOARD MEETING FOR VACATING RIGHT OF WAY AT BEECHNUT DRIVE was made by Trustee Guranovich.

SECONDED by Trustee Pecora.

There was no further discussion.

By unanimous voice vote, the motion carried.

ORDINANCE O-2010-919 Ordinance Amending Section 3-2-8 Entitled "Number of Licenses; License Fees" of Chapter 2 Entitled "Liquor Control", of Title 3 Entitled "Business Regulations" of the Village Code of The Village of South Barrington

President Munao noted that the proposed change would allow a pizzeria in The Arboretum to serve liquor; the license would be added as a Class A restaurant.

MOTION to AMEND VILLAGE CODE CONCERNING THE NUMBER OF LIQUOR LICENSES was made by Trustee Abbate.

SECONDED by Trustee Guranovich.

There was no further discussion.

Roll call was taken:

AYES: Abbate, Guranovich, Merci, Pecora

NAYS: (None)

ABSTAIN: (None)

ABSENT: McCombie, Wokoun

Motion carried.

President Munao began discussion on architectural review of new homes when there is not a homeowners association in the development or when the HOA does not approve the design. Attorney Miroballi answered questions on the Village's exposure. Administrator Pierce clarified that the Village must provide a building permit if the home meets building code and zoning regulations. Neighbors can take the homeowners to court if the building does not meet the covenants that run with the land. Board consensus was to try to bring the parties together and encourage negotiation. The Board thanked Building Officer Wolfel for his prepared analysis of the different Homeowners Association approval processes.

President Munao began discussion on the need for a part-time maintenance employee for the Village Hall.

MOTION to HIRE PART-TIME REPAIRMAN FOR VILLAGE HALL WORK ON AN AS-NEEDED, ON CALL BASIS, NOT TO REACH 1000 HOURS PER YEAR was made by Trustee Abbate.

SECONDED by Trustee Pecora.

There was no further discussion.

Roll call was taken:
AYES: Abbate, Guranovich, Merci, Pecora
NAYS: (None)
ABSTAIN: (None)
ABSENT: McCombie, Wokoun
Motion carried.

BACOG REPORT

President Munao noted that The Conservancy area had been submitted to BACOG for the Don Klein award.

BACOG will be facilitating a \$16 water test for bacteria and nitrates in Village wells on September 27th. Test kits are available at the Village Hall. They will also have the opportunity at a later time to test for heavy metals in the water.

EMERGENCY MANAGEMENT REPORT

President Munao noted that the Village was working on a transportation agreement to uses buses if there is need to move people out of the area. The agreement will be reviewed by the attorneys and then be presented to the Board.

COMMITTEE REPORTS - BUILDING & ZONING

(No report tonight.)

COMMITTEE REPORTS - FINANCE

(No report tonight.)

COMMITTEE REPORTS - LEGAL & HUMAN RESOURCES

(No report tonight.)

COMMITTEE REPORTS - PUBLIC SAFETY

(No report tonight.)

COMMITTEE REPORTS - PUBLIC WORKS

RESOLUTION R-2010-1047 Resolution Authorizing Extending the Snow Removal and Ice Control Services Agreement between Plote Construction, Inc. and The Village of South Barrington for the 2010-2011 Winter Season for the Village Streets

Committee member Abbate highlighted the changes that Plote made to their agreement for snowplowing Village streets. The Committee recommended that the Village accept Plote's quote.

**MOTION to EXTEND AGREEMENT WITH PLOTE FOR
SNOWPLOWING VILLAGE STREETS FOR THE 2010-2011
SEASON** was made by Trustee Merci.

SECONDED by Trustee Abbate.

There was no further discussion.

Roll call was taken:

AYES: Abbate, Guranovich, Merci, Pecora

NAYS: (None)

ABSTAIN: (None)

ABSENT: McCombie, Wokoun

Motion carried.

RESOLUTION R-2010-1048 Resolution Extending the Snow Removal and Ice Control Services Agreement between Discipio Enterprises and The Village of South Barrington for the 2010-2011 Winter Season for the Village Hall, Water Treatment Plant, Conservancy

Committee member Abbate noted that the proposed agreement compares favorably to last year and that the Committee was very happy with the services provided by Discipio. The Committee recommended that the Village agree to the extension.

MOTION to EXTEND AGREEMENT WITH DISCIPIO FOR SNOW REMOVAL AT VILLAGE HALL, WATER TREATMENT PLANT AND CONSERVANCY FOR THE 2010-2011 SEASON was made by Trustee Merci.

SECONDED by Trustee Abbate.

There was no further discussion.

Roll call was taken:

AYES: Abbate, Guranovich, Merci, Pecora

NAYS: (None)

ABSTAIN: (None)

ABSENT: McCombie, Wokoun

Motion carried.

Discussion ensued on changes to the "Private Sewerage Disposal System" section of the Village Code. It was noted that the document was confusing in the manner that the changes were listed. The document had not been reviewed by our Attorneys. Engineer Lattner clarified that it had been reviewed by himself, the Public Works Committee, Building Officer Wolfel and Village Architect Rafferty. The purpose is to bring the documentation up to code, and was initiated by connection to the sanitary sewer. Building Officer Wolfel noted that besides requiring approval by the Board, the changes would have to be sent to State of Illinois for review and approval.

MOTION to DIRECT VILLAGE ATTORNEY TO DRAFT ORDINANCE THAT COULD ALSO BE SENT TO STATE FOR REVIEW AND APPROVAL was made by Trustee Pecora.

SECONDED by Trustee Guranovich.

There was no further discussion.

By unanimous voice vote, the motion carried.

Engineer Lattner began discussion on a storm sewer inspection program. In response to complaints from residents about flooding, the Engineers have identified sixteen critical areas in the Village that they recommend be checked monthly, April through October, to ensure no blockage, collapse or other problems. They estimate the cost to be \$3800 annually. Administrator Pierce suggested that if the Board so agrees, they could direct the Committee to write a policy on the program. Board consensus was to send the issue back to the Public Works Committee.

COMMITTEE REPORTS – CONSERVANCY COMMISSION

(No report tonight.)

COMMITTEE REPORTS – ARCHITECTURAL CONTROL COMMISSION

Chairman Merci stated that two new submittals for The Arboretum were approved.

COMMITTEE REPORT –WOODS ARCHITECTURAL REVIEW COMMITTEE

Chairman Merci noted one Regency site was submitted and approved.

COMMITTEE REPORTS – PLAN COMMISSION

Building Officer Wolfel referred to the Plan Commission’s submitted report on 22 E Penny Road. The PC did not approve the latest request, but recommend previous variances that have since expired. The petitioner was amenable to that option.

MOTION to DIRECT VILLAGE ATTORNEY TO PREPARE DOCUMENTS PER PLAN COMMISSION RECOMMENDATION FOR 22 E PENNY was made by Trustee Guranovich.

SECONDED by Trustee Pecora.

There was no further discussion.

By unanimous voice vote, the motion carried.

Administrator Pierce noted that there was a request for wetland mitigation that would need review by Public Works. The need for a bond and date specificity was discussed. Board consensus was to send the matter to Public Works before directing it to the Attorney. Public Works will meet with the applicant and explain the issues to her.

President Munao began discussion of a request to refer re-subdivision of two lots and two outlots in Falcon Lakes to the Plan Commission. The petitioners explained the background and answered the Board’s questions. The Board clarified that the petitioners must have all their documentation, including wetland data, evidence of title, and clear proof that each of the owners within the subdivision rights have been extinguished, before appearing at the PC.

MOTION to REFER REQUEST FOR RE-SUBDIVISION AT FALCON LAKES TO PLAN COMMISSION ONCE PETITIONERS HAVE PROOF OF TITLE AND ALL OTHER PROPER DOCUMENTATION was made by Trustee Pecora.

SECONDED by Trustee Merci.

There was no further discussion.

By unanimous voice vote, the motion carried.

COMMITTEE REPORTS – POLICE COMMISSION

(No report tonight.)

STAFF REPORTS – BUILDING AND ZONING OFFICER

Building Officer Wolfel referred to his monthly report and asked for Board questions.

STAFF REPORTS – VILLAGE ENGINEER

Engineer Lattner referred to the monthly report and asked for Board questions.

RESOLUTION R-2010-1049 Resolution Authorizing the Release of the Letter of Credit for The Woods of South Barrington Phase 1-A

Engineer Lattner clarified that this resolution refers to the water treatment plant, where all work has been done and the punch list completed.

MOTION to RELEASE LETTER OF CREDIT FOR THE WOODS, PHASE 1A was made by Trustee Merci.

SECONDED by Trustee Pecora.

There was no further discussion.

Roll call was taken:
AYES: Abbate, Guranovich, Merci, Pecora
NAYS: (None)
ABSTAIN: (None)
ABSENT: McCombie, Wokoun
Motion carried.

RESOLUTION R-2010-1050 Resolution Authorizing the Reduction of the Letter of Credit for The Woods of South Barrington Phase 2 Unit 1

Engineer Lattner noted that the proposed resolution concerned the area north of Penny Road and items that have now been put in place.

MOTION to REDUCE LETTER OF CREDIT FOR THE WOODS, PHASE

2, UNIT 1 was made by Trustee Merci.

SECONDED by Trustee Pecora.

There was no further discussion.

Roll call was taken:

AYES: Abbate, Guranovich, Merci, Pecora

NAYS: (None)

ABSTAIN: (None)

ABSENT: McCombie, Wokoun

Motion carried.

Administrator Pierce noted that Toll Brothers would be looking next month for release of monies held on Phase 1, except for the landscaping. Brief discussion ensued with Jim Heppler, the Toll Brothers representative in the audience, about the new storm manholes. Engineer Lattner will inspect them tomorrow afternoon.

STAFF REPORTS – CHIEF OF POLICE

Chief Deegan referred to his monthly report and asked for Board questions.

STAFF REPORTS – VILLAGE CLERK

(No report tonight.)

STAFF REPORTS – VILLAGE ADMINISTRATOR

Administrator Pierce presented the Fiscal Year 2009-2010 Audit and commended Michelle Bodie for her excellent work.

OLD BUSINESS

(None)

NEW BUSINESS

(None)

BOARD MEMBER COMMENTS AND ANNOUNCEMENTS

(None)

President Munao stated that the Closed Session listed on tonight's agenda would not be convened since the appointment of a new Village employee was still under review and since Attorney Storino was not present tonight to update the Board on pending litigation.

ADJOURNMENT

MOTION to ADJOURN was made by Trustee Abbate.

SECONDED by Trustee Guranovich.

There was no further discussion.

By unanimous voice vote, the motion carried; the meeting was adjourned at 10:06 p.m.

These minutes were approved this
_____ Day of _____, 2010.

Donna Wood, Village Clerk