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VILLAGE OF NORTH BARRINGTON
PRESIDENT AND BOARD OF TRUSTEES
MEETING MINUTES
Wednesday, October 20, 2021

The meeting was called to order at 7:00 p.m.

Roll Call

Roll Call was answered by Trustees Horcher, Kelleher, Pais, Rogus, Sauer, Weiner, and President Sweet McDonnell.

Also present were Village Administrator John Lobaito, Village Attorney Bryan Winter, Village Deputy Clerk Kris Lennon, and members of the public.

Pledge of Allegiance

The Pledge of Allegiance was led by Deputy Clerk Lennon.

Public Comment

President McDonnell reviewed Chapter 11 Section 1-11-3 of the Village Code which provides time limits for individual speakers who may wish to address the Board and asked if there was any public comment.

No one wished to speak from the audience.

President McDonnell read an email submitted for public comment by resident Patricia Kalinowski concerning Agenda Item 8. D. pertaining to the draft ordinance regarding non-highway vehicles on Village roadways. Ms. Kalinowski noted that she was opposed to the creation of an ordinance. However, offered the following comments if the Board moves forward with the ordinance.

- Limiting the speed limit to 25 mph. Specifically, Section 7-11-2 (B.) of the proposed ordinance that references 35 mph.
- Coinciding the registration of non-highway vehicles with the Village's vehicle sticker registration. Specifically, Section 7-11-3 (C.) of the proposed ordinance that references an annual renewal commencing January 1 each year.

Approval of Minutes

A. Approve Public Hearing Minutes of September 15, 2021

Motion by Trustee Sauer seconded by Trustee Horcher to approve the Public Hearing Minutes of September 15, 2021. On roll call vote Trustees Horcher, Kelleher, Pais, Sauer and Weiner voted Aye. Trustee Rogus Abstained. No Nays. Motion Carried.

President McDonnell explained that she would like to move Agenda Item 13. A. Administer Oath of Office to Ken Such, Plan Commission Vice Chair to the top of the agenda at this time.

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Motion by Trustee Sauer seconded by Trustee Horcher to move Agenda Item 13. A. to the top of the agenda. On roll call vote Trustees Horcher, Kelleher, Pais, Rogus, Sauer and Weiner voted Aye. No Nays. Motion Carried.

President McDonnell swore in Ken Such as Vice Chair of the Plan Commission and both parties signed the respective Oath of Office.

Treasurer's Report

A. Approve the September Treasurer's Report for FYE 2022

President McDonnell noted that Treasurer Sands was absent.

Trustee Rogus inquired about a transfer of funds in the amount of approximately \$40,0000.

Administrator Lobaito explained that the funds were part of a state program (Build Illinois Program) that refunded interest on issued bonds. The funds were issued in 2017 and refunded in 2019. The Village auditors found that the refund was deposited into the general funds account however, they were subsequently transferred into an interest fund account (Wells Fargo).

Trustee Sauer inquired about the Cares Act expense located under Administrative Expense on Page 2 of the Profit & Loss Previous Year Comparison Report.

Administrator Lobaito explained that the expense was used for an office computer.

Trustee Horcher inquired about the Salaries and Benefits expense located under Total Administrative Expense on Page 2 of the Profit & Loss Previous Year Comparison Report.

Administrator Lobaito explained that the expense applies to Deputy Clerk Lennon.

Motion by Trustee Horcher seconded by Trustee Sauer to approve the September Treasurer's Report for FYE 2022. On roll call vote Trustees Horcher, Kelleher, Pais, Rogus, Sauer and Weiner voted Aye. No Nays. Motion Carried.

Consent Agenda

There were no items on the consent agenda.

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Action Items

- A. Adopt a Resolution Approving an Intergovernmental Agreement for Cooperative Traffic Control By and Among The Village of Tower Lakes, The Village of North Barrington, and Village of Lake Barrington, Illinois

Motion by Trustee Sauer seconded by Trustee Horcher to adopt a Resolution approving an Intergovernmental Agreement for Cooperative Traffic Control By and Among the Village of Tower Lakes, the Village of North Barrington, and the Village of Lake Barrington, Illinois. On roll call vote Trustees Horcher, Kelleher, Pais, Rogus, Sauer and Weiner voted Aye. No Nays. Motion Carried.

President McDonnell thanked Administrator Lobaito for his cover memo which detailed the agreement.

- B. Motion to Authorize the Village Administrator to sign the Illinois Municipal League Risk Management Agency Invoice/Contract in an Amount Not to Exceed \$14,925.78 for the 2022 General Liability Insurance Premium

Administrator Lobaito explained that the Village uses the Illinois Municipal League Risk Management Agency (IMLRMA) insurance for general liability insurance which includes worker's compensation and property insurance. He noted there was a slight increase in the premium due to an increase in the building's replacement cost.

It was noted that the total amount includes the Village's annual IMLRMA dues.

Motion by Trustee Sauer seconded by Trustee Rogus to approve a motion to authorize the Village Administrator to sign the Illinois Municipal League Risk Management Agency Invoice/Contract in an amount not to exceed \$14,925.78 for the 2022 General Liability Insurance Premium. On roll call vote Trustees Horcher, Kelleher, Pais, Rogus, Sauer and Weiner voted Aye. No Nays. Motion Carried.

- C. Approve Reimbursement to Trustee Martin Pais in the amount of \$31.00 for parking expenses at the IML Annual Conference

Motion by Trustee Horcher seconded by Trustee Sauer to approve a reimbursement to Trustee Martin Pais in the amount of \$31.00 for parking expenses at the IML Annual Conference. On roll call vote Trustees Horcher, Kelleher, Rogus, Sauer and Weiner voted Aye. Trustee Pais Abstained. No Nays. Motion Carried.

- D. For Discussion Only: Draft Ordinance Authorizing Operation of Non-Highway Vehicles on Designated Village Streets.

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Village Attorney Winter explained that the draft ordinance as previously reviewed by the Board (July 2021) was subsequently revised to incorporate the Board's initial comments. The Lake County Sheriff's Office and Trustee Rogus provided recommendations afterward.

Attorney Winter explained that the Board may wish to discuss Section 7-11-2B regarding the speed limit and Section 7-11-2C regarding crossing over certain streets. He also noted that the Board may wish to include a definition for daylight hours in Section 7-11-5A (8.).

Trustee Lawre Weiner inquired whether provisions or time restrictions were needed for someone with a driving under the influence (DUI) record. He suggested that the Village use Federal Guidelines for substance abuse.

Attorney Winter indicated that a valid driver's license would be required to operate a non-highway vehicle. He noted that Section 7-11-5A (3.) could be refined to determine what constitutes intoxicating compounds.

Trustee Sauer requested clarification on Section 7-11-2B and Section 7-11-2C.

Attorney Winter explained that Miller Road, IL Route 22, and IL Route 59 are not municipal roads and may come with safety concerns crossing over state or county roads.

There was discussion among the Board about crossing over state and county roads; specifically driving at night, visibility, and traffic concerns.

Trustee Horcher stated that he favored a speed limit of 25-mph and driving during daylight hours for non-highway vehicles. He noted that a definition of daylight hours may be needed. He also questioned nighttime driving and the need for certain equipment such as reflectors and lights.

There was discussion among the Board about non-highway vehicles driving at night. Attorney Winter indicated that restrictions could be made such as not driving after 10:00 p.m.

Trustee Sauer requested clarification on Section 7-11-5A (5.) and 7-11-5A (6.) regarding written or express permission for driving on private or public property.

Administrator Lobaito noted that the ordinance specifies that the use and operation of non-highway vehicles is only for public roadways as referenced in Section 7-11-2A. He noted that a restriction could be added prohibiting driving on public property in particular, Eton Park.

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Trustee Rogus stated that he favored a speed limit of 25-mph. He also supports the idea of coinciding the registration of non-highway vehicles with the Village's vehicle sticker program. He suggested restrictions be incorporated if nighttime driving be allowed such as not crossing over state or county roads.

President McDonnell suggested that Trustee Rogus inquire about Wynstone's regulations concerning non-highway vehicles.

Trustee Kelleher suggested a 25-mph speed limit and noted that time blocks are needed due to Daylight Savings Time changes. She is leaning toward crossing state and county streets with proper equipment although the issue remains under considerations.

Trustee Pais was in favor of a 25-mph speed limit. He was of the opinion that the \$50 registration fee was high for non-highway vehicles and an unnecessary cost. He was in favor of seat belts and driving during at night if the non-highway vehicle has the property equipment.

President McDonnell explained that the non-highway vehicle sticker is larger in size which attributes to the cost.

Attorney Winter noted it was the general consensus of the Board to:

- Reduce speed limit to 25 mph speed limit throughout Village for non-highway vehicles.
- Restrict crossing over the designated (3) roads (Miller Road, IL Routes 22 and 59)
- Define daylight hours with weekend hours to be determined.
- Clarify the definition of intoxicating compounds.
- Refine the provision of driving on private property/remove written permission clause
- No seatbelts required.
- Change registration date
- Prohibit driving on publicly owned property.

Trustee Horcher commented on Section 7-11-7A regarding Penalties and suggested possibly revoking a resident's license after a 2nd violation. Attorney Winter highlighted that Section 7-11-7B permits a police officer to enforce state law in addition to any local ordinances.

Unpaid Warrant List

Motion by Trustee Horcher and seconded by Trustee Sauer to approve the October 2021 Unpaid Warrant List. On roll call vote Trustees Horcher, Kelleher, Pais, Rogus, Sauer, and Weiner voted Aye. No Nays. Motion Carried.

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Checks Written Report

Trustee Sauer inquired whether there was a total amount on the Checks Written Report. Administrator Lobaito stated that he would investigate the issue and send a response to the Board.

Motion by Trustee Horcher seconded by Trustee Sauer to ratify the September 2021 paid Monthly Checks Written Report. On roll call vote Trustees Horcher, Kelleher, Pais, Sauer, and Weiner voted Aye. No Nays. Motion Carried.

Village Administrator's Report

Administrator Lobaito reported that:

- A copy of the Robinson Engineering 2021 Culvert Assessment was provided to each Trustee.
- A final draft of the yearly audit was received and is under review.
- The Tax Levy Ordinance will be on the November Board agenda for review and considered at the December Board meeting.
- A Village staff member received a spam email. Caution was recommended when opening attachments/links. Should the Board receive any suspicious emails it was recommended that they be forwarded to Administrator Lobaito. The spam filter is working and the Village's I.T. specialist has been active in addressing the issue.

Board of Trustee's Reports

Trustee Kevin Horcher – Trustee Horcher had no report as the Plan Commission did not meet.

Trustee Robin Kelleher – Trustee Kelleher reported on the Fall Festival held October 10th. She noted that the event was a success despite the rainfall and there were more volunteers this year. The Parks & Recreation Commission continues to plan for upcoming events.

Trustee Martin Pais – Trustee Pais reported that the Plan Commission and SWALCO did not meet. It was noted that Trustee Pais would discuss the IML Annual Conference under the president's report.

Trustee Greg Rogus – Trustee Rogus reported that he along with Administrator Lobaito and Trustee Weiner met with representatives from the Lake County Sheriff's Office and Village of Lake Barrington on October 22nd to begin discussions about renewing the IGA for police services. The Zoning Board of Appeals did not meet.

Trustee Janice Sauer – Trustee Sauer reported that the 2021 Culvert Assessment was completed. She noted that she, President McDonnell, Administrator Lobaito, and Village Engineer Beissel met on October 4th to discuss the culvert report prepared by Robinson Engineering. She noted that 7 of the 14 culverts were inspected. Most culverts need only minor repairs however, the culvert on Signal Hill Road is showing signs of deterioration. The Signal Hill Road culvert will need repair in approximately 3 years and cost approximately \$350,000. The Eton Drive and Rugby Road culverts need to have debris cleared.

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It was noted that the remaining 7 culverts that were not inspected this year should be evaluated next year which will cost approximately \$4,000.

Trustee Pais reiterated that no major culvert repairs were needed at this time. Trustee Sauer confirmed. She indicated that some of the minor culvert expenditures would tie into the 2022 Road Program.

Administrator Lobaito explained that the culvert assessment provides useful information when planning for future expenditures which ties into the Capital Improvement Plan. Road improvements and stormwater management are some of the Village's major expenditures.

During this time, President McDonnell presented Trustee Sauer with a Mayoral Proclamation for her many years of service to the Village as Village Trustee as well as her many other devoted service roles within the community. President McDonnell thanked Trustee Sauer for her invaluable contributions.

Trustee Sauer thanked the Board for the opportunity to serve the Village of North Barrington.

Trustee Lawrence Weiner – Trustee Weiner reported that he also met with Administrator Lobaito, Trustee Rogus and representatives from the Lake County Sheriff's Office and Village of Lake Barrington on October 22nd to initiate discussion regarding the IGA for police services. He was of the opinion that the meeting was favorable.

Village President's Report

President McDonnell stated that the Fall Festival was a success and that the 2021 Fall Newsletter was recently received in the mail.

President McDonnell stated that she and Trustee Pais attended the IML 108th Annual Conference September 23-25. The event was detailed by President McDonnell.

President McDonnell added that she attended a Robinson Engineering event as well and noted that the CEO of Robinson Engineering would be providing a complimentary visit to the Village to evaluate the Village in terms of providing a vision or mission for improvements.

Trustee Pais provided comments on the Illinois Gaming Act due to the Village's recent presentation of annexing property for a Thornton's Pump & Go Fuel Station which would include video gaming.

At this time, President McDonnell presented Deputy Clerk Lennon with a Mayoral Proclamation for her service to the Village as Deputy Clerk. Deputy Clerk Lennon thanked the Board for the recognition and opportunity.

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Old Business

There was no old business.

Closed Session

There was no closed session.

New Business

Resident Jackie Andrew addressed the Board to comment on the number of golf balls she found in the right of way on IL Route 59 from Biltmore Country Club. She is of the opinion that the golf balls that fly over and into the right of way on IL Route 59 are a safety issue. She requested that the Board look into the matter.

Adjournment

Motion by Trustee Weiner and seconded by Trustee Pais to adjourn the meeting.
The voice vote was unanimous in favor.

The meeting was adjourned at 9:02 pm.
Submitted by,



John Lobaito, Deputy Village Clerk

