

MINUTES OF THE MEETING OF
THE VILLAGE OF PORT BARRINGTON BOARD OF TRUSTEES
LAKE AND MCHENRY COUNTIES, ILLINOIS

April 18, 2018

President Yeaton called to order the regularly scheduled Meeting of the Board of Trustees at 6:32 pm. The following Trustees were present: Grothendick, Herstedt, Cillo, Corrigan and Vogeler. There is one vacant committee. Village Attorney Jim Bateman was present.

President Yeaton asked the Board to set the agenda affirming no conflicts of interest and Trustee Grothendick motioned to set the agenda. Trustee Cillo seconded and the motion was approved unanimously.

Brian Valleskey of Manhard Engineering was present to report findings of wells near Roger's Automotive.

Material found in wells is moving south/southwest toward the river. Petroleum based products were found. The company hired to treat the ground will inject bacteria based injections intended to consume the material. President Yeaton stated that the material found is hazardous but contained. Mr. Valleskey stated the area will be tested until levels are acceptable. President Yeaton asked where the material would end if allowed to follow its current path. He responded that it would follow the downstream gradient towards the river. The material is relatively shallow at 10' at the deepest. Trustee Cillo asked about the perimeter. Trustee Vogeler responded that it is a 700' x 700' area, per the map. Nine monitoring wells were drilled around it. Cabeno Environmental Field Services was hired by the ILEPA to introduce bacteria and clean up the spill. Trustee Vogeler, Mark Rooney and President Yeaton met with them on March 11, 2018 and required material safety data sheets on all materials and a certificate of insurance. They have 18 years of experience. The USEPA site shows this as a tried and true method. The only concern is one component; calcium peroxide and calcium hydroxide to promote growth of the bacteria. As used it is diluted and should not have an impact. Mr. Valleskey stated that migration is south of Center Street towards the marina. No information exists to know how long the material was in the ground, but it is considered slow moving and has not moved more than 100' from its origin at Snyder's. President Yeaton asked whether monitoring wells will be checked to be certain it doesn't change course. Mr. Valleskey said that weekly readings of the monitoring wells will be reported to the EPA. Trustee Vogeler stated that 40 more wells would be added for the purpose of injecting the bacteria at very low velocity.

Jim Bateman stated that he prepared an exception to the well ordinance regarding wells not specific to potable wells. Trustee Vogeler stated that the ordinance amending the groundwater protection ordinance is to prohibit pumping from ponds and the channel to mitigate the spread of contaminants. He asked Mr. Valleskey if the rills were turned on would it make it more or less hazardous to pollute the aquifer.

Mr. Valleskey stated that any time you move water from its original source or spread water it can spread material. Trustee Vogeler asked if ponds have been breached the aquifer does it make a difference if the rills are running. The previous engineer said it would dissipate any contaminant. Mr. Valleskey stated that the question would be the definition of dissipate Vs. spread. Trustee

Corrigan stated the reasoning as moving water would work as a filter. Mr. Valleskey stated that a filter works if it is cleaned.

President Yeaton asked for an example. His response was that soil particles attract and accumulate materials and the contaminant can become a solid. Rain could loosen the effect but there's no way to ensure a specific amount of rain. President Yeaton asked about the example of gasoline and would it be better contained or circulated. Mr. Valleskey responded that water doesn't dilute gas and would spread any petroleum based products. Trustee Grothendick asked if it were possible to repair the breach in the ponds. Mr. Valleskey responded that he read the report from Mark Rooney and Associates from 2009. The conclusion of the report doesn't prove that the breach in the pond was the core issue. The pond could be capped with clay. President Yeaton stated that there is no way to know if there is only one breach. All ponds were dug deeper than they were supposed to be. It is very likely there are multiple breaches. President Yeaton stated that the purpose of the Board's decision on this matter would be to protect residents. Cards were available for questions from residents to Manhard Engineering to be addressed at a later date.

Trustee Cillo motioned to approve the consent agenda comprised of the March 21, 2018 Board meeting minutes, Executive Session minutes and the Treasurer's Report for March 2018. Trustee Herstedt seconded. Roll call was taken; 5 Ayes, 0 Nays, 1 Vacancy. Motion approved.

President Yeaton asked the Board to move on Bills Payable through April 18, 2018.

Trustee Herstedt motioned to approve the bills payable and it was seconded by Trustee Grothendick. The Bills Payable were approved by roll call vote. Upon roll call, the vote was: 5 Ayes: Trustees Grothendick, Herstedt, Cillo, Corrigan and Vogeler. Nays: 0 1 Vacant seat. Motion approved

STREETS AND ROADS

Trustee Vogeler stated that the permit request was sent to IDOT.

Donna Erfort stated that an MFT audit request was received.

HEALTH AND SAFETY

The Fox Waterway clean-up is planned. At least 5 people volunteered to create a team.

The Village Clean-up plans are underway. Swalco will pay half of the shredding fee.

Ordinance 2018-04-01 was before the Board amending the Stormwater management Ordinance.

Jim Bateman stated that the draft Ordinance governing stormwater discharge is intended to protect storm sewers in the Village. The current draft 50.02 definitions would be as provided in the Lake County Watershed Development Ordinance. It defines a body of water and changes were described as "defined excessive vegetation" and "MS4 defined as municipal storm sewer system" and other changes. The basic intent is to prohibit pumping water out of or into a body of water. Bateman described built-in exceptions to the ordinance, such as water line flushing, landscape irrigation, drain tile flow and other.

Trustee Grothendick asked if any other rill systems exist that work. The response was that there was one other built by the same developer and it also is not functional. Trustee Grothendick

asked how this would affect the rill system. Jim Bateman responded that it would be prohibited. President Yeaton described the stormwater part of the rill system Vs. artificially pumping to raise water. Trustee Vogeler stated that regulations from IDNR do not prohibit pumping from ground water and stated his opinion that the Village should not have to regulate. Trustee Grothendick stated he needed more information and would attend a Riverwalk meeting with their Engineer the following evening. Trustee Cillo also stated she did not understand the issue well enough to make a decision. Brian Valleskey could be asked to return if there are additional questions. Trustee Grothendick motioned to table the ordinance. Trustee Cillo seconded. Roll call was taken: 5 Ayes, 0 Nays, 1 Vacancy. Motion approved.

Jim Bateman stated that a 2016 Ordinance was passed regarding well depth that must be below the shallowest aquifer. An amendment was prepared to make an exception to private wells to affirm water quality and not used for a potable water supply. Trustee Corrigan motioned to amend chapter 150 of the Village Code to allow for monitoring wells. Trustee Cillo seconded. Roll call was taken; 5 Ayes, 0 Nays, 1 Vacancy. Motion approved.

POLICE

Trustee Herstedt stated that reports had good content from both Counties. The Village has not received any fines from adjudication. A meeting is scheduled for Monday to include President Yeaton. A new contract is necessary. The E-ticket system will be more efficient with better tracking.

PARKS AND BEACHES

Trustee Cillo ordered butterfly gardens for Beach Park.
Adopt-A-Highway is May 19, 2018 at 8am.
The Garden Party will be on September 8, 2018.

FORESTRY

Trustee Corrigan motioned to approve \$3,959.80 expense for 21 trees that were budgeted for. All HOAs were offered the opportunity to purchase through the municipal program. Trustee Vogeler seconded. Roll call was taken; 5 Ayes, 0 Nays, 1 Vacancy. Motion approved. Arbor Day is April 27, 2018. There will be a celebration at 3pm.

FINANCE

Trustee Corrigan described changes to the proposed budget. Trustee Vogeler described materials to be sourced for improvements to the Village Hall and garage. The labor portion is estimated at \$65,000.00. Trustee Corrigan motioned to approve the Annual Budget for 2018-2019. Trustee Cillo seconded. Roll call was taken; Upon roll call, the vote was: 5 Ayes: Trustees Grothendick, Herstedt, Cillo, Corrigan and Vogeler. Nays: 0 1 Vacant seat. Motion approved

BUILDING AND ZONING

The rental property ordinance was tabled.

VILLAGE ATTORNEY

The Ordinance governing small cell sites must be changed due to recent legislation.

VILLAGE ENGINEER

President Yeaton is going to Springfield and requires the information on how long the IEPA has been monitoring Village soil.

ADMINISTRATION

FBLA will be on the agenda to attend the next meeting.

PUBLIC WORKS

The street sweeper was in the Village last week.
Rusty is mulching at the parks.

PBWWC

James Paschky resigned from the PBWWC.

VILLAGE PRESIDENT

The Lake County Municipal League will be at Lobby Day. President Yeaton will attend and bring any questions from the Board.
A list of residents was received from Prairieland to compare for vehicle tax payments.
President Yeaton attended the Lake County Board Meeting.

OLD/NEW

Trustee Grothendick is scheduling 3 weed cuttings in the channel this summer.

The meeting was open to the floor at 8:22pm.

Elaine Bell from Riverwalk stated her belief that mold in the rills is more damaging than moving water. She wanted to know if the Board is considering bladders for the ponds or to fix the clay layer. Jim Bateman pointed out that maintenance of the ponds is the HOA responsibility.

A resident demanded to know how many subdivisions in Port Barrington would be affected by the proposed ordinance and stated he believes a permit was approved for the HOA and they have until June to pick it up. He wanted to know if the Village will compensate the HOA if this Ordinance is approved for their expense. The answer was that none would be due.

There was a question about Lake Michigan water. Trustee Corrigan responded that the Board looked into it 10 years ago and it is not feasible due to existing SSA and expense. Jim Bateman stated that Wauconda and Volo are spending tens of millions of dollars on that project.

Trustee Vogeler motioned to adjourn. Trustee Cillo seconded. Roll Call was taken: Trustees Grothendick, Herstedt, Cillo, Corrigan and Vogeler voted Aye. 0 Nays, 1 Vacancy. Motion approved.

The meeting was adjourned at 8:48 pm.

Respectfully Submitted,

Nancy Bachal, Village Clerk

AYES 5
NAYS 0
ABSENT 0 + one vacancy
ABSTAIN 0
APPROVED May 16, 2018