

VILLAGE OF LONG GROVE
MINUTES OF THE VILLAGE BOARD OF LONG GROVE
Tuesday, March 9, 2010 at 7 P.M.
3110 RFD, LONG GROVE, ILLINOIS 60047-9613

CALL TO ORDER:

At 7:00 P.M. President Rodriguez called the March 9, 2010 Village Board Meeting to Order.

OFFICIALS IN ATTENDANCE:

Village President: Rodriguez
 Trustees: Acuna, Barry, Marshall, Schmitt, Wachs, Weber
 Village Clerk: Schultheis
 Also Present: Village Manager Lothspeich, Village Counsel Filippini, Village Superintendent Block,
 Village Engineer Chiczewski, Village Planner Hogue and Arts and Music
 Commissioner Fraley

Homeowner Associations:

Cobblestone: Michael Kiefer- HOA President Kiefer said that the main concern of his subdivision was the status of the Lake Michigan water connection. – **No action was taken**

Indian Creek Estates: Helen Dorn. – **No one was present. No action was taken.**

Items from the Audience:

Litter – Tobin Fraley said that the maximum fine should be imposed against those who litter. The maximum fine is currently \$750. He was hoping that the Lake County Sheriff would be instructed by the Village to begin enforcing these fines. – **No action was taken.**

Pedestrian Accident - Trustee Wachs said that there was an incident involving a pedestrian and a vehicle in Long Grove, and said that people do not obey the crosswalk laws. Resident Vernadine Martlock agreed that there were crosswalk issues, and noted a particular location at on Old McHenry Road at Buffalo Creek Park. She wanted signage to indicate a crosswalk. Superintendent Block said that the County was hesitant to put signs on Old McHenry Road. – **No action was taken.**

ESI Award – President Rodriguez commended ESI for winning the American Council of Engineering Companies Award for its design of the Archer Parking Lot – **No action was taken.**

ACTION ITEMS:**Item #1: Public Hearing Re: Draft Village Budgets FY 2010/11.**

Public notice was properly published in the Daily Herald, posted at the Village Hall and available for public inspection since February 24, 2010 (also posted on the Village's web site on February 25, 2010). The budget approval ordinance is tentatively scheduled for the March 23, 2010 Board Meeting. – **At 7:10 P.M., Trustee Wachs moved to Open the Village Budget**

Public Hearing; seconded by Trustee Marshall.

VOICE VOTE:

All ayes, no nays (Motion carried 6 – 0)

Village Manager Lothspeich gave a recap of the status of the Village Budget, and said that revenue was flat. He added that the largest downturn in revenue was in regards to building permits for new homes. He added that there has been a lag in the shared revenue from the State. He said that the State of Illinois is currently about four months behind in sales tax receipt revenue – creating a cash flow issue for the Village.

Village Manager Lothspeich recapitulated the expenditure issues and said that the efforts of Staff and the Board to lower costs. Specifically, the use of an electronic newsletter will save on postage and paper. The last version of the mailed newsletter was scheduled to be mailed on March 10, 2010. There were also notable reductions in mosquito abatement and snow removal expenditures were lowered by \$150,000; legal and engineering costs were lowered by 40%; and Road Maintenance was cut in half. The other expenses to be reduced were the contributions to the Long Grove Business Community Partners and the Park District.

The conclusion was that the Village Budget showed a \$57,000 positive balance, but the Village Board considered that number to be balanced, and not a surplus.

John Maguire, President of the LGBCP said that the Village should not lower the contribution because the LGBCP required

the money for its existence, and that the more successful the Downtown area was, the more sales tax revenue would be funneled back to the Village. Various LGBCP members spoke of the need for the money for marketing campaigns and sign replacement. Trustees discussed various amounts to be considered for the final Budget numbers. Village President Rodriguez said that the Village was positioned for prosperity and that if some of the building pads sell, the Village could reconsider offering more money to the LGBCP.

The consensus was to grant the LGBCP \$40,000 guaranteed, and that the LGBCP would be given preference if there was a windfall event that allowed the Board to offer the LGBCP another \$10,000.

There was discussion regarding the Park District contribution. It was decided that the Park District would get the lion's share of the impact fees (70%) to the Village's (30%) and that there would be a 2010 contribution of \$30,000 to the Park District. Park District President Lee Bassett thanked the Board for the contribution.

Superintendent Block noted that there was a salt purchase surplus, and that the Village was under last year's salt tonnage thanks to weather conditions and economical, efficient methods in salt usage. It was decided to reduce the salt purchase commitment from 1500 tons to 1100 tons in 2010. It represents a budget reduction of about \$10,000.

Trustee Wachs mentioned that the Sheriff's contract should be reviewed as it represented \$500,000 worth of expenses. Village Manager Lothspeich said that he would meet with the Sheriff to discuss ways to lower costs.

At 8:16 P.M., Trustee Schmitt moved to Close the Village Budget Public Hearing; seconded by Trustee Wachs.

VOICE VOTE:

All ayes, no nays (Motion carried 6 – 0)

Item #2: Ordinance Amending Impact Fee Ordinance Re: Long Grove Park District.

If the Village Board agrees to reduce the dollar amount of the annual grant as part of the Village Budget Public Hearing and increase the percentage of impact fees distributed to the Long Grove Park District, the draft ordinance reverts the percentage back to the pre-2002 (Ord. #2002-O-16) amount of 70% (currently 30%). Since the annual grant coincides with the Village's fiscal year (May 1 – April 30), Staff suggests that the effective date be May 1, 2010. Also, if the reduction is approved, Staff will prepare a draft resolution reducing the dollar amount of the annual grant effective May 1, 2010 for consideration during the March 23, 2010 Board Meeting.

Trustee Acuna moved to Approve an Ordinance Amending Section 6-9-14E of the Long Grove Village Code RE: Allocation of Park Site Development Impact Fees Reverting the Long Grove Park District Percentage of Impact Fees from 30% to 70% and Reducing the Annual Grant effective May 1, 2010; seconded by Trustee Barry.

ROLL CALL VOTE:

Acuna – aye; Barry – aye; Marshall – aye; Schmitt – aye; Wachs – aye; Weber – aye.

(Motion carried 6 – 0).

Item #3: Public Hearing Re: 120 Day Extension Of Wind & Solar Energy Devices Moratorium.

During the October 13, 2010 meeting the Village Board approved Ordinance 2009-O-34 "An Ordinance Establishing A Temporary 120-Day Moratorium Applying To Building Permits Relating To Alternative Energy Generating Devices In The Village of Long Grove" which included the expiration date of February 11, 2010 and allowing for the extension of the temporary moratorium for a period not to exceed an additional 120 days conditioned upon the board publishing notice and having a public hearing on the possible extension.

At 8:17 P.M., Trustee Acuna moved to Open the Public Hearing for the Consideration of a Possible Extension of the Temporary Moratorium on Alternative Energy Devices for an Additional 120 Days; seconded by Trustee Barry.

VOICE VOTE:

All ayes, no nays (Motion carried 6 – 0)

President Rodriguez said that because the technology is changing, and because there would be an impact on the natural landscape, the moratorium should continue. Superintendent Block said that by April, there will be more documentation that will allow the Village to move forward on an Ordinance. He said that other communities that had rushed to make a decision had wound up rescinding their Ordinances due to issues with aesthetics.

At 8:23 P.M., Trustee Wachs moved to Close the Public Hearing for the Consideration of a

Possible Extension of the Temporary Moratorium on Alternative Energy Devices for an Additional 120 Days; seconded by Trustee Barry.

VOICE VOTE:

All ayes, no nays (Motion carried 6 – 0)

Item #4: Ordinance Approving Moratorium Extension Re: Wind & Solar Energy Devices.
Trustee Wachs moved to Approve an Ordinance Approving An Additional 120-Day Temporary Moratorium on the Installation of Wind and Solar Devices; seconded by Trustee Marshall.

ROLL CALL VOTE:

Acuna – aye; Barry – aye; Marshall – aye; Schmitt – aye; Wachs – aye; Weber – aye.
(Motion carried 6 – 0).

Item #5: Ordinance Reducing Scenic Corridor For HR-1 PUD Zoned Properties.

Currently the Village Code requires a 200 foot scenic corridor easement for properties abutting a four lane highway such as IL Route 83. While this minimum requirement is critical for residentially zoned properties, it conflicts with the desire for commercially zoned properties to be readily visible and is impractical for properties that are relatively shallow in depth such as the IL Route 83 properties located south of Aptakisic Road that are designated for commercial development in the Village's Comprehensive Plan and Downtown Master Plan. –

Trustee Wachs moved to Approve an Ordinance Reducing the Minimum Required Two Hundred Foot (200') Scenic Corridor for Properties Located along Route 83 and South of Aptakisic Road and Zoned HR-1 Highway Retail (Non-Residential) Planned Unit Development; seconded by Trustee Marshall.

ROLL CALL VOTE:

Acuna – aye; Barry – aye; Marshall – aye; Schmitt – aye; Wachs – aye; Weber – aye.
(Motion carried 6 – 0).

Item #6: Ordinance Designating & Approving The IL 83 Business District.

The first and second public hearings were opened and closed without comment during the February 9, 2010 and February 23, 2010 Board Meeting. As provided for in the Sunset Grove Redevelopment Agreement (RDA) for the purpose of generating up to an additional one percent (1%) sales tax revenue by Sunset Grove to partially fund and accelerate funding of the following uses of the Business District Sales Tax revenue: (a) paying principal or interest on, or other amounts due or arising from, the TIF Note or Bonds as provided in Section 14 of the RDA; (b) paying (either directly or by reimbursing other Village funds) reimbursements of Developer Expenses, as referenced in Section 14 of the RDA; (c) reimbursing the Village for any Deferred Amounts that are waived by the Village pursuant to Section 12 of the RDA; (d) reimbursing the Village for any unpaid amounts that are due to the Village pursuant to Section 12 of the RDA; (e) costs for the Deep Well Water System (including financing costs) that are not fully paid by the Water SSA taxes; and (f) costs incurred by the Village in establishing or administering the Business District or the TIF District. –

Trustee Wachs moved to Approve an Ordinance Designating the IL Route 83 Business District Planned Unit Development Plan Pursuant to the Illinois Business District and Redevelopment Act (Phase I); seconded by Trustee Schmitt.

ROLL CALL VOTE:

Acuna – aye; Barry – aye; Marshall – aye; Schmitt – aye; Wachs – aye; Weber – aye.
(Motion carried 6 – 0).

Item #7: Ordinance Imposing Retailer's Occupation & Service Occupation Tax In IL 83 BD.

Trustee Schmitt moved to Approve an Ordinance Imposing a Retailer's Occupation Tax in the IL Route 83 Business District Phase I Pursuant to the Illinois Business District Development and Redevelopment Act (Phase I); seconded by Trustee Weber.

ROLL CALL VOTE:

Acuna – aye; Barry – aye; Marshall – aye; Schmitt – aye; Wachs – aye; Weber – aye.
(Motion carried 6 – 0).

Item #8: Ordinance Creating The IL 83 BD Tax Allocation Fund (Phase I).

Trustee Barry moved to Approve an Ordinance Creating the IL Route 83 Business District Tax Allocation Fund (Phase I); seconded by Trustee Acuna.

ROLL CALL VOTE:

Acuna – aye; Barry – aye; Marshall – aye; Schmitt – aye; Wachs – aye; Weber – aye.
(Motion carried 6 – 0).

Item #9: Bond Ordinance For The Sale Of TIF-SSA Bonds For IL 83 Water System.

CONTINUED

Item #10: Resolution Approving & Awarding Bids For IL Route 83 Water System.

Village Engineer ESI reviewed the twelve (12) bids received on February 25, 2010 at the Village Hall for the IL Route 83 Water System project. The responsive low bidder is Concord Construction Services, Inc. with a bid of \$2,954,500. We note that this bid is \$45,500 under the Engineer's estimate of \$3,000,000. The bidding was extremely competitive and the twelve bids received were within a range of 13.5% and are detailed in the attached bid tabulation. ESI recommends the contract be awarded with two wells rather than one. In order to stay under the budget we can only award one well. A final determination of whether we go with two wells or one well will need to be made within the next two weeks. The Recovery Zone Bonds are scheduled to be awarded by Lake County during their March 16, 2010 Board Meeting.

Discussion Continued until after Executive Session (In Executive Session, will be discussed as part of Land Acquisition).

Item #11: Resolution Authorizing Purchasing Road Salt Not to Exceed \$84,480.

The draft resolution authorizes the Village to participate in the State of Illinois purchase program for road salt. The Illinois purchase program requires that the participating municipalities commit to purchasing a minimum of 80% or maximum 120% of the amount ordered. The Joint Purchasing Requisition requires purchase of a minimum 800 tons and reserves a maximum of 1,320 tons of rock salt for a maximum of \$84,480 at an estimated maximum price of \$64.00 per ton (\$ amount for the current year). Please note that Village Superintendent Block is continuing to work with ART's Fleet and will include request for proposals for the upcoming contract with various methods to reduce salt usage. – **Trustee Barry moved to Approve a Resolution Approving the Purchase of Rock Salt through the State of Illinois in an Amount Not to Exceed \$74,480.00; seconded by Trustee Schmitt**

ROLL CALL VOTE:

Acuna – aye; Barry – aye; Marshall – aye; Schmitt – aye; Wachs – aye; Weber – aye.
(Motion carried 6 – 0).

Item #12: Resolution Approving Service Agreement For Office Computer Network Support.

As part of Staff's on-going efforts to reduce operating costs, the Village solicited a proposal from Prairie Technology Group for comparison purposes. The Village's current computer office network company (ABN) charges \$150/hour while Prairie charges \$65/hour (on-site) or \$30/hour (remote). While the proposal is for one (1) year, Staff recommends that the approval be contingent upon agreement being month-to-month, cancellable by either party with 30 day notice. – **Trustee Acuna moved to Approve a Resolution Approving a Service Agreement with Prairie Technology Group for Village Hall Office Computer Network Support; seconded by Trustee Marshall.**

ROLL CALL VOTE:

Acuna – aye; Barry – aye; Marshall – aye; Schmitt – aye; Wachs – aye; Weber – aye.
(Motion carried 6 – 0).

Item #13: Village President Rodriguez.

Commission/Committee Appointments. – The lottery was to be conducted later in the meeting.

Trustee Acuna moved to Approve the Plan Commission and the Architectural Commission Appointments as Recommended by President Rodriguez; seconded by Trustee Schmitt.

VOICE VOTE:

All ayes, no nays (Motion carried 6 – 0)

Item #14: Village Trustee Acuna.

A. Treasurer Report For February 28, 2010. – Trustee Acuna moved to Approve the Treasurer’s Report for February 28, 2010; seconded by Trustee Marshall.

ROLL CALL VOTE:

Acuna – aye; Barry – aye; Marshall – aye; Schmitt – aye; Wachs – aye; Weber – aye.

(Motion carried 6 – 0).

B. Actual and Budget Comparisons For Period Ending February 28, 2010. For informational purposes only, no motion required.

Item #15: Village Trustee Barry.

Pathways: Trustee Barry said that title to a sliver of land for Path connection for Skycrest Estates from their path to Stonehaven Estates has been granted. To the Village he said that this land was bought for \$189.00 – **No action was taken.**

Item #16: Village Trustee Marshall.

Nothing to report. No action was taken.

Item #17: Village Trustee Schmitt.

Park District – Trustee Schmitt said that the Park District Earth Day celebration will focus on children and family.

Trustee Schmitt said that there was a meeting in Libertyville regarding the soccer fields. She said that Lee Bassett and Barry Nathanson were there, and that there was a good exchange of information. – **No action was taken.**

Item #18: Village Trustee Wachs.

Village Water System – Trustee Wachs said that ESI was planning for each option and that the Budget would be required in 30 days – **No action was taken.**

Item #19: Village Trustee Weber.

Historical Society – On April 23, 2010; the Historical Society would be hosting “In Retrospect.” The event will be held at the Long Grove Café and will be in regard to early Long Grove; including vintage photos. – **No action was taken.**

Item #20: Village Clerk Schultheis.

Nothing to report. No action was taken.

Item #21: Village Manager Lothspeich.

Nothing to report. No action was taken.

Item #22: Village Superintendent Block.

Inspections and Revenue – Superintendent Block thanked Margerita Romanello for compiling data on the breakdown of projects and revenue from inspections. – **No action was taken.**

Item #23: Village Planner Hogue.

Nothing to report. No action was taken.

Item #24: Village Attorney Filippini.

Nothing to report. No action was taken.

Item #25: Approval of Board Meeting Minutes.

February 23, 2010 Board Meeting Minutes. – Trustee Barry moved to Approve the February 23, 2010 Board Minutes, as amended; seconded by Trustee Wachs.

VOICE VOTE:

All ayes, no nays (Motion carried 6 – 0)

Item: Executive Session.

At 8:40 P.M.; Trustee Marshall moved to go into Executive Session to Discuss (1) Executive Session Minutes; (2) Investments; (3) Litigation; (4) Personnel Matters; and (5) Acquisition and Disposition of Property; seconded by Trustee Acuna.

ROLL CALL VOTE:

Acuna – aye; Barry – aye; Marshall – aye; Schmitt – aye; Wachs – aye; Weber – aye
(Motion carried 6 – 0)

Item: Other Business.

Approving & Awarding Bids For IL Route 83 Water System. –

Trustee Wachs moved to Approve a Water System Accepting and Awarding Bids for the IL Route 83 Water System as amended; seconded by Trustee Marshall.

Acuna – aye; Barry – aye; Marshall – aye; Schmitt – aye; Wachs – aye; Weber – aye
(Motion carried 6 – 0)

February 23, 2010 Executive Session Meeting Minutes. Trustee Schmitt moved to Approve the February 23, 2010 Executive Session Minutes, but not for Public Release; seconded by Trustee Barry.

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VOICE VOTE:

All ayes, no nays (Motion carried 6 – 0)

Item: Adjournment.

At 10:19 P.M., Trustee Schmitt moved to Adjourn; seconded by Trustee Barry.

VOICE VOTE:

All ayes, no nays (Motion carried 6 – 0)