

VILLAGE OF LONG GROVE

3110 RFD, ILLINOIS 60047-9613

MINUTES OF THE VILLAGE BOARD OF LONG GROVE**Tuesday, April 12, 2011 at 7 P.M.****3110 RFD, LONG GROVE, ILLINOIS 60047-9613****CALL TO ORDER:**

At 7:06 P.M. President Rodriguez called the April 12, 2011 Village Board Meeting to Order.

OFFICIALS IN ATTENDANCE:

Village President: Rodriguez
 Trustees: Acuna, Marshall, Schmitt, Wachs, Trustee-elect Underwood, Weber
 Absent: Barry
 Village Clerk: Schultheis
 Also Present: Village Manager Lothspeich, Village Counsels Gates and Filippini

President Rodriguez congratulated Trustee-Elect Underwood on her election victory, as well as incumbents Wachs and Barry. – **No action was taken.**

Recitation of the Pledge of Allegiance

Recycling Event – Trustee Schmitt acknowledged Trustees, Trustee-elect and Clerk for participating in the event, as well as other community members. She said the event yielded over 30,000 tons of recyclables. The Village will receive 2.1 cent per pound. The Board thanked Trustee Schmitt for coordinating the event with SWALCO.– **No action was taken.**

Item: Homeowner Associations:

Promontory/Oak Hills #3 – Boris Geeza. – **No one was present. No action was taken.**

Stockbridge Farms – Dennis Keane – **No one was present. No action was taken.**

ACTION ITEMS:**Item #1: Continued Discussion Re: Establishment Of LM Water SSA For Herons Landing.**

Village Counsel Filippini is working with the County and the Village to prepare the draft Intergovernmental Agreement (IGA) for discussion by the Village Board. – Village Counsel Filippini said that the intergovernmental agreement had not been agreed upon yet. – **No action was taken.**

Item #2: Report Of The April 6, 2011 Architectural Commission Meeting.

The Architectural Commission (AC) **granted conditional approval** of the following item during their meeting.

- Gazebo Structure And Signage To Be Placed On Archer Road, Adjacent To The Archer Parking Lot To Be Known As “The Long Grove Pavilion,”

- Village Manager Lothspeich said that the Architectural Board had approved the recommendations of the LGBCP. It was noted by Mr. Claire Ball of the LGBCP that the gazebo would be ready by Chocolate Fest. – **No action was taken.**

Item #3: Resolution Approving License Agreement With LGBCP Re: The Long Grove Pavilion.

The resolution approves the draft license agreement with the Long Grove Business & Community Partners (LGBCP) for the installation of the Long Grove Pavilion in the Village Right Of Way For Archer Road. – **Trustee Acuna moved to approve a Resolution Approving and Authorizing The Execution Of A License Agreement With The Long Grove Business & Community Partners For The Installation of the Long Grove Pavilion within the Archer Right of Way Subject to Revisions Discussed; seconded by Trustee Wachs.**

VOICE VOTE:

Motion carried 5 – 0; Trustee Barry absent

Trustees ascertained that Sunset Grove was aware that the building that they were donating was to be land licensed to the

LGBCP, not the Village. Village Counsel Filippini said that language in the agreement could be written to show that the Village could revoke the license or limit the scope of activities.

Item #4: Resolution Re-Appointing Long Grove Arts Commissioners Fraley & Denaro.

The draft resolution re-appoints Tobin Fraley as the Long Grove Arts Commissioner and creates the position of Deputy Arts Commissioner and appoints Bob Denaro for that position so that there is more than one individual to manage the events. The Village Board created the Arts Committee and appointed Tobin Fraley as the Arts Commissioner in order to extend the Village's liability insurance coverage to the planned events. – **Trustee Wachs moved to Approve a Resolution Re-Approving Long Grove Commissioner Tobin Fraley and Long Grove Arts Deputy Commissioner Denaro; seconded by Trustee Marshall.**

VOICE VOTE:

Motion carried 5 – 0; Trustee Barry absent

Item #5: Resolution Opposing The Reduction Of Distributive Revenues By The State.

The draft Resolution Opposing The Reduction Of Distributive Taxes was prepared in response to the Governors continued focus of reducing or eliminating these shared revenues to local municipalities. The draft Resolution has been provided to the other communities of the Southwest Regional Communities (Barrington; Hawthorn Woods; Kildeer; Lake Zurich; South Barrington and Wauconda) for consideration by their respective Boards. – **Trustee Wachs moved to Approve a Resolution Opposing The Reduction Of Distributive Taxes Proposed By The State Of Illinois; seconded by Trustee Marshall.**

VOICE VOTE:

Motion carried 5 – 0; Trustee Barry absent

Item #6: Ordinance Amending Village Code Re: Creating Criminal Code.

The draft "*Ordinance Adopting The Illinois Criminal Code*" (Agenda Item #6) adopts the Illinois Criminal Code by reference (eliminating the need for the Village to update our ordinances every time there is a change in the Illinois Criminal Code) is a comprehensive criminal code ordinance which includes retail theft and any other criminal offenses. The draft "*Ordinance Adopting A Retail Theft Ordinance*" (Agenda Item #7) creates a retail theft offense ordinance.

Adopting a local Retail Theft Ordinance would increase the efficiency of the Sheriff's office by reducing the amount of time that a Deputy would be out of the Village and may increase revenue for fees and fines. Without having a local Retail Theft Ordinance, a Deputy needs to transport an offender from the Village to the Lake County Jail in Waukegan (22 miles) which can take an hour each way to travel and deliver the suspect. – **Trustee Wachs moved to Approve an Ordinance Amending the Village Code Adding Section 10-1-8 RE: Creating a Criminal Code; seconded by Trustee Acuna.**

ROLL CALL VOTE:

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

(Motion carried 5 – 0; one absent)

Item #7: Ordinance Amending Village Code Re: Adding Retail Theft Section.

Trustee Wachs moved to Approve an Ordinance Amending the Village Code Adding Section 10-1-8 RE: Retail Theft; seconded by Trustee Marshall.

ROLL CALL VOTE:

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

(Motion carried 5 – 0; one absent)

Item #8: Ordinance For Issuance Of IL 83 SSA Allocation Revenue Bonds.

Trustee Schmitt moved to Approve an Ordinance Providing for the Issuance of \$1,000,000 Village of Long Grove Route 83 Water Special Service Area Tax Bonds, Series 2011 of the Village of Long Grove, Lake County, Illinois and Providing for the Levy of a Direct Annual Tax on Taxable Property In Such Special Service Area for the Payment of Principal of and Interest on Such Bonds; seconded by Trustee Weber.

ROLL CALL VOTE:

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

(Motion carried 5 – 0; one absent)

There was follow up discussion to clarify any questions about the financing of the bonds. Trustee Wachs also pointed out that every Ordinance should have its potential effect on the Budget (including

legal fees, costs and advances) highlighted so that the Board would know the financial impact of their vote on a specific ordinance. There was a consensus from the Trustees that this procedure should be followed.

Item #9: Village President Rodriguez.

Metropolitan Mayors Caucus – President Rodriguez said that there would be a tribute to Mayor Daley on April 29, 2011 – **No action was taken.**

Holland and Knight Biennial Event – President Rodriguez urged the Board to attend this informative event on April 29, 2011 – **No action was taken.**

Item #10: Village Trustee Acuna.

A. Tax Increment Financing (TIF) Bond Releases Re: Sunset Grove Redevelopment Agreement – Update. Although the RDA grants Staff the authority to release these funds as they are submitted and reviewed and approved (certified) by the village engineer, there is a large amount of money that has been and will be moved during the course of the payments approved under the RDA (\$2.7 M to Lakewood and \$300,000 to Sunset Foods). In an effort to keep the Village Board informed on the status of these transactions, there will be regular monthly reports under the Village Treasurer's Report. Village Board has not been aware of these approvals and payments. Lakewood has submitted and the Village has released three (3) payments to date and they have submitted for a 4th payment. While these amounts are reflected in the monthly Treasurer Reports the following summarizes these transactions to date (Total Releases To Date = \$1,530,628.95):

TIF Release #1 – December, 2010 in the amount of \$501,539.80.

TIF Release #2 – January, 2011 in the amount of \$891,726.70.

TIF Release #3 – March, 2011 in the amount of \$137,362.45.

TIF Release #4 – April, 2011 in the amount of TBD [Request of \$1,469,371.45 (includes Sunset Foods \$300,000)]. – **No action was taken.**

B. Treasurer Report For March 31, 2011. **Trustee Schmitt moved to Approve the Treasurer's Report for March 31, 2011; seconded by Trustee Wachs.**

ROLL CALL VOTE:

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

(Motion carried 5 – 0; one absent)

C. Actual and Budget Comparisons For Period Ending March 31, 2011. For informational purposes only, no motion required.

Item #11: Village Trustee Barry.

Not Present

Item #12: Village Trustee Marshall.

Nothing to Report. No action was taken.

Item #13: Village Trustee Schmitt.

A. Long Grove Park District Meeting – April 4, 2011. Trustee Schmitt said that the Earth Day Event would be moved to May, as it was too close to Easter. – **No action was taken.**

B. SWALCO – Trustee Schmitt said that SWALCO was trying to get restrictions lifted on recyclable items. She added that thus far in 2011, the Village of Long Grove had been reimbursed over \$6,000 for its recycling efforts. – **No action was taken.**

Item #14: Village Trustee Wachs.

Water Plant – Trustee Wachs said that the date of completion was expected to be April 22. – **No action was taken.**

Item #15: Village Trustee Weber.

Proposal for Website – Trustee Weber said that a proposal for the Long Grove website would be ready for the next Board Meeting – **No action was taken.**

Historical Society – Trustee Weber said that there would be an auction in June, and that interested parties should contact Trustee Weber if they had something to auction. - **No action was taken.**

Item #16: Village Clerk Schultheis.

Nothing to Report. No action was taken.

Item #17: Village Manager Lothspeich.

Nothing to Report. No action was taken.

Item #18: Village Planner Hogue.

Not Present.

Item #19: Village Attorney Filippini.

Nothing to Report. No action was taken.

Item #20: Approval of Board Meeting Minutes.

March 22, 2011 Board Meeting Minutes. – Trustee Marshall moved to Approve the March 22, 2011 Board Minutes as amended; seconded by Trustee Wachs.

VOICE VOTE:

Motion carried 5 – 0; Trustee Barry absent.

Item: Executive Session.

At 7:52 PM, Trustee Weber moved to go into Closed Session to Discuss (1) Executive Session Minutes; (2) Investments; (3) Litigation; (4) Personnel Matters; and (5) Acquisition and Disposition of Property, and (6) Security; seconded by Trustee Wachs.

ROLL CALL VOTE:

**Acuna – aye; Barry – absent; Marshall – aye; Schmitt – aye; Wachs – aye; Weber – aye
(Motion carried 5 -0; one absent)**

Item: Other Business.

March 22, 2011 Executive Session Meeting Minutes. – Trustee Schmitt moved to Approve the March 22, 2011 Executive Session Minutes, as amended, but not for Public Release; seconded by Trustee Wachs. –

VOICE VOTE:

Motion carried 5 – 0; Trustee Barry absent.

Item: Adjournment.

At 9:16 P.M.; Trustee Weber moved to Adjourn; seconded by Trustee Wachs.

VOICE VOTE:

Motion carried 5 – 0; Trustee Barry absent.