

**VILLAGE OF LONG GROVE**  
**MINUTES OF THE VILLAGE BOARD OF LONG GROVE**  
**Tuesday, April 14, 2009 at 8 P.M.**  
**3110 RFD, LONG GROVE, ILLINOIS 60047-9613**

**CALL TO ORDER:**

President Rodriguez called the meeting to order at 8:01 P.M.

1.

**OFFICIALS IN ATTENDANCE:**

Village President: Rodriguez  
Trustees: Acuna, Barry, Hannon, Lazakis, Schmitt, Wachs  
Village Clerk: Schultheis  
Also Present: Village Manager Lothspeich, Village Counsel Kirlin, Superintendent Block and Village Engineer Witowski

Festivals/Events: President Rodriguez reminded the audience of the Flaming Flapjacks/Spring Egg Hunt/Earth Day events upcoming. She also told the audience about the Strawberry fest and the Chocolate Fest – **No action was taken.**

**HOMEOWNERS ASSOCIATIONS/ITEMS FROM THE AUDIENCE:**

**Homeowner Associations:**

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

**Promontory Ridge/Oak Hills #7** – Debbie Keyes. - **No one was present. No action was taken.**

**Stockbridge Farms** – Sai Nimmagadda. - **No one was present. No action was taken.**

Items from the Audience –

Long Grove Arts and Music Council - Tobin Fraley spoke about the status of the Long Grove Arts and Music Council. He said that funding was non-existent. He said that he would attempt to have one concert funded. Trustees wanted to know the cost of funding one concert. Tobin Fraley said that the cost was about \$2200 per concert. Trustee Hannon suggested that the banks were asked to give a sponsorship. – **No action was taken.**

Report on Downtown - Tobin Fraley said that merchant business is hurting. He suggested that the Trustees speak individually to shop owners. He said that there is a “pall” over the downtown area, and that merchants needed to voice their concerns - **No action was taken.**

Downtown – “Olive Tap” owner, Rick Petrocelli, said that the Village might consider a temporary walkway where the Archer Lot construction is, because it will make a difference for walk-by shopping. President Rodriguez said that Village officials would meet with the merchants. - **No action was taken.**

Park District – Trustee Schmitt said that there was some concern in the Park District regarding money earmarked for the Park District. Trustee Hannon said that there was \$50,000 budgeted for the upcoming year. President Rodriguez assured Park District President Lee Bassett that she would meet with Scott Hoyne should the status of future budget contributions change - **No action was taken.**

**ACTION ITEMS:**

**Item #1: Public Hearing Re: Draft Village Budgets FY 2009/10.**

**At 8:25 PM, President Rodriguez opened the Public Hearing on the 2009/10 Budget.**

Trustee Hannon discussed grants with 50/50 matches, and how the Budget was set up to reflect the Village’s interest in the grant from the Bureau of Tourism. She said that the wording in the budget did not necessarily commit the Village to the project money if the grant was not received.

Trustees discussed how grant money would be spent, and going out to bid for signage.

Trustee Barry noted that mosquito abatement money should be flat, and then we could offer the budgeted \$2,000 increase to the Long Grove Arts and Music Council. Village Manager Lothspeich said that the Staff would have to see if Clarke Mosquito Abatement would lower the price.

Trustees discussed dropping the teasel abatement until they were reminded by CSLC – Conservancy Scenic Corridor Commissioner Bob Borg that teasel abatement has a four year removal plan.

Trustee Hannon wanted to know why mowing and landscaping increased. Superintendent Block said that the state no longer mowed Rtes. 83 and 22.

President Rodriguez said that \$1500 of the \$2500 Training and Travel Budget money could be removed.

Village Manager Lothspeich said that the Village was no longer able to obtain CERT grant money, as that was only a two-year grant.

Trustee Schmitt asked if \$9000 could be removed from the additional Police Patrol money, but Village Manager Lothspeich noted that while it had been budgeted for the last three years (and never used), it should not be removed in case the need arose –

**At 8:50 PM, Trustee Wachs moved to close the Public Hearing; seconded by Trustee Hannon.**

**VOICE VOTE:**

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

**Item #2: Resolution Waiving Public Notice & 120-Day Waiting Period - 6715 Diamond Lake Road.**

Superintendent Block said that he had not notified the Historical Society about the demolition of the property, because the property owner had not wanted anyone in his house. He said that the Historical Society would be notified. Historical Society member Bob Borg, in the audience, said that he considered himself as notified and would look at the property.

**Trustee Schmitt moved to approve a Resolution granting a waiver from the Public Notice Requirements & the 120-day waiting period for Issuance of a Demolition Permit for 6715 Diamond Lake Road contingent upon approval of the Historical Society; seconded by Trustee Wachs.**

**ROLL CALL VOTE:**

**Acuna – aye; Barry – aye; Hannon – aye; Lazakis – aye; Schmitt – aye; Wachs – aye  
(Motion carried 6 – 0)**

**Item #3: Resolution Awarding Contract For Landscape Maintenance & Teasel Removal.**

**CONTINUED.**

**Item #4: Ordinance Approving Minor Amendments To Preserve PUD Re: Signage & Name.**

On March 16, 2009, the Architectural Commission approved the request to Reface The Existing Monument Sign At “*Gridley’s*” To “*Double G’s Roadhouse*”. As directed during the March 24, 2009 Board Meeting, Village Counsel prepared a draft ordinance approving minor amendments. –

**Trustee Wachs moved to approve an Ordinance approving Minor Amendments to the Preserve at the Long Grove Planned Unit Development Signage Regulations RE: Internal Illumination and Change of Name from Gridley’s of Long Grove to Double G’s Roadhouse; seconded by Trustee Schmitt.**

**ROLL CALL VOTE:**

**Acuna – aye; Barry – aye; Hannon – aye; Lazakis – aye; Schmitt – aye; Wachs – aye  
(Motion carried 6 – 0)**

**Item #5: Ordinance Amending The Village Code Re: Liquor License Regulations.**

As directed during the March 24, 2009 Board Meeting, a draft ordinance amends the Village’s liquor license regulations to establish a new Class “M” license “Sale at Village Festival” to allow for a liquor license to be granted for the sale of beer, wine and pre-packaged Mai Tai’s during Village festivals. –

Trustee Hannon said that upon looking at other Village’s liquor licenses, Long Grove’s should be amended to show \$25 per day fee. –

**Trustee Wachs moved to approve an Ordinance amending the Village Code regarding Liquor License Regulations Establishing Class “M” Restaurant Liquor License for Beer, Wine and Pre-Mixed Mai Tai’s as part of Village Festivals, as amended to include a \$25 per day license fee; seconded by Trustee Hannon.**

**ROLL CALL VOTE:**

**Acuna – nay; Barry – aye; Hannon – aye; Lazakis – aye; Schmitt – aye; Wachs – aye  
(Motion carried 5 - 1)**

**Item #6: Motion Deferring Prepayment Determination For IL 83 Water SSA.**

The Village Board previously directed the mailing of a notice to all IL 83 SSA property owners

requiring that they formally notify if they planned to prepay their share of the costs of the water system no later than April 1, 2009 with payment by May 1, 2009. Noting the current state of the economy, all of the property owners requested additional time. Also, the Village has yet to secure the financing commitment for up to \$3.25M; an extension of time is appropriate. Accordingly, it is suggested that the deadlines be extended 30 days. –

**Trustee Schmitt moved to approve Deferral of Prepayment Determination for the Property owners located within IL 83 Water Special Service Area (SSA) until May 1, 2009 with payment no later than June 1, 2009; seconded Barry.**

**ROLL CALL VOTE:**

**Acuna – aye; Barry – aye; Hannon – aye; Lazakis – aye; Schmitt – aye; Wachs – aye  
(Motion carried 6 – 0)**

**Item #7: Ordinance Amending Ord. 2008-O-04 To Include Revised Legal Description & Map.**

On March 24, 2009, the Village Board opened and closed the public hearing in order to remedy minor boundary inconsistencies mostly affecting rights-of-way along the periphery of the redevelopment project area and to consider the proposed "Report Regarding An Amendment To The Tax Increment Redevelopment Plan And Project For The Downtown/Il Rt. 83 Redevelopment Project Area" (the "Report"). The Report does not seek to add or delete any tax parcel to or from the redevelopment project area. The TIF Joint Review Board opened and closed their Public Hearing on February 20, 2009 and recommended approval of the report (recommendation and minutes enclosed).

**Trustee Lazakis moved to Approve an Ordinance Amending Ordinance 2008-O-4 “An Ordinance Approving a Tax Increment Redevelopment Plan and Project for the Downtown/IL Rte 83 Redevelopment Project Area” to include the Revised Legal Description & Revised Map; seconded by Trustee Schmitt.**

**ROLL CALL VOTE:**

**Acuna – aye; Barry – aye; Hannon – aye; Lazakis – aye; Schmitt – aye; Wachs – aye  
(Motion carried 6 – 0)**

**Item #8: Ordinance Amending Ord. 2008-O-05 To Include Revised Legal Description & Map.**

**Trustee Lazakis moved to Approve Ordinance Amending Ordinance 2008-O-5 “An Ordinance Designating the Downtown/IL Rte. 83 Redevelopment Project Area Pursuant to the Tax Increment Allocation Redevelopment Act” to include the Revised Legal Description and Revised Map; seconded by Trustee Schmitt.**

**ROLL CALL VOTE:**

**Acuna – aye; Barry – aye; Hannon – aye; Lazakis – aye; Schmitt – aye; Wachs – aye  
(Motion carried 6 – 0)**

**Item #9: Ordinance Amending Ord. 2008-O-06 To Include Revised Legal Description & Map.**

**Trustee Lazakis moved to Approve an Ordinance Amending Ordinance 2008-O-6 “An Ordinance Adopting Tax Increment Allocation Financing for the Downtown/IL 83 Redevelopment Project Area” to include the Revised Legal Description & Revised Map; seconded by Trustee Schmitt.**

**ROLL CALL VOTE:**

**Acuna – aye; Barry – aye; Hannon – aye; Lazakis – aye; Schmitt – aye; Wachs – aye  
(Motion carried 6 – 0)**

**Item #10: Resolution Of Intent Re: National Flood Insurance For Water Supply Loan Program.**

Village Counsel used the IEPA documents and incorporated them in substantially the form appearing on the website, although they have made a few changes that give the Village some measure of discretion of the loan documents (which have not been made available) and turn out to be outrageous. Village Counsel Filippini offers that the documents are necessary to be eligible for the interest-free loans and notes that two of the ordinances (the water service charge ordinance and water use ordinance) are more placeholders than anything else. Although they cover rudimentary requirements for purposes of seeking the loans, the user fees in the former ordinance are without any consideration of the real costs of operating the proposed water system, and the water use ordinance establishes some basic rules that will need to be revisited. Since these ordinances follow the basic IEPA form, however, they will suffice for now. Village Counsel also notes that several of these documents need to have the amount of the loan sought inserted in various places. The amount should be determined before the Village Board acts on these documents. – Trustees wanted language changed in document to reflect the wording “may” from “shall” as regards to Village commitments for all “services, pipes

and lateral waterworks systems.” Trustees questioned the wording of the document obligating residents within 400 feet of the connection to join the sewer system. Village Engineer Witowski said that the IEPA would require them to join but not necessarily right away. Trustees said that residents in subdivisions might be within 400 feet and the cost to connect might be prohibitive. President Rodriguez noted that if the paperwork was not submitted, the Village might lose an opportunity for grant money. Trustees wanted to consider looking into changing the wording regarding the necessity of those within 400 feet to join the connection because the Village did not want to obligate residents to join.

**Trustee Barry moved to Approve a Resolution of Intent Regarding National Flood Insurance for the Public Water Supply Loan Program as amended; seconded by Trustee Acuna.**

**ROLL CALL VOTE:**

Acuna – aye; Barry – aye; Hannon – aye; Lazakis – aye; Schmitt – aye; Wachs – aye  
(Motion carried 6 – 0)

**Item #11: Ordinance Establishing Water Service Charge Regulations For Water Supply Loan Program.**

Trustee Barry moved to Approve an Ordinance Establishing Water Service Charge Regulations to be amended as determined; seconded by Trustee Acuna.

**ROLL CALL VOTE:**

Acuna – aye; Barry – aye; Hannon – aye; Lazakis – aye; Schmitt – aye; Wachs – aye  
(Motion carried 6 – 0)

**Item #12: Ordinance Establishing Water Use Regulations For Water Supply Loan Program.**

Trustee Wachs moved to Approve an Ordinance Establishing Water Use Regulations, modified s discussed; seconded by Trustee Acuna.

**ROLL CALL VOTE:**

Acuna – aye; Barry – aye; Hannon – aye; Lazakis – aye; Schmitt – aye; Wachs – aye  
(Motion carried 6 – 0).

**Item #13: Ordinance Authorizing Indebtedness & Means For Repaying For Water Supply Loan Program.**

Trustee Barry moved to Approve an Ordinance Authorizing Indebtedness & Providing Means for Repaying Indebtedness for the Water Supply Loan Program; seconded by Trustee Lazakis.

Trustee Barry asked what the total cost of the project was estimated to be. The answer given by President Rodriguez was \$4.2 million dollars.

**Item #14: Ordinance Authorizing Borrowing Of Funds For Water Supply Loan Program.**

Trustee Wachs moved to Approve an Ordinance Authorizing the Village of Long Grove to Borrow Funds from the Public Water Supply Program; seconded by Trustee Hannon.

**ROLL CALL VOTE:**

Acuna – aye; Barry – aye; Hannon – aye; Lazakis – aye; Schmitt – aye; Wachs – aye  
(Motion carried 6 – 0)

**Item #15: Resolution Authorizing Representative To Sign Documents For Water Supply Loan Program.**

Trustee Acuna moved to Approve a Resolution Authorizing a Representative to Sign Public Water Supply Loan Documents; seconded by Trustee Wachs.

**ROLL CALL VOTE:**

Acuna – aye; Barry – aye; Hannon – aye; Lazakis – aye; Schmitt – aye; Wachs – aye  
(Motion carried 6 – 0).

**Item #16: Ordinance Approving The IPWMAN Agreement.**

As reported during the March 10, 2009 Board Meeting, Village Superintendent Block participated in the Lake County Public Works Directors group and recommends the adoption of an agreement to provide the Village of Long Grove the ability to participate with neighboring communities during the time of emergency. Village Emergency Management Coordinator Marc Small supports the agreement as well. –

**Trustee Barry moved to Approve an Ordinance Approving the Illinois Public Works Mutual**

**Aid Network (IPWMAN) Agreement; seconded by Trustee Acuna.**

**ROLL CALL VOTE:**

**Acuna – aye; Barry – aye; Hannon – aye; Lazakis – aye; Schmitt – aye; Wachs – aye  
(Motion carried 6 – 0)**

**Item #17: Ordinance Amending Code Changing Board Meeting Start Times To 7:00 p.m.**

As directed during the March 24, 2009 Board Meeting, Village Counsel prepared a draft ordinance changing the start times of Village Board meetings from 8:00 p.m. to 7:00 p.m. –

**Trustee Hannon moved to Approve an Ordinance Amending the Village Code Changing the Regularly Scheduled Board Meeting Start Times From 8:00 P.M. to 7:00 P.M. Effective the First Regular Board Meeting in May 2009; seconded by Trustee Schmitt.**

**ROLL CALL VOTE:**

**Acuna – aye; Barry – aye; Hannon – aye; Lazakis – aye; Schmitt – aye; Wachs – aye  
(Motion carried 6 – 0)**

**Item #18: Ordinance Repealing & Establishing Prevailing Wages.**

The Prevailing Wage Act requires that all local governments adopt a prevailing wage ordinance each year. The draft Ordinance adopts the County's prevailing wages for April 2009 –

**Trustee Acuna moved to Approve an Ordinance Repealing and Establishing Prevailing Wages for the Village of Long Grove; seconded by Trustee Lazakis.**

**ROLL CALL VOTE:**

**Acuna – aye; Barry – aye; Hannon – aye; Lazakis – aye; Schmitt – aye; Wachs – aye  
(Motion carried 6 – 0)**

**Item #19: Village President Rodriguez.**

**A. IL Route 53 Extension/Referendum - President Rodriguez told the Board that there was a Resolution from Commissioner Stolman to move forward on plans to extend Il Rte 53. She said that the Village needed to be on record as to changes that needed to be made to the resolution. – **No action was taken.****

**B. Commission/Committee Appointments. – President Rodriguez said that she would talk to the Commissioners about changes to be made. – **No action was taken.****

**C. Biannual Seminar – President Rodriguez said that the Holland and Knight Semiannual Seminar was to be held on Friday, April 24, 2009 in Schaumburg. Trustees and Staff were invited to attend – **No action was taken.****

**D. BDI Seminar – President Rodriguez said that the BDI Seminar would be held on May 1. – **No action was taken.****

**Item #20: Village Trustee Acuna.**

**Lake Michigan Water Referendum & Planning Group Update. Staff will represent the Village during the next monthly meeting scheduled for April 15, 2009. – Trustee Acuna said that the referendum results showed that the Village residents did not want to continue the pursuit of Lake Michigan water as per this opportunity. Village Manager Lothspeich would attend the Meeting to discuss the rights to any future opportunities for connections. – **No action was taken.****

**Item #21: Village Trustee Barry.**

**Pathway Committee Meeting – March 27, 2009. The Pathway Committee met with Village Counsel Paula Kirlin and reviewed the enclosed materials. A verbal report will be provided during the April 14, 2009 Board Meeting. Trustee Barry will be walking and staking the location for the planned pathway along North Schaeffer with Village Superintendent Block, Village Planner Hogue, Village Engineer Witowski and Staff on April 17, 2009. – Trustee Barry said that he had met with Village Counsel Kirlin. He said that if a homeowner dedicates a permanent easement, they should get a tax deduction and Village indemnify them. If the easement was dedicated then the construction and maintenance would be taken care of by the Village. Counsel needed to look into this. President Rodriguez wanted to make certain that CMap was aware of our pathway map. Trustee Barry said that he would make certain that was done. – **No action was taken.****

**Item #22: Village Trustee Hannon.**

**A. Treasurer Report For March 31, 2009. – Trustee Hannon moved to Accept the Bills as Presented; seconded by Trustee Schmitt.**

**ROLL CALL VOTE:**

**Acuna – aye; Barry – aye; Hannon – aye; Lazakis – aye; Schmitt – aye; Wachs – aye**

**(Motion carried 6 – 0).**

Trustee Hannon said that there was a bill that was coming due regarding signage that should have been posted in October, 2008. She believed that the Village should not have to pay for a sign that was only recently posted. The cost of the sign was \$560. Village Manager Lothspeich said that the sign had been authorized for installation. President Rodriguez said that the Minutes from October, 2008 would be looked at to see what was approved.

**Trustee Hannon moved to Approve the Fund Balances as Presented; seconded by Trustee Wachs.**

**ROLL CALL VOTE:**

**Acuna – aye; Barry – aye; Hannon – aye; Lazakis – aye; Schmitt – aye; Wachs – aye**

**(Motion carried 6 – 0)**

**B.Actual and Budget Comparisons For Period Ending March 31, 2009.** For informational purposes only, no motion required. – **No action was taken.**

**Item #23: Village Trustee Lazakis.**

**Nothing to report. No actions were taken..**

**Item #24: Trustee Schmitt.**

**SWALCO Meeting – March 20, 2009.** – Trustee Schmitt reported that at the SWALCO meeting it was said that the landfills will all be used up in the next 10-12 years. She said that SWALCO was looking into Synthetic Gas – a way to convert garbage into power. It is a green method being used in Germany. Trustee Schmitt also said that there is a new brochure that will list what can be recycled and what cannot. – **No action was taken.**

**The Bridge** – Trustee Schmitt said that there was no schedule for its release yet, but that it was under way. – **No action was taken.**

**Item #25: Village Trustee Wachs.**

**Lake County Sheriff Annual Meeting.** As reported during the March 24, 2009 Board Meeting, Trustee Wachs, Trustee Barry and Staff met with Lake County Sheriff Rick Eckenstahler and others on March 20, 2009. – Trustee Wachs said that there was a Sheriff's Report with comparisons from 2005. – **No action was taken.**

**Item #26: Village Clerk Schultheis.**

**Nothing to report. No actions were taken.**

Trustee Hannon said that Senate Bills 49-50 might allow the Village to secure Grant Money – **No action was taken.**

**Item #27: Village Manager Lothspeich.**

**Soccer Fields** - Village Manager Lothspeich said that he was going to meet with Newly-elected Park Commissioner Borawski regarding the soccer fields – **No action was taken.**

**Item #28: Village Superintendent Block.**

**Salt Seminar** – Village Superintendent Block said that there were 100 tons of salt left in reserve. He also said that he would be at a Salt Seminar regarding the IL House of Representatives bill to reimburse the difference in tonnage of salt that townships had to pay when they were not able to get salt from the state.

**-No action was taken.**

**Construction Hours** – Superintendent Block said that the Village needed to extend the hours for construction on Archer Lot due to time lost because of inclement weather. He wanted to have the Board allow work 9 AM – 5 PM on Sundays. He also said that it would not cost the Village any additional fees. John Maguire stated that the merchants were in agreement for the extra hours.

**Trustee Hannon moved to extend the work schedule hours of construction on Archer Lot to Sundays from 9 AM – 5 PM; seconded by Trustee Acuna.**

**VOICE VOTE:**

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

**Item #29: Village Planner Hogue.**

**Not Present.**

**Item #30: Village Attorney Kirlin.**

Nothing to report. No action was taken.

**Item #31: Approval of Board Meeting Minutes.**

*March 24, 2009 Board Meeting Minutes.* – Trustee Schmitt moved to Approve the March 24, 2009 Minutes as amended; seconded by Trustee Barry.

**VOICE VOTE:**

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

**Item: Executive Session.**

At 10:15 P.M., Trustee Acuna moved to go into Executive Session to Discuss (1) Executive Session Minutes; (2) Litigation; (3) Personnel Matters; and (4) Acquisition and Disposition of Property; seconded by Trustee Barry.

**ROLL CALL VOTE:**

Acuna – aye; Barry – aye; Hannon – aye; Lazakis – aye; Schmitt – aye; Wachs – aye  
(Motion carried 6 – 0)

**Item: Other Business.**

*March 24, 2009 Executive Session Meeting Minutes.* – Trustee Schmitt moved to Approve the March 24, 2009 Executive Session Minutes as amended, but not for Public Release; seconded by Trustee Wachs.

**VOICE VOTE:**

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

**Item: Adjournment.**

At 10:54 PM; Trustee Lazakis moved to adjourn; seconded by Trustee Barry.

**VOICE VOTE:**

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