

## MINUTES OF THE VILLAGE BOARD OF LONG GROVE

**Tuesday, May 11, 2010 at 7 P.M.**

**3110 RFD, LONG GROVE, ILLINOIS 60047-9613**

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**CALL TO ORDER:**

At 7:00 P.M. President Rodriguez called the May 11, 2010 Village Board Meeting to Order.

**OFFICIALS IN ATTENDANCE:**

Village President: Rodriguez  
Trustees: Acuna, Barry, Marshall, Schmitt, Wachs (arrived at 7:10 PM), Weber  
Village Clerk: Schultheis  
Also Present: Village Manager Lothspeich, Village Counsel Filippini, Village Superintendent Block, Village Engineer Chiczewski, and Village Planner Hogue

**Homeowner Associations:**

**Beaver Creek – Kevin Livesay. – No one was present. No action was taken.**

**Glenstone – Frank Mondane. - No one was present. No action was taken.**

**Long Grove Woods – Marcia Marshall. - No one was present. No action was taken.**

**White Oaks – David Bendoff. - No one was present. No action was taken.**

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**Items from the Audience:**

Bicycle Path – Mr. Steve Holland said that the Long Grove Road to Old Hicks Road bike path is so torn up that it forces the riders into the traffic. President Rodriguez said that the Pathway Committee could look into this, and try to make it a priority. – **No action was taken.**

**Item: Special Event Applications.**

**Long Grove Arts & Music Council Summer Concert Series - 2010 Events.** As required by Resolution 2005-R-15 that established the Arts Committee, Arts Commissioner Fraley presented the list of planned events for 2010. The Long Grove Business & Community Partners recommended approval of the events during their April 20, 2010 Board Meeting. – **Trustee Schmitt moved to Approve the Arts and Music Council Free Summer Concert Series 2010; seconded by Trustee Marshall.**

**VOICE VOTE:**

**All ayes, no nays (Motion carried 5 – 0; Trustee Wachs not present)**

**Porsche Car Show.** The Porsche Club of America – Chicago Region is requesting permission to host a show with approximately 40 cars on June 21, 2010 from 9:00 am. until 2:00 pm. – **Trustee Barry moved to Approve the Chicago Region Porsche Club Concour on June 21, 2010; seconded by Trustee Weber.**

**VOICE VOTE:**

**All ayes, no nays (Motion carried 5 – 0; Trustee Wachs not present)**

**At 7:10 P.M., Trustee Wachs entered the Meeting.**

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**Village Tavern Outdoor Dining For Special Events. UPDATE:** Village Counsel Filippini clarified that the request to keep the tent up between festivals (longer than 3 days) was prohibited by Village Zoning Code which would require public notice and hearing before the Plan Commission & Zoning Board Of Appeals (minimum 3 months time-frame). With this understanding Village President Rodriguez informed the Tavern (Mary Ann Ulrich) that the Village Board could not approve her request without amending the Village Code and she may be better served using the money that would otherwise go toward the cost for amending the Code toward developing a permanent outdoor dining plan. As a result of these limitations, Mary Ann was informed that she was required to put up and take down the tent before and after each festival and the pig roast - **Trustee Schmitt moved to Approve the Village Tavern Temporary Dining Expansion During the Apple Fest October 1 thru October 3, 2010; During the Pig Roast; for OktoberFest October 15 thru October 17, 2010 and Strawberry Fest June 25 thru June 27, 2010 With the Temporary Tent Being Installed for a Maximum of three days for each Event and subject to the pig roast event not conflicting with events of the Arts and Music Council; seconded by Trustee Barry.**

**VOICE VOTE:**

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

**ACTION ITEMS:**

**Item #1: Report Of The May 4, 2010 Plan Commission & Zoning Board Of Appeals Mtg.**

The Plan Commission & Zoning Board Of Appeals considered the following request during their May 4, 2010 meeting. Village Planner Hogue will be providing a verbal report during the upcoming May 11, 2010.

Special Use Permit For Modification Of An Existing Planned Unit Development (PUD) And Reclassification Of Property From The R-2 PUD District To The HR "Highway Retail" District, Text Amendment And/Or Additional Relief Necessary And/Or Appropriate Under The Zoning Code, Including: The Preliminary PUD Plat To Allow For Redevelopment As The "Arbor Grove PUD" Under The HR "Highway Retail" Zoning District Classification For The Geimer Greenhouse, 2727 Illinois Route 53.

*The PCZBA was receptive to the proposal but is waiting on the reports from the CSCC and the AC before making their recommendation to the Village Board (anticipated during the June 8, 2010 Board Meeting).* – Village Planner Hogue said that the concept was well-received. – **No action was taken.**

**Item #2: Report Of The May 5, 2010 Conservancy Scenic Corridor Committee Mtg.**

The Conservancy Scenic Corridor Committee considered the following request during their May 5, 2010 meeting. Village Planner Hogue will be providing a verbal report during the upcoming May 11, 2010.

Pathways, Berming, Stormwater Detention And Plantings Within A (Reduced To 60') Scenic Corridor Of The Proposed Arbor Grove PUD Subdivision And Excavation Of Lowland Conservancy District For The Geimer Greenhouse, 2727 Illinois Route 53. – Village Planner Hogue said that the Committee liked the planting list. He said that the request was accepted with provisos. Plan Commissioner Fred Phillips said that there were some concerns from residents regarding the rezoning of Geimer and its connection to the sanitary sewer system. Village Engineer Chiczewski said that there was enough capacity to meet residential needs and commercial needs in the area. President Rodriguez reminded the Board and the audience that this additional capacity for the subdivisions in the area was the reason that the lift station was put in on Checker Road. – **No action was taken.**

**Item #3: Referral To Plan Commission & Zoning Board Of Appeals.**

The following Village Zoning Code amendments for referral to the Plan Commission & Zoning Board Of Appeals.

- A. Agricultural Permitted Uses;
- B. B1 Permitted Uses; and
- C. Minimum Front Yard Setback(s) Requirements For Residential/Non- PUD Zoned.

Village Planner Hogue said that the amendments needed to be sent to the Plan Commission to close loopholes. LGBCP President Maguire noted that several of the items that were being referred were currently pending, and required immediate action. Village Counsel Filippini and Village Manager Lothspeich noted that procedure needed to be followed.

**Trustee Wachs moved to Refer to the Plan Commission & Zoning Board of Appeals for Public Hearing the following Village Zoning Board Amendments: A. Agricultural Permitted Uses; B. B1 Permitted Uses; and C. Minimum Yard Front Setback(s) Requirements for Residential/Non-PUD Zoned Properties; seconded by Trustee Weber.**

**VOICE VOTE:**

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

**Item #4: Resolution Waiving Bids & Approving The Contract For Soccer Fields Irrigation.**

**UPDATE.** The irrigation system is a non-budgeted expense. The bid specifications and the approved contract for the construction of the three (3) soccer fields did not included the irrigation system and the irrigation system was not included in the Village Budget as a separate line item. The cost for the construction of the soccer fields is approximately \$10,000 below the approved contract and budget. Prior to the cancelled April 27, 2010 Board Meeting Village Superintendent Block obtained quotes from three contractors with the lowest bid amount of \$23,065.00 (see below). In an effort to ensure the best pricing possible Superintendent Block solicited quotes from additional irrigation companies. – Village Manager Lothspeich discussed the possibility that the Park District could pick up the cost of irrigation. He said that the Park District commissioners would discuss whether or not that would be feasible. Trustee Acuna asked if it were possible to have the fields built without an irrigation system. Village Manager Lothspeich said that the grass would die.

The consensus of the Village Board was that there needed to be more brainstorming about irrigation costs. Village Superintendent Block said that the Village might also have to consider a booster pump to get the 60 pounds of pressure that would be needed; currently the pressure is only guaranteed for 29 pounds of pressure.

Trustee Schmitt said that there were stones on the soccer fields and that Pease would be required to remove them. – **CONTINUED.**

**Item #5: Resolution Approving Village NPDES II – MS4 Year 7 Report.**

The proposed National Pollutant Discharge Elimination System (NPDES) II – MS4 Year 7 Report continues the approach followed for the first 6 years, developing a plan for implementing various goals toward final compliance. The NPDES permit needs to be submitted to the IEPA. Most of this continues to piggyback on the countywide efforts. – Village Engineer Chiczewski said that this was part of the federally mandated Clean Water Act to improve water quality. He added that every

community is required to submit it. – **Trustee Barry moved to Approve a Resolution Approving the Village of Long Grove National Pollutant Discharge Elimination System (NPDESII) – MS4 Year 7 Report; seconded by Trustee Marshall.**

**VOICE VOTE:**

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

**Item #6: Ordinance Adopting The Amended Lake County WDO Ordinance By Reference.**

In June 2006 the Village Board adopted the following Resolutions: (1) Adopting Lake County All Natural Hazards Mitigation Plan and (2) Approving Isolated Wetland Certification And Stormwater Management Certification toward the Village of Long Grove becoming a “certified community” under the isolated wetland and Stormwater Management and transferring the permitting process from Lake County Stormwater Management Commission (SMC) to the Village. On November 14, 2006, the Village Board approved An Ordinance Adopting the Lake County Watershed Development Ordinance (WDO) (by reference) as the final legislative step toward becoming a certified community. *Due to the size of the Lake County Watershed Development Ordinance (133 pages), a single copy is available at the Village Hall for inspection and/or is available on the following link on the Village’s Home Web Page.*

<http://www.lakecountyil.gov/Stormwater/Documents/Regulatory/WDO%2011-18-08.pdf> –

**Trustee Barry moved to Approve an Ordinance Adopting the Amended Lake County Watershed Development Ordinance by Reference; 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 Amending Village Code Re: Liquor License.**

The draft Ordinance amends the Village Code to: (1) increase the number of “Class F, Wine & Beer” Liquor Licenses from one to two to issue a license to *Smokin’ T’s Barbecue*; (2) reduce the number of Class D Packaged Wine & Beer from two to one to reflect Long Grove Café not applying for a Class D license this year and (3) amend the license renewal provisions of the Village Code to automatically reduce the number of licenses available after three months if business(es) decide not to renew their license (for example Long Grove Café Class D license noted previously). – Village Counsel Filippini noted that there was a typo in the document that would be corrected. – **Trustee Marshall moved to Approve an Ordinance Amending the Village Code Regarding Liquor Licenses; seconded by Trustee Wachs.**

**ROLL CALL VOTE:**

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

**Motion carried 6 – 0**

**Item #8: 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 May 2010 - **Trustee Schmitt moved to Approve an Ordinance Repealing & Establishing Prevailing Wages for the Village of Long Grove; seconded by Trustee Barry.**

**ROLL CALL VOTE:**

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

**Motion carried 6 – 0**

**Item #9: Village President Rodriguez.**

*Proposed Revisions To The Village Employee Personnel Manual. UPDATE.* Village Trustee Joanne Weber and Staff met with Village Counsel Filippini several months ago to review a re-write of the Village’s Personnel Manual which had not been updated since 1999. The proposed revisions are primarily to update the manual to conform with current laws but also includes some policy changes re: employee benefits that are summarized in the April 26, 2010 memorandum from Village Counsel Filippini. The proposed Employee Personnel Manual is being introduced for discussion during the May 11, 2010 Board Meeting for formal consideration during the May 25, 2010 Board Meeting. – Village Manager Lothspeich said that the revisions to the Employee Handbook began a long time ago. He also said that the revisions bring the Village policy in compliance with the law. Trustees requested that the Voluntary Sick Leave Donation piece be removed. Village President Rodriguez praised the effort of Trustee Weber for coordinating the completion of the revised manual. – **No action was taken.**

**Item #10: Village Trustee Acuna.**

**A. *Treasurer Report For May 20, 2010.* – Trustee Acuna moved to Approve the Treasurer’s Report for April 30, 2010; seconded by Trustee Schmitt.**

**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 May 30, 2010.** For informational purposes only, no motion required.

**C. Northwest Lake Michigan Water Planning Group – April 14, 2010.** Village Superintendent Block and Staff represented Long Grove during the Water Planning Group Meeting. – **No action was taken.**

**Item #11: Village Trustee Barry.**

**Teasel Party** – Trustee Barry said that there would be a teasel removal event on Friday, May 14, 2010 at Reed Turner at 9:30 AM – **No action was taken.**

**Item #12: Village Trustee Marshall.**

**Long Grove Business & Community Partners Board Meeting – April 20, 2010.** Trustee Marshall represented the Village during the LGBCP Meeting. – Trustee Marshall asked if the SSA could be expanded to include Menard's and Sunset Grove. Village Counsel Filippini said that the properties in the SSA had to be contiguous. He added that there could be complementary SSA's. – **No action was taken.**

**Item #13: Village Trustee Schmitt.**

**Long Grove Park District Meeting – May 3, 2010.** Village Trustee Schmitt and Staff attended the May 3, 2010 Long Grove Park District Meeting to review the following items:

**Sunset Grove Supplemental Illinois Environmental Agency (IEPA) Projects.** The draft April 7, 2010 memorandum from Village Engineer Chiczewski summarized the possible stormwater quality mitigation projects in Buffalo Creek and Covered Bridge Trail Parks along Buffalo Creek that were presented to the Long Grove Park District (LGPD) Board. The LGPD Board was supportive of the improvements to their parks with the replacement of the amenities such as the Butterfly Garden that required greater maintenance/upkeep with additional streambed stabilization and erosion control measures. – The Illinois Environmental Protection Agency allowed the projects to go ahead in lieu of fines. It was noted that Sunset Grove needed to negotiate with the IEPA to make certain that no other government entity opted for fines. Village Engineer Chiczewski said that it bodes well for Sunset Grove that the Village of Long Grove, Sunset Foods and the Park District all approve of the projects. Vernadine Martlock said that the Butterfly Garden was too difficult to maintain and should be removed from the project plans. The Board members agreed. – **No action was taken.**

**Soccer Fields** – The use and management of the soccer fields. – **No action was taken.**

**Item #14: Village Trustee Wachs.**

**Nothing to report. No action was taken.**

**Item #15: Village Trustee Weber.**

**In Retrospect** – Trustee Weber noted that the book luncheon was a success. – **No action was taken.**

**The Bridge** – Trustee Weber said that the initial response to the electronic *Bridge* had not been successful. She said that there were only 400 hits. A resident in the audience said that initially it did not work. It was suggested that the *Daily Herald* and another email blast might augment usage. President Rodriguez said that the Board should review this issue again – **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 Superintendent Block.**

**Vandalism** – Superintendent Block said that there was an illegal bonfire on the site of the new soccer fields that damaged some of the black top. He said that there would be police patrolling the area. – **No action was taken.**

**Tree Removal** – Superintendent Block said that there was tree removal for the beginning of the water treatment facility. He also said that the ComEd utility poles were on site. – **No action was taken.**

**Sunset Foods** – President Rodriguez said that President John Cortesi had told her that Sunset Foods was ahead of schedule. – **No action was taken.**

**Mulch** – Trustee Marshall noted that residents should be aware no to smoke around mulch as it could catch fire – **No action was taken.**

**Home-Based Business** – It was noted that there are parameters in place for home-based businesses, and that there could not be anything done to the exterior of the house to promote the home business. – **No action was taken.**

**Item #19: Village Planner Hogue.**

Nothing to report. No action was taken.

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**Item #20: Village Attorney Filippini.**

Nothing to report. No action was taken.

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**Item #21: Approval of Board Meeting Minutes.**

*April 13, 2010 Board Meeting Minutes.* – Trustee Marshall moved to Approve the April 13, 2010 Board Minutes; seconded by Trustee Schmitt.

**VOICE VOTE:**

All ayes, no nays, one abstain (Motion carried 5 – 0; Trustee Acuna abstained)

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**Item: Executive Session.**

At 8:53 PM, Trustee Schmitt moved to Approve a Motion to Go into Open Session to Discuss (1) Executive Session Minutes; (2) Personnel Matters; (3) Litigation; and (4) Acquisition and Disposition of Property; seconded by Trustee Barry.

**ROLL CALL VOTE:**

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

Motion carried 6 – 0

**Item: Other Business.**

*April 13, 2010 Executive Session Meeting Minutes.* Trustee Schmitt moved to Approve the April 13, 2010 Village Board Minutes as Amended, but not for Public Release; seconded by Trustee Wachs.

**VOICE VOTE:**

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

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**Item: Adjournment.**

At 10:45 PM, Trustee Schmitt moved to Adjourn; seconded by Trustee Barry.

**VOICE VOTE:**

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