

MINUTES OF THE VILLAGE BOARD OF LONG GROVE**Tuesday, May 25, 2010 at 7 P.M.****3110 RFD, LONG GROVE, ILLINOIS 60047-9613****CALL TO ORDER:**

At 7:02 P.M. President Rodriguez called the May 25, 2010 Village Board Meeting to Order.

OFFICIALS IN ATTENDANCE:

Village President: Rodriguez
 Trustees: Acuna, Barry, Marshall, Schmitt, Weber
 Absent: Wachs
 Village Clerk: Schultheis
 Also Present: Village Manager Lothspeich, Village Counsel Filippini, Village Superintendent Block, Village Planner Hogue and Village Engineers Chiczewski and Witkowski

Homeowner Associations:

Indian Creek Club - Bill Jacob. - Discussed the Canadian National Railroad Noise issue and the impact on residents in the subdivision. – **No action was taken.**

Fields Of Long Grove – Lenore Simmons. – HOA President Simmons asked for clarification on the Tree Ordinance. Village Manager replied with information on the parameters of the Ordinance. When asked about the cost of a tree permit, Superintendent Block said that it was \$5.00; and that a permit was required before removing any species of tree. – **No action was taken.**

Items from the Audience:

Schaeffer Road Speed Sign: Village Manager Lothspeich said that a resident had proposed modifying a speed sign to read the speed limit and the minimum dollar amount of the fine. The signs would be placed along Schaeffer Road where the proposed speed tables had been planned. Resident Frank Kowalczyk, 1220 RFD said that he would be willing to contribute to the cost of the signage. He also said that the idea had come from seeing similar signs being employed in Naperville. President Rodriguez said that the total cost of the two signs would be \$212. Consensus from the Trustees was that the Village would pay half the cost, and the Resident Kowalczyk would pay the other half. Lake County Sheriff also promised enforcement in that area. - **Direction given, no vote was necessary.**

Zoning for Geimer's – In response to a question, President Rodriguez said that the Geimer property had been sold. Village Manager Lothspeich said that the current owner wanted to rezone for small business, but, at this point, did not have any tenants. – **No action was taken.**

Item: Special Event Application.

Timmy's Sandwiches & Ice Cream Outdoor Movies. This event was first approved in 2008 for Timmy's Sandwiches & Ice Cream to host free movies on the Towner's Green during weekends July thru October. The Long Grove Business & Community Partners recommended approval of the event during their May 18, 2010 Board Meeting. – **Trustee Schmitt moved to Approve the Special Event/Temporary Signage Application by Timmy's Sandwiches & Ice Cream for Free Outdoor Movies on the Towner's Green during the weekend evenings in 2010; seconded by Trustee Weber.**

VOICE VOTE:

All ayes, no nays (Motion carried 5 – 0; Trustee Wachs absent)

Item: Raffle License Application & Waiver Of The Bond Requirement.

Long Grove Rotary Club. The Long Grove Rotary Club submitted a Raffle License Application for a fundraiser at Kildeer School on Saturday, September 11, 2010.

Trustee Barry moved to Approve the Application by the Long Grove Rotary Club for a Raffle License and Waiving the Bond Requirements to Conduct a Raffle at Kildeer School on September 11, 2010; seconded by Trustee Marshall.

ROLL CALL VOTE:

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

Rotary Club Clean Up – Trustee Schmitt noted that the Rotary Club should be commended for their clean up effort on Old 53 from Rte 83 to Old Hicks Road – **No action was taken.**

ACTION ITEMS:

Item #1: Report Of The May 17, 2010 Architectural Review Commission Mtg.

The Architectural Review Commission (AC) considered the following items during their meeting.

- A. Window Treatments For The CVS Pharmacy D, 4186 IL Route 83 Sunset Grove. – Village Planner Hogue said that historic scenes are wanted of the Downtown. He said that they would be in a sepia hue. – **No action was taken.**
- B. Signage For “Bella Donna Boutique”, 420 Robert Parker Coffin Road, Wozniak.
- C. Signage For “Full Gospel Church Of Love”, 1598 Arlington Heights Road, Cosmos Sign & Design.- Village Planner Hogue said that approval was given with modifications – **No action was taken.**
- D. Landscaping, Lighting, Elevations & Signage For The Proposed Arbor Grove PUD/Subdivision For Property Commonly Known As The Geimer Greenhouse Located At 2727 IL Rte. 53. – Village Planner Hogue said that bike racks were requested and that lower signs and colors consistent with Menard’s were suggested. – **No action was taken.**

Item #2: Resolution Reducing The Letter Of Credit Amount For Sunset Grove.

The Redevelopment Agreement between the Village and Sunset Grove Development Corporation requires that Sunset Grove provide performance security to the Village sufficient to construct and complete the Public Improvements and Private Improvements. As an alternative to a standard Letter Of Credit (LOC), the Village accepted a letter from Bridgeview Bank stating that the Bank had the required funds in a dedicated account to be used towards the construction of required Public and Private Improvements. The Bank Letter provides that no funds will be disbursed from the Account to the Developer without the express written approval of the Village. During the April 13, 2010 Meeting, the Village Board approved Resolution # 2010-R-16 Approving The Release & Replacement Of Dedicated Funds With A Letter Of Credit (\$3,992,082.93) For The Sunset Grove Development. The developer has since completed a significant amount of improvements and the Village Engineer is recommending the reduction (first) of the LOC from \$3,992,082.93 to \$3,887,293.33. – **Trustee Barry moved to Approve a Resolution Reducing the Letter of Credit from \$3,992,082.93 to \$3,887,293.33 for Sunset Grove, LLC contingent upon receiving the original Letter of Credit; seconded by Trustee Marshall.**

ROLL CALL VOTE:

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

Village Counsel Filippini explained that while the Village did not have the original Letter of Credit, it was holding cash in that amount, authorized to be swapped for the Letter of Credit.

Item #3: Resolution Waiving Bids & Approving Copier Lease Agreement With COTG.

In March 2006 the Village entered into a five year lease agreement with IKON for the existing office copier. The new agreement with COTG is anticipated to further reduce the Village’s copier costs by \$79/mo or \$4,740 during the 5 year agreement. – **Trustee Schmitt moved to Approve a Resolution Waiving Bids and Approving a Five Year Lease Agreement with Chicago Office Technology Group (COTG – Xerox) for Copier & Printer Services; seconded by Trustee Weber.**

ROLL CALL VOTE:

Acuna – abstain; Barry – aye; Marshall – aye; Schmitt – aye; Wachs – absent; Weber – aye
(Motion carried 4 – 0; one absent, one abstain due to acquaintance with a COTG employee)

It was noted that COTG – Xerox will remove the old IKON copier.

Item #4: Resolution Approving A Revised Village Employee Personnel Manual.

The draft Personnel Manual does not include the “Voluntary Sick Leave Donation Program” included in the original draft considered during the May 11, 2010 Board Meeting. – **Trustee Weber moved to Approve a Resolution Approving A Revised Village Employee Personnel Manual; seconded by Trustee Schmitt.**

VOICE VOTE:

All ayes, no nays
(Motion carried 5 – 0; Trustee Wachs absent)

Item #5: Ordinance Amending Village Code Re: Establishing The Dep I Fund Account.**Item #6: Ordinance Amending Village Code Re: Establishing The Dep II Fund Account.****Item #7: Ordinance Amending Village Code Re: Establishing The Dep III Fund Account.****Item #8: Ordinance Amending Village Code Re: Establishing The Dep IV Fund Account.****Item #9: Ordinance Amending Village Code Re: Establishing The MFT Fund Account.****Item #10: Ordinance Amending Village Code Re: Establishing The IL 83 SSA Fund.**

With the planned approval of the revised employee personnel manual during, there are a number

of sections in the existing policy manual (1999) that will be eliminated unless they are incorporated into a new policy manual or the Village Code. Currently, the Village Code does not include any reference to these funds (General Fund; Depository I - Security Deposits; Depository II - Impact Fees; Depository III - Refundable Escrows; Dep IV - Open Space; MFT – Motor Fuel Tax; TIF - Tax Increment Financing; IL 83 Special Service Area; and IL 83 Business District).

-Trustee Acuna moved to Approve an Ordinance Amending the Village Code

Establishing the Depository I Fund Account ; the Depository II Fund Account; the Depository III Fund Account, Depository IV Fund Account, the Motor Fuel Tax Fund Account and the IL 83 Special Service Area Fund; seconded by Trustee Barry.

ROLL CALL VOTE:

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

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Item #11: Village President Rodriguez.

Rain Water and Drainage – President Rodriguez said that the Village had received four inches of rain water in recent weeks and that the drainage was an issue. She is working with other mayors in the area to look at the Buffalo Creek watershed as a possible area of discussion – **No action was taken.**

Canadian National (CN) Railroad Safety Mitigation Offer. In 2008, the Village Board adopted Resolution # 2008-R-07 **A Resolution Opposing The Proposed Sale Of EJE Railline To CN Railroad.** Village President Rodriguez and Staff met with Indian Creek Club Subdivision HOA President Bill Jacob and CN Railroad Representative Eric Jakubowski on May 6, 2010 to discuss the neighboring property owners concerns over the impact of increase traffic on the former EJ&E railroad tracks. In response to this meeting, CN Railroad provided the following email mitigation proposal offering the following:

GTC will provide \$ 175,000 for and safety/privacy fencing and/or vegetation shields for adjacent residential and park properties within Long Grove. These funds include all costs for the improvements including design and engineering. Long Grove may use these funds for any combination of mitigation elements constructed on non-railroad property, but immediately adjacent to the right of way. In addition, Long Grove may utilize any portion of these funds to administer a mitigation fund for distribution to adjacent property owners. Long Grove or adjacent property owners will be responsible for the construction, ownership and maintenance of all improvements.

Within 180 days from the effective date of this agreement, Long Grove shall submit a specific plan for use of the funds, along with any criteria for disbursement if funds are distributed to individual property owners. GTC will commit to disburse these funds within 90 days of the receipt of the plan that is consistent with this agreement. Long Grove will be responsible for providing a semi annual report to GTC of all expenditures.

If the mitigation offer is acceptable to the Village Board, Staff recommends that the Village Board consider formally accepting the offer via resolution during the upcoming board meeting. In addition, the Village Board may wish to establish the basic terms for how the funds will be dispersed since there are other neighborhoods (Eleanora Estates) beyond Indian Creek Club that are adjacent to the tracks in the Village. – Village Manager Lothspeich said that there would be further discussion in Executive Session – **No action was taken.**

Schaeffer Road Speeding Sign Request. – **Previously discussed in meeting.**

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Item #12: Village Trustee Acuna.

Arts and Music Council – Trustee Acuna said that he met with the Council. – **No action was taken.**

Northwest Lake Michigan Water Planning Group – May 19, 2010. Village Superintendent Block and Staff represented Long Grove during the Water Planning Group Meeting. – Village Manager Lothspeich said that the Water Planning Group is making progress, and that a decision on allocation is expected in late June. – **No action was taken**

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Item #13: Village Trustee Barry.

Teasel Party – Trustee Barry said that on May 14th there was a teasel removal party. The teasel removal concentrated in natural areas. – **No action was taken.**

Pathways – Trustee Barry said that on May 21st a meeting was held, and a path cleared for the connection between Stonehaven and Skycrest. – **No action was taken.**

Item #14: Village Trustee Marshall.

Long Grove Business & Community Partners Board Meeting – May 18, 2010. Trustee Wachs (Trustee Marshall had a conflicting meeting) represented the Village during the LGBCP Meeting – Village Manager Lothspeich said that there was a request from the downtown property owners to amend the bylaws to allow at least two property owners on the LGBCP. Village Manager Lothspeich suggested that they add another Village Trustee. The consensus from the Trustees was that it made sense to have another Village Board member. Trustee Schmitt added that she thought it was important that LGBCP President keep his downtown office space. – **No action was taken.**

Item #15: Village Trustee Schmitt.

Village Soccer Fields. The use and management of the Village Soccer Fields for the first year at no cost or commitment for future years was discussed with the LGPD Board. The LGPD Board stated their interest in the one-year proposal with the caveat that they not take over the fields until the grass is established which some felt may not be until the Fall of 2011. –

Trustee Acuna moved to Direct Village Counsel to Prepare a Lease between the Village and the Long Grove Park District for the use of Village's Soccer Fields as Amended; seconded by Trustee Barry.

ROLL CALL VOTE:

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

(Motion carried 5 – 0; one absent)

Trustees wanted to make certain that this is a simple lease with fields prepared by a certain date. Village Counsel Filippini said that the language of the lease should include a mutually-determined deadline, and that the lease would not impose any obligations upon either party until the fields are ready. Park District President Lee Bassett said that the Park District would like to see this move ahead, but that the fields are still in bad shape. Superintendent Block said that the developer of the field will have a soil expert scheduled for June 2nd. He added that Pease is responsible for getting the field groomed. But, there still remains a problem with connecting to water. In order to provide water to the fields, a booster pump and a backflow preventer will be needed. Menards also wants a meter added, as they intend to charge for the water that is used. – **No action was taken.**

Rain Garden: Trustee Schmitt said that funds for Rain Gardens are evaporating. President Rodriguez said that rain gardens could help in areas that experience flooding. – **No action was taken.**

Item #16: Village Trustee Wachs.

Absent.

Item #17: Village Trustee Weber.

Bridge: Trustee Weber reported that District 96 sent a notification regarding the *Bridge* through their electronic newsletter. Trustee Weber also suggested that the Village might want to consider ELA and Vernon Hills Library posters. There discussion as to whether or not the *Bridge* should contain advertisements from downtown merchants. It was noted that the LGBCP supports putting advertisements and coupons in the *Bridge*. – **No action was taken.**

Item #18: Village Clerk Schultheis.

Nothing to report. No action was taken.

Item #19: Village Manager Lothspeich.

Nothing to report. No action was taken.

Item #20: Village Superintendent Block.

Drainage – Superintendent Block said that there were more issues with flooding since the latest rainstorms. Superintendent Block noted that the Village is only using funds to make drainage repairs in right-of-ways. – **No action was taken.**

Item #21: Village Planner Hogue.

Nothing to report. No action was taken.

Item #22: Village Attorney Filippini.

Nothing to report. No action was taken.

Item #23: Approval of Board Meeting Minutes.

May 11, 2010 Board Meeting Minutes. – Trustee Schmitt moved to Approve the May 11, 2010 Village Board Minutes as amended; seconded by Trustee Marshall.

VOICE VOTE:

All ayes, no nays (Motion carried 5 – 0, Trustee Wachs absent)

Item: Executive Session.

At 8:23 P.M., Trustee Marshall moved to go into Executive Session to discuss (1) Executive Session Minutes; (2) Personnel Matters; (3) Litigation; (4) Acquisition and Disposition of Property; and CN Railroad; seconded by Trustee Barry.

ROLL CALL VOTE:

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

(Motion carried 5 – 0; one absent)

Item: Other Business.

May 11, 2010 Executive Session Meeting Minutes. – Trustee Schmitt moved to Approve the

May 11, 2010 Executive Session Minutes as amended, but not for public release; seconded by Trustee Barry.

VOICE VOTE:

All ayes, no nays (Motion carried 5 – 0, Trustee Wachs absent)

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Item: Adjournment.

At 10:31 P.M., Trustee Acuna moved to Adjourn, seconded by Trustee Marshall.

VOICE VOTE:

All ayes, no nays (Motion carried 5 – 0, Trustee Wachs absent)