

MINUTES OF THE VILLAGE BOARD OF LONG GROVE
Tuesday, September 28, 2010 at 7 P.M.
3110 RFD, LONG GROVE, ILLINOIS 60047-9613

CALL TO ORDER:

At 7:02 P.M. President Rodriguez called the September 28, 2010 Village Board Meeting to Order.

OFFICIALS IN ATTENDANCE:

Village President:	Rodriguez
Trustees:	Acuna, Barry, Marshall, Schmitt, Weber, Wachs
Village Clerk:	Schultheis
Also Present:	Village Manager Lothspeich, Village Planner Hogue, Village Counsel Filippini (entered meeting at 8:04 PM), Village Counsel Del Percio and Village Engineer Chiczewski.

Meet and Greet – President Rodriguez thanked Trustee Weber for her coordination with the *Bridge* and with the Meet and Greet. Trustee Weber thanked Renee Clark and Village Administrative Assistant Shlagman for their help. Trustee Marshall added that there was a good turnout for the event. – **No action was taken.**

Online Bridge – Trustee Weber said that she researched the cost of postage to send out another mailer regarding the online *Bridge* and found that it would cost about \$750 for postage alone. She suggested that instead of sending a postcard to everyone; they should be sent to the HOA presidents. The consensus of the Board was to take that suggestion. – **No action was taken.**

Homeowner Associations:

Estates of Oak Hills - Deb Gammon. – HOA President Gammon discussed road repairs, and asked Village Manager Lothspeich about cut-through traffic. – **No action was taken.**

Oak Hills 1 - Eric Burgess. – **No one was present. No action was taken.**

THERE WERE NO ITEMS FROM THE AUDIENCE**Item: Visitors' Business - Special Event Applications.**

The Long Grove Business & Community Partners recommended approval of the special event applications contingent upon receipt of complete applications (certificate of insurance, site plan, etc.) during their September 21, 2010 meeting:

- (1) Long Grove (LGBCP) Oktoberfest.
- (2) Downtown Oktoberfest Parade:
- (3) The Village Tavern Oktoberfest:
- (4) Long Grove Turkey Trot:

Trustee Marshall moved to Approve the Long Grove (LGBCP) Oktoberfest during October 16 & 17, 2010, Downtown Oktoberfest Parade on October 16, 2010, The Village Tavern Oktoberfest during October 9 thru October 17, 2010, and The Long Grove Turkey Trot on November 25, 2010; seconded by Trustee Wachs.

VOICE VOTE:

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

Trustees discussed whether or not the road would have to be closed for the Downtown Oktoberfest Parade. They were told that the road would have to be closed for a few hours, and that Lake County DOT had been informed. Trustee Barry wanted to know what percentage of the proceeds from the Turkey Trot would actually go to the assigned benefactor – The Special Olympics. LGBCP President Maguire said that there would be eight races in the area that were expected to raise about \$10,000. He said that for this race, the runners would go from Rte 53 down Schaeffer Road across Checker Road to Buffalo Creek Forest Preserve. The consensus of the Board was to allow this.

ACTION ITEMS:**Item #1: Report Of The August 17, 2010 Architectural Commission Meeting.**

The Architectural Commission (AC) did not grant approval of all the following items during their meeting.

- A. Signage For “*Cigars & More*”, 445 Robert Parker Coffin Road, Julie & Ken Neumann. – Village Planner Hogue said that the AC liked the new red/white signage. – **No action was taken.**
- B. Replacement Signage For The *First Merit Bank* (Formerly Midwest Bank) 1190 Old McHenry Road, Northshore Sign Company. – Village Planner Hogue said that the AC liked the signage. – **No action was taken.**
- C. Screening Of The Illuminations Source For The “*Full Gospel Church Of Love*” Sign At 1598 Arlington Heights Road, Cosmos Sign & Design. – Village Planner Hogue said that the signage needed to be brought up to code and more landscaping was needed. – **No action was taken.**
- D. Elevations For A Residence At *5183 Eastgate Lane* (Lot 2; Eastgate Estates PUD), Beata Kociuba. – **No action was taken.**
- E. Signage “*Zengeler Cleaners*” Sunset Grove Building E, 4188 IL Route 83, Northshore Sign Company. – Village Planner Hogue said that what was submitted was not approved. The signage was neon and exceeded code. It was believed that the signage would be altered to meet code. – **No action was taken.**
- F. Signage For The “*Sunset Foods*” Sunset Grove, 4190 IL Route 83, Northshore Sign Company. – **No action was taken.**
- G. Modification Of Plans For “*Building B*”; 4196 Route 83 And Within The Sunset Grove Development, Including The Site Plan, Signage, Elevations, Landscaping Plans And Zoned HR-1 PUD District, Lakewood Real Estate Solutions LLC. – Village Planner Hogue said that modifications were ultimately approved by the AC. Village Manager Lothspeich said that the Village would require an Ordinance to memorialize the accepted modifications.

Trustee Barry moved Directing Village Counsel to Prepare an Ordinance to Approve Minor Adjustments to Building B of the Sunset Grove Planned Unit Development; seconded by Trustee Wachs.

ROLL CALL VOTE:

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

- H. IL 83 Special Service Area *Water Treatment Plant Building* Exterior Materials & Colors Mock Up. – **No action was taken.**

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Item #2: Resolution Waiving Public Notice & 120 Day Waiting Period For Demolition 4321.

The draft resolution waives the publication of the demolition public notice in the newspaper (public notice was posted on the property) and the 120-day waiting period. – Trustee Schmitt noted that the Resolution needed to correct the wording removing the “Pro Tem” for Village Clerk Schultheis.-

Trustee Wachs 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 4321 Willow Brook Road; seconded by Trustee Barry.

VOICE VOTE:

All ayes, No Nays (Motion Carried 6 – 0).

Item #3: Resolution Further Reducing Letter Of Credit For Sunset Grove.

This will be the fourth reduction in the amount of the Letter Of Credit (LOC) for Sunset Grove. –

Trustee Schmitt moved a Resolution Further Reducing (4th) the Letter of Credit for Sunset Grove from \$2,402,243.66 to \$2,282,124.91 for Sunset Grove, LLC; seconded by Trustee Weber.

ROLL CALL VOTE:

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

Item #4: Ordinance Providing For Recovery Of Attorneys’ Fees For Collections.

The draft ordinance would allow for the Village to collect attorneys’ fees in connection with the foreclosures of liens for unpaid assessments. Specifically, the ordinance would allow for the Village to collect reasonable attorneys’ fees related to the (1) collection of outstanding fines or penalties, and (2) foreclosure actions for unpaid assessments (IL 83 SSA). – **Trustee Barry moved to Approve an Ordinance Amending Title 12 of the Long Grove Village Code Regarding the Collection of Costs Including Attorney’s Fees; 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: Resolution Directing Foreclosure Of Unpaid IL 83 Water SSA Assessments.

The draft resolution authorizes and directs foreclosure and other actions to be filed against the property owners within the IL 83 Water Special Service Area (SSA) that have not paid the required SSA Assessments. – **Trustee Wachs moved to Approve a Resolution Approving Foreclosure Actions Related to the IL 83 Water Special Service Area; seconded by Trustee Schmitt.**

ROLL CALL VOTE:

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

Item #6: Ordinance Proposing Amendments To The IL 83 Water SSA.

The draft ordinance proposes the establishment of a public hearing on October 26, 2010 to consider amendments to the special tax roll of the IL 83 Water SSA to consider the removal of the parcels that are delinquent in paying their SSA taxes. –Village Counsel Del Percio said that there were some last minute changes. She also said that if the parcels have not paid their taxes by 12/1/10, they will be delinquent. The Bond will apply only to the non-delinquent properties and the delinquent properties will be eligible for foreclosure. Village Counsel Del Percio said that the SSA contribution of the delinquent properties will be zero, and that this was Bond Counsel's preferred way of handling the situation.

Trustee Wachs moved to Approve an Amended Ordinance Proposing Amendments To Village Of Long Grove Ordinance No. 2008-O-15 Establishing Village Of Long Grove Special Service Area For Developing A Deep Well Water Supply System To Serve Various Properties Located Within Portions of the B1-A Planning Area (IL Route. 83 & IL Route 53)' seconded by Trustee Marshall.

ROLL CALL VOTE:

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

Item #7: Village President Rodriguez.

Rural Free Delivery (RFD) vs. Street Name Address. As requested during the September 14, 2010 Board Meeting, this discussion item was included on the Agenda. The following historical information is provided for reference. – President Rodriguez said that the Fire Department had told the Village that there was the possibility of an error during a Emergency Call. Trustees discussed the values and cost of changing from a dual RFD- street address system to just street addresses. Trustees believed that it should be up to the residents whether or not to drop the RFD.

**** At 8:04 PM, Village Counsel Filippini entered the meeting.**

Some of the Trustees liked the RFD. Resident Yaeger said that the US Postal Service recognized RFD and the Street Address as two legitimate and separate Plus-4 zip codes. The general sense among the Trustees was that the RFD/street address should be left as is, but Trustee Wachs said that he would revisit the situation with the Fire Department.– **No action was taken.**

CMap – President Rodriguez said that there will be an October 13, 2010 presentation regarding Transportation. She said that she would be attending. – **No action was taken.**

Roundabout – Trustee Schmitt suggested an idea in which the County would vacate Old McHenry Road. The Village could then assume maintenance of the road. This would give the Village control over what was built on that road. Village Engineer Chiczewski said that this process is called jurisdictional transfer, and it is not an uncommon option. He said that if the Village took this course of action, it might even be able to secure Streetscape grant money for improvements. The consensus of the Trustees was to research this option – **No action was taken.**

Item #8: Village Trustee Acuna.

A. IL 83 SSA Water System - Change Order #2. The First change order for this project (reductions totaling \$95,880.00) was approved during the June 22, 2010 Board Meeting. The Second change order proposes increases totaling \$104,497.20. – Village Engineer Chiczewski discussed how the bids needed to set up so that the Village would pinpoint what it will cover and what it will not. –

CONTIUNED UNTIL AFTER EXECUTIVE SESSION.

B. Heron's Landing Subdivision Lake Michigan Water SSA. Lake County Department Of Public Works Director Peter Kolb sent a September 16, 2010 letter with the certified copy of the LCLJAWA Resolution "Authorizing The Extension Of Water Service To Portions Of Long Grove" which allows for the extension of water service to Heron's Landing Subdivision subject to payment of a special per-unit tap-on fee and requires that water service begin by January 1, 2014. Staff continues to work with the Heron's Landing HOA on estimated costs to establish the necessary SSA to finance the cost of installation of water mains throughout the subdivision. – Village Manager Lothspeich said that there had been approval by Lake County to sell water to Long Grove. He said that the next step was to get Herons Landing residents to come forth with an application to get the water. Staff noted that the Village's desire to utilize a portion of the Village's allocation in the future. – **No action was taken.**

Further update on this aspect of this issue will be provided under Executive Session – Disposition Of Property.

Item #9: Village Trustee Barry.

Mosquito Abatement Update. – Trustee Barry said that there was an increase in West Niles in Lake County. He said that the cold weather that was rolling into the County over the weekend would probably kill off the mosquito population. – **No action was taken.**

Pathways – Trustee Barry discussed the White Oaks – Prairie Trails pathway. He said that when the = pathway was first constructed ten years ago, the White Oaks residents opposed it. This lead to the path being truncated on the east side of Prairie Trails near White Oaks cul-de-sac. There has been an ongoing issue in the area with a property owner opposed to the path. There was discussion that a fence might be needed. – **No action was taken.**

Item #10: Village Trustee Marshall.

Long Grove Business & Community Partners Board Meeting – September 21, 2010. Trustee Marshall and Staff represented the Village during the LGBCP Meeting and will provide a brief verbal report during the upcoming Village Board Meeting. In addition, Village President Rodriguez and Trustee Weber attended the "Meet & Greet" with Long Grove Residents (HOA Presidents) that immediately followed the Board Meeting. – Trustee Marshall said that the Meet and Greet was a success. He said that there is more marketing interest in putting together a focus group and regular communication such as the Meet and Greet. – **No action was taken.**

Item #11: Village Trustee Schmitt.

Recycling Event Postponement – Trustee Schmitt said that she is trying to reschedule the event for April, 2011. She said that there was the possibility that a fork lift and other necessary equipment could be secured – **No action was taken.**

Sunset Foods – Trustee Schmitt said that she was working with Sunset Foods regarding Opening Day ideas. – **No action was taken.**

Recycling – Trustee Schmitt said that she was going to a meeting to discuss "Zero Waste" at schools and in the community. She said that the goal was to be 60% recyclable by 2020. – **No action was taken.**

Item #12: Village Trustee Wachs.

2010/11 Road Paving/Maintenance Program – Update. Due to budgetary constraints, the program for the coming year is currently limited to roadway maintenance (patching, repairs) funded entirely by Motor Fuel Tax (MFT) revenues. –Trustee Wachs said that there will be no repaving, only patching work done the rest of the year. He said that the work done would not force closure of roads. – **No action was taken.**

Item #13: Village Trustee Weber.

Historical Society – Trustee Weber said that the Barbara Rinella event was not as well-attended as past book dramatizations. She also said that there is no list on Historic Buildings (as was requested by President Rodriguez to determine whether or not a demolition building was historic). – **No action was taken.**

Item #14: Village Clerk Schultheis.

Minutes Dates – Village Clerk Schultheis said that the September 14, 2010 Executive Session and Board Minutes incorrectly showed September 7, 2010 as the date. That would be amended in the final copies. – **No action was taken.**

Item #15: Village Manager Lothspeich.

Nothing to Report. No action was taken.

Item #16: Village Planner Hogue.

Nothing to Report. No action was taken.

Item #17: Village Attorneys Del Percio/Filippini.

Nothing to Report. No action was taken.

Item #18: Approval of Board Meeting Minutes.

September 14, 2010 Board Meeting Minutes. – Trustee Marshall moved to Approve the September 14, 2010 Board Minutes as amended; seconded by Trustee Wachs.

VOICE VOTE:

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

Item: Executive Session.

At 8:48 P.M.; Trustee Wachs moved 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.

July 13, 2010 Executive Session Meeting Minutes and September 14, 2010 Executive Session Meeting Minutes. – **CONTINUED.**

IL 83 SSA Water System - Change Order #2 – Trustee Barry moved to Approve the Second change order in the amount of \$104,497.20 for the IL 83 Water SSA project; seconded by Trustee Marshall.

ROLL CALL VOTE:

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

Item: Adjournment.

At 10:37 P.M., Trustee Schmitt moved to Adjourn; seconded by Trustee Barry.

VOICE VOTE:

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