

VILLAGE OF LONG GROVE
MINUTES OF THE VILLAGE BOARD OF LONG GROVE
Tuesday, October 12, 2010 at 7 P.M.
3110 RFD, LONG GROVE, ILLINOIS 60047-9613

CALL TO ORDER:

At 7:03 P.M. President Rodriguez called the October 12, 2010 Village Board Meeting to Order.

OFFICIALS IN ATTENDANCE:

Village President: Rodriguez
 Trustees: Acuna, Marshall, Weber, Wachs
 Absent: Barry, Schmitt
 Village Clerk: Schultheis
 Also Present: Village Manager Lothspeich and Village Planner Hogue

Homeowner Associations:

Towner Subdivision – Roland Holup. – **No one was present. No action was taken.**

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THERE WERE NO ITEMS FROM THE AUDIENCE.

ACTION ITEMS:**Item #1: Report Of The October 5, 2010 Plan Commission & Zoning Board Of Appeals Meeting.**

The Plan Commission & Zoning Board Of Appeals (PCZBA) recommended approval of the following item during their meeting.

PUBLIC HEARING; Request For A Variation Of The Side Yard Set-Back Requirement (South Side) From The Required 40 Feet Down To 30 Feet Within The R-2 District For The Construction Of An Addition To An Existing Single Family Dwelling On Property Commonly Known As 1262 Pottawatomie, Long Grove, Illinois And Within The *Country Club Estates Subdivision*, Weisberg. – Village Planner Hogue said that approval was unanimous, and that this was a simple request to extend an exiting wall.

Trustee Wachs moved to direct Village Counsel to prepare an Ordinance approving a variation of the side yard (south) setback requirement from the minimum required 40 feet to 30 feet for 1262 Pottawatomie as Recommended by the Plan Commission & Zoning Board Of Appeals; seconded by Trustee Marshall

ROLL CALL VOTE:

Acuna – aye; Barry – absent; Marshall – aye; Schmitt – absent; Wachs – aye; Weber – aye (Motion carried 4 – 0 two absent).

Item #2: Resolution Waiving Public Notice & 120 Day Waiting Period For Demolition 4269.

A draft resolution waived the publication of the demolition public notice in the newspaper (public notice was posted on the property) and the 120-day waiting period. –

Village Manager Lothspeich said that the lot is illegal as it had been subdivided without Village approval. It was to be noted that if the house were demolished rebuilding would not be allowed. There was a recommendation by the Board that language be included in the title that this is an “illegal” lot. In this way, a future potential buyer would be aware of the lot’s restrictions on building. – **Trustee Wachs moved to Approve a Waiver from the Public Notice Requirements & The 120-Day Waiting Period for Issuance of a Demolition Permit for 4269 Sunshine Lane Noting that the Existing Lot is Nonconforming in Size rendering it Unbuildable including a Notation on the Plat recording that this is an illegally-sized lot; seconded by Trustee Marshall.**

VOICE VOTE:

All ayes, No nays (Motion Carried 4 – 0; Trustees Barry and Schmitt were absent).

Item #3: Resolution Further Reducing The Letter Of Credit - Menards.

As a condition for approval, the developer posted a (Original) Letter Of Credit (LOC) in the amount of \$12,803,616.93 to assure completion of all required improvements. The developer has again completed a significant amount of improvements and the Village Engineer is recommending the further reduction

(fourth) of the LOC from \$1,849,839.23 to \$1,163,965.18. – Trustee Wachs asked if the Letter of Credit involved the athletic fields. Village Manager Lothspeich replied that it did not. –

Trustee Acuna moved to Approve a Resolution Further Reducing the Letter of Credit for Menards from \$1,849,839.23 to \$1,163,965.18 Letter of Credit for Menards; seconded by Trustee Weber.

ROLL CALL VOTE:

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

(Motion carried 4 – 0 two absent).

Item #4: Ordinance Approving Minor Amendments To Sunset Grove PUD.

As reported during the September 28, 2010 Board Meeting, the Architectural Commission (AC) granted approval of the requests from Sunset Grove to modify “*Building B*” Chase Bank which included changes to the site plan, signage, elevations and landscaping plans. The changes require approval of minor amendment(s) to the Sunset Grove Planned Unit Development (PUD). As directed during the September 28, 2010 Board Meeting, Village Counsel prepared a draft ordinance approving the minor amendment(s) as approved by the AC and the required changes to the landscaping and fencing along the rear property line to provide adequate screening from the neighboring Residents. Village Trustee Weber, Village Planner Hogue and Staff met with Sunset Grove Representative Wandry on Wednesday, October 6, 2010 to review the revised plans proposed by Sunset Grove. – It was noted that a significant grade change existed in the current landscaping. Measures were to be taken to eliminate the effect of the swale so that the landscaping is more effective. The Sunset Grove Representative said that different vegetation was being considered; namely Austrian pine and Eastern Red Cedar. An eight foot high fence was also being considered. Trustee Wachs brought up the issue that will be created by snowplowing and salting around the landscaped area. The Sunset Grove Representative wanted to present the changes and new ideas to the Architectural Commission. – **CONTINUED.**

Item #5: Ordinance Approving 120 Day Extension Of Wind & Solar Energy Devices Moratorium.

During the October 13, 2010 meeting the Village Board approved Ordinance 2009-O-34 “*An Ordinance Establishing A Temporary 120-Day Moratorium Applying To Building Permits Relating To Alternative Energy Generating Devices In The Village of Long Grove*” which included the expiration date of February 11, 2010 and allowing for the extension of the temporary moratorium for a period not to exceed an additional 120 days.

During the March 9, 2010 meeting the Village Board approved Ordinance 2010-O-03 “*An Ordinance Establishing An Additional Temporary 120-Day Moratorium Applying To Building Permits Relating To Alternative Energy Generating Devices In The Village of Long Grove*” which included the expiration date of July 8, 2010. - **Trustee Acuna moved to Approve an Ordinance Approving an Additional 120 day Temporary Moratorium on the Installation of Wind & Solar Devices; seconded by Marshall.**

ROLL CALL VOTE:

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

(Motion carried 4 – 0 two absent).

Item #6: Village President Rodriguez.

CMAA Presentation – President Rodriguez said that she would be attending a CMAA presentation on October 13, 2010.

CMAA would be showcasing its design for the next century. – **No action was taken.**

CN Train Tour – President Rodriguez said that on October 15, 2010, she would be on a train tour sponsored by Canadian National to show the local mayors what they were doing with the railroads and areas along their route. – **No action was taken.**

MFT Funds – Illinois State Representative Carol Sente has told the Village to expect its share of the MFT funds by October, 2010, in amount of \$29,248. – **No action was taken.**

Item #7: Village Trustee Acuna.

A. Treasurer Report For September 30, 2010. Trustee Acuna moved to Approve the Treasurer’s Report for September 30, 2010; seconded by Trustee Marshall.

ROLL CALL VOTE:

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

(Motion carried 4 – 0 two absent).

B. Actual and Budget Comparisons For Period Ending September 30, 2010. For informational purposes only, no motion required. – **No action was taken**

C. IL 83 SSA Water System - Change Order #3. 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 totaling \$104,497.20 was approved during the September 28, 2010 Board Meeting. The proposed Third change order totaling \$2,952.02 - Trustee Acuna noted the ESI's numbers were not missing, but Village Manager Lothspeich said that ESI had given a verbal report to Staff.

Trustee Acuna moved to Approve the Third Change Order in the Amount of \$2,952.02 for the IL 83 Water SSA project; seconded by Trustee Wachs.

ROLL CALL VOTE:

Acuna – aye; Barry – absent; Marshall – aye; Schmitt – absent; Wachs – aye; Weber – aye
(Motion carried 4 – 0 two absent).

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Item #8: Village Trustee Barry.

Absent.

Item #9: Village Trustee Marshall.

LGBCP Executive Committee – Trustee Marshall said that the LGBCP would like to set up a meeting with the Community Church regarding parking for events. President Rodriguez suggested that a Sheriff be assigned to Route 53 during events to help traffic. The Board and Staff believe that event plans need to be better coordinated and completed by the LGBCP so that there can improved traffic flow and safety. Resident Vernadine Martlock said that there was a backup on Route 53

during the Festival because there were a lot of cars and no police to direct the traffic. – **No action was taken.**

Item #10: Village Trustee Schmitt.

Absent.

Item #11: Village Trustee Wachs.

Nothing to report. No action was taken.

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Item #12: Village Trustee Weber.

Nothing to report. No action was taken.

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Item #13: Village Clerk Schultheis.

Nothing to report. No action was taken.

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Item #14: Village Manager Lothspeich.

Nothing to report. No action was taken.

Item #15: Village Planner Hogue.

Nothing to report. No action was taken.

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Item #16: Village Attorney Filippini.

Not Present.

Item #17: Approval of Board Meeting Minutes.

September 28, 2010 Board Meeting Minutes. Trustee Marshall moved to Approve the September 28, 2010 Board Minutes as Amended; seconded by Trustee Weber.

VOICE VOTE:

All ayes, No nays (Motion Carried 4 – 0; Trustees Barry and Schmitt were absent).

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Item: Executive Session.

At 8:03 P.M.; Trustee Marshall moved to go into Executive Session to discuss (1) Executive Session Minutes; (2) Personnel Matters; (3) Litigation; and (4) Acquisition and Disposition of Property; seconded by Trustee Acuna.

ROLL CALL VOTE:

Acuna – aye; Barry – absent; Marshall – aye; Schmitt – absent; Wachs – aye; Weber – aye
(Motion carried 4 – 0 two absent).

Item: Other Business.

July 13, 2010 Executive Session Meeting Minutes.

September 14, 2010 Executive Session Meeting Minutes.

September 28, 2010 Executive Session Meeting Minutes. – Trustee Weber moved to Approve the July 14, 2010; September 14, 2010 and September 28, 2010 Executive Session Minutes as amended, but not for Public Release; seconded by Trustee Marshall.

VOICE VOTE:

All ayes, No nays (Motion Carried 4 – 0; Trustees Barry and Schmitt were absent).

Item: Adjournment.

At 9:06 P.M., Trustee Wachs moved to Adjourn; seconded by Trustee Acuna.

VOICE VOTE:

All ayes, No nays (Motion Carried 4 – 0; Trustees Barry and Schmitt were absent).