

Item #6:
Resolution To Reimburse Savings Herons Landing SSA

VILLAGE OF LONG GROVE

RESOLUTION NO. 2013-__

**A RESOLUTION TO REIMBURSE CONSTRUCTION SAVINGS
RELATING TO THE HERON'S LANDING WATER
SPECIAL SERVICE AREA WATER SYSTEM**

WHEREAS, the President and Board of Trustees of the Village of Long Grove (the "**Village Board**") established a special service area to install a public water system supplied by Lake Michigan water for the Heron's Landing Subdivision pursuant to the Special Service Area Law, 35 ILCS 200/27-5 *et seq.* (the "**Heron's Landing SSA**"); and

WHEREAS, in furtherance of the Heron's Landing SSA, the Village Board adopted Ordinance No. 2011-0-21 on June 28, 2011, as amended by Ordinance No: 2011-0-31 adopted on October 25, 2011 entitled "An Ordinance Amending Ordinance No. 2011-O-21 Establishing Village of Long Grove Special Service Area For Providing Lake Michigan Water to the Herons Landing Subdivision," (the "Amending Ordinance") and as further amended by Ordinance No. 2011-O-39 adopted on November 22, 2011 (collectively, the "**Establishing Ordinance**"); and

WHEREAS, the Establishing Ordinance provided property owners within the Heron's Landing SSA to prepay the taxes that would otherwise be assessed pursuant to the Establishing Ordinance (the "**SSA Taxes**"); and

WHEREAS, a total of 59 of the 118 lots in the Heron's Landing SSA that were subject to the SSA Taxes elected to prepay such SSA Taxes (the "**Prepaid Lots**"); and

WHEREAS, the amount of the SSA Taxes were calculated based on certain cost estimates for the installation of the Heron's Landing SSA water system (the "**Water System**"); and

WHEREAS, the actual cost of constructing the Water System was \$104,000.00 less than the cost estimates used in calculating the SSA Taxes (the "**SSA Savings**"); and

WHEREAS, the Village Board has determined that it is in the best interests of the Village and the Heron's Landing SSA that the SSA Savings be returned to the taxpayers within the Heron's Landing SSA as hereinafter set forth in this Resolution;

NOW, THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF LONG GROVE, COUNTY OF LAKE, STATE OF ILLINOIS,
as follows:

SECTION ONE: **Recitals.** The foregoing premises are incorporated into this Resolution as if fully set forth.

SECTION TWO: **Reimbursement of the SSA Savings.** The Village Board hereby determines, approves, and directs that the SSA Savings shall be reimbursed to the taxpayers of the Heron's Landing SSA as follows:

- a. A total of \$52,000.00 be reimbursed ratably to the current owners of the Prepaid Lots in the Heron's Landing SSA, so that the owners of the Prepaid Lots shall each receive \$881.35;
- b. A total \$52,000.00 be used to abate the SSA Taxes that are otherwise scheduled to be levied against the remaining lots in the Heron's Landing SSA; and
- c. The Village Manager will cause such reimbursements to the current owners Prepaid Lots to be paid promptly.

SECTION THREE: **Effective Date.** This Resolution shall be in full force and effect from and after its passage and approval in the manner provided by law; provided, however, that this Resolution shall have no force or effect unless and until the Village Board also approves an ordinance abating the SSA Taxes for the remaining lots in the Heron's Landing SSA.

PASSED this 10th day of December, 2013.

AYES: Trustees:

NAYS:

ABSENT:

APPROVED this 10th day of December, 2013.

Angela Underwood, Village President

ATTEST:

Heidi Locker-Scheer, Village Clerk