ITEM FOR OMINBUS VOTE CONSIDERATION

Item #7:
Approval Of Board Meeting Minutes: Sept. 9, 2014

09/19/14

MINUTES OF THE VILLAGE BOARD OF LONG GROVE
Tuesday, September 9, 2014 at 7:03 P.M.
3110 OLD MCHENRY ROAD, LONG GROVE, ILLINOIS 60047-9613

CALL TO ORDER:
At 7:03 P.M., Village President Underwood called the September 9, 2014 Village Board Meeting to Order.

OFFICIALS IN ATTENDANCE:

Village President:	Underwood
Trustees Present:	Yaeger, Marshall, Barry, Wachs, Lyman, Borys
Trustees Absent:	None
Village Manager:	Lothspeich
Village Clerk:	Locker-Scheer
Village Planner:	Hogue
Also Present:	Village Counsel Filippini

Call To Order: Recitation of the Pledge of Allegiance

VISITOR'S BUSINESS
Item: Homeowner Associations
Mardan Woods – *Karen Schmidt* - Roads continue to erode. Street sign damage. There is a problem with utility companies at East Mardan Drive parking on the East side of the road which has further deteriorated the road. Staff will reach out to utilities about parking along road. Second annual Mardan Subdivision Party on 9/27. Village will be contacted about closing the road.

Public comments: Village President Underwood was on the Food Channel earlier this week, and will be on again 2-3 more times. Check your local listings.

Item: **Village Proclamation** – Village President Underwood read a proclamation honoring Village Manager Lothspeich for his 25 years of public service and for his contributions to the Village of Long Grove. Village Manager Lothspeich was honored and surprised. The Board concurred with the proclamation

Trustee Lyman moved to accept the Village Proclamation; seconded by Trustee Barry.

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

ACTION ITEMS:

Trustee Marshall moved to open the public hearing to consider the request for exceptions to the fence

regulations for 3228 IL Route 83; seconded by Trustee Lyman.

VOICE VOTE:
All ayes, no nays (Motion carried 6-0).

<u>Item #1</u>: Public Hearing for a Proposal for Exceptions to the Fence Regulations to allow a Privacy Fence as follows: I) Height Of 8' To 10'; II) Exception Of The 70% Open Air (Non-Material) Requirement; & III) Placement within 100' Feet of a State Scenic Road for 3228 Illinois Route 53, Olmos.

Discussion: Village Planner Hogue provided a summary of the property, the existing regulations and the request. Discussion about the lines of sight, which may need additional detail. Board discussed desire to keep visually open. Village Manager shared what has occurred in the past with properties that have and have not had fencing approved. Concerns about maintenance of the fencing and inclusion of maintenance compliance in the code. Discussion about the fencing being moved back on the property. Discussion of an easement on the property. Property owner Carlos Olmos said that it is agreeable to have a 6' fence height. Proposed fence is L-shaped. Resident in audience with a fence spoke on behalf of the owner, expressing dissatisfaction with easement discussions.

Trustee Wachs moved to close the public hearing to consider the request for exceptions to the fence regulations for 3228 IL Route 83; seconded by Trustee Lyman.

VOICE VOTE:
All ayes, no nays (Motion carried 6-0).

Discussion: Continued Board discussion about easement. Trustee Barry shared what has occurred with IDOT regarding properties and how easements can benefit the property owner. Village Attorney Filippini suggested that the details of the request be provided to the Board so that they know the content of the regulation change. Consensus that this be tabled for this meeting and staff will work to provide details for future review.

<u>Item #2</u>: Continued Report Of The August 5, 2014 Plan Commission & Zoning Board Of Appeals (PCZBA) Meeting: Special Use Permit For A Senior Living Center, Long Grove Senior Care LLC, IL Route 53.

Discussion: Petitioner congratulated Village Manager Lothspeich and thanked Village Planner Hogue and Board for their professionalism throughout discussions. Presentation provided by petitioner (20 minutes) about their proposed 100 bed facility (already have 22 other facilities). Discussion included building plans, road access options, Brickman discussions, parking, forestry, property values, sewer, visibility from existing homes, tax comparisons and more. Recommendation to board, if IDOT will not approve 4th leg stop light at Long Grove Road, be allowed to have access at to approve full access or "pork chop" right-turn only access. Sewer changes made due to backflow check valve concerns expressed by Kildeer Village Engineer. Provided a petition signed by 21 Village of Long Grove business owners in favor of this development going in.

Public Discussion: Topics included: Entrance turn options into the property, trucks/cars in and out of this property and residence properties, road through the wetlands, valuation of properties with two nursing homes in the backyard; resident that shared that he had changed position to be in favor of this project because petitioners have answered questions asked of them and mainly because of their interest in investing in Long Grove; Long Grove business owner Mr. Kopecky shared that he is in favor of this proposal; resident shared concerns about statistics, consideration should be given to turns being reviewed from not only Old Hicks but also Marden; difference between this intersection and Shiloh comparison; petitioner's Engineer shared that the Village Engineer of Long Grove recommended two potential entrance locations to the property at Rt. 53 and Long Grove as primary and if not attainable to have an intersection farther down 53 and not the "pork chop" entrance; whether further involvement is needed by the Architectural Commission; and participation of the Park District.

Board discussion: Village President Underwood summarized the petition process to date and petitioners' responses to previous questions. Trustee Barry summarized the conditions from the Plan Commission & Zoning Board of Appeals

(PCZBA), density of the property compared to single family and concerns about changing the character of that neighborhood; that considerations should be taken to reduce the number of parking spaces, recommends path around property (not on current plan); recommends easement along Old 53; consideration to enhancement of Park District area with difference in trees that are being allowed that could be adjusted to a different area. Trustee Lyman agreed about concerns about the location of this facility and impact to the corridor. Trustee Wachs agrees that we want responsible developers in the area and thinks that there is a chance that this could improve the property and possibly neighbor properties; would like center lane to run down to Hicks Road. Trustee Borys discussed impact of businesses vs single family facilities, including density of the property; traffic needs discussion but there is a possibility of improving traffic flow, thinks that it can benefit the neighbors and overall Village; doesn't think that there is an alternative use of land. Trustee Marshall commended petitioner on responding to questions that the Village had; has walked adjoining property and wants area cleaned up; town is in need of development and doesn't want stigma of being difficult to work with; likes idea of middle left turn lane; agrees with reducing parking back to 65 spots and pathway around property. Trustee Yaeger is supportive of the facility and development in Long Grove, does not like the right in right out option, sewer capacity has been a concern and has been addressed; concerns about noise pollution with response that heating and cooling being put in and contained within structure; hope that credible organization maintains the facility and doesn't change hands. Village Manager Lothspeich recommended working with resources to compare parking at similar facilities. Village President Underwood initiated discussion of access; consensus that middle turn lane with full left turn would be the most beneficial to all traveling through the area. Walking trail should be a condition; with trail through the forest preserve area available to general public (example: Redford Green). Maintenance of the path is responsibility of the property owner. Agreement on parking to be reduced. Easement will be explored by staff and results will be brought to Board at a future meeting. Agreement not to send back to the Planning Commission.

Trustee Yaeger moved to direct Counsel to prepare the necessary approval ordinance consistent with discussion; seconded by Trustee Wachs.

<u>ROLL CALL VOTE:</u>
Trustee Yaeger – aye; Trustee Marshall – aye; Trustee Barry – nay; Trustee Wachs – aye; Trustee Lyman - nay; Trustee Borys- aye.
(Motion carried 4 – 2).

Petitioner thanked his staff for the countless hours invested in the project and thanked the Board for their efforts.

<u>Item #3</u>: Report of the September 2, 2014 Plan Commission & Zoning Board of Appeals (PCZBA) Meeting:

A. Proposal For Amendments To Title 5 Of The Village Code For The Village Of Long Grove, Including Definitions, Modifications In Section 5-11-4 And More Specifically Section 5-11-4(F)(2) Regarding Architectural Commission Jurisdiction Within The B-1 Historic District. Village Planner Hogue gave a summary of the Planning Commission meeting, recommending approval of this ordinance.

B. Amendments To The Zoning Code Whether To Include State-Authorized Medical Cannabis Dispensing Organizations And Medical Cannabis Cultivation Centers As Special Uses In Non-Residential Zoning Districts. Best in B2HR districts and addressed in Village Code. Confirmation that Board had previously precluded paraphernalia sale.

C. Amendments To The Zoning Code Regarding Uses In The B-1 Historic District Re: The Percentage Of Off-Site Sales; The Manner Of Regulating Non-Retail Uses; And The Minimum Space For An Establishment. Planner Hogue reviewed research conducted and recommended that minimum space requirement and offsite sales restrictions be removed from zoning code.

D. Amendment To The Zoning Code To Increase The Maximum Percentage Of Non-Retail Uses Allowed In The HR 1 Highway Retail Zoning District For The Village Of Long Grove And (2) Amendment To The Previously Approved Sunset Grove Planned Unit Development (PUD), To Increase The Maximum

Square Footage Of Non-Retail Uses Within The Sunset Grove Planned Unit Development (PUD) From 16,000 Square Feet To 18,500 Square Feet, Sunset Grove LLC. A non-retail use is being proposed at Sunset Grove, for (1) amendment to Village Code and (2) potential for minor loss to tax revenue (.067% decrease).

Trustee Barry moved to direct Village Counsel to prepare the necessary approval ordinance amending the Village Code regarding (1) amending the Village Code Re: Architectural Commission jurisdiction in the B-1 Historic District; (2) amending the Zoning Code Re: permitted uses in the B-1 Historic District; and (3) Zoning Code & Planned Unit Development ordinance Re: increasing the maximum square footage for non-retail uses from 16,000 SF to 18,500 SF for the HR-1 Highway Retail Zoning District & the Sunset Grove Shopping Center; seconded by Trustee Wachs.

ROLL CALL VOTE:
Trustee Yaeger – aye; Trustee Marshall – aye; Trustee Barry – aye; Trustee Wachs – aye; Trustee Lyman - aye; Trustee Borys- aye.
(Motion carried 6 – 0).

Item #4: Consideration of an Ordinance consenting to the Villages of Bannockburn and Volo as additional Members of the Solid Waste Agency of Lake County (SWALCO) with no late fee *(Ord. #2014-O-19).*

Trustee Yaeger moved to approve an Ordinance consenting to the Villages of Bannockburn and Volo as additional members of the Solid Waste Agency of Lake County (SWALCO) with no late fee; seconded by Trustee Marshall.

ROLL CALL VOTE:
Trustee Yaeger – aye; Trustee Marshall – aye; Trustee Barry – aye; Trustee Wachs – aye; Trustee Lyman - aye; Trustee Borys- aye.
(Motion carried 6 – 0).

Item #5: Consideration of a Resolution approving a Professional Services Agreement with *Gewalt Hamilton Associates, Inc.* to provide Village Engineering Services to the Village of Long Grove (*Res. #2014-R-16*).
Discussion: There were 15 firms that responded. Representatives from Gewalt Hamilton were in attendance and appreciate their selection and opportunity to work with the Village.

Trustee Wachs moved to approve a Resolution approving a Professional Services Agreement with Gewalt Hamilton Associates, Inc. for Village Engineering Services; seconded by Trustee Marshall.

ROLL CALL VOTE:
Trustee Yaeger – nay; Trustee Marshall – aye; Trustee Barry – aye; Trustee Wachs – aye; Trustee Lyman - aye; Trustee Borys- aye.
(Motion carried 5 – 1).

Item #6: Consideration Of A Resolution Waiving Bids And Approving An Agreement for the Purchase & Installation Of Replacement Village Street Signs *(Res. #2014-R-17)*.
Discussion: Staff has been working with Ela Township on the street sign design and installation and obtaining quotes. Ela Township received quotes from companies that range in cost from $56,000 to $85,000 depending upon various options. This is the purchase and installation of signage. Direction is that if it is a public road intersecting with private, it is covered by Village. If private road, the HOA will cover expenses. Village Manager Lothspeich recommended moving this discussion to the next agenda based on recently received information.

Item #7: Report on Infrastructure Projects and Reviews.

A. *Robert Parker Coffin Road Covered Bridge Replacement - Discussion.* Summary of the rough cost estimates for the options: (1) 80/20 federal/local funding and (2) 100% local funding (without any other grants or funding sources) is:

Option:	Total Cost:	Federal Cost:	Local Cost:
Replace (80/20):	$798,000	$638,400	$159,600
Rehab:	$325,000	NA	$325,000
Rebuild:	$480,000	NA	$480,000

Discussion: Village President was contacted by radio station about topic. Mr. Kopecky recommended a camera be installed at the bridge to record vehicles, with the purpose of identifying those vehicles that vandalize the bridge or are overweight for the bridge for serving fines. Concurrence to have the staff investigate the cost of the cameras. Mr. Kopecky offered his business property for installation of such camera. Also shared comments made by participants at the last festival regarding the state of disrepair of the bridge. Discussion about a resident survey about bridge changes. Trustee Borys brought up alternative of closing the bridge to vehicular traffic. Recommendation for improved signage about bridge. Trustee Yaeger expressed that something needs to be done as this has been discussed for years. Sinking fund exists for bridge repair work. Trustee Marshall suggested a referendum for bridge repair/maintenance; possible SSA.

B. *2014 Village Road Patching Program - Report.*
Discussion: Staff requested Village Engineer ESI to prepare separate bid documents for patching throughout the Village in an effort to avoid pavement deterioration in specified areas until the next paving program is approved. ESI anticipates having the bids for consideration during the September 23, 2014 Board Meeting.

C. *Public Works/ROW Maintenance General Work - Update.*
Discussion: Ela Township has a list of projects that they are working on. Trustee Yaeger recommended addition of restriping the Archer lots.

D. *State Of Illinois Joint Bulk Salt Purchase & Pricing For Village - Report.*
Discussion: Village Manager Lothspeich shared that salt will be very expensive and difficult to get for the upcoming winter. Salt will have to be used more sparingly during the upcoming winter. Should be included in the upcoming Bridge newsletter. Discussion about salt alternatives.

Item #8: Village President Underwood.
Discussion: Attended Rotary meeting earlier this morning, as they had their run over the past weekend. Rotary thanked the Village for working with them on road closures and providing portable toilets, etc. for their event.

A. *IL Rt. 53 Extension Stewardship Working Group*
Update: Village President Underwood has been representing the Village during the numerous IL Route 53 meetings. The Stewardship Working Group discussions have included the purpose of the committee, what the governance will be for the road, as well as potential ways to fund the road.

B. *Proposal from Illinois Business Consulting (IBC)*
Discussion: The Illinois Business Consulting (IBC), a student led group, contacted Village President Underwood offering their assistance to the Village. They are interested in having the Village area be a project for the student group. Typically, there is a charge associated with their services, but they are willing to provide services pro bono. Project team: Approximately 12 students, including one whose hometown is Long Grove. Timeline: Midterm presentation on November 3, field trip to Long Grove, final presentation in December. Concentration: Economic development. Project would include resident focus groups and would give the Village a Millennial's perspective. Consensus to proceed.

C. *Village-wide Survey on Video Gaming*

Discussion: The initial approval of the video gaming machines was to include a survey. Possibility of this being included in the gallop poll. Machines expire in December; Board needs to review any extension by the end of October. Six month trial period has not started yet. Some machines are now in at Long Grove Café, but the current usage is in question. Applications: 4. Suggestion that businesses publicize that they have machines.

D. *Next Special Board Meeting: September 22, 2014*.
Discussion: Village President recommends that only consent agenda (e.g., Planning Commission) be covered after this meeting and to cancel the regularly scheduled September 23, 2014 Board Meeting. Agreement by the Board.

E. *Commission Brainstorming Session*
Discussion: Recommendation to have all public Village Committees meet so that people meet each other and have common vision.

Item #9: Village Trustee Barry.

A. Review of Treasurers Report for August 31, 2014.

Trustee Barry moved to approve the Treasurer's Report for August 31, 2014; seconded by Trustee Marshall.

ROLL CALL VOTE:
Trustee Yaeger – aye; Trustee Marshall – aye; Trustee Barry – aye; Trustee Wachs – aye; Trustee Lyman - aye; Trustee Borys- aye.
(Motion carried 6 – 0).

B. Actual and Budget Comparisons for Period ending August 31, 2014.
Discussion: Surprise increase in the cost of salt.

Item #10: Village Trustee Borys.
Environmental and Communications –
Mosquito Abatement/West Nile Virus:
Update: The August Clarke report received regarding mosquitos. Two West Nile cases reported in Illinois.

Item #11: Village Trustee Lyman.
Economic Development –
LGBCP Board & Downtown Board & Economic Development Committee Meetings Report.
Discussion: Village Trustee Lyman provided a summary of the September 9, 2014 LGBCP Eco Devo meeting. In the process of defining the role of the Village with the LGBCP and reviewing governance, etc. Recommendation for a Village Trustee not to have a seat on the LGBCP committee. Responsibilities - LGBCP: Festival/event planning; Village: economic development, code enforcement, parking lots, roads, and signage. Discussions in progress with Main Street organization.

Item #12: Village Trustee Marshall.
Building, Planning and Zoning –
Monthly Building Department Report.
Discussion: 79 total building permits, but revenue dropping because permits are for things like roofing replacements, not new homes.

Item #13: Village Trustee Wachs.
Public Works –
No report.

Item #14: Village Trustee Yaeger
Security and Sustainability.
Solid Waste Agency of Lake County (SWALCO) Board Meeting – August 28, 2014.
Discussion: Village Manager Lothspeich attended the August SWALCO meeting. He summarized discussions, including plans by the Courthouse on Rt. 60 to have a drug disposal program. Recycling up 26% comparing first two quarters this year to last year.

Item #15: Village Clerk Locker-Scheer
Discussion: With elections coming up, the County is offering election training to Clerks from municipalities. This week, Sherry Shlagman (staff) and Village Clerk Locker-Scheer will be attending sessions so that they are both prepared for the petitioning process and elections.

Item #16: Village Manager Lothspeich.
Discussion: Village Manager Lothspeich thanked the board for the surprise recognition. He will be attending the International City Managers Association (ICMA) annual conference in Charlotte North Carolina from Saturday, Sept. 13 through Tuesday, Sept 17. ICMA is celebrating its' 100 year anniversary and Village Manager Lothspeich is celebrating 25 years of public service, as proclaimed earlier in the meeting.

Item #17: Village Planner Hogue
No report.

Item #18: Village Attorney Filippini.
Discussion: Village Counsel Filippini shared the pros and cons of the various code enforcement measures available to the Village as a non-home rule community.

Item #19: Approval of Board Meeting Minutes.
August 26, 2014 Board Meeting Minutes
Amendments to minutes provided by Trustee Barry and Village Attorney Filippini.

Trustee Marshall moved to approve the August 26, 2014 Board Minutes as amended; seconded by Trustee Barry.

VOICE VOTE:
All ayes, no nays (Motion carried 6 – 0)

Item: Executive Session.
At 11:23 P.M., Trustee Marshall moved to go into Executive Session to discuss (1) Executive Session Minutes; (2) Litigation; seconded by Trustee Barry.

ROLL CALL VOTE:
Trustee Yaeger – aye; Trustee Marshall – aye; Trustee Barry – aye; Trustee Wachs – aye; Trustee Lyman - aye; Trustee Borys- aye.
(Motion carried 6 – 0).

Approval of Executive Session Board Meeting Minutes.
August 26, 2014 Executive Session Board Meeting Minutes

Trustee Barry moved to approve the August 26, 2014 Executive Session Board Meeting Minutes; seconded by Trustee Marshall.

VOICE VOTE:
All ayes, no nays (Motion carried 6 – 0)

Item: **Adjournment.**
At 12:04 A.M., Trustee Marshall moved to Adjourn; seconded by Trustee Lyman.

VOICE VOTE:
All ayes, no nays (Motion carried 6 - 0).

DRAFT