



**MINUTES OF THE VILLAGE BOARD OF LONG GROVE**  
**Tuesday, November 12, 2013 at 7:07 P.M.**  
**KILDEER COUNTRYSIDE SCHOOL,**  
**3100 OLD MCHENRY ROAD, LONG GROVE, ILLINOIS 60047-9613**

**CALL TO ORDER:**

At 7:07 P.M., Village President Underwood called the November 12, 2013 Village Board Meeting to Order.

**OFFICIALS IN ATTENDANCE:**

Village President:	Underwood
Trustees Present:	Barry, Borys, Lyman, Marshall, Wachs, Yaeger
Trustees Absent:	none
Village Manager:	Lothspeich
Village Clerk:	Locker-Scheer
Village Attorney:	Filippini
Village Planner:	Hough
Lake County Sheriff:	Sergeant Scot Kurek

**Call To Order: Recitation of the Pledge of Allegiance**

**Homeowner Associations:**

**Briarcrest – Geoff Wilson.** Discussion – Water district for Sunset Grove update requested. Response from Board: Continuing to work on connections for Lake Michigan water; nothing active to report.

**Bridgewater Farms – Sophia Hanson.**

**Bridlewood** – no representative in attendance.

**Lake County Sheriff's Report.**

No issues to report for area. Recommendation to attendees: Make sure to wear seatbelts.

**ACTION/DISCUSSION ITEMS:**

**Item #1: Report Of Plan Commission & Zoning Board Of Appeals (PCZBA) Meeting - November 5, 2013:**

- Request For Variations From The Following Setback Requirements Of The R-1 Zoning District For The Construction Of An Addition (Garage) To An Existing Single Family Dwelling Located At 3514 Woodland Lane (Lot #16, Bennington Subdivision), Levy:
  - i. Front Yard Setback - Minimum 100 Feet.
    - Request For 24 Foot Variation For Reduced Setback Of 76 Feet.

ii. Side Yard Setback - Minimum 50 Feet.

- Request For 9 Foot Variation For Reduced Setback Of 41 Feet.

Discussion: Report provided by Village Planner Hough on impacts of proposed garage. Would need architectural review by Homeowners Association. Planning Commission voted 3:1 to approve.

**Trustee Lyman moved to approve the variation of the front and side yard setback requirements for the proposed residential addition; 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 #2: Consideration Of An Ordinance Amending The Village Code Re: Building Permit Fees For Standing Security Deposits & Multi-Space Buildings (Ord. #2013-O-16).**

Discussion: Trustee Lyman asked question about the revision of numbers compared to other towns. Trustee Marshall provided insight into comparison of towns and open to working with new businesses to town. Application/inspection fees being reduced.

**Trustee Marshall moved to accept the proposal; 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 #3: Consideration Of An Ordinance Establishing A Policy For Defining Public Village Roads. (Ord. #2013-O-17).**

“5<sup>th</sup> Town Hall Meeting” discussion: Presentation by Village Manager Lothspeich giving background, two tax options being considered and lead in to Village Board discussion. Trustee Wachs provided an overview on the finances related to roads and the history of paving in Village, and how the discussion of referendum was decided to cover the financial gap, as well as what was presented at the October 8<sup>th</sup> Town Hall meeting and summary of takeaways from that meeting; equity / fairness issue. Ordinance to decide how to handle public and private roads. \$689 tax if all current public roads; \$166 tax if the revision of roads. Discussion amongst Trustees about (1) options of public roads and (2) reversion of current public subdivision roads to homeowners on the roads. Then, floor opened to resident questions limited to 3 minutes.

Discussion by Trustee Yaeger about concerns of vacating roads. Voting on referendum issue. Doesn't believe that any tax will pass at this time. Believes that Illinois laws are written for public roads and we have a lot of private roads. Current law doesn't satisfy the needs. Recommends not voting but instead look at other solutions to resolve issue.

Discussion by Trustee Borys about process for discussing changes and looking at other solutions. Wants more time for review and focus on other solutions.

Discussion by Trustee Lyman about serious financial responsibilities and preparation for meetings to discuss infrastructure. Need to (1) reduce infrastructure roads and (2) increase revenues. The definition of public versus private from the 1970s is accurate. Being given 1 year for Special Service Area (SSA) or governance by Association. Trustee Lyman will be impacted by change of Schaeffer Road to private.

Discussion by Trustee Marshall in that he is not in agreement to public and privatization of roads. Tax needs to be something that people need, e.g., police protection and repair of Village Hall to direct only to items that are commonly shared by all. Need a steady revenue source.

Discussion by Trustee Barry and that we have come 60 years and not had a property tax. Present course is not sustainable. If referendum went through and passed, the situation would be resolved. If it doesn't pass, we will not have a choice than to turn over the roads to the residents. Believes that this is ultimately where we will end up.

Village President Underwood provided a reading of the motion that was on the table from the October 22<sup>nd</sup> Board of Trustees meeting.

Village Attorney Filippini provided overview of meeting.

Village Manager Lothspeich provided a summary of the roads to be considered 'thoroughfares'. It was an intent to start the discussions.

Trustee Borys feels that other options should be reviewed and discussed.

30% of village live on roads that are currently public; 70% live on roads that are currently private.

Trustee Marshall asked about cost of SSA: Village Manager explained that if there isn't a date set for SSA, the option is for roads to be vacated just as subdivisions with private roads. SSAs were being recommended for these subdivisions.

**Trustee Wachs moved to approve an ordinance establishing a policy for defining Village funded roads by November 14, 2014; seconded by Trustee Lyman.**

**ROLL CALL VOTE:**

**Trustee Borys - nay; Trustee Lyman – aye; Trustee Wachs – aye; Trustee Barry – aye; Trustee Marshall – nay; Trustee Yaeger – nay; Village President Underwood – aye.  
(Motion carried 4 – 3).**

**Item #4:**

**Consideration Of An Ordinance Initiating The Submission Of A Binding Public Question For A General Tax For Public Capital Infrastructure (*Ord. #2013-O-18*). Seeking Voter Approval Of A Binding Referendum For A Village Property Tax To Maintain Public Village Roads.**

Trustee Yaeger asked if there is enough money to bring roads up to standards. Wachs said that the roads will become the responsibility of the subdivisions. Maintenance will continue up until November 14, 2014. After that time, the maintenance will be assumed by homeowner association or SSA. The Board can continue to discuss the policy program in 2014.

**Trustee Wachs moved to levy a new tax for general corporate purposes under 65 ILCS 5/8-3-1 for a capital improvement, repair, and replacement fund in accordance with 65 ILCS 5/8-2-9.5, and have an additional tax of not more than .068 for a sunsetted tax for not more than 10 tax levy years; seconded by Trustee Lyman.**

**ROLL CALL VOTE:**

**Trustee Borys - nay; Trustee Lyman – aye; Trustee Wachs – aye; Trustee Barry – aye; Trustee**

**Marshall – nay; Trustee Yaeger – nay; Village President Underwood – aye.**  
**(Motion carried 4 – 3).**

**Item #5:** **Consideration Of An Ordinance Adopting The Tax Levy For The Village Of Long Grove Special Service Area #2** (*Ord. #2013-O-19. Long Grove Commons, Northwest Corner Of Route 22 & Old McHenry Road.* Discussion: Trustee Lyman asked for history of Old McHenry and Route 22 with limited sales tax due to service organizations. Per Attorney Filippini, these are SSA established and properties will drop off based on occupancy. The Village in an effort to stimulate economic development has an agreement to implement measures for these Special Service Areas (SSAs). The amount is determined by the LGBCP Board. None extend more than 20 years.

Trustee Wachs said that this has lost PNC Bank and other services that were there. Thinks that to help them this should be considered by the Board. Current rate is \$15,619 and increase \$16,087.

Comment from the floor wanted to know the reason why this would be done if we are levying the tax and concern about the signal being sent to future SSAs.

Trustee Barry feels that the increase should be passed along to the businesses when we are asking for this.

**Trustee Wachs moved to approve the ordinance adopting the tax levy as projected except to use the 2012 levy numbers for the Village of Long Grove Special Service Area #2; seconded by Trustee Marshall.**

**ROLL CALL VOTE:**

**Trustee Borys - aye; Trustee Lyman – aye; Trustee Wachs – aye; Trustee Barry – nay; Trustee Marshall – aye; Trustee Yaeger – nay.**  
**(Motion carried 4 – 2).**

**Item #6:** **Consideration Of An Ordinance Adopting The Tax Levy For The Village Of Long Grove Special Service Area #3** (*Ord. #2013-O-20. Downtown Historic Business District, For The Promotion Of Tourism & Economic Development.*

**Trustee Barry moved to adopt the tax levy for the Village of Long Grove Special Service Area #3; seconded by Trustee Marshall.**

**Trustee Borys - aye; Trustee Lyman – aye; Trustee Wachs – aye; Trustee Barry – aye; Trustee Marshall – aye; Trustee Yaeger – aye.**  
**(Motion carried 6 – 0).**

**Item #7:** **Consideration Of An Ordinance Adopting The Tax Levy For The Village Of Long Grove Special Service Area #4** (*Ord. #2013-O-21. IL 83 Properties Deep Well Water System.*

Attorney Filippini provide background that this well is in the plans. Village Manager gave background on who this well serves.

**Trustee Wachs moved to adopt the tax levy for the Village of Long Grove Special Service Area #4; seconded by Trustee Marshall.**

**ROLL CALL VOTE:**

**Trustee Barry – aye; Trustee Yaeger – aye; Trustee Marshall – aye; Trustee Wachs - aye,**

**Trustee Lyman – aye; Trustee Borys - aye.  
(Motion carried 6 – 0).**

**Item #8: Village President Underwood.**

Administration & Legislation

- A. Report Of Old McHenry Road Stakeholder Investment Group (SIG) Meeting - *October 28, 2013* –  
*Discussion:* Studies have been conducted about improving the road and crossroads intersection. Attended by Village President Underwood, Trustee Lyman and Village Manager Lothspeich. County is proposing a signalized crossroad with no turn lanes. Originally thought of a turn lane at Archer road but that is no longer being considered. County wanted to eliminate on-street parking. Village Manager Lothspeich has put together a thorough report siting studies in other local cities. Next meeting is next Tuesday night conducted by BDI Consulting on economic development for the downtown area, including review of on-street parking. Village Engineer provided comments on need for these spaces.
- B. Strategic Planning Goals - *Update* – Village President Underwood will be distributing an update to the Vision put together by the Board of Trustees. Accomplished short term goal of referendum and long term goal of maintenance of roads.
- C. Prevailing Wage Requirements - *Legislative Update:* Village is subject to prevailing wage. State is looking to modify the laws to require those that can be hired to perform Village jobs to require Union apprenticeship. Village Manager said that form could be distributed to Homeowner Associations with short description of the situation and why it is opposed by Village Board.  
Board/Commission/Committee Appointments – *Discussion:* Eric Closson will serve on the Commission and he was in attendance. Village President Underwood read his credentials. Helen Makaritis is the other candidate that will be appointed to Board. Candidates approved by the Board.

**VOICE VOTE:**

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

- D. Cancellation Of The Regularly Scheduled November 26, 2013 Board Meeting – *Discussion:* Cancelled due to the special meeting next week. Have a request from a business owner to present video gaming. Trustee Lyman suggested moving meeting to 12/10 Board meeting. Board agreed with the meeting date changes.

**Item #9: Village Trustee Barry.**

Finance & Pathways

- A. Treasurer's Report For October 31, 2013 As Reported On November 12, 2013.

**Trustee Barry moved to approve the October 31, 2013 Treasurer's Report; 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 & Budget Comparisons For The Period Ending October 31, 2013.

**Item #10: Village Trustee Borys.**

Environmental & Communications

Discussion: No report

**Item #11: Village Trustee Lyman.**

Economic Development

- A. LGBCP Downtown Economic Development Committee - *Report* - Update: no report
- B. Downtown Market Analysis & Permitted Uses - *Village Board Workshop* - November 19, 2013 – Update: No report

**Item #12: Village Trustee Marshall.**  
**4 new building permits since last meeting.**

Building, Planning and Zoning

- A. Downtown Historic Preservation – *Update*: No report.

**Item #13: Village Trustee Wachs.**

Public Works

- A. Three Lakes Subdivision Flooding - *October 23, 2013 Homeowners Meeting* – Discussion: Two residents from this subdivision in attendance. Homeowners had a meeting and felt that the pipe is not 100% responsibility of residents. Silt discussion with homeowners is coming from multiple sources but also due to runoff from other sources of water. Residents want to hear how to move forward. Board moving to the December 10<sup>th</sup> meeting. In the interim, Trustee Wachs and Trustee Marshall will meet with the Homeowners association to be coordinated by Village staff.

**Item #14: Village Trustee Yaeger**

Security and Sustainability

- A. Solid Waste Agency Of Lake County (SWALCO) Board Meeting - *October 24, 2013* – Discussion: Various recycling programs discussed, including electronics and carpet recycling. Have a lobbyist in Springfield.

**Item #15: Village Clerk Locker-Scheer**

**No report.**

**Item #16: Village Manager Lothspeich.**

The village website is up and running. Residents should take a look -.

**Item #17: Village Planner Hogue**

**Not present.**

**Item #18: Village Attorney Filippini.**

Congratulations provided to new addition to the Filippini family - Grace Margey Del Percio Filippini.

**Item #19: Approval of Board Meeting Minutes.**

October 22, 2013 Board Meeting Minutes

**Trustee Marshall moved to approve the October 22<sup>nd</sup>, 2013 Board Minutes as amended; seconded by Trustee Lyman.**

**VOICE VOTE:**

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

**Item: Executive Session.**

**At 10:12 P.M., Trustee Marshall moved to go into Executive Session to discuss (1) Executive Session Meeting Minutes; (2) Personnel Matters, (3) Disposition of Property and (4) 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).

Trustee Lyman moved to approve the October 22<sup>nd</sup> Executive Board Minutes; seconded by Trustee Wachs.

**VOICE VOTE:**

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

**Item:      Adjournment.**

At 10:30 P.M., Trustee Yaeger moved to Adjourn; seconded by Trustee Wachs.

**VOICE VOTE:**

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