

MINUTES OF THE REGULAR MEETING
OF THE PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF VERNON HILLS, LAKE COUNTY, ILLINOIS
HELD AUGUST 17, 2010

I. Village President Byrne called the meeting to order at 7:17pm

II. Roll call indicated the following Board Members present: President Byrne, Trustees Schultz, Schwartz, Williams, Hebda, Koch, and Marquardt.

Also present were: Village Manager Allison, Assistant Village Manager Kalmar, Finance Director Nakrin, Chief Fleischhauer, Building Commissioner Atkinson, Attorney Wolfberg, and Recording Secretary DeAnda.

III. The Pledge of Allegiance was given.

IV. Citizens Wishing to Address the Board

Mike Dutler, 63 S. Royal Oak Drive, Vernon Hills, appeared before the Village Board to express concerns about the growing lack of community trust regarding the Vernon Hills Cougar Youth Athletic Association (VHCYAA). He stated the lack of trust manifests in three ways: (1) potential discrimination against non-District 128 residents (30% of population) regarding travel sports; (2) the Cougars do not operate in an open community friendly manner; (3) the Cougars appear to have conflicting strategies with the Vernon Hills Park District. Mr. Dutler asked the Village to encourage the VHCYAA to revert to original policies regarding eligibility with non-discriminatory application of such policies. Additionally to restore public trust, the Village should encourage the Cougars to operate their organization with full transparency, such as open meetings, publically elected officers, and publically accessible by-laws. Further, if the Cougars are not willing to make changes to restore community trust, Mr. Dutler urged the Village Board to rescind the exclusive access to the VHAC currently enjoyed by the Cougars. He stated they would also encourage the Village Board to deny any future Cougar request for Village labor to work on the improvement of the Cougars' new facility.

It was determined a Village/Park District meeting would be scheduled for August 31 to address these issues.

V. Officials Reports

A. Village President

1. Lifesaving Award to Officer Rick Black

Chief Fleischhauer presented Officer Rick Black with a Lifesaving Award for performing the Heimlich maneuver on a restaurant patron.

2. Special Executive Session – Personnel – September 30, 2010

It was determined to schedule a Special Executive Session to discuss Personnel on Thursday, September 30, 2010.

B. Village Manager

1. 2010 Oktoberfest

Village Manager Allison presented a draft budget for the October 2, Oktoberfest. The Village Board approved adding back a live band and inflatables as in previous years. \$2,000 will be transferred from the July 4th budget to cover additional costs.

2. ComEd Reliability and Tree Trimming

Village Manager Allison stated he and Public Works Director Brown met with Jeff Batara, External Affairs Manager from ComEd to discuss recent power outages. The Village will send information regarding residents' tree trimming responsibility. President Byrne requested staff to check the area around Abbott.

3. Veolia Contract

Village Manager Allison stated residents could still cancel twice-a-week pick up or yardwaste subscription before the end of August for a credit for September and October. He stated a number of townhouse associations and several individual townhouse owners have requested 95 gallon toters. Veolia has provided a multi-family rate of

\$11.75 for a 95 gallon toter for trash and a 35 gallon toter for recycling. The Village Board directed staff to draft an amendment to the current Veolia contract.

4. Mosquito Spraying

Village Manager Allison discussed Village-wide mosquito spraying. \$4,000 will be transferred from the July 4th budget for an additional application. President Byrne asked if the Park District sprayed their facilities. He requested to put Mosquito Spraying on the agenda for the August 31 meeting with the Park District.

Village Manager Allison mentioned he received an email asking why Aspen Drive was not paved before school started. He stated paving was delayed due to the construction strike. He stated the paving would be done this week with striping completed on Monday, weather permitting.

Village Board approved sending the press release regarding the Judge David Hall litigation.

C. Assistant Village Manager

No Report

D. Finance Director/Treasurer

No Report

E. Chief of Police

1. Golf Course Alarm

Chief Fleischhauer notified the Village Board that as part of the merger with Countryside Fire Protection District, the District would be co-locating their dispatch functions, including fire alarms, in the Village's Communication Center. As part of the process, CFPD entered into a five year agreement with ADT. ADT has offered to re-program existing Village radio fire alarms and convert the existing telephone line burglar alarms (Village Hall, Public Works, PD, and Golf Course) to more reliable radio alarms at no charge, saving the Village approximately \$2,000 annually with the elimination of four dedicated phone lines.

F. Public Works Director/Village Engineer

No report

G. Building Commissioner

No Report

VI. Omnibus Vote Agenda

Village President Byrne read the Omnibus Vote Agenda Items A-H. Motion by Trustee Schultz, second by Trustee Marquardt to approval the Omnibus Vote Agenda Items A-H. Roll call vote:

AYES: 6 – Schwartz, Williams, Hebda, Koch, Marquardt, Schultz

NAYS: 0 – None

ABSTAIN: 0 – None

ABSENT AND NOT VOTING: 0 – None

Motion carried.

A. Department Reports:

1. Community Development Department – Building Division Activity Report – July 2010
2. Police Department Monthly Report - July 2010

B. Approval of voucher list of bills dated August 17, 2010 in the amount of \$173,709.40.

C. APPROVAL AND PASSAGE OF RESOLUTION 2010-108 AUTHORIZING ACCEPTANCE OF PUBLIC IMPROVEMENT AND RELEASE OF THE PERFORMANCE BOND OF ASPEN POINTE COMMERCIAL DEVELOPMENT

- D. APPROVAL AND PASSAGE OF RESOLUTION 2010-109 - A RESOLUTION AUTHORIZING THE VILLAGE PRESIDENT TO SIGN A LICENSE AGREEMENT WITH THE COUGARS YOUTH ATHLETIC ASSOCIATION AND THE CORPORATE WOODS ASSOCIATION, LLC. FOR A PATHWAY BETWEEN 740 CORPORATE WOODS PARKWAY AND THE VHAC
- E. APPROVAL AND PASSAGE OF RESOLUTION 2010-110 - EXECUTING A CONTRACT WITH CHICAGOLAND PAVING FOR THE 2010 BITUMINOUS PAVEMENT PATCHING PROGRAM IN AN AMOUNT NOT TO EXCEED \$50,000
- F. APPROVAL AND PASSAGE OF ORDINANCE NO. 2010-047 - AN ORDINANCE AMENDING ORDINANCES 2007-25 AND 2007-55 GRANTING CERTAIN APPROVALS TO ALLOW RESUBDIVISION AND DEVELOPMENT OF VACANT PROPERTY LOCATED WITHIN THE DEVELOPMENT COMMONLY KNOWN AS THE SHOPPES AT GREGG'S LANDING PUD LOCATED AT THE INTERSECTION OF MILWAUKEE AVENUE AND GREGG'S PARKWAY, IN THE VILLAGE OF VERNON HILLS, LAKE COUNTY
- G. APPROVAL AND PASSAGE OF ORDINANCE NO. 2010-049 - AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE VILLAGE OF VERNON HILLS, CHAPTER 10, ARTICLE VI, OUTDOOR MERCHANDISE DISPLAY AND SALES PERMITS
- H. Approval of Release of Baxter Credit Union Maintenance Bond #6465827

VII. Unfinished/Additional Business

A. Approval of Minutes

Motion by Trustee Schultz, second by Trustee Koch to approve the August 3, 2010 Village Board Minutes.

Roll call vote:

AYES: 6 – Williams, Hebda, Koch, Marquardt, Schultz, Schwartz

NAYS: 0 - None

ABSTAIN: 0 – None

ABSENT AND NOT VOTING: 0 – None

Motion carried.

B. Motion by Trustee Schultz, second by Trustee Koch to approve the Kemper voucher list of bills dated August 17, 2010 in the amount of \$17,926.98. Roll call vote:

AYES: 5 – Schultz, Williams, Hebda, Koch, Marquardt

NAYS: 0 – None

ABSTAIN: 1 – Schwartz

ABSENT AND NOT VOTING: 0 – None

Motion carried.

C. Motion by Trustee Hebda, second by Trustee Marquardt for APPROVAL AND PASSAGE OF ORDINANCE NO. 2010-048 - AN ORDINANCE GRANTING CERTAIN APPROVALS FOR PROPERTY COMMONLY KNOWN AS THE VICTORY CENTRE OF VERNON HILLS LOCATED ON LOT 4 IN THE DEERPATH ATRIUM SUBDIVISION, IN THE VILLAGE OF VERNON HILLS, LAKE COUNTY. Roll call vote:

AYES: 6 – Schwartz, Williams, Hebda, Koch, Marquardt, Byrne

NAYS: 0 – None

PRESENT: 1 – Schultz

ABSENT AND NOT VOTING: 0 – None

Motion carried.

D. Motion by Trustee Schultz, second by Trustee Williams for APPROVAL AND PASSAGE OF ORDINANCE 2010-050 - AN ORDINANCE APPROVING AN ECONOMIC INCENTIVE AGREEMENT FOR PROPERTY COMMONLY KNOWN AS THE FORMER CIRCUIT CITY LOCATED ON THE EAST SIDE OF MILWAUKEE AVENUE IN THE MARKETPLACE AT

VERNON HILLS SHOPPING CENTER subject to the provision of the necessary evidence, via a letter, demonstrating the high standards of financial strength and equity financing of not less than 10%. Roll call vote:

AYES: 6 – Williams, Hebda, Koch, Marquardt, Schultz, Schwartz

NAYS: 0 – None

ABSTAIN: 0 – None

ABSENT AND NOT VOTING: 0 – None

Motion carried.

E. APPROVAL AND PASSAGE OF ORDINANCE 2010-51 - AN ORDINANCE APPROVING AN ECONOMIC INCENTIVE AGREEMENT FOR A PORTION OF VACANT PROPERTY COMMONLY KNOWN AS THE SHOPPES OF GREGG'S LANDING LOCATED AT THE INTERSECTION OF GREGG'S PARKWAY AND MILWAUKEE AVENUE.

Assistant Village Manager Kalmar stated there was a framework for the agreement in place. He requested direction on issues per his memo dated August 16, 2010:

In the Agreement, the Village Board directed the following:

Store Reuse - The Board wants to review any change to a non-grocery store that might replace Mariano's/Roundy's.

Store Definition – The definitions are close to being agreed upon. The Board appeared to be alright with the store evolving, although Trustee Schultz will visit a new Pick N Save in Wisconsin to see if it would be a good fit to replace Mariano's should the need arise.

Term of Agreement and % to developer - 15 years and 37% to developer.

Revenue review – Approval for revenue review at year 6 and 11, with each side mutually agreeing to review and address any necessary adjustments.

Note – The attorneys are reviewing.

The Village Board will formally consider Ordinance 2010-051 at a special meeting on August 31, 2010.

VII. New Business/Communications

Trustee Schwartz thanked Public Works, especially Gene Schroeder, for their time and effort in making repairs at the Vernon Hills Golf Course.

IX. Motion by Trustee Williams, second by Trustee Koch to adjourn to Committee of the Whole with no intent to return.

AYES: 6 – Schultz, Schwartz, Williams, Hebda, Koch, Marquardt

NAYS: 0 – None

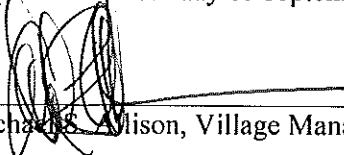
ABSTAIN: 0 – None

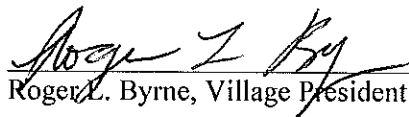
ABSENT AND NOT VOTING: 0 – None

Motion carried.

Meeting adjourned at 8:54p.m.

Approved this 8th day of September 2010.


Michael S. Alison, Village Manager/Clerk


Roger L. Byrne, Village President

MSA/ld