



**THE VILLAGE OF HAWTHORN WOODS
SPECIAL VILLAGE BOARD MEETING
2 LAGOON DRIVE, HAWTHORN WOODS, ILLINOIS
OCTOBER 22, 2012
6:30 P.M.**

MINUTES

I. CALL TO ORDER AND ROLL CALL

Mayor Mancino called the meeting to order at 6:30 p.m. Roll call indicated the following members were present: Mayor Mancino, Trustees Ponzio, Riess, Corrigan, DiMaggio and David. Absent was Trustee Morgan.

Also present were Chief Operating Officer Pamela Newton, Chief Administrative Officer and Village Clerk Donna Lobaito, Chief Financial Officer Kristin Kazenas, Chief of Police Jennifer Paulus, Public Works Director Erika Frable and Village Attorney Robert Kenny.

II. PLEDGE OF ALLEGIANCE

Following the Pledge of Allegiance, Mayor Mancino requested a motion to allow for the electronic attendance by Trustee Morgan as he was out of town on business related matters.

Motion by Corrigan, second by Ponzio to allow for the electronic attendance by Trustee Morgan pursuant to Title 1, Section 1-5-7 of the Village Code.

Roll call vote.

Ayes: Ponzio, Corrigan, DiMaggio and David

Present: Riess

Nays: None

Abstentions: None

Absent: Morgan

Motion carried. Trustee Morgan was now counted as being present electronically. All other members were physically present.

The audibility was tested and confirmed that the audience could hear Trustee Morgan and Trustee Morgan could hear the proceedings of the meeting.

III. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

There were no comments from the public.

IV. NEW BUSINESS

Mayor Mancino asked for a motion to amend the agenda and move item B.5. under New Business up in the agenda.

Motion by Corrigan, second by DiMaggio to move item B.5. under New Business up on the agenda.

Roll call vote.

Ayes: Ponzio, Morgan, Corrigan, DiMaggio and David

Present: Riess

Nays: None

Abstentions: None

Absent: None

Motion carried.

B. Items for Separate Action

5. Approval of a Resolution Authorizing the Execution of a Local Land Resource Management Plan and Intergovernmental Agreement By and Between the Village of Hawthorn Woods, the Village of North Barrington, and the County of Lake Regarding the Illinois Route 12/Old McHenry Road Plan Area

Motion by Corrigan, second by Ponzio to approve a Resolution Authorizing the Execution of a Local Land Resource Management Plan and Intergovernmental Agreement By and Between the Village of Hawthorn Woods, the Village of North Barrington, and the County of Lake Regarding the Illinois Route 12/Old McHenry Road Plan Area.

Mayor Mancino stated that the trustees had been briefed on the terms of the proposed intergovernmental agreement. He acknowledged that staff, the Village Board and our residents worked very hard during the entire public hearing process and that the County had approved the agreement under consideration by our Board this evening.

Trustee Corrigan noted that she was happy to see that several issues she heard our resident and non-resident objectors speak about at the various meetings had been incorporated into the agreement.

Phil LaGro, 9 Westwind Court – Mr. LaGro stated he was disappointed in the Dimucci process due to the fact that compared to the late '90's when the Taubman application was being considered, he did not see the number of people come out to oppose the Dimucci application. He acknowledged there seems to be a lot of apathy by residents. He also commented that past administrations made many strategic errors over this parcel. Furthermore, he expressed disappointment in that the Villages of Hawthorn Woods and North Barrington will never get to enjoy the benefits of their boundary agreement from years past; specifically acknowledging the Village will never see 60% sales tax revenue

sharing. Mr. LaGro said that this agreement is probably the best/worse answer to something we cannot refuse.

Mayor Mancino said he shared Mr. LaGro's sentiments regarding the lack of resident participation and thanked Mr. LaGro for his passion. Furthermore, Mayor Mancino stated that this application was not before the Village; it was before the County, so the matter is quite different than the Taubman application.

Matt LaSusa, ACRE – Mr. LaSusa distributed copies of his notes regarding the exhibits to the agreement. He stated he opposed the IGA and that it was not good for the people. Specifically, he stated his disappointment in that the IGA does not adopt the County ZBA's Exhibit 1 and 1A. Mr. LaSusa outlined his suggested language to correct a conflict he believes exists between Exhibit 1 and Exhibit B.

Mayor Mancino responded that the Village argued both privately and publically with the County regarding berming, and the County would not go along with our request as they believed a flat berm would appear like a wall and not be aesthetically pleasing. He said the County's compromise was a combination of undulating berms and landscaping. Mayor Mancino also stated the Village filed a final objection to force a super-majority vote by the County and the County Board vote still came down 23-0 in favor of approving the application request.

Village Attorney Kenny stated the Village negotiated to the very end for the resident objections. He said if we adopt something different from what the County has adopted, then no agreement exists.

Roll call vote.

Ayes: Ponzio, Morgan, Corrigan, DiMaggio and David

Nays: Riess

Abstentions: None

Absent: None

Motion carried.

Trustee Morgan indicated he needed to conclude his electronic attendance and would not be returning to the meeting. Trustee Morgan left the meeting at 7:05PM.

Trustee Riess left the meeting at 7:05PM.

A. Consent Agenda

1. Approval of Minutes from the September 24, 2012 Village Board Meeting
2. Approval of Minutes from the September 29, 2012 Committee of the Whole Meeting
3. Approval of Paid Invoice List Dated October 2012
4. Approval of Bills List Dated October 2012
5. Approval of a Proclamation Declaring October "Texting and Driving Awareness Month"

6. Approval of a Proclamation Declaring the Week of October 22 through 26, 2012, “Red Ribbon Week”
7. Approval of a Resolution Authorizing the Execution of a Professional Engineering Services Contract with Christopher B. Burke Engineering for a Pavement Management Report
8. Approval of a Resolution Authorizing the Execution of the Illinois Department of Transportation’s BLR 05520 - Maintenance Engineering to be Performed by a Consulting Engineer Form
9. Approval of a Resolution Authorizing the Execution of a Copier Lease Agreement with Image Systems & Business Solutions LLC

Motion by DiMaggio, second by Ponzio to approve the Consent Agenda as presented.

Roll call vote.

Ayes: Ponzio, Corrigan, DiMaggio and David
Nays: None
Abstentions: None
Absent: Riess and Morgan
Motion carried.

B. Items for Separate Action

1. Approval of a Recommendation by the Village Board to Review and Place the 2013 Village Budget on Public Display

Motion by Corrigan, second by DiMaggio to place the 2013 Village Budget on public display.

Roll call vote.

Ayes: Ponzio, Corrigan, DiMaggio and David
Nays: None
Abstentions: None
Absent: Riess and Morgan
Motion carried.

2. Approval of a Resolution Directing the Village to Draw on the Cypress Grove Development LLC and Kildeer Three LLC, Commonly Known as Hawthorn Trails, Subdivision Performance Bond

Motion by Ponzio, second by DiMaggio to approve a Resolution Directing the Village to Draw on the Cypress Grove Development LLC and Kildeer Three LLC, Commonly Known as Hawthorn Trails, Subdivision Performance Bond.

The amount of the bond relating to the outstanding subdivision improvements was discussed. Staff noted the demand letter to the developer is being drafted now by the Village Attorney and will be sent by the end of this week.

Roll call vote.

Ayes: Ponzio, Corrigan, DiMaggio and David
Nays: None
Abstentions: None
Absent: Riess and Morgan

Motion carried.

3. Approval of a Resolution Authorizing the Chief Operating Officer to Waive the Sealed Bid Process and Proceed with Public Notification of the Request for Proposals (RFP) process for the Old Lake Road Paving and Sequoia Drive Patching Project

Motion by Ponzio, second by David to approve a Resolution Authorizing the Chief Operating Officer to Waive the Sealed Bid Process and Proceed with Public Notification of the Request for Proposals (RFP) process for the Old Lake Road Paving and Sequoia Drive Patching Project.

Village Attorney Kenny noted that the required vote of 4 of 6 trustees was needed to pass this resolution.

Roll call vote.

Ayes: Ponzio, Corrigan, DiMaggio and David
Nays: None
Abstentions: None
Absent: Riess and Morgan

Motion carried.

4. Approval of a Resolution Authorizing the Chief Operating Officer to Award the Old Lake Road Paving and Sequoia Drive Patching Project to Chicagoland Paving and Execute the Award Contract in an Amount Not to Exceed \$51,500

Motion by Ponzio, second by DiMaggio to approve a Resolution Authorizing the Chief Operating Officer to Award the Old Lake Road Paving and Sequoia Drive Patching Project to Chicagoland Paving and Execute the Award Contract in an Amount Not to Exceed \$51,500.

Roll call vote.

Ayes: Ponzio, Corrigan, DiMaggio and David
Nays: None
Abstentions: None
Absent: Riess and Morgan

Motion carried.

V. OLD BUSINESS

Mayor Mancino left the meeting at 7:10PM.

VI. ADMINISTRATION REPORTS

A. Report from the Chief Operating Officer Pam Newton

1. Monthly Update – Village Operations

Ms. Newton reported that much time has been spent on the Dimucci matter. She also reported that the Village held a meeting with the Hawthorn Woods Country Club HOA regarding the recent Aqua Illinois rate increase. Ms. Newton also thanked Trustee Riess for his work with the Environmental Committee in their recent beautification efforts at Heritage Oaks Park.

Mayor Mancino returned to the meeting at 7:11PM.

2. Economic Development Department Report

Ms. Newton reported that she and David Fitzgerald attended a downtown development meeting.

3. Parks and Recreation Department Report

a. Heritage Oaks Soccer Field Renovation Report

Ms. Newton reported that Public Works is working on a field renovation project at Heritage Oaks Park. Dan Powell will be rebuilding the fields with clean fill and top soil. The cost of this work is \$5,000 and will be paid by Tom Chmela, which will be deducted from the field lease agreement.

b. Community Forestry Assistance Grant Program Award for Community Park Emerald Ash Borer Tree Replacement and Diversification

Ms. Newton mentioned the Village is the recipient of a \$15,000 grant regarding Emerald Ash Borer.

Trustee DiMaggio left the meeting at 7:16PM.

B. Report from the Village Attorney

Village Attorney Kenny reported on his work relating to the intergovernmental agreement.

C. Reports from Department Heads

1. Chief Administrative Officer – Donna Lobaito

a. Building Department Report

Ms. Lobaito noted that her report is in the packet.

b. Village Clerk's Department Report

Ms. Lobaito reminded the Board to complete the required online Open Meetings Act training by the end of the year and forward their certificates to her. She also announced to the public that nominating papers for the April 9, 2013 Consolidated Election are available in the Village Hall during regular business hours. The filing period is December 17 – December 24.

2. Chief Financial Officer/Human Resources Director– Kristin Kazenas

a. Finance Department Report

Ms. Kazenas noted that her report is in the packet. She stated the budget revision pages are on the dais.

b. Human Resource Department Report

No report this month.

c. Risk Management Department Report

No report this month.

3. Chief of Police – Jennifer Paulus

a. Police Department Report

Chief Paulus noted that her report is in the packet.

4. Public Works Director/Village Engineer – Erika Frable, PE

a. Public Works Department Report

Ms. Frable stated her report is in the packet.

VII. MAYORS REPORT AND COMMITTEE REPORTS

A. Mayors Report -----Joseph Mancino, Mayor

Mayor Mancino reported on his attendance at the Ela Area Coalition Against Substance Abuse, as well as his involvement with the Community Thought Leadership which took a look at Ela Library in the next 20 to 50 years.

B. Planning, Building and Zoning Commission -----Susy Rein, Chair
Dominick DiMaggio, Trustee Liaison

No report this month.

C. Public Safety and Judicial -----Vacant, Chair
Neil Morgan, Trustee Liaison

No report this month.

D. Parks and Recreation -----Vacant, Chair
Vacant, Trustee Liaison

No report this month.

E. Environmental Committee -----John Bickley, Chair
Steve Riess, Trustee Liaison

No report this month.

F. Zoning Board of Appeals -----Vacant, Chair
Dominick DiMaggio, Trustee Liaison

No report this month.

G. Finance Committee ----- Peter Ponzio, Chair
Kelly Corrigan, Trustee Liaison

1. Approval of May 2012 Financial Statements
2. Approval of June 2012 Financial Statements
3. Approval of July 2012 Financial Statements
4. Approval of Budget Transfers

Motion by David, second by Corrigan to approve Finance Committee items 1, 2 and 3 above.

Roll call vote.

Ayes: Ponzio, Corrigan, David and Mancino

Nays: None

Abstentions: None

Absent: Riess, Morgan and DiMaggio

Motion carried.

Motion by David, second by Corrigan to approve the budget transfers.

Prior to the vote, Village Attorney Kenny explained the electric aggregation public hearings will take place after the November 6, 2012 election. He noted that the state statute requires that the referendum occur before the Village can act on any public hearings. Trustee Ponzio noted that the Village will not elect to receive civic contributions.

VIII. EXECUTIVE SESSION

Mayor Mancino noted there would be no Executive Session this evening.

IX. ADJOURNMENT

Motion by Corrigan, second by David to adjourn the Special Village Board meeting.

Voice vote.

Ayes: 4

Nays: 0

Absent: 3

Motion carried.

There being no further business the special meeting adjourned at 7:28 p.m.

Respectfully submitted,



Donna Lobaito
Village Clerk