

<p>Village President P. Sean Michels</p> <p>Village Clerk Cynthia Galbreath</p> <p>Village Administrator Brent M. Eichelberger</p>	 <p>SUGAR GROVE INCORPORATED 1881 10 S. Municipal Drive Sugar Grove, Illinois 60554 Phone: 630-466-4507 Fax: 630-466-4521</p>	<p>Village Trustees</p> <p>Robert Bohler Kevin Geary Mari Johnson Rick Montalto David Paluch Thomas Renk</p>
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**Agenda
December 06, 2011
Regular Board Meeting
6:00 P.M.**

1. Call to Order
2. Pledge of Allegiance
3. Roll Call
4. Public Hearing:
 - a. None
5. Appointments and Presentations
 - b. None
6. Public Comment on Items Scheduled for Action
7. Consent Agenda
 - a. Approval: Minutes of the November 15, 2011 Meeting
 - b. Approval: Vouchers
 - c. Resolution: Review of Closed Session Minutes
 - d. Proclamation: National Drunk and Drugged Driving (3D) Prevention Month December 2011
 - e. Ordinance: 2011-1206FDA, Tax Levy for the Fiscal Year May 1, 2012 to April 30, 2013
 - f. Ordinance: 2011-1206FDB, Abating 2011 Taxes related to Debt Service on the \$2,640,000 2006 General Obligation Alternate Revenue Bonds.
 - g. Ordinance: 2011-1206FDC, Abating 2011 Taxes related to Debt Service on the \$8,500,000 2006A General Obligation Alternate Revenue Bonds.
 - h. Ordinance: 2011-1206FDD, Abating 2011 Taxes related to Debt Service on the \$2,585,000 2008A General Obligation Alternate Revenue Bonds.
 - i. Ordinance: 2011-1206FDE, Abating 2011 Taxes related to Debt Service on the \$590,000 2008B General Obligation Alternate Revenue Bonds.
 - j. Ordinance: 2011-1206FDF, Abating 2011 Taxes related to Debt Service on the \$2,930,000 2009 General Obligation Alternate Revenue Bonds.
8. General Business
 - a. Resolution: Authorizing an Intergovernmental Agreement for an Electronic Message Board
 - b. Resolution: Authorizing an Agreement for Land Surveying Services for Cross & 47 Project
 - c. Resolution: Authorizing an Agreement for an Economic and Fiscal Impact Study for 88 & 47 Interchange
 - d. Ordinance: Amending Title 11-14, of the Village Code (Temporary and Special Signage)
 - e. Resolution: Authorizing Grant Application for Handicapped Accessible Entryway
9. New Business
10. Reports
 - a. Staff Reports
 - b. Trustee Reports
 - c. Presidents Report
11. Public Comments
12. Airport Report
13. Closed Session: Land Acquisition, Personnel, Litigation
14. Adjournment

<p>Village President P. Sean Michels</p> <p>Village Clerk Cynthia Galbreath</p> <p>Village Administrator Brent M. Eichelberger</p>	 <p>10 S. Municipal Drive Sugar Grove, Illinois 60554 Phone: 630-466-4507 Fax: 630-466-4521</p>	<p>Village Trustees</p> <p>Robert Bohler Kevin Geary Mari Johnson Rick Montalto David Paluch Thomas Renk</p>
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Agenda
December 06, 2011
Committee of the Whole
6:30 p.m.

1. Call to Order
2. Roll Call
3. Public Comment
4. Discussion: Park District Acquisition of Walnut Woods Storage Building
5. Discussion: Proposed Text Amendment for Bank and Hair Salon Parking Requirements
6. Discussion: 6 Month Budget Update
7. Closed Session: Land Acquisition, Personnel, Litigation
8. Adjournment



November 7, 2011

VIA EMAIL: aspeciale@sugar-grove.il.us

Mr. Anthony Speciale
Director of Public Works
Village of Sugar Grove
601 Heartland Drive
Sugar Grove, IL 60554

Re: Proposal – Plat of Highways

Dear Mr. Speciale:

Engineering Enterprises, Inc. proposes to provide the necessary office and field personnel to research and survey the existing Cross Street right of way along parcels 14-21-203-002, 14-21-252-002, 14-21-252-016 and 14-21-252-008. We will then produce one IDOT approved Plat of Highways showing 4 permanent easements and one temporary easement along the existing Cross Street right of way.

Our lump sum fee for the services described above is **\$10,350**.

If this is acceptable, please sign below and return a copy to us. Please call if you have any questions.

Respectfully submitted,

ENGINEERING ENTERPRISES, INC.

David R. Burroughs, P.E.
Senior Vice President

MGS/jl

Accepted by: _____

Date: _____

**VILLAGE OF SUGAR GROVE
BOARD REPORT**

TO: VILLAGE PRESIDENT & BOARD OF TRUSTEES
FROM: ANTHONY SPECIALE, DIRECTOR OF PUBLIC WORKS
GEOFF PAYTON, STREETS & PROPERTIES SUPERVISOR
SUBJECT: RESOLUTION: AUTHORIZING AN AGREEMENT FOR LAND
SURVEYING SERVICES FOR IL47 & CROSS STREET PROJECT
AGENDA: DECEMBER 6, 2011 VILLAGE BOARD MEETING
DATE: DECEMBER 1, 2011

ISSUE

Should the Village Board approve Land Surveying Services for the IL 47 & Cross Street Intersection Improvement Project.

DISCUSSION

At the February 12, 2010 Regular Board Meeting, the Village Board approved an agreement with Engineering Enterprises, Inc. (EEI) for Professional Preliminary and Design Engineering Services for the IL 47 & Cross Street Intersection Improvement Project. The project consists of constructing right turn lanes on the north, south and east legs of the intersection. Additional work will include storm sewer, utility adjustments, traffic signal modification, guardrail, and curb and gutter.

As part of Phase II Design Engineering, we need to do a plat of highways for the easements. At the time of the original proposal, it was not definite that we would need the plat, but IDOT has requested it. Therefore, attached for your review is the proposal from Engineering Enterprises, Inc. to provide Land Surveying Services for the IL 47 & Cross Street Intersection Improvement Project. Land Surveying Services for the IL 47 & Cross Street Intersection Improvement Project will be provided for an estimated lump sum of \$10,350.00.

COST

The total cost for the land surveying services for the IL 47 & Cross Street Intersection Improvement Project is \$10,350.00. The costs for engineering are included in the fiscal year 2011 – 2012 account number 35-35-6303: Engineering.

RECOMMENDATION

The Village Board approves Resolution # **20111206PW2** authorizing an agreement for Land Surveying Services for the IL 47 & Cross Street Intersection Improvement Project with Engineering Enterprises, Inc.



RESOLUTION NO. 20111206PW2

VILLAGE OF SUGAR GROVE, KANE COUNTY, ILLINOIS

RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT WITH ENGINEERING ENTERPRISES, INC. FOR LAND SURVEYING SERVICES FOR THE IL 47 & CROSS STREET INTERSECTION IMPROVEMENT PROJECT

WHEREAS, the Village of Sugar Grove Board of Trustees find that it is in the best interest of the Village to engage the services of Engineering Enterprises, Inc. to provide professional land surveying services for the IL 47 & Cross Intersection Improvement Project, and to execute the attached agreement;

NOW, THEREFORE, BE IT RESOLVED by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, as follows:

That attached hereto and incorporated herein by reference as Exhibit A is an agreement between Engineering Enterprises, Inc. and the Village of Sugar Grove for professional land surveying services for the IL 47 & Cross Intersection Improvement Project. The President and Clerk are hereby authorized to execute said agreement on behalf of the Village and to take such further actions as are necessary to fulfill the terms of said agreement.

Passed by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, at a regular meeting thereof held on the 6th day of December, 2011.

P. Sean Michaels, President of the Board of Trustees of the Village of Sugar Grove, Kane County, Illinois

ATTEST: _____
Cynthia Galbreath, Clerk
Village of Sugar Grove

	Aye	Nay	Absent	Abstain
Trustee Robert E. Bohler	_____	_____	_____	_____
Trustee Kevin M. Geary	_____	_____	_____	_____
Trustee Mari Johnson	_____	_____	_____	_____
Trustee Rick Montalto	_____	_____	_____	_____
Trustee David Paluch	_____	_____	_____	_____
Trustee Thomas Renk	_____	_____	_____	_____

November 18, 2011

Mr. Marv Bailey
Senior Vice President
Crown Community Development
1751A West Diehl Road
Naperville, Illinois 60563

Dear Marv:

Gruen Gruen + Associates (GG+A) is pleased to submit this proposal to conduct an economic and fiscal impact analyses of the proposed Route 47/Interstate 88 interchange. We outline below our understanding of the project objectives. Next, under the heading "Scope of Work," we describe the core research, analytical, and consulting tasks we propose to perform to accomplish the project objectives. We then identify the GG+A staff assigned to the project and present an estimate of the costs and duration required to complete the project.

PURPOSE

We understand that the purpose of the study is to estimate the economic (jobs, income, output) impacts of expenditures and activity associated with construction of the interchange, and the on-going impacts attributable to the development and occupancy of building space but for the creation of the interchange, the development of which is unlikely to occur. The results of the economic impact analysis will be presented in terms of:

1. The number of jobs;
2. Personal income; and
3. Total output or the change in the value of production and sales in all businesses within the local economy associated with the Route 47 interchange and resulting development.

In considering the ripple or multiplier effect on local jobs, income and economic activity, we will employ an input/output model (IMPLAN) that permits estimates to be made at either the County or local level. Based on our understanding of the situation, we understand Kane County is the appropriate area of geographic study for the economic impact analysis while the Village of Sugar Grove will be the focus of the fiscal analysis.



**GRUEN GRUEN+ASSOCIATES
1121 LAKE COOK ROAD, SUITE A
DEERFIELD, ILLINOIS 60015**

**TEL (847) 317-0634
FAX (847) 317-0643
MIDWEST@GGASSOC.COM**

SCOPE OF WORK

In order to accomplish the study purposes, we will complete the following principal tasks:

1. Estimate “One-Time” Economic Impact Associated with Construction of Full Route 47 Interchange

Based on the estimated cost of interchange construction, and anticipate length of time for construction, we will estimate the likely number of jobs, income, and output directly and indirectly supported by interchange construction activity.

2. Identify Future Land Use/Development Patterns

Drawing largely on the materials attached to your November 17, 2011 letter, GG+A will describe the type, mix and scale of future land use adjoining the interchange, with and without the provision of the full interchange (including number of acres by type of land use and amount of potential building space).

This information will provide a basis from which we will estimate the on-going economic impacts attributable to the interchange, induced by the increased scale of development attracted to or supported within the area around the interchange.

3. Estimate Economic Impacts of Construction and Occupancy of Each Land Use Scenario

We plan to use IMPLAN to estimate the one-time (i.e., construction) impacts and the on-going (i.e., day-to-day operations) impacts of the development projects at build-out. We will obtain construction cost estimates for the relevant land uses and building types in order to estimate the one-time construction impacts. Drawing on our previous work experience within the I-88 Corridor, and discussions with you and/or Village of Sugar Grove staff, we will identify a broadly defined mix of business and industry sectors most likely to occupy land and building space adjoining the interchange. This, along with other relevant inputs such as retail sales potential and space to worker density ratios, will allow us to estimate the recurring impact of land use development and occupancy with and without the Route 47 interchange.

4. Fiscal Analysis

We will estimate property taxes, sales taxes, and other applicable taxes generated for the General Fund of the Village of Sugar Grove resulting from the development of land and building space adjacent to the interchange. We anticipate interviewing the Village Manager and/or Finance Director to obtain the information needed to make these estimates.



5. Prepare Report

We will prepare a summary report on the economic and fiscal impact analysis. This report will quantify the impacts and results of the research, explain the methodologies employed, and the conclusions drawn from the analysis. The report will describe the total economic and fiscal benefits attributable to the construction of a full interchange at Route 47 and Interstate 88.

STAFF RESPONSIBILITY

Aaron N. Gruen, Principal, will be in overall charge of this project for GG+A. Working closely with me will be Andrew Ratchford, Research Associate, along with other staff members with experience and training in the kinds of analysis required by this assignment. The same GG+A staff members previously completed impact studies for the Route 47 and Interstate 90 interchange (in Huntley), and the Eola Road and Interstate 88 interchange (in Aurora). We understand that we will look to you for general direction and policy decisions.

COST AND DURATION

Our charges for professional services are based on the actual time devoted to your project by our personnel billed at standard rates. Expenses such as for travel, communication, and report reproduction will be invoiced to you at their cost to us. Invoices will be submitted on a monthly basis and are payable upon receipt. For the work outlined above, based on past experience, we ask that you authorize a budget for professional services and expenses not to exceed \$6,900, without prior written approval. We anticipate completing the analysis and report before the end of this year.

GENERAL PROVISIONS

Our agreement may be terminated on fifteen (15) days' written notice by either party or such lesser time as we may find necessary to conclude the work currently underway and summarize our findings to you. The prevailing party in any litigation or arbitration between us will be entitled to reasonable attorneys' fees and costs.

LIABILITY FOR COSTS AND DAMAGES

Gruen Gruen + Associates shall not be liable for any costs or damages resulting from the use of any information, data projections, analyses, recommendations, methods, or any other material resulting from our work in any amount that exceeds \$25,000, or the fees and costs actually paid pursuant to this engagement, whichever is less. Nor shall Gruen Gruen + Associates be liable for costs or damages to any project due to judicial or administrative action, whether or not such action is based on the form or content of this report. Any services required by any party in any litigation on or related to this report shall be paid for by the party requesting such services at current consulting rates.

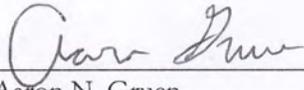


ACCEPTANCE

We look forward to working with you on this project and will devote our best efforts to accomplishing the work outlined above. If this proposal is acceptable, please sign and return the enclosed copy as authorization for us to proceed.

Very truly yours,
Gruen Gruen + Associates LLC
An Illinois Limited Liability Company

Accepted for
Crown Community Development

By 
Aaron N. Gruen
Principal

By _____

Title _____

Date _____



**VILLAGE OF SUGAR GROVE
BOARD REPORT**

TO: VILLAGE PRESIDENT & BOARD OF TRUSTEES
FROM: ANTHONY SPECIALE, DIRECTOR OF PUBLIC WORKS
GEOFF PAYTON, STREETS & PROPERTIES SUPERVISOR
SUBJECT: RESOLUTION AUTHORIZING AN ECONOMIC AND FISCAL IMPACT
ANALYSES FOR THE I-88 AND IL ROUTE 47 INTERCHANGE
AGENDA: DECEMBER 6, 2011 REGULAR BOARD MEETING
DATE: DECEMBER 1, 2011

ISSUE

Should the Village authorize an Economic and Fiscal Impact Analyses for the proposed Interstate 88 and IL Route 47 Interchange.

DISCUSSION

The Village met in March 2007 with various entities regarding making the I-88 and IL Route 47 interchange a full interchange. Interested parties included the Illinois Department of Transportation (IDOT), the Illinois State Toll Highway Authority (ISTHA), Kane County Division of Transportation (KDOT), and larger landowners in the vicinity of the interchange. During this meeting, it was determined that a feasibility study was necessary to move this idea forward.

At the December 18, 2007 Regular Board Meeting, the Village Board authorized an agreement with Graef-USA Inc. (GRAEF) for the Interchange Feasibility Study. At the April 16, 2010 Project Status Meeting, the interested parties determined that several tasks must be performed in order to appropriately respond to comments from IDOT and ISTHA. On January 14, 2010 the final study was submitted to the various agencies for review.

After all entities had reviewed the study, it was decided that an Economic and Fiscal Impact Analyses was the next step in the process. Gruen, Gruen and Associates submitted a proposal to complete the study. The proposal includes: "one-time" economic impacts of the construction of the full interchange, identifying future land use and development patterns, estimated economic impacts of construction and occupancy of each land use scenario and a fiscal analysis of the project. Attached for your review is the proposal.

The cost for Gruen Gruen and Associates to complete the Economic and Fiscal Impact Analyses is \$6,900.00. Crown Development has agreed to front the entire \$6,900.00 in

an effort to keep the project moving forward. They will ask the Village to consider this cost as credit against future impact fees.

COST

The cost for Gruen, Gruen and Associates to complete the Economic and Fiscal Impact study for the full interchange at I-88 and IL Route 47 is \$6,900.00. Funds for the Study are paid out of the Fiscal Year 2011-2012 Infrastructure Budget, account number 35-53-6309: Other Professional Services. Crown Community Development will contribute \$6,900.00 towards the study. The offsetting revenue from Crown Development will be allocated to account number 35-00-3830: Donations.

RECOMMENDATION

The Village Board approves Resolution # **20111206PW1** authorizing an agreement for the Economic and Fiscal Impact Analyses for the proposed Interstate 88 and IL Route 47 interchange with Gruen, Gruen and Associates.



RESOLUTION NO. 20111206PW1

RESOLUTION AUTHORIZING EXECUTION OF PROFESSIONAL SERVICES AGREEMENT WITH GRUEN GRUEN AND ASSOCIATES FOR THE ECONOMIC AND FISCAL IMPACT ANALYSES FOR THE INTERSTATE 88 AND IL ROUTE 47 INTERCHANGE

WHEREAS, the Village of Sugar Grove Board of Trustees find that it is in the best interest of the Village to engage the services of Gruen Gruen and Associates to provide professional services for the Economic and Fiscal Impact Analyses for the Interstate 88 and IL Route 47 Interchange, and to execute the attached agreement;

NOW, THEREFORE, BE IT RESOLVED by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, as follows:

That attached hereto and incorporated herein by reference as Exhibit A is an agreement between Gruen Gruen and Associates, Crown Community Development and the Village of Sugar Grove for professional services for the Economic and Fiscal Impact Analyses for the Interstate 88 and IL Route 47 Interchange. The President and Clerk are hereby authorized to execute said agreement on behalf of the Village and to take such further actions as are necessary to fulfill the terms of said agreement.

PASSED AND APPROVED by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, on the 6th day of December, 2011.

 P. Sean Michels, President of the Board
 of Trustees of the Village of Sugar Grove,
 Kane County, Illinois

ATTEST: _____
 Cynthia Galbreath, Village Clerk,
 Village of Sugar Grove

	Aye	Nay	Absent	Abstain
Trustee Robert E. Bohler	_____	_____	_____	_____
Trustee Kevin M. Geary	_____	_____	_____	_____
Trustee Mari Johnson	_____	_____	_____	_____
Trustee Rick Montalto	_____	_____	_____	_____
Trustee David Paluch	_____	_____	_____	_____
Trustee Thomas Renk	_____	_____	_____	_____

**VILLAGE OF SUGAR GROVE
KANE COUNTY, ILLINOIS**

ORDINANCE NO. 2011-1206FDB

**An Ordinance abating
The tax heretofore levied for the year 2011
To pay debt service on \$2,640,000
General Obligation Bonds (Alternate Revenue Source)
Of the Village of Sugar Grove, Kane County, Illinois**

Adopted by the President and
Board of Trustees of the Village of Sugar Grove
this 6th day of December, 2011

Published in Pamphlet Form
by authority of the Board of Trustees
of the Village of Sugar Grove, Kane County,
Illinois, this 6th day of December, 2011

ORDINANCE NO. 2011-1206FDB

**An Ordinance abating
The tax heretofore levied for the year 2011
To pay debt service on \$2,640,000
General Obligation Bonds (Alternate Revenue Source)
Of the Village of Sugar Grove, Kane County, Illinois**

NOW, THEREFORE, BE IT ORDAINED, by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, as follows:

WHEREAS, the President and Board of Trustees (the “Board”) of the Village of Sugar Grove, Kane County, Illinois (the “Issuer”), by ordinance adopted on the 18th day of April, 2006, (the “Ordinance”), did provide for the issue of \$2,640,000 General Obligation Bonds (Alternate Revenue Source) (the “Bonds”), and the levy of a direct annual tax sufficient to pay principal and interest on the Bonds; and

WHEREAS, the issuer will have Pledged Revenues (as defined in the Ordinance) available for the purpose of paying the debt service due on the Bonds during the next succeeding bond year; and

WHEREAS, it is necessary and in the best interests of the Issuer that the tax heretofore levied for the year 2011 to pay such debt service be abated:

NOW, THEREFORE, Be It and It is Hereby Ordained by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, as follows:

Section 1: **Abatement of Tax.** The tax heretofore levied for the year 2011 in the Ordinance is hereby abated in its entirety.

Section 2: **Filing of Ordinance.** Forthwith upon the adoption of this ordinance, the Village Clerk shall file a certified copy hereof with the County Clerk of Kane County, Illinois, and it shall be the duty of said County Clerk to abate said tax levied for the year 2011 in accordance with the provisions hereof.

Section 3: **Effective Date.** This ordinance shall be in full force and effect forthwith upon its adoption.

PASSED AND APPROVED by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, on this 6th day of December, 2011.

P. Sean Michels, President of the Board of Trustees of the Village of Sugar Grove, Kane County, Illinois.

ATTEST: _____
Cynthia L. Galbreath, Clerk, Village of Sugar Grove

	Aye	Nay	Absent
Bohler	_____	_____	_____
Geary	_____	_____	_____
Johnson	_____	_____	_____
Renk	_____	_____	_____
Montalto	_____	_____	_____
Paluch	_____	_____	_____

**VILLAGE OF SUGAR GROVE
KANE COUNTY, ILLINOIS**

ORDINANCE NO. 2011-1206FDC

**An Ordinance abating
The tax heretofore levied for the year 2011
To pay debt service on \$8,500,000
General Obligation Bonds (Alternate Revenue Source)
Of the Village of Sugar Grove, Kane County, Illinois**

Adopted by the President and
Board of Trustees of the Village of Sugar Grove
this 6th day of December, 2011

Published in Pamphlet Form
by authority of the Board of Trustees
of the Village of Sugar Grove, Kane County,
Illinois, this 6th day of December, 2011

ORDINANCE NO. 2011-1206FDC

**An Ordinance abating
The tax heretofore levied for the year 2011
To pay debt service on \$8,500,000
General Obligation Bonds (Alternate Revenue Source)
Of the Village of Sugar Grove, Kane County, Illinois**

NOW, THEREFORE, BE IT ORDAINED, by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, as follows:

WHEREAS, the President and Board of Trustees (the “Board”) of the Village of Sugar Grove, Kane County, Illinois (the “Issuer”), by ordinance adopted on the 6th day of June, 2006, (the “Ordinance”), did provide for the issue of \$8,500,000 General Obligation Bonds (Alternate Revenue Source) (the “Bonds”), and the levy of a direct annual tax sufficient to pay principal and interest on the Bonds; and

WHEREAS, the issuer will have Pledged Revenues (as defined in the Ordinance) available for the purpose of paying the debt service due on the Bonds during the next succeeding bond year; and

WHEREAS, it is necessary and in the best interests of the Issuer that the tax heretofore levied for the year 2011 to pay such debt service be abated:

NOW, THEREFORE, Be It and It is Hereby Ordained by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, as follows:

Section 1: **Abatement of Tax.** The tax heretofore levied for the year 2011 in the Ordinance is hereby abated in its entirety.

Section 2: **Filing of Ordinance.** Forthwith upon the adoption of this ordinance, the Village Clerk shall file a certified copy hereof with the County Clerk of Kane County, Illinois, and it shall be the duty of said County Clerk to abate said tax levied for the year 2011 in accordance with the provisions hereof.

Section 3: **Effective Date.** This ordinance shall be in full force and effect forthwith upon its adoption.

PASSED AND APPROVED by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, on this 6th day of December, 2011.

P. Sean Michels, President of the Board of Trustees of the Village of Sugar Grove, Kane County, Illinois.

ATTEST: _____
Cynthia L. Galbreath, Clerk, Village of Sugar Grove

	Aye	Nay	Absent
Bohler	_____	_____	_____
Geary	_____	_____	_____
Johnson	_____	_____	_____
Renk	_____	_____	_____
Montalto	_____	_____	_____
Paluch	_____	_____	_____

**VILLAGE OF SUGAR GROVE
KANE COUNTY, ILLINOIS**

ORDINANCE NO. 2011-1206FDD

**An Ordinance abating
The tax heretofore levied for the year 2011
To pay debt service on \$2,585,000
General Obligation Bonds (Alternate Revenue Source)
Of the Village of Sugar Grove, Kane County, Illinois**

Adopted by the President and
Board of Trustees of the Village of Sugar Grove
this 6th day of December, 2011

Published in Pamphlet Form
by authority of the Board of Trustees
of the Village of Sugar Grove, Kane County,
Illinois, this 6th day of December, 2011

ORDINANCE NO. 2011-1206FDD

**An Ordinance abating
The tax heretofore levied for the year 2011
To pay debt service on \$2,585,000
General Obligation Bonds (Alternate Revenue Source)
Of the Village of Sugar Grove, Kane County, Illinois**

NOW, THEREFORE, BE IT ORDAINED, by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, as follows:

WHEREAS, the President and Board of Trustees (the “Board”) of the Village of Sugar Grove, Kane County, Illinois (the “Issuer”), by ordinance adopted on the 17th day of June, 2008, (the “Ordinance”), did provide for the issue of \$2,585,000 General Obligation Bonds (Alternate Revenue Source) (the “Bonds”), and the levy of a direct annual tax sufficient to pay principal and interest on the Bonds; and

WHEREAS, the issuer will have Pledged Revenues (as defined in the Ordinance) available for the purpose of paying the debt service due on the Bonds during the next succeeding bond year; and

WHEREAS, it is necessary and in the best interests of the Issuer that the tax heretofore levied for the year 2011 to pay such debt service be abated:

NOW, THEREFORE, Be It and It is Hereby Ordained by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, as follows:

Section 1: **Abatement of Tax.** The tax heretofore levied for the year 2011 in the Ordinance is hereby abated in its entirety.

Section 2: **Filing of Ordinance.** Forthwith upon the adoption of this ordinance, the Village Clerk shall file a certified copy hereof with the County Clerk of Kane County, Illinois, and it shall be the duty of said County Clerk to abate said tax levied for the year 2011 in accordance with the provisions hereof.

Section 3: **Effective Date.** This ordinance shall be in full force and effect forthwith upon its adoption.

PASSED AND APPROVED by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, on this 6th day of December, 2011.

P. Sean Michels, President of the Board of Trustees of the Village of Sugar Grove, Kane County, Illinois.

ATTEST: _____
Cynthia L. Galbreath, Clerk, Village of Sugar Grove

	Aye	Nay	Absent
Bohler	_____	_____	_____
Geary	_____	_____	_____
Johnson	_____	_____	_____
Renk	_____	_____	_____
Montalto	_____	_____	_____
Paluch	_____	_____	_____

**VILLAGE OF SUGAR GROVE
KANE COUNTY, ILLINOIS**

ORDINANCE NO. 2011-1206FDE

**An Ordinance abating
The tax heretofore levied for the year 2011
To pay debt service on \$590,000
General Obligation Bonds (Alternate Revenue Source)
Of the Village of Sugar Grove, Kane County, Illinois**

Adopted by the President and
Board of Trustees of the Village of Sugar Grove
this 6th day of December, 2011

Published in Pamphlet Form
by authority of the Board of Trustees
of the Village of Sugar Grove, Kane County,
Illinois, this 6th day of December, 2011

ORDINANCE NO. 2011-1206FDE

**An Ordinance abating
The tax heretofore levied for the year 2011
To pay debt service on \$590,000
General Obligation Bonds (Alternate Revenue Source)
Of the Village of Sugar Grove, Kane County, Illinois**

NOW, THEREFORE, BE IT ORDAINED, by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, as follows:

WHEREAS, the President and Board of Trustees (the “Board”) of the Village of Sugar Grove, Kane County, Illinois (the “Issuer”), by ordinance adopted on the 17th day of June, 2008, (the “Ordinance”), did provide for the issue of \$590,000 General Obligation Bonds (Alternate Revenue Source) (the “Bonds”), and the levy of a direct annual tax sufficient to pay principal and interest on the Bonds; and

WHEREAS, the issuer will have Pledged Revenues (as defined in the Ordinance) available for the purpose of paying the debt service due on the Bonds during the next succeeding bond year; and

WHEREAS, it is necessary and in the best interests of the Issuer that the tax heretofore levied for the year 2011 to pay such debt service be abated:

NOW, THEREFORE, Be It and It is Hereby Ordained by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, as follows:

Section 1: **Abatement of Tax.** The tax heretofore levied for the year 2011 in the Ordinance is hereby abated in its entirety.

Section 2: **Filing of Ordinance.** Forthwith upon the adoption of this ordinance, the Village Clerk shall file a certified copy hereof with the County Clerk of Kane County, Illinois, and it shall be the duty of said County Clerk to abate said tax levied for the year 2011 in accordance with the provisions hereof.

Section 3: **Effective Date.** This ordinance shall be in full force and effect forthwith upon its adoption.

PASSED AND APPROVED by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, on this 6th day of December, 2011.

P. Sean Michels, President of the Board of Trustees of the Village of Sugar Grove, Kane County, Illinois.

ATTEST: _____
Cynthia L. Galbreath, Clerk, Village of Sugar Grove

	Aye	Nay	Absent
Bohler	_____	_____	_____
Geary	_____	_____	_____
Johnson	_____	_____	_____
Renk	_____	_____	_____
Montalto	_____	_____	_____
Paluch	_____	_____	_____

**VILLAGE OF SUGAR GROVE
KANE COUNTY, ILLINOIS**

ORDINANCE NO. 2011-1206FDF

**An Ordinance abating
The tax heretofore levied for the year 2011
To pay debt service on \$2,930,000
General Obligation Bonds (Alternate Revenue Source)
Of the Village of Sugar Grove, Kane County, Illinois**

Adopted by the President and
Board of Trustees of the Village of Sugar Grove
this 6th day of December, 2011

Published in Pamphlet Form
by authority of the Board of Trustees
of the Village of Sugar Grove, Kane County,
Illinois, this 6th day of December, 2011

ORDINANCE NO. 2011-1206FDF

**An Ordinance abating
The tax heretofore levied for the year 2011
To pay debt service on \$2,930,000
General Obligation Bonds (Alternate Revenue Source)
Of the Village of Sugar Grove, Kane County, Illinois**

NOW, THEREFORE, BE IT ORDAINED, by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, as follows:

WHEREAS, the President and Board of Trustees (the “Board”) of the Village of Sugar Grove, Kane County, Illinois (the “Issuer”), by ordinance adopted on the 17th day of February, 2009, (the “Ordinance”), did provide for the issue of \$2,930,000 General Obligation Bonds (Alternate Revenue Source) (the “Bonds”), and the levy of a direct annual tax sufficient to pay principal and interest on the Bonds; and

WHEREAS, the issuer will have Pledged Revenues (as defined in the Ordinance) available for the purpose of paying the debt service due on the Bonds during the next succeeding bond year; and

WHEREAS, it is necessary and in the best interests of the Issuer that the tax heretofore levied for the year 2011 to pay such debt service be abated:

NOW, THEREFORE, Be It and It is Hereby Ordained by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, as follows:

Section 1: Abatement of Tax. The tax heretofore levied for the year 2011 in the Ordinance is hereby abated in its entirety.

Section 2: Filing of Ordinance. Forthwith upon the adoption of this ordinance, the Village Clerk shall file a certified copy hereof with the County Clerk of Kane County, Illinois, and it shall be the duty of said County Clerk to abate said tax levied for the year 2011 in accordance with the provisions hereof.

Section 3: Effective Date. This ordinance shall be in full force and effect forthwith upon its adoption.

PASSED AND APPROVED by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, on this 6th day of December, 2011.

P. Sean Michels, President of the Board of Trustees of the Village of Sugar Grove, Kane County, Illinois.

ATTEST: _____
Cynthia L. Galbreath, Clerk, Village of Sugar Grove

	Aye	Nay	Absent
Bohler	___	___	___
Geary	___	___	___
Johnson	___	___	___
Renk	___	___	___
Montalto	___	___	___
Paluch	___	___	___

**VILLAGE OF SUGAR GROVE
BOARD REPORT**

TO: VILLAGE PRESIDENT & BOARD OF TRUSTEES
FROM: JUSTIN VANVOOREN, FINANCE DIRECTOR
SUBJECT: ORDINANCES ABATING 2011 TAXES RELATED TO DEBT SERVICE
AGENDA: DECEMBER 6, 2011 REGULAR BOARD MEETING
DATE: NOVEMBER 16, 2011

ISSUE

Shall the Board abate the property tax levies related to the following General Obligation Alternate Revenue Bonds: 2006 Bonds issued in the amount \$2,640,000, 2006A Bonds issued in the amount of \$8,500,000, 2008A Bonds issued in the amount of \$2,585,000, 2008B Bonds issued in the amount of \$590,000, and 2009 Bonds issued in the amount of \$2,930,000.

DISCUSSION

The designated revenue sources for these bonds, pursuant to Bond Ordinances, are net water and sewer revenues, capital improvement funds, and non-home rule sales tax. There is sufficient revenue from these sources, other than property taxes, to make the debt service payments. Should the Board not pass the proposed ordinances, the Board opens the Village up to legal action by tax objectors and limits its ability to issue new debt under the alternate bond scenario.

Attached are the ordinances abating the property tax levies for each of the above issuances.

COST

Not applicable.

RECOMMENDATION

That the Board adopts the following ordinances:

Ordinance 2011-1206FDB, An Ordinance Abating 2011 Taxes related to Debt Service on the \$2,640,000 2006 General Obligation Alternate Revenue Bonds.

Ordinance 2011-1206FDC, An Ordinance Abating 2011 Taxes related to Debt Service on the \$8,500,000 2006A General Obligation Alternate Revenue Bonds.

Ordinance 2011-1206FDD, An Ordinance Abating 2011 Taxes related to Debt Service on the \$2,585,000 2008A General Obligation Alternate Revenue Bonds.

Ordinance 2011-1206FDE, An Ordinance Abating 2011 Taxes related to Debt Service on the \$590,000 2008B General Obligation Alternate Revenue Bonds.

Ordinance 2011-1206FDF, An Ordinance Abating 2011 Taxes related to Debt Service on the \$2,930,000 2009 General Obligation Alternate Revenue Bonds.

**VILLAGE OF SUGAR GROVE
BOARD REPORT**

TO: VILLAGE PRESIDENT & BOARD OF TRUSTEES
FROM: RICHARD YOUNG, COMMUNITY DEVELOPMENT DIRECTOR
SUBJECT: DISCUSSION: PARK DISTRICT ACQUISITION OF WALNUT WOODS STORAGE BUILDING
AGENDA: DECEMBER 6, 2011 COTW MEETING
DATE: DECEMBER 2, 2011

ISSUE

Review of possible acquisition of the Walnut Woods Storage Building by the Sugar Grove Park District.

DISCUSSION

On a portion of the Walnut Woods open space area (Parcel F) north of the Park District site abutting Norris Road, there exists a metal storage structure, which according to a February 3, 2004 Resolution approving the final plat for the Unit 2 subdivision, must be removed in early 2012. The wording of the Resolution is as follows:

“The existing storage building located on Parcel F off Denny Road and Norris Road shall only remain on the property for a period not to exceed eight (8) years from the date of recording the plat of subdivision. Said building shall only remain during this period provided that ownership of the building is not changed during this time period. Said building shall be removed if the ownership shall change or if the building is damaged or destroyed more than 50% of its replacement value. A lease shall be entered into between the owner of the building and Walnut Woods Home Owners Association for a period not to exceed eight (8) years from the date of recording of the plat of subdivision and shall not be extended or renewed. The Village shall be provided a copy of said lease within 90 days of the recording of the plat. The owner of the building shall provide a letter of credit in the amount of \$5000 to guarantee the removal of the structure at the end of the eight (8) year period. The Village shall have the right, but not the responsibility to enter the property and have the structure removed at the end of this eight (8) year period if the owner has not removed it at that point in time.”

With the bankruptcy of developer of this development and the settlement with the bond company regarding public improvements, at this point in time there is no longer a letter of credit for the removal of the structure. The Walnut Woods Home Owners Association is the current owners of the property. As noted, the Park District would like

to acquire the building for use as a storage and maintenance building. There is access to the building byway of an access easement /driveway on the property to the south of this site. The Park District was considering adding a new driveway on the open space site north of the existing driveway, however there appears to be no room for a new driveway as most of this area is within a floodplain/wetland area.

The Park District's next steps toward acquisition of the building if the Village will include the expenditure of money for items such as environmental studies. The Park District would like consensus approval of the Village to waive the removal requirement before proceeding. Consensus approval would not be binding on the Village, but should only be given if the Board is willing to grant formal approval once all technical issues are resolved.

COST

There is no cost to the Village with regards to this item as currently presented.

RECOMMENDATION

That the Committee of the Whole discusses the idea of a proposed acquisition of this property by the Sugar Grove Park District and by consensus express a willingness to waive the building removal requirement.

**VILLAGE OF SUGAR GROVE
BOARD REPORT**

TO: VILLAGE PRESIDENT & BOARD OF TRUSTEES
FROM: RICHARD YOUNG, COMMUNITY DEVELOPMENT DIRECTOR
MIKE FERENCAK, VILLAGE PLANNER
SUBJECT: DISCUSSION: PROPOSED TEXT AMENDMENT FOR BANK
AND HAIRSTYLING SALON PARKING REQUIREMENTS
AGENDA: DECEMBER 6, 2011 COMMITTEE OF THE WHOLE MEETING
DATE: DECEMBER 2, 2011

ISSUE

Shall the Village amend two parking requirements in the Off-Street Parking and Loading Ordinance of the Zoning Ordinance.

DISCUSSION

The Landings development had the Preliminary Plat and Preliminary PUD approved April 3, 2007 and the Final Plat approved September 18, 2007. Attached to the Preliminary PUD is a list of uses that are allowed on the various lots within the development. Most uses are retail and require 5 parking spaces per 1,000 square feet or office and require 3, 4, or 5 parking spaces per 1,000 square feet, depending on the type. However there are certain uses allowed in the development via the use list that have different higher requirements, such as restaurants and hairstyling salons.

At the time of the review of the Final PUD for the building on The Landings Lot 4, the applicant stated that the building would contain a bank and retail uses. Both of these parking requirements are 5 parking spaces per 1,000 square feet of gross floor area. (Note that the gross floor area calculation allows one to subtract the utility and trash rooms.) Therefore, the parking lot was required to have at least 30 parking spaces to provide for the 6,116 square feet of the building available to tenants. The Final PUD plan was approved on July 15, 2008 with 32 parking spaces.

In the early part of the 2011, staff learned that Emily Kay Salon intended to locate within The Landings Lot 4 building. West Suburban Bank had been issued their building permit just prior to that. The bank required 12 of the 32 available parking spaces on the site. The other two tenant spaces were not filled at the time and remain unfilled. The salon would require 26 parking spaces based on the required rate of 2 parking spaces per chair plus 1 per employee. Since there were only 20 available parking spaces on the site, this created a situation where the use could not be approved. Therefore staff had the Emily Kay Salon only install 5 chairs, instead of 8, so that their parking requirement was lowered to 20 spaces while simultaneously asking the building owner to submit a letter acknowledging that no other users could move in the building until this situation was addressed. The building owner did so. This allowed the Emily Kay Salon to move in and set up for the proposed text amendment.

Staff spent some time researching parking requirements through various sources between when the text amendment was first published and discussed at a public hearing on May 18, 2011 to the most recent Plan Commission meeting on November 16, 2011.

Staff consulted the Institute of Transportation Engineers Parking Generation Manual, but the primary use of concern here, salons, is not included in the book. Staff looked at adjacent community's provisions for mixed use buildings, but found that their parking requirements are consistently more restrictive in that regard as they require that the sum of the individual tenant parking requirements be met in whole in all cases. Sugar Grove's Ordinance actually has a provision that allows the total number of spaces in mixed use buildings to be less than the sum of the individual uses if a) the parking provided for the individual land uses reflects the actual peak demand for parking as defined by the Ordinance, b) the parking is within walking distance of the building, c) that the spaces are open to everyone, and d) a Special Use is required and must be renewed upon any change in use. In the past staff applied this provision to the Prairie Glen Commercial development. However, in this case with Lot 4 it proves problematic because the ITE Parking Generation Manual does not include salons and does not provide peak demand figures by hour for all uses involved on this lot.

Staff found the most useful resource to be a survey we did of about 25 communities in the Chicagoland area. Those figures were then averaged. Staff found the retail average of 4.53 per 1,000 square feet to be very close to our requirement of 5 per 1,000 square feet, and not worth changing. However, we found the bank and salon average requirements to be lower. Bank requirements average at 3.70 per 1,000 square feet compared to our existing requirement of 5 per 1,000 square feet. Salon requirements average at 6.78 per 1,000 square feet compared to our existing requirement of 18.39 per 1,000 square feet (18.39 is calculated by applying our actual requirement to this store with its number of chairs and employees).

Staff therefore proposes to revise the bank and financial institution parking requirement to 4 per 1,000 square feet. Staff does not propose to revise the salon parking requirement to 7 per 1,000 square feet because many of the ordinances did not clearly distinguish salons as a use requiring more parking than general retail and we feel this makes the number somewhat suspect. Staff proposes a rate of 10 per 1,000 square feet which is close to some of the communities that did distinguish a separate salon rate.

If the new proposed requirements are adopted and then applied to The Landings Lot 4, the West Suburban Bank (Suite A) would require 9 parking spaces and the Emily Kay Salon (Suite D) would require 14 parking spaces. The two uses together would require 23 of the 32 parking spaces on the site. This leaves 9 parking spaces for the unfilled tenant spaces, which total 2,360 square feet (Suite B is 1,290 square feet. Suite C is 1,070 square feet). This leaves a remaining parking availability of 3.81 spaces per 1,000 square feet.

If Suite B were general office, it would require 4 parking spaces and if it were retail, it would require 6 parking spaces. If Suite C were general office, it would require 3 parking spaces and if it were retail, it would require 5 parking spaces. This would mean that the remaining two spaces could both be general office or one could be retail and the other could be general office. They could not both be retail (nor could they be any use that

requires more parking than retail, such as a restaurant) as they would need 11 spaces, but only 9 would be available. If the proposed changes are adopted, staff would inform the building owner of the limitations of the site.

The public hearing was closed at the August 17, 2011 meeting. The Plan Commission recommended approval of the changes proposed by staff by a vote of 7-0 on November 16, 2011.

The following items are attached for your information:

1. Draft Minutes of the November 16, 2011 Plan Commission meeting
2. Minutes of the August 17, 2011 Plan Commission meeting

COST

The billable costs involved were the public hearing notice and the Institute of Transportation Engineers Parking Generation Manual. Together these cost approximately \$300.

RECOMMENDATION

That the Committee of the Whole discuss the proposed text amendment and provide any feedback to staff for a final drafted ordinance and vote.

**INTERGOVERNMENTAL AGREEMENT
FOR MUTUAL USE OF
AN ELECTRONIC MESSAGE CENTER**

THIS AGREEMENT FOR MUTUAL USE OF AN ELECTRONIC MESSAGE CENTER (the "Agreement") is entered into this ____ day of _____, 2011, by and between SUGAR GROVE PARK DISTRICT, Kane County, Illinois (the "Park District"); the VILLAGE OF SUGAR GROVE, Kane County, Illinois (the "Village"); the TOWNSHIP OF SUGAR GROVE, Kane County, Illinois (the "Township"); the SUGAR GROVE FIRE PROTECTION DISTRICT, Kane County, Illinois (the "Fire District"); and the SUGAR GROVE COMMUNITY HOUSE, Kane County, Illinois (the "Community House"), and collectively referred to as the "Parties."

RECITALS

WHEREAS, the Park District, Village, Township, and Fire District are each units of local government as defined under Article VII, Section 10 of the Illinois Constitution of 1970; and

WHEREAS, the Community House is an Illinois not-for-profit organization; and

WHEREAS, Article VII, Section 10 of the Illinois Constitution of 1970 provides that units of local government may contract or otherwise associate themselves to obtain or share services and to exercise, combine, or transfer any power or function in any manner not prohibited by law or by ordinance and may use their credit, revenues, and other resources to pay costs related to intergovernmental activities; and

WHEREAS, the Illinois Intergovernmental Cooperation Act, 5 ILCS 220/1, *et seq.*, further authorizes intergovernmental cooperation; and

WHEREAS, the Parties are empowered to agree to cooperate and share each party's statutory power under both the Illinois Constitution, Article VII, Section 10 and the Intergovernmental Cooperation Act, 5 ILCS 220/1, *et seq.*; and

WHEREAS, the governing boards of the Parties have determined that it is in the best interests of each Party to share in the purchase and acquisition of an electronic message center for use by each of the Parties; and

WHEREAS, each of the Parties desire to enter into a mutual use agreement delineating each parties' obligations and benefits relating to the use of the electronic message center; and

WHEREAS, each of the Parties have determined that the costs savings and the benefits of utilizing the electronic message center can best be achieved by sharing the costs of acquiring same; and

WHEREAS, the governing boards of the Parties have approved of the terms and authorized the execution of this Agreement; and

WHEREAS, this Agreement is entered into solely for the benefit of the contracting Parties, and nothing in this Agreement is intended, either expressly or impliedly, to provide any right or benefit of any kind whatsoever to any person or entity who is not a party to this Agreement, or to acknowledge, establish, or impose any legal duty to any third party.

NOW, THEREFORE, in consideration of the mutual promises contained in this Agreement, it is hereby covenanted, agreed, and understood by and between the Parties as follows:

I. ACQUISITION, PURCHASE, AND INSTALLATION OF AN ELECTRONIC MESSAGE CENTER.

1. The Park District is hereby authorized to coordinate and complete the bid process for the acquisition, purchase, and installation of the electronic message center.

2. The Parties mutually agree that the purchase price shall be allocated as follows:

Village of Sugar Grove	\$8,000
Sugar Grove Community House	\$4,000
Sugar Grove Township	\$4,000
Sugar Grove Fire Protection District	\$4,000
Sugar Grove Park District	\$12,000

3. Title and ownership in and to the electronic message center shall, at all times, remain invested with the Park District, and none of the other Parties shall not do nor perform any act prejudicial thereto. No Party shall, at any time, pledge, sell, assign, sublease, abandon, or give up possession of the electronic message center.

4. Unless prohibited by the Illinois Department of Transportation ("IDOT"), the electronic message center shall be erected and installed on property under the jurisdiction of the Village situated near the intersection of Cross Street and Illinois Route 47, Sugar Grove, Kane County, Illinois.

5. Jurisdiction of the underlying property upon which the electronic message center is installed shall, at all times, remain vested with the Village, and the Parties shall not do nor perform any act prejudicial thereto. The Village shall be solely responsible for any and all maintenance associated with the property--other than the electronic message center itself--but the Park District shall have the right to enter the property and perform the maintenance should, after 5 days written notice, the Village fail so to do. The Park District shall have 24-hour/7-day-a-week access to the electronic message center for programming, operation and repair of the electronic message center.

II. PARK DISTRICT RESPONSIBILITIES

The Park District shall be solely responsible for all scheduling, programming, and operation and repair of the electronic message center including, but not limited to, (a) payment of all utility fees and regular maintenance; (b) program billing and fee collection to third parties; (c) establishing a user fee for community based not-for-profit organizations; (d) establish rules and regulations concerning the use of said sign consistent with Illinois and Federal law (Particularly with regard to the United States Constitution, First Amendment), and (e) any other general administrative functions as designated by the Park District. No additional fee shall be due from the Parties hereto to use the sign.

III. SHARED USE OF THE ELECTRONIC MESSAGE CENTER

In recognition of each Party's financial contribution for the electronic message center, each Party shall have the following minimum usage of the electronic message center on a weekly average basis:

Village of Sugar Grove	25%
Sugar Grove Community House	12.5%
Sugar Grove Township	12.5%
Sugar Grove Fire Protection District	12.5%
Sugar Grove Park District	37.5%

The Village shall have the right to override the usage minimums and rights of the other parties to this agreement, in the event of emergency situations, in the discretion of the Village. The Park District shall provide the Village with access and training necessary for said emergency situations.

IV. CONFLICTS

Consistent with the objective of this Agreement and in the spirit of intergovernmental cooperation, the Parties shall use their best efforts to mutually resolve any significant scheduling conflicts or changes required by the other Party(ies) in the usage of the electronic message center.

V. MODIFICATION

This Agreement may only be modified by written mutual consent of all Parties.

VI. TERMS OF AGREEMENT

The initial term of this Agreement shall commence on the date hereof (the "Anniversary Date"). Thereafter this Agreement shall be deemed automatically renewed for successive one-year periods on the anniversary dates of each calendar year unless one of the Parties shall advise the other Parties in writing, at least ninety (90) days prior to the annual renewal date, of its intention to terminate this Agreement.

Notwithstanding any provision herein to the contrary, this Agreement may also be terminated by any of the Parties upon sixty (60) days prior written notice.

VII. NOTICE

For Notice purposes, the Parties hereby designated the following:

For the Park District: Greg Repede, Executive Director
Sugar Grove Park District
61 Main Street
Sugar Grove, Illinois 60554
Telephone: (630) 466-7436
Facsimile: (630) 466-8675

With a Copy to: Derke J. Price, Esq.
Ancel Glink Diamond Bush DiCianni & Krafthefer, P.C.
27475 Ferry Road
Warrenville, Illinois 60555
Telephone: (630) 658-2610
Facsimile: (630) 658-2611

For the Village: P. Sean Michels, Village President
Village of Sugar Grove
10 Municipal Drive
Sugar Grove, Illinois 60554
Telephone: (630) 466-4507
Facsimile: (630) 466-4521

With a Copy to: Steven A. Andersson, Esq.
Mickey Wilson Weiler Renzi & Andersson, P.C.
2111 Plum Street, Suite 201
Aurora, Illinois 60506
Telephone: (630) 801-9699
Facsimile: (630) 801-9715

For the Township: Daniel A. Nagel, Supervisor
Sugar Grove Township
54 Snow Street
Sugar Grove, Illinois 60554
Telephone: (630) 466-4283
Facsimile: (630) 466-3150

With a Copy to: _____

Telephone: (____) _____
Facsimile: (____) _____

For the Fire
Protection District:

Sugar Grove Fire Protection District
25 S. Municipal Drive
Sugar Grove, Illinois 60554
Telephone: (630) 466-5413
Facsimile: (630) 466-0911

With a Copy to:

Telephone: (____) _____
Facsimile: (____) _____

For the Community
House:

Sugar Grove Community House
141 Main Street
Sugar Grove, Illinois 60554
Telephone: (630) 466-4539
Facsimile: (630) ____ - ____

With a Copy to:

Telephone: (____) _____
Facsimile: (____) _____

VIII. INDEMNIFICATION AND INSURANCE

Each Party shall protect, indemnify, save, defend and hold harmless the other Parties, including its' respective officials, employees, volunteers and agents, from and against any and all liabilities, obligations, claims, damages, penalties, causes of action, costs and expenses (including reasonable attorney fees), which the Parties may become obligated by reason of any accident, injury or death of persons or loss of or damage to property, arising indirectly or directly in connection with use of the electronic message center, or as a result of this Agreement by virtue of any act or omission of each Party.

IX. EXECUTION

This Agreement may be executed in separate counter-parts. It shall be fully executed when each Party whose signature is required has signed at least one counter-part, even though no one counter-part contains the signature of all Parties.

IN WITNESS WHEREOF, and pursuant to the resolutions heretofore adopted by the respective Boards, the Parties have executed this Agreement as of the date first above written.

SUGAR GROVE PARK DISTRICT

By: _____
Kevin Johnson, President

ATTEST: _____
Greg Repede, Secretary

VILLAGE OF SUGAR GROVE

By: _____
P. Sean Michels, President

ATTEST: _____
Cynthia L. Galbreath, Clerk

SUGAR GROVE TOWNSHIP

By: _____
Daniel A. Nagel, Supervisor

ATTEST: _____
Tom Rowe, Clerk

SUGAR GROVE FIRE PROTECTION DISTRICT

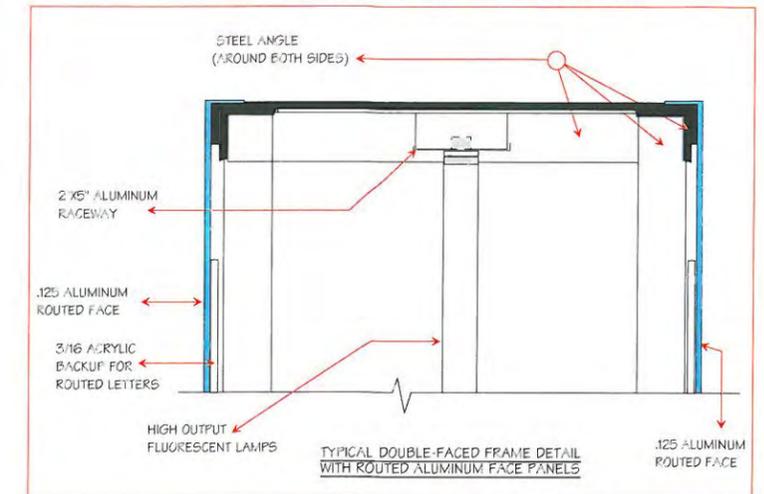
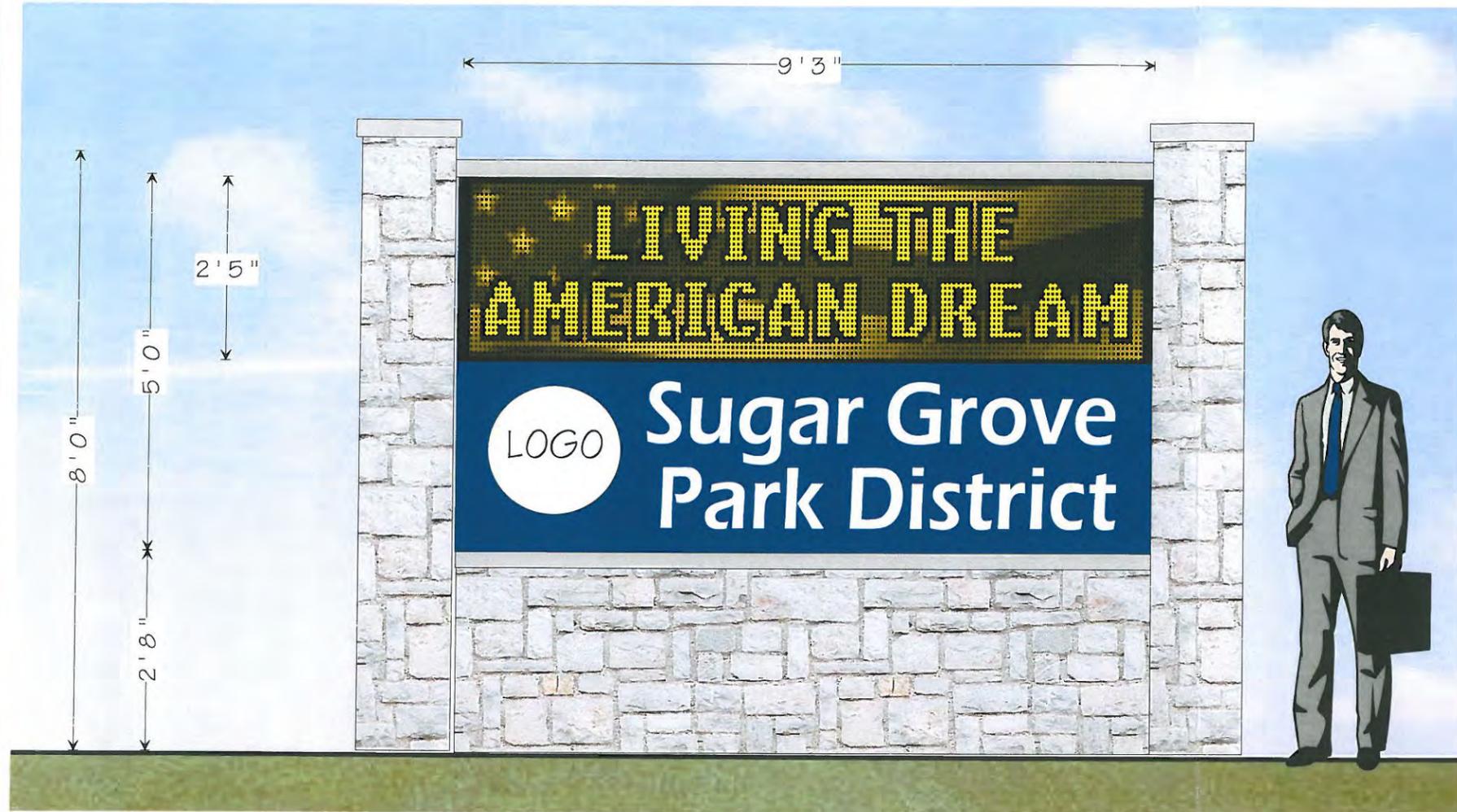
By: _____
_____, President

ATTEST: _____
_____, Clerk

SUGAR GROVE COMMUNITY HOUSE

By: _____
_____, _____

ATTEST: _____
_____, _____



EXTRA INTAKE FANS AT BOTTOM OF CABINET.



DOUBLE-FACED ILLUMINATED SIGN W/ EMC

- FABRICATE AND INSTALL SIGN OF ALUMINUM AND STEEL ANGLE.
- FACES TO BE ALUMINUM ROUTED FOR COPY AND BACKED WITH WHITE ACRYLIC.
- TIME-O-MATIC EMC TO DISPLAY 19MM AMBER LEDS IN 32 X 144 MATRIX. SEE SCHED A.
- ALL EXPOSED METAL SURFACES TO BE COATED WITH ACRYLIC POLYURETHANE.
- BASE TO BE FAUX STONE.
- INTERNAL ILLUMINATION TO BE HIGH OUTPUT FLUORESCENT LAMPS.
- SCALE - 3/4" = 1'

INSTALLATION INSTRUCTIONS

- REMOVE EXISTING SIGN AND DISPOSE.
- SET 6" X 12' 0" STEEL PIPE IN CONCRETE FOOTING TO 4'
- SIGN TO BE PERPENDICULAR TO RT 47.
- CONNECT TO ELECTRICAL SERVICE TO BE PROVIDED BY OTHERS PRIOR TO INSTALL.
- ADDITIONAL BACKFILL AND LANDSCAPING BY OTHERS.
- MUST HAVE SEPARATE CONTROLLED CIRCUITS FOR SIGN AND FOR EMC.

SCHEDULE A

1. 19MM AMBER LED TO BE IN 32 X 144 MATRIX
2. 5" CHARACTERS TO DISPLAY APPROXIMATELY 20 PER LINE.
3. 100% SOLID-STATE MODULAR DESIGN WITH VOLTAGE REGULATOR.
4. THERMOSTATICALLY CONTROLLED COOLING FANS.
5. COMMUNICATION TO BE VIA PHONE MODEM.

<p>1100 Route 34 Aurora, Illinois 60504 630 898 5900 office 630 898 6091 fax</p>	<p>Prepared For: SUGAR GROVE PARK DISTRICT</p>	<p>Address: CROSS ST & RT 47</p>	<p>Drwg: 211213</p>	<p>Sheet: 2</p>	<p>Design Date: 7/18/11</p>	<p>Rev 3:</p>
	<p>Location Name:</p>	<p>City/State: SUGAR GROVE, IL</p>	<p>Rev 1:</p>	<p>Rev 4:</p>	<p>Rev 7:</p>	
	<p>Rev 2:</p>	<p>Rev 5:</p>	<p>Rev 6:</p>	<p>Rev 8:</p>		

**VILLAGE OF SUGAR GROVE
BOARD REPORT**

TO: VILLAGE PRESIDENT & BOARD OF TRUSTEES
FROM: BRENT M. EICHELBERGER, VILLAGE ADMINISTRATOR
SUBJECT: RESOLUTION: AUTHORIZING AN IGA FOR AN ELECTRONIC MESSAGE BOARD
AGENDA: DECEMBER 6, 2011 REGULAR BOARD MEETING
DATE: DECEMBER 2, 2011

ISSUE

Should the Village participate in the replacement of the existing message board in Entrance Park with an electronic message board.

DISCUSSION

The existing manual message board located in Entrance Park at the NW corner of IL 47 & Cross St. has served the community well for many years. With the expansion of community events the demand for use of the sign now far exceeds the capacity. In an effort to address the need for enhanced communication, the Park District has led a joint effort including the Village, Fire District, Community House and Township to replace the sign with a remote programmed electronic message board.

The attached IGA contains cost participation and usage rates (as listed below), and all other relevant items.

Village of Sugar Grove	\$8,000
Sugar Grove Community House	\$4,000
Sugar Grove Township	\$4,000
Sugar Grove Fire Protection District	\$4,000
Sugar Grove Park District	\$12,000

Village of Sugar Grove	25%
Sugar Grove Community House	12.5%
Sugar Grove Township	12.5%
Sugar Grove Fire Protection District	12.5%
Sugar Grove Park District	37.5%

The sign, would look very similar to the attached drawing, however the name panel would say "Welcome to Sugar Grove" without a logo. The sign will require a variance from the Village's sign code to allow the message center to be in the upper half of the sign. This is necessary due to the planned wall that will be installed between IL 47 and Sugar Lane as part of the intersection improvements scheduled for next year.

The cost of the sign was not budgeted in FY 2011-12. However, as currently projected, the budget can accommodate the sign.

COST

\$8,000 for sign participation costs and an estimated \$500 for attorney review of the IGA and variance process expenses.

RECOMMENDATION

That the Board authorize execution of an Intergovernmental Agreement for an Electronic Message Center and direct staff to process a variance to allow it's installation as proposed.



RESOLUTION NO. 2012-1206S-IGA

**Authorization to Sign an Intergovernmental Agreement
Between the Village of Sugar Grove , the Park District, Fire District, Community House and Township
for a remote programmed electronic message board.**

BE IT RESOLVED, by the Board of Trustees of the Village of Sugar Grove, Kane County, Illinois as follows:

WHEREAS, a intergovernmental agreement is desired to facilitate the installation, approve funding, and the usage of a remote programmable electronic message board for Entrance Park; and

WHEREAS, the Village of Sugar Grove Board has determined that it is in the best interests of the Village to enter into this agreement.

NOW, THEREFORE, BE IT RESOLVED by the President and Board of Trustees of the Village of Sugar Grove, as follows:

That the Village President is hereby authorized to sign the Intergovernmental Agreement hereby attached as Exhibit A.

PASSED AND APPROVED by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, on this 6th day of December, 2011.

P. Sean Michels,
President of the Board of Trustees of the Village of
Sugar Grove, Kane County, Illinois

Attest: Cynthia L. Galbreath,
Village Clerk Sugar Grove, Kane County, Illinois

	Aye	Nay	Absent
Trustee Bohler	_____	_____	_____
Trustee Johnson	_____	_____	_____
Trustee Montalto	_____	_____	_____
Trustee Paluch	_____	_____	_____
Trustee Geary	_____	_____	_____
Trustee Renk	_____	_____	_____

**VILLAGE OF SUGAR GROVE
BOARD REPORT**

TO: VILLAGE PRESIDENT & BOARD OF TRUSTEES
FROM: CINDY GALBREATH, VILLAGE CLERK
SUBJECT: RESOLUTION CONCERNING THE REVIEW AND
RELEASE OF EXECUTIVE SESSION MINUTES
AGENDA: DECEMBER 06, 2011 CONSENT AGENDA REGULAR
BOARD MEETING
DATE: DECEMBER 1, 2011

ISSUE

Should the Village Board release minutes and authorize the destruction of certain recordings of the closed session meetings as authorized by Open Meetings Act and Village Resolution 20031216C.

DISCUSSION

Closed session minutes must be reviewed at least every six months to determine if they are releasable to the public. Additionally the recordings of the minutes must be held for at least 18 months after the closed session meeting. After the 18 month period they may destroyed with the approval of the Board. It is recommended that recordings prior to June 2009 be approved for destruction.

Staff recommends that the Village Board approve a resolution regarding the review and release of the closed session minutes.

COSTS

There is no cost associated with the adoption of this resolution.

RECOMMENDATION

That the Board adopts Resolution 2011-1206A, A Resolution Concerning the Review of Executive Session Minutes and the Destruction of Closed Session Recording.

VILLAGE OF SUGAR GROVE
KANE COUNTY, ILLINOIS

RESOLUTION NO. 2011-1206-A

A Resolution Concerning the Review of Executive Session Minutes

BE IT RESOLVED by the Board of Trustees of the Village of Sugar Grove, Kane County, Illinois as follows:

WHEREAS, the Village of Sugar Grove is required to periodically review the minutes of all executive sessions; and

WHEREAS, the President and the Board of Trustees for the Village of Sugar Grove have reviewed the minutes of all closed sessions of the Board occurring within the previous six (6) months;

BE IT THEREFORE RESOLVED, that the President and the Board of Trustees for the Village of Sugar Grove has determined that at this time there are no minutes, or portions that are not confidential and, therefore, available for public inspection.

BE IT FURTHER RESOLVED, that the President and the Board of Trustees for the Village of Sugar Grove has determined that the minutes or portions thereof as attached and labeled Exhibit A continue to require confidentiality, in order to protect the public interest or the privacy of an individual, and as such will remain unavailable for public inspection.

BE IT FURTHER RESOLVED that the President and Board of Trustees approve the destruction of audio tapes of closed meetings prior to January 01, 2009 as set forth by Resolution 20031216C, A Resolution Adopting a Policy for the Keeping of a Verbatim Record of Closed Meetings Under the Illinois Open Meetings Act.

PASSED AND APPROVED by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois on this 6^h day of December, 2011.

BY: _____

P. Sean Michels, President of the Village Sugar Grove

	AYES	NAYS	ABSENT
Johnson	_____	_____	_____
Bohler	_____	_____	_____
Geary	_____	_____	_____
Paluch	_____	_____	_____
Montalto	_____	_____	_____
Renk	_____	_____	_____

ATTEST:

Cynthia L. Galbreath, Clerk, Village of Sugar Grove

Resolution 20110607

Exhibit A

06/14/93	01/25/00	08/14/01	01/07/03	01/04/05	1/8/2008	4-19-11
06/28/93	01/02/00	08/21/01	01/21/03	02/01/05	2/5/2008	
07/12/93	01/11/00	09/25/01	02/01/03	03/08/08	6/17/2008	
10/11/93	01/18/00	10/16/01	02/04/03	03/22/05	7/15/2008	
11/22/93	02/22/00	10/23/01	02/18/03	05/31/05	8/5/2008	
06/20/94	03/28/00	10/09/01	03/04/03	06/14/05	9/16/2008	
10/17/94	06/06/00	12/18/01	03/17/03	06/28/05	9/28/2008	
12/05/94	07/18/00	01/08/02	03/18/03	07/05/05	10/21/2008	
01/03/95	09/05/00	03/05/02	03/25/03	07/19/05	11/18/2008	
03/20/95	09/12/00	3-5b	04/02/03	08/02/05	12/16/2008	
03/31/95	09/19/00	04/09/02	04/15/03	09/06/05	1/6/2009	
04/01/96	09/20/00	04/16/02	05/06/03	09/20/05	1/20/2009	
05/06/96	09/26/00	05/02/02	05/20/03	10/18/05	1/27/2009	
06/03/96	10/06/00	05/21/02	08/05/03	11/15/05	06/02/09	
06/10/96	10/17/00	06/04/02	08/19/03	7/5/2006	06/16/09	
08/05/96	12/19/00	06/11/02	09/02/03	7/18/2006	09/01/09	
11/18/96	01/16/01	07/19/02	11/18/03	1-23-07	09/29/09	
04/15/97	02/06/01	08/06/02	12/02/03	2/20/2007	10/06/09	
09/29/97	02/13/01	08/13/02	12/16/03	4-3-07	11/03/09	
10/20/97	02/20/01	08/20/02	02/03/04	5-1-07	12/01/09	
01/06/98	02/27/01	8-20b	02/17/04	5-15-07	01/05/10	
02/03/98	04/10/01	09/03/02	03/02/04	6/5/2007	02/02/10	
03/10/98	04/17/01	09/17/02	04/02/04	6/19/2007	04/06/10	
04/07/98	05/08/01	10/02/02	05/04/04	7-17-07	04/20/10	
05/05/98	05/15/01	10/15/02	05/05/04	10/2/2007	05/04/10	
06/16/98	06/12/01	10-15b	07/06/04	10/16/2007	05/18/10	
07/07/98	06/19/01	10/29/02	07/20/04	11-6-07	07/20/10	
09/09/98	06/26/01	11/05/02	07/27/04	11-20-07	09/07/10	
12/01/98	07/19/01	12/17/02	08/17/04	12-4-07	10/05/10	
		12-17b	08/31/04	12-18-07	10/19/10	
			08-31-04b		12-7-10	
			10/05/04		12-16-10	
			11/16/04		12-21-10	
			12/07/04			

| Minutes Date |
|--------------|--------------|--------------|--------------|--------------|--------------|--------------|
| 06/14/93 | 01/25/00 | 08/14/01 | 01/07/03 | 01/04/05 | 1/8/2008 | 04/19/11 |
| 06/28/93 | 01/02/00 | 08/21/01 | 01/21/03 | 02/01/05 | 2/5/2008 | 05/17/11 |
| 07/12/93 | 01/11/00 | 09/25/01 | 02/01/03 | 03/08/08 | 6/17/2008 | 08/17/11 |
| 10/11/93 | 01/18/00 | 10/16/01 | 02/04/03 | 03/22/05 | 7/15/2008 | 07/19/11 |
| 11/22/93 | 02/22/00 | 10/23/01 | 02/18/03 | 05/31/05 | 8/5/2008 | 09/06/11 |
| 06/20/94 | 03/28/00 | 10/09/01 | 03/04/03 | 06/14/05 | 9/16/2008 | 08/02/11 |
| 10/17/94 | 06/06/00 | 12/18/01 | 03/17/03 | 06/28/05 | 9/28/2008 | 09/20/11 |
| 12/05/94 | 07/18/00 | 01/08/02 | 03/18/03 | 07/05/05 | 10/21/2008 | 10/04/11 |
| 01/03/95 | 09/05/00 | 03/05/02 | 03/25/03 | 07/19/05 | 11/18/2008 | |
| 03/20/95 | 09/12/00 | 3-5b | 04/02/03 | 08/02/05 | 12/16/2008 | |
| 03/31/95 | 09/19/00 | 04/09/02 | 04/15/03 | 09/06/05 | 1/6/2009 | |
| 04/01/96 | 09/20/00 | 04/16/02 | 05/06/03 | 09/20/05 | 1/20/2009 | |
| 05/06/96 | 09/26/00 | 05/02/02 | 05/20/03 | 10/18/05 | 1/27/2009 | |
| 06/03/96 | 10/06/00 | 05/21/02 | 08/05/03 | 11/15/05 | 06/02/09 | |
| 06/10/96 | 10/17/00 | 06/04/02 | 08/19/03 | 7/5/2006 | 06/16/09 | |
| 08/05/96 | 12/19/00 | 06/11/02 | 09/02/03 | 7/18/2006 | 09/01/09 | |
| 11/18/96 | 01/16/01 | 07/19/02 | 11/18/03 | 1-23-07 | 09/29/09 | |
| 04/15/97 | 02/06/01 | 08/06/02 | 12/02/03 | 2/20/2007 | 10/06/09 | |
| 09/29/97 | 02/13/01 | 08/13/02 | 12/16/03 | 4-3-07 | 11/03/09 | |
| 10/20/97 | 02/20/01 | 08/20/02 | 02/03/04 | 5-1-07 | 12/01/09 | |
| 01/06/98 | 02/27/01 | 8-20b | 02/17/04 | 5-15-07 | 01/05/10 | |
| 02/03/98 | 04/10/01 | 09/03/02 | 03/02/04 | 6/5/2007 | 02/02/10 | |
| 03/10/98 | 04/17/01 | 09/17/02 | 04/02/04 | 6/19/2007 | 04/06/10 | |
| 04/07/98 | 05/08/01 | 10/02/02 | 05/04/04 | 7-17-07 | 04/20/10 | |
| 05/05/98 | 05/15/01 | 10/15/02 | 05/05/04 | 10/2/2007 | 05/04/10 | |
| 06/16/98 | 06/12/01 | 10-15b | 07/06/04 | 10/16/2007 | 05/18/10 | |
| 07/07/98 | 06/19/01 | 10/29/02 | 07/20/04 | 11-6-07 | 07/20/10 | |
| 09/09/98 | 06/26/01 | 11/05/02 | 07/27/04 | 11-20-07 | 09/07/10 | |
| 12/01/98 | 07/19/01 | 12/17/02 | 08/17/04 | 12-4-07 | 10/05/10 | |
| | | 12-17b | 08/31/04 | 12-18-07 | 10/19/10 | |
| | | | 08-31-04b | | 12/16/10 | |
| | | | 10/05/04 | | 12/21/10 | |
| | | | 11/16/04 | | | |
| | | | 12/07/04 | | | |

**VILLAGE OF SUGAR GROVE
BOARD REPORT**

TO: VILLAGE PRESIDENT & BOARD OF TRUSTEES
FROM: RICHARD YOUNG ON BEHALF OF THE GRANT & INITIATIVES FOLLOW-UP TEAM (GIFT)
SUBJECT: RESOLUTION: APPLICATION FOR A GRANT FROM KANE COUNTY FOR FUNDING FOR A HANDICAPPED ACCESSIBLE ENTRYWAY FOR THE MUNICIPAL CENTER
AGENDA DATE: DECEMBER 6, 2011 REGULAR BOARD MEETING
DATE: DECEMBER 2, 2011

ISSUE

Should the Village apply for a Kane County Small Cities Grant for funding replacement handicapped hardware for front doors of the Village Hall.

DISCUSSION

Village Staff has been reviewing a number of different grant opportunities. The Grants and Initiatives Follow-up Team (GIFT), consisting of the Administrator, Department Heads, Jennifer Milewski and Cindy Galbreath have reviewed possible project for submittal. One of these grants opportunities may include the use of Community Development Block Grant Funds, also known as the Kane County Small Cities Funds, for use in the replacement/addition of handicapped accessible hardware for the front doors at Village Hall. The GIFT group asked the following questions:

1. Would the project have a positive effect on the quality of life of the residents?

It is believed that the new doorway hardware would have a positive effect and thus provide a service which would have a quality of life benefit for a small portion of the population.

2. What is the project cost and what is the Village share?

The grant requires a fifty percent match by the Village. The cost of the new hardware would be approximately \$3700. The Village share would therefore amount to one-half, or \$1850.

3. What are the costs to apply for the grant?

Application costs are estimated at approximately \$120 for Staff time.

4. Is the project budgeted and are funds available?

The project is not budgeted at this time and would have to be added to the FY12-13 Budget.

COSTS

The projected project cost at this time is \$120 for staff time to apply for the grant.

RECOMMENDATION

The Board Approve a Resolution Authorizing Application of Grant Funds for a Handicapped Accessible Entryway for the Municipal Center.



RESOLUTION NO. 2011-1206-CDA

Authorizing Application for Grant Funds and Execution of All Necessary Documents

Whereas, The Village of Sugar Grove desires to seek a grant from Kane County to fund the installation of a handicapped accessible entryway for the Municipal Center; and

Whereas, the Kane County Board must approve said application and will require the Village of Sugar Grove to execute documents upon such approval.

NOW, THEREFORE, BE IT RESOLVED by the President and Board of Trustees of the Village of Sugar Grove, as follows:

That the Community Development Director is hereby authorized to execute any and all documentation needed to apply for a Kane County Grant for funding of a handicapped accessible entryway for the Municipal Building, 10 S. Municipal Drive, Sugar Grove, IL as well as any necessary documents upon approval of the application by the Kane County Board, and any request for payment and documentation required to be submitted by the Village of Sugar Grove to Kane County requesting the dispersal of funds.

PASSED AND APPROVED by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, on this 6th day of December, 2011.

Attest: Cynthia L. Galbreath,
Village Clerk Sugar Grove, Kane County, Illinois

	Aye	Nay	Absent
Trustee Bohler	_____	_____	_____
Trustee Johnson	_____	_____	_____
Trustee Montalto	_____	_____	_____
Trustee Paluch	_____	_____	_____
Trustee Geary	_____	_____	_____
Trustee Renk	_____	_____	_____
President Michels	_____	_____	_____



NATIONAL DRUNK AND DRUGGED DRIVING (3D) PREVENTION MONTH
DECEMBER 2011

WHEREAS, motor vehicle crashes killed 927 people in Illinois during 2010; and

WHEREAS, hundreds of those deaths involved a driver impaired by alcohol; and

WHEREAS, the December holiday season is traditionally one of the most deadly times of the year for impaired driving; and

WHEREAS, for thousands of families across the state and the nation, holidays are a time to remember loved ones lost; and

WHEREAS, organizations across the state and the nation are joined with the, You Drink & Drive, You Lose, and other campaigns that foster public awareness of the dangers of impaired driving and anti-impaired driving law enforcement efforts; and

WHEREAS, the community of Sugar Grove is proud to partner with the Illinois Department of Transportation's Division of Traffic Safety and other traffic safety groups in that effort to make our roads and streets safer.

NOW, THEREFORE, I, P. Sean Michels do hereby proclaim December 2011 as Drunk and Drugged Driving (3D) Prevention Month in the Village of Sugar Grove and do hereby call upon all citizens, government, agencies, business leaders, hospitals and health care providers, schools, and public and private institutions to promote awareness of the impaired driving problem, to support programs and policies to reduce the incidence of impaired driving, and to promote safer and healthier behaviors regarding the use of alcohol and other drugs this December holiday season and throughout the year.



P. Sean Michels, President of the Board of Trustees

Attest: Cynthia L. Galbreath, Village Clerk





**VILLAGE OF SUGAR GROVE
KANE COUNTY, ILLINOIS**

ORDINANCE NO. 20111206A

**An Ordinance Amending Title 11, of the Village Code
Concerning the Zoning Laws of the
Village of Sugar Grove, Kane County, Illinois
(Temporary and Special Signage)**

Adopted by the
Board of Trustees and President
of the Village of Sugar Grove
this 20th day of December, 2011.

Published in Pamphlet Form
by authority of the Board of Trustees
of the Village of Sugar Grove, Kane County,
Illinois, this 20th day of December, 2011.

ORDINANCE NO. 20111206A
An Ordinance Amending Title 11, of the Village Code
Concerning the Zoning Laws of the
Village of Sugar Grove, Kane County, Illinois
(Temporary and Special Signage)

BE IT ORDAINED by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, as follows:

WHEREAS, the Village of Sugar Grove is not a home rule municipality within Article VII, Section 6A of the Illinois Constitution and, pursuant to the powers granted to it under 65 ILCS 5/1-1 *et seq.*; and,

WHEREAS, the Village of Sugar Grove currently maintains zoning restrictions on the use of land within the Village; and,

WHEREAS, the Village finds that such restrictions provide for the safety and well-being of Village inhabitants and benefit the public welfare, safety and morals; and,

WHEREAS, the Village seeks to continue to promote these interests, and seeks to amend the Village Code to more fully protect and preserve the safety and well being of such inhabitants;

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, as follows:

SECTION ONE: Ordinance Sections Amended

That the following Sub-section of Title 11 of the Village Code of Ordinances are hereby amended as follows:

Section 11-14-9(G) is hereby amended to read as follows:

11-14-9

“G. Special Events Signs: Temporary signs and attention getting devices that are otherwise prohibited by this chapter may be permitted for purposes of promoting special community activities, grand openings, special events, etc., subject to the following provisions:

1. A written request must be submitted to the zoning enforcement officer seven (7) days prior to the date of the event.
2. A temporary sign permit must be obtained from the zoning enforcement officer.

3. A single zoning lot may apply for up to four (4) signs to be erected on said zoning lot under this subsection G as long as said signs are erected simultaneously and advertise the same special event. For purposes of this subsection G said signs shall be treated as a single sign. Said signs (up to four) shall only be required to pay one fee for each increment of time applied for pursuant to subsection G4 of this section (e.g., zoning lot 101 may pay one fee for up to four signs erected simultaneously for 45 days, or may pay two fees for up to four signs erected simultaneously on two separate increments of time [30 days the first time and 15 days the second time] or other combinations). Temporary sign permit fees shall not be reduced or prorated due to the applicant's choice to select a permit for a shorter period of time than they are otherwise entitled to apply for.

4. Such signs shall be limited to a forty five (45) day maximum exposure period per calendar year, which may be split into increments, with a separate permit and fee to accompany each increment (e.g. zoning lot 101 may apply for three separate 15 day periods, nine separate 5 day periods, one 45 day period or other combinations); provided, however, that all such signs may not be erected prior to one minute after twelve o'clock (12:01) A.M. on the first date of the permit and must be removed by eleven fifty nine o'clock (11:59) PM on the date of the expiration of said permit. The Board of Trustees may extend this time period when necessary.

5. Each temporary sign may not exceed the size of 32 square feet.

6. Each temporary sign must be constructed of a durable material.

7. Internal illumination of these signs is prohibited.

8. The above provisions shall apply to all individuals, organizations and businesses. All advertising must be located on the subject premises.

9. For single zoning lots with multiple tenants, all of the above provisions apply, except that each tenant shall be limited to 45 days and one (1) sign in place of 45 days and four (4) signs per zoning lot.

SECTION TWO: GENERAL PROVISIONS

REPEALER: All ordinances or portions thereof in conflict with this ordinance are hereby repealed.

SEVERABILITY: Should any provision of this Ordinance be declared invalid by a court of competent jurisdiction, the remaining provisions will remain in full force and effect the same as if the invalid provision had not been a part of this Ordinance.

EFFECTIVE DATE: This Ordinance shall be in full force and effect on and after its approval, passage and publication in pamphlet form as provided by law.

PASSED AND APPROVED by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, this 6th day of December, 2011.

P. Sean Michels,
President of the Board of Trustees
of the Village of Sugar Grove, Kane
County, Illinois

ATTEST: _____
Cynthia L. Galbreath
Clerk, Village of Sugar Grove

	Aye	Nay	Absent	Abstain
Trustee Mari Johnson	___	___	___	___
Trustee Thomas Renk	___	___	___	___
Trustee David Paluch	___	___	___	___
Trustee Robert E. Bohler	___	___	___	___
Trustee Ron Montalto	___	___	___	___
Trustee Kevin M. Geary	___	___	___	___

**VILLAGE of SUGAR GROVE
PLAN COMMISSION/ZONING BOARD of APPEALS
MINUTES of October 19, 2011**

1. CALL TO ORDER

The meeting of the Sugar Grove Plan Commission / Zoning Board of Appeals (ZBA) was called to order at 7:00 p.m. by Chairman Irv Ochsenschlager in the Village Hall Board meeting room.

2. ROLL CALL

Plan commission/ZBA members present:

Irv Ochsenschlager, John Guddendorf, Jim Eckert, Mary Heineman, Rebecca Sabo and Don Meisinger

Absent: Ryan Reuland

Also present: Mike Ferencak, Village Planner and Rich Young, Community Development Director

3. APPROVAL OF MINUTES of the August 17, 2011 MEETING

On page 2, Mr. Ferencak addressed the statement regarding the tax rate changing with a rezoning. Add the last name of Hullan to Larz on top of page 3. The unidentified resident on page 3 was Renee Cook. The female resident on page 5 was Laura Michalek. The resident on page 6 was Chris Foster. Motion made by **Mr. Guddendorf** and seconded by **Mr. Meisinger** to approve the minutes of the August 17, 2011 Plan Commission meeting as corrected. **The motion carried by unanimous voice vote.**

4. PUBLIC HEARINGS

a. Petition 11-014: Denny Road Estate Lot – Rezoning to E-1(Reinert)

Opening of the Public Hearing:

Chairman Ochsenschlager opened the public hearing. He then swore in those persons that planned to testify.

Petitioners' Request:

Mr. Ferencak presented an overview of the request. The request is for rezoning of a property along the north side of Denny Road, approximately 1200' east of Bliss Road from OR-2 (office research) to the E-1 (estate) district. It's about 5.46 acres and just recently recorded a tax split to separate this property from a 40 acre site. The applicants are current residents of the Village and would like to eventually build an estate residence on the site. Due to a plat act exemption that they qualified for, the petitioner did not have to apply for a plat of subdivision for the site, only the rezoning. This type of request is usually an aye or naye recommendation without any conditions. Other factors which may need to be considered are that this property is shown on the comprehensive plan as single family residential not estate residential but the properties to the east are zoned estate residential. The land use question was reviewed with the Village Board in

December and they were ok with the change. There were some calls received from the notifications that were sent out questioning why single family zoning should be in that location with the interchange possibility at I-88 and Bliss Road in the future, but this particular site is some distance from the potential ramp. A nonconforming use is created when a rezoning to a district other than A-1 takes place but the agriculture use isn't stopped. A variance would need to be applied for and approved to avoid this, but one has not been requested for this situation so a nonconforming use would be created.

Petitioner Presentation: None

Public Comments/Questions:

Mr. Guddendorf requested that the proper right-of-way dedication be a condition of the rezoning and also confirmed that the petitioner is aware of the future plans for the fire department station to go on the east side. **Ms. Heineman** stated that it should be noted that a road easement should be considered for access to the property behind the fire department's property & the possible interchange. **Mr. Guddendorf** asked that the Commission include in their recommendation a dedication of right-of-way at the back of the parcel for 50-75' for the future. No further public comments were made.

Close of Public Hearing:

With no further comments, questions forthcoming, **Chairman Ochsenschlager** closed the **Public Hearing on Petition 11-014**.

b. **Petition 11-015: 1961 W. US Highway 30 Pump House – Variances (Scot Industries)**

Opening of the Public Hearing:

Chairman Ochsenschlager opened the public hearing. He then swore in those persons that planned to testify.

Petitioners' Request:

Mr. Ferencak presented an overview of the request. The request is similar to the requests for their addition from earlier this year. This one is for a relocation of the pump house currently in the front of the building to the back of the property by the new addition currently under construction. Some of the same variances carry over such as the building wall material, parking, and landscape variances. No building setback variance is necessary. It does include a pavement setback variance due to the drive aisle being installed at the north end of the property that wouldn't meet the side yard setback to the east. They are also requesting waiving the outdoor storage restriction in the front and corner side yards and waiving the screening requirement. Staff recommends all the variances except the outdoor storage being allowed in the front and corner side yards. There are a few conditions attached to the recommendation.

Petitioner Presentation:

None

Public Comments/Questions:

Lenny Gaul, Manager of Scot Industries requested more explanation of the variance not being recommended by staff regarding the outdoor storage and screening in the front and corner side yards. They are currently performing this activity and the Village is recommending that this not be done any more. **Ms. Sabo** asked if there were a particular reason for not complying with the Village Code. **Mr. Gaul** explained that it was a space issue and the way things were always done. It was pointed out that the storage of the trailers is not the issue, they can be stored; they need to be placed in a screened yard. There will be 70 parking spaces in the front of the building. There is currently enough parking for 20 trailers and 9 tractors, including parking in the drive aisle, and at this time their intent is to keep this same amount. All the trailers are flat beds and say 'Scot Industries' on them. **Mr. Gaul** stated that it hasn't been discussed at this point to perform any upgrades/changes or relocation of the fuel tanks on the property. The boundary of the property owned by Scot Industries was clarified. **Mr. Gaul** confirmed that it was previously agreed at the last meeting with Scot Industries, that additional landscaping was to be placed along the west and south property lines for a more "spruced up" look. **Mr. Ferencak** said the landscape plan in the Commissioner's packets shows what they propose. There were originally 45 pines proposed along Dugan Road (towards the north), they left 22 or 23 of them there and now show foundation plantings up against the building just north of the fuel tanks. This landscape plan hasn't been reviewed or approved yet due to when it was received. The current intent is to leave the north side of the property unscreened; no landscaping is proposed for that side. The drive width is the same all the way around. There are more trailers on site over the weekend than during the week. **Mr. Young** confirmed that every parking spot is filled.

Close of Public Hearing:

With no further comments, questions forthcoming, **Chairman Ochsenschlager** closed the **Public Hearing on Petition 11-015**.

c. Petition 11-017: Temporary and Special Signage – Zoning Ordinance Text Amendment (Village of Sugar Grove)

Opening of the Public Hearing:

Chairman Ochsenschlager opened the public hearing. He then swore in those persons planning to testify.

Petitioners' Request: **Mr. Ferencak** presented an overview of the request. The temporary special event section of the sign ordinance was updated in 2008 with a sunset provision that automatically repealed it on 8/15/11 so technically the Village is currently operating under the old ordinance for the short term special events sign section. This proposal requests that the updated section be permanently adopted with no sunset clause and that two new paragraphs be added;

one for requirements for maximum sign area and one for durable sign material both for temporary signs. This will be included in the comprehensive sign ordinance but this is something that staff wanted addressed immediately.

Petitioner Presentation:

None

Public Comments/Questions: No public comment made.

Close of Public Hearing:

With no public comment, **Chairman Ochsenschlager** closed the **Public Hearing on Petition 11-017.**

5. **Old Business**

None

6. **New Business**

a. **Petition 11-014: Denny Road Estate Lot – Rezoning to E-1 (Reinert)**

Staff did explain to the petitioner that the Fire District has plans to build a new station to the east of this property and an I-88 interchange may go to the west. **Mr. Young** feels that in discussions with the petitioner, they do understand the future potential for the surrounding properties regarding the fire station and the interchange to I-88. **Mr. Eckert** asked about the timeline for this rezoning due to the indication from the petitioner to wait to build for approximately five years. **Mr. Young** explained that the petitioners have indicated their desire to get the property rezoned so that when they're ready to build, they can do so. They have no interest in using it as an OR-2 (office / research) zoned property. They will have a septic system due to the distance away from sewer. The requirement to tie into the Village's water system is less clear and is currently being investigated. The Village's intent is to have them hook into the Village's water, if applicable. The Village is not pursuing rezoning of the entire OR-2 area at this time. Chopping up the zoning in the area was raised as a concern.

Mr. Eckert made a motion, seconded by Mr. Guddendorf that the Plan Commission/ZBA recommend the rezoning of the property described in petition 11-014 from OR-2 to E-1, pursuant to Section 11-13-11 of the Sugar Grove Zoning Ordinance with the condition that they consider an appropriate right-of-way for Denny Road and also at the north end of the property for purposes of connection to the fire district property and setback for the interchange ramp subject to Village Attorney review.

Roll Call Vote on the Motion:

Ayes: Guddendorf, Eckert, Meisinger, Heineman & Sabo

Nays: None

Absent: Reuland

Motion carried by unanimous vote.

b. Petition 11-015: 1961 US Highway 30 Pump House – Variances (Scot Industries)

Chairman Ochsenschlager explained there are nine requests for variances before the Commission. **Mr. Meisinger** asked about the land at the north end of the property, if there were any EPA issues due to the amount of wetness. Staff is not aware of any EPA issues or flood plain in that area.

Each variance will be reviewed and a recommendation made individually.

Ms. Heineman made a motion, seconded by Ms. Sabo that the Plan Commission/ZBA recommend approval of the variance to waive the building wall material requirement thereby allowing a metal siding product on the proposed addition of 8,505 square feet to an existing building of 141,962 square feet (currently being expanded to 234,258 square feet), pursuant to Section 11-10-7-E-1 of the Sugar Grove Zoning Ordinance incorporating also the findings of fact as set forth on page 5 of the staff report.

Roll Call Vote on the Motion:

Ayes: Guddendorf, Eckert, Meisinger, Heineman & Sabo

Nays: None

Absent: Reuland

Motion carried by unanimous vote.

Mr. Eckert made a motion, seconded by Mr. Guddendorf that the Plan Commission/ZBA recommend approval of the variance to reduce by 58% the parking space quantity requirement for the existing building, current expansion, and proposed addition from 165 spaces to 70 spaces, pursuant to Section 11-12-5-E of the Sugar Grove Zoning Ordinance incorporating also the findings of fact as set forth on page 5 of the staff report.

Roll Call Vote on the Motion:

Ayes: Guddendorf, Eckert, Meisinger, Heineman & Sabo

Nays: None

Absent: Reuland

Motion carried by unanimous vote.

Mr. Eckert made a motion, seconded by Mr. Guddendorf that the Plan Commission/ZBA recommend approval of the variance to reduce by 100% the east side pavement setback from the required 50 feet to 0 feet on the relocated drive aisle, pursuant to Section 11-10-7-A-2-b of the Sugar Grove Zoning Ordinance incorporating also the findings of fact as set forth on page 5 of the staff report.

Roll Call Vote on the Motion:

Ayes: Guddendorf, Eckert, Meisinger, Heineman & Sabo

Nays: None

Absent: Reuland

Motion carried by unanimous vote.

Ms. Heineman made a motion, seconded by Mr. Meisinger that the Plan Commission/ZBA recommend approval of the variance to reduce by 100%

the shrub portion of the corner side yard landscape requirement of the M-1 District for the addition from 4 trees and 24 shrubs to 4 trees and 0 shrubs, pursuant to Section 11-10-7-G-1-a of the Sugar Grove Zoning Ordinance incorporating also the findings of fact as set forth on page 5 of the staff report.

Roll Call Vote on the Motion:

Ayes: Guddendorf, Eckert, Meisinger, Heineman & Sabo

Nays: None

Absent: Reuland

Motion carried by unanimous vote.

Mr. Eckert made a motion, seconded by Ms. Sabo that the Plan Commission/ZBA recommend approval of the variance to reduce by 100% both the interior side yard and rear yard landscape requirements of the M-1 District for the addition from 3 trees and 18 shrubs to 0 trees and 0 shrubs for the interior side yard and from 29 trees and 172 shrubs to 0 trees and 0 shrubs for the rear yard, pursuant to Section 11-10-7-G-1-b of the Sugar Grove Zoning Ordinance incorporating also the findings of fact as set forth on page 5 of the staff report.

Roll Call Vote on the Motion:

Ayes: Guddendorf, Eckert, Meisinger, Heineman & Sabo

Nays: None

Absent: Reuland

Motion carried by unanimous vote.

Mr. Eckert made a motion, seconded by Mr. Guddendorf that the Plan Commission/ZBA recommend approval of the variance to reduce by 100% foundation landscape requirement of the M-1 District for the addition from 6 trees and 36 shrubs to 0 trees and 0 shrubs, pursuant to Section 11-10-7-G-1-d of the Sugar Grove Zoning Ordinance incorporating also the findings of fact as set forth on page 5 of the staff report.

Roll Call Vote on the Motion:

Ayes: Guddendorf, Eckert, Meisinger, Heineman & Sabo

Nays: None

Absent: Reuland

Motion carried by unanimous vote.

Mr. Guddendorf made a motion, seconded by Mr. Meisinger that the Plan Commission/ZBA recommend approval of the variance to waive the requirement for a screening wall or fence for outdoor storage (including vehicle, trailer, and equipment storage) for the relocated drive aisle, pursuant to Section 11-10-7-I of the Sugar Grove Zoning Ordinance incorporating also the findings of fact as set forth on page 5 of the staff report.

Ms. Heineman asked if this is the motion staff is not recommending or is it #8? Mr. Ferencak confirmed it's #8.

Roll Call Vote on the Motion:

Ayes: Guddendorf, Eckert, Meisinger, Heineman & Sabo
Nays: None
Absent: Reuland
Motion carried by unanimous vote.

Mr. Eckert made a motion, seconded by Mr. Guddendorf that the Plan Commission/ZBA recommend approval of the variance to waive the requirement to limit outdoor storage (including vehicle, trailer and equipment storage) to interior side and rear yards only (as a portion of the outdoor storage would be in the corner side yard) for the relocated drive aisle, pursuant to Section 11-4-7-E of the Sugar Grove Zoning Ordinance incorporating also the findings of fact as set forth on page 5 of the staff report.

Staff is not recommending approval. Mr. Eckert stated that good faith effort has been made by the petitioner by placing some trees for screening.

Roll Call Vote on the Motion:

Ayes: Guddendorf, Eckert & Meisinger,
Nays: Heineman & Sabo
Absent: Reuland
Motion carried by 3-2 vote.

Mr. Eckert made a motion, seconded by Mr. Guddendorf that the Plan Commission/ZBA recommend approval of the variance to reduce by 100% the parkway tree requirement for the addition from 3 trees to 0 trees, pursuant to Section 12-6-11 of the Sugar Grove Subdivision Ordinance.

Roll Call Vote on the Motion:

Ayes: Guddendorf, Eckert, Meisinger, Heineman & Sabo
Nays: None
Absent: Reuland
Motion carried by unanimous vote.

c. Petition 11-016: 65 1st Street – Special Accessory Use (American Legion)

Mr. Ferencak explained this will be our first accessory use reviewed as a special accessory use under the new ordinance. Because it's in a commercial district and potentially more visible to the majority of the public we made this something that required review by the plan commission but it does not require Village Board approval. They are proposing a small deck attached to the west side of their building. It follows the same format as a special use but it doesn't require a public hearing. **Mr. Meisinger** asked for clarification on canopy and railings. Railings are proposed, but no canopy. Building permit drawings will be required. **Ms. Heineman** asked about the petitioner's intent for outdoor seating and asked if we could work with them to achieve this. **Matt McCannon** stated their current exit is non compliant and they've been asked to modify it. They also use this entrance for deliveries. There's no intention to have a stage or any formal outdoor seating. Their parking is already maxed out. **Mr. Young** confirmed with the petitioner that they have an agreement with the Township to share their parking. **Mr. Ferencak**

said if the deck is enlarged by even a couple of feet then it is questionable if it's in encroaching into the front yard. No plat of survey is available for this property and the petitioner would like to avoid having to put out the expense to get one. **Mr. Ferencak** was able to confirm using the GIS that with the size of deck being proposed that it did not encroach; any larger would not be clear without a plat of survey. Some amount of parking will need to be assigned for outdoor seating if this deck is expanded and used for outdoor seating in the future. The current zoning of the property is limiting them because the required front setback is 60'. The building itself already encroaches into the 60' setback. Rezoning the property to B-1 would reduce the front setback which would allow the deck to come forward further. The cost to the applicant would probably be about the same either way. But this would be spot zoning, since the rest of the area is zoned B-3. The Plan Commission makes the final determination on this request (for the first time). **Mr. Guddendorf made a motion, seconded by Mr. Meisinger that the Plan Commission/ZBA grant a Special Accessory Use to allow a deck in the B-3 Regional Business District, pursuant to Section 11-4-7 of the Sugar Grove Zoning Ordinance and incorporating the standards on page 3 of the staff report.**

Roll Call Vote on the Motion:

Ayes: Guddendorf, Eckert, Meisinger, Sabo & Heineman

Nays: None

Absent: Reuland

Motion carried by unanimous vote.

d. Petition 11-017: Temporary Signage – Zoning Ordinance Text Amendment (Village of Sugar Grove)

Chairman Ochsenschlager explained that this request is for the temporary and special signage that a public hearing was held on today. A text amendment is requested to 11-4-9-G and 11-4-9-H by adding paragraphs 5 and 6 which states the temporary sign must not exceed the size of 32 square feet and must be constructed of a durable material; it would also eliminate the current repeal paragraph 6.

Mr. Eckert asked about lighting, power and anything else supporting of that sign.

Mr. Ferencak stated that currently the code doesn't specify illumination for temporary signs, but the intent is that temporary signs are not to be illuminated. Electrifying any sign is a secondary cost to the permit itself. **Mr. Eckert** asked that this be noted.

No changes are proposed to the long term special event signs. That section will be brought before the Commission at a future date.

Mr. Eckert made a motion, seconded by Ms. Heineman that the Plan Commission/ZBA approve a text amendment of sections 11-4-9-G and 11-4-9-H of the Sugar Grove Zoning Ordinance by adding paragraphs 5 and 6 which state the temporary sign must not exceed the size of 32 square feet and be constructed of a durable material and eliminating the current paragraph 6 regarding repealing it as of August 15, 2011.

Roll Call Vote on the Motion:

Ayes: Guddendorf, Eckert, Meisinger, Sabo & Heineman

Nays: None

Absent: Reuland

Motion carried by unanimous vote.

e. Petition 11-005: Off Street Parking and Loading – Zoning Ordinance Text Amendment (Village of Sugar Grove)

Mr. Young stated staff decided not to bring this forward tonight and ask that this be continued to the next meeting.

Mr. Guddendorf made a motion, seconded by Ms. Sabo asked that petition number 11-005 be continued to the next plan commission meeting.

Roll Call Vote on the Motion:

Ayes: Guddendorf, Eckert, Meisinger, Sabo & Heineman

Nays: None

Absent: Reuland

Motion carried by unanimous vote.

6. PLAN COMMISSIONER COMMENTS, PROJECTS UPDATES and MISCELLANEOUS INFORMATION

Hi-Point Center, Batavia Enterprises and Weidner Property rezonings are all related to the TIF district. These are on hold until the TIF district is brought back before the Commission. **Mr. Young** explained that the Village Board has not made a decision on the TIF district as of yet. The current proposed area and size was reviewed. The Board is considering reducing the size and area being proposed for the TIF district #1 to 200-300 acres around the intersection of Dugan Road and US Hwy 30, including Aero Park and the Bucktail Lane industrial park with Scot Industries, the Hotel property and the Diner property being included. The second TIF area being considered would include the property around and including parts of Wheeler Road. Properties both north and south of Wheeler Road totaling approximately 400-500 acres would be included as well as property out to IL Route 47. Combined these two TIFs would be much smaller than the original proposal. The blighted property identified on Wheeler Road was reviewed.

Information is being collected and research is being done on a new light industrial zoning district which would be incorporated into the TIF district around Wheeler Road on the Weidner property. Setbacks for parking and structures and screening as well as other performance standards can be built into the zoning that can be just as effective at improving the buffer as the allowed land uses themselves. Discussion was held at the Committee of the Whole regarding preference of living by a 3 story apartment building or a light industrial / office building nicely landscaped with a 50 or 60 foot setback that is empty on the weekends. Staff is requesting that the Commissioners review a matrix they prepared of the six zoning districts related to business, office/research and industrial in the current Village Zoning Ordinance and indicate which uses they feel should be a permitted use or a special use for the new light industrial district. The set up of the matrix was reviewed and staff indicated that there may be some overlap due to amendments made and some inconsistencies throughout. B1, B2 and even some B3 uses like florists or ice cream parlor are not what staff is recommending for inclusion.

West Suburban Bank is open. Emily Kay Salon should be opening next week and Jimmy Johns has openly announced they are going in the southern most space of 472 N. State Route 47 (The Landings Lot 3) with the drive thru. **Mr. Young** stated the developer is hoping to get some good news regarding the 150-bed care facility. One more potential national food chain is finalizing plans to locate in the Village as well.

7. **ADJOURNMENT**

Ms. Heineman made a motion, seconded by Mr. Guddendorf, that the meeting be adjourned at 8:40 pm.

The motion carried unanimously by voice vote.

Respectfully submitted,
Holly Baker
Substitute Recording Secretary

**VILLAGE OF SUGAR GROVE
BOARD REPORT**

TO: VILLAGE PRESIDENT & BOARD OF TRUSTEES
FROM: RICHARD YOUNG, COMMUNITY DEVELOPMENT DIRECTOR
MIKE FERENCAK, VILLAGE PLANNER
SUBJECT: ORDINANCE: AMENDING TITLE 11-14-9 OF THE VILLAGE
CODE - TEMPORARY AND SPECIAL SIGNAGE
AGENDA: DECEMBER 6, 2011 REGULAR VILLAGE BOARD MEETING
DATE: DECEMBER 2, 2011

ISSUE

Should the Village adopt the interim updated Temporary and Special Signage section of the Zoning Ordinance.

DISCUSSION

The Committee discussed this at the meeting on November 1, 2011. The Committee was in favor of the Text Amendment.

It was noted since the Committee meeting that two additional changes were needed. One is adding provision that temporary special event signs may not be internally illuminated. Any lighting of temporary special event signs from external illumination may continue to require a separate electrical permit. The other is adding a provision that would allow tenants on multi-tenant lots closer to the same amount of temporary special event signage as if they were located on a single-owner lot (by counting days per tenant rather than per lot). With this, the allowance for four signs per permit would be reduced to one per permit (to account for the potential of multiple tenants on the same lot requesting such signs at the same time). Currently, tenants on multi-tenant lots are limited in total with the other tenants on the lot to the same amount and time of temporary special event signs as single-owner lots.

Due to the proposed changes this item was brought back to the Plan Commission on November 16, 2011. The Plan Commission was in agreement with the changes for the time being, but had more comments about various types of temporary signs. Staff suggested that those be discussed as part of the Comprehensive Sign Ordinance Update in the near future, as this was intended to be an interim update. So the Plan Commission recommended approval of the changes proposed by staff subject to continuing the overall temporary sign discussion as part of the Comprehensive Sign Ordinance Update.

The revised wording is included in the attached draft ordinance.

On October 7, 2008, the Village Board passed an amendment to the Sign Ordinance for Temporary and Special Signage. The amendment changed the provisions for temporary special event signs that existed in the Zoning Ordinance at that time. It also added a section for long term special event signs.

The temporary special event sign portion of the ordinance included a sunset provision that automatically repealed the amended provisions for that portion of the ordinance on August 15, 2011. So, currently, the Village is technically required to operate under the pre-October 2008 provisions for temporary special events signs.

The amendment adopted in October 2008 has been found to be generally sufficient. Therefore, staff has proposed this amendment to re-adopt the 2008 amendment and remove the sunset clause. Staff also has included new provisions for maximum temporary special event sign area and material.

This is an interim amendment to a small portion of the Sign Ordinance. The comprehensive revision to the Sign Ordinance will be brought forward at a meeting in 2012.

A public hearing was held on this request on October 19, 2011 in front of the Plan Commission. The Plan Commission recommended approval by a vote of 6-0.

Attached is the Temporary and Special Signage section as it existed from October 7, 2008 to August 15, 2011, but shown in bold are the proposed changes. It would then be re-adopted with those bolded changes.

The following items are attached for your information:

- 1. Draft Ordinance**
- 2. Draft Minutes of the November 16, 2011 Plan Commission meeting**
- 3. Staff Report to the November 16, 2011 Plan Commission meeting**
- 4. Minutes of the October 19, 2011 Plan Commission meeting**
- 5. Staff Report to the October 19, 2011 Plan Commission meeting**

COST

The only billable cost involved was the cost for the public hearing notice, \$118.09.

RECOMMENDATION

That the Board approves of Ordinance 20111206A Amending Title 11-14-9 of the Village Code - Temporary and Special Signage section of the Zoning Ordinance.

**VILLAGE OF SUGAR GROVE
BOARD REPORT**

TO: VILLAGE PRESIDENT & BOARD OF TRUSTEES
FROM: RICHARD YOUNG, COMMUNITY DEVELOPMENT DIRECTOR
MIKE FERENCAK, VILLAGE PLANNER
SUBJECT: ORDINANCE: AMENDING TITLE 11-14-9 OF THE VILLAGE
CODE - TEMPORARY AND SPECIAL SIGNAGE
AGENDA: DECEMBER 6, 2011 REGULAR VILLAGE BOARD MEETING
DATE: DECEMBER 2, 2011

ISSUE

Should the Village adopt the interim updated Temporary and Special Signage section of the Zoning Ordinance.

DISCUSSION

The Committee discussed this at the meeting on November 1, 2011. The Committee was in favor of the Text Amendment.

It was noted since the Committee meeting that two additional changes were needed. One is adding provision that temporary special event signs may not be internally illuminated. Any lighting of temporary special event signs from external illumination may continue to require a separate electrical permit. The other is adding a provision that would allow tenants on multi-tenant lots closer to the same amount of temporary special event signage as if they were located on a single-owner lot (by counting days per tenant rather than per lot). With this, the allowance for four signs per permit would be reduced to one per permit (to account for the potential of multiple tenants on the same lot requesting such signs at the same time). Currently, tenants on multi-tenant lots are limited in total with the other tenants on the lot to the same amount and time of temporary special event signs as single-owner lots.

Due to the proposed changes this item was brought back to the Plan Commission on November 16, 2011. The Plan Commission was in agreement with the changes for the time being, but had more comments about various types of temporary signs. Staff suggested that those be discussed as part of the Comprehensive Sign Ordinance Update in the near future, as this was intended to be an interim update. So the Plan Commission recommended approval of the changes proposed by staff subject to continuing the overall temporary sign discussion as part of the Comprehensive Sign Ordinance Update.

The revised wording is included in the attached draft ordinance.

On October 7, 2008, the Village Board passed an amendment to the Sign Ordinance for Temporary and Special Signage. The amendment changed the provisions for temporary special event signs that existed in the Zoning Ordinance at that time. It also added a section for long term special event signs.

The temporary special event sign portion of the ordinance included a sunset provision that automatically repealed the amended provisions for that portion of the ordinance on August 15, 2011. So, currently, the Village is technically required to operate under the pre-October 2008 provisions for temporary special events signs.

The amendment adopted in October 2008 has been found to be generally sufficient. Therefore, staff has proposed this amendment to re-adopt the 2008 amendment and remove the sunset clause. Staff also has included new provisions for maximum temporary special event sign area and material.

This is an interim amendment to a small portion of the Sign Ordinance. The comprehensive revision to the Sign Ordinance will be brought forward at a meeting in 2012.

A public hearing was held on this request on October 19, 2011 in front of the Plan Commission. The Plan Commission recommended approval by a vote of 6-0.

Attached is the Temporary and Special Signage section as it existed from October 7, 2008 to August 15, 2011, but shown in bold are the proposed changes. It would then be re-adopted with those bolded changes.

The following items are attached for your information:

- 1. Draft Ordinance**
- 2. Draft Minutes of the November 16, 2011 Plan Commission meeting**
- 3. Staff Report to the November 16, 2011 Plan Commission meeting**
- 4. Minutes of the October 19, 2011 Plan Commission meeting**
- 5. Staff Report to the October 19, 2011 Plan Commission meeting**

COST

The only billable cost involved was the cost for the public hearing notice, \$118.09.

RECOMMENDATION

That the Board approves of Ordinance 20111206A Amending Title 11-14-9 of the Village Code - Temporary and Special Signage section of the Zoning Ordinance.

**STAFF REPORT TO THE SUGAR GROVE PLANNING COMMISSION
FROM MIKE FERENCAK, PLANNER**

GENERAL CASEFILE INFORMATION

Commission Meeting Date: October 19, 2011

Petition Number: 11-017

Project Name: Temporary and Special Signage

Petitioner: Village of Sugar Grove

Request: 1. Zoning Ordinance Text Amendment to amend Sections 11-4-9-G and 11-4-9-H.

Location: Village-wide

Exhibits: None

DEVELOPMENT PROPOSAL

The Planning Commission will consider the following request:

1. Zoning Ordinance Text Amendment to amend Sections 11-4-9-G and 11-4-9-H.

HISTORY

On October 7, 2008, the Village Board passed an amendment to the Sign Ordinance for Temporary and Special Signage. The amendment changed the provisions for temporary special event signs that existed in the Zoning Ordinance at that time. It also added a section for long term special event signs.

The temporary special event sign portion of the ordinance included a sunset provision that automatically repealed the amended provisions for that portion of the ordinance on August 15, 2011. So, currently, the Village is operating under the old provisions for temporary special events signs.

Therefore, staff has proposed this amendment to remove the sunset clause. Staff also has included new provisions for maximum temporary special event sign area and material. Below is the Temporary and Special Signage section as it existed prior to August 15, 2011, but shown in bold are the proposed changes. It would then be re-adopted with those bolded changes.

- G. Special Events Signs: Temporary signs and attention getting devices that are otherwise prohibited by this chapter may be permitted for purposes of promoting special community activities, grand openings, special events, etc., subject to the following provisions:

1. A written request must be submitted to the zoning enforcement officer seven (7) days prior to the date of the event.

2. A temporary sign permit must be obtained from the zoning enforcement officer.

3. A single zoning lot may apply for up to four (4) signs to be erected on said zoning lot under this subsection G as long as said signs are erected simultaneously and advertise the same special event. For purposes of this subsection G, said signs shall be treated as a single sign. Said signs (up to 4) shall only be required to pay one fee for each increment of time applied for pursuant to subsection G4 of this section (e.g., zoning lot 101 may pay 1 fee for up to 4 signs erected simultaneously for 45 days, or may pay 2 fees for up to 4 signs erected simultaneously on 2 separate increments of time [30 days the first time and 15 days the second time] or other combinations). Temporary sign permit fees shall not be reduced or prorated due to the applicant's choice to select a permit for a shorter period of time than they are otherwise entitled to apply for.

4. Such signs shall be limited to a forty five (45) day maximum exposure period per calendar year, which may be split into increments, with a separate permit and fee to accompany each increment (e.g., zoning lot 101 may apply for 3 separate 15 day periods, 9 separate 5 day periods, one 45-day period or other combinations); provided, however, that all such signs may not be erected prior to one minute after twelve o'clock (12:01) A.M. on the first date of the permit and must be removed by eleven fifty nine o'clock (11:59) P.M. on the date of the expiration of said permit. The board of trustees may extend this time period when necessary.

5. Each temporary sign may not exceed the size of 32 square feet.

6. Each temporary sign must be constructed of a durable material.

7. The above provisions shall apply to all individuals, organizations and businesses. All advertising must be located on the subject premises.

~~6. The provisions of this subsection G shall automatically be repealed as of August 15, 2011, and be of no further force and effect.~~

H. Long Term Special Events Signs:

1. Signs may be erected pursuant to this subsection if said signs advertise an internationally recognized sporting event occurring (in whole or in part) within the village which arranges competition between teams of the United States of America and foreign states (e.g., European Union).

2. Only a written request must be submitted to the zoning enforcement officer by the organizer of the event.

3. A temporary sign permit must be obtained from the zoning enforcement officer.

4. Hereafter, all signs advertising an event under subsection H1 of this section shall be permitted for a period not exceeding twelve (12) months prior to the event and shall be removed within two (2) months after the end of said special event. The village may not issue more than one such permit for any given time period within the village.

5. Eight (8) signs may be erected throughout the village pursuant to a permit issued under this subsection (with the written consent of the applicable landowners). No additional signs may be erected under a single permit.

6. In addition, all signs erected under this subsection shall comply with the following standards and shall not exceed the following dimensions:

- a. Maximum size: One hundred twenty eight (128) square feet;
- b. Maximum height: Ten feet (10') from grade at base of sign to top of sign.
- c. No internally illuminated signs shall be permitted. (Ord. 2008-10-07, 10-7-2008)

ZONING ORDINANCE

Though staff published for both Sections 11-14-9-G and 11-14-9-H of the Zoning Ordinance, this amendment would only amend Section 11-14-9-G. This is one small part of the Sign Ordinance and the Sign Ordinance is one chapter of the Zoning Ordinance.

EVALUATION

Staff believes the sunset provision should be removed from the Temporary Sign Ordinance. It also appears to be necessary to add provisions regarding maximum size of the signs and that they be constructed of a durable material. This is just an interim change to the Sign Ordinance. The comprehensive revision effort on the Sign Ordinance will be brought forward at a meeting in 2012.

PUBLIC RESPONSE

A public notice was published in a local newspaper. Staff has not had any inquiries from the public at this time.

STAFF RECOMMENDATION

Staff recommends approval of the draft Temporary and Special Signage Ordinance Amendment as shown above.

**STAFF REPORT TO THE SUGAR GROVE PLANNING COMMISSION
FROM MIKE FERENCAK, PLANNER**

GENERAL CASEFILE INFORMATION

Commission Meeting Date: November 16, 2011

Petition Number: 11-017

Project Name: Temporary and Special Signage

Petitioner: Village of Sugar Grove

Request: 1. Zoning Ordinance Text Amendment to amend Sections 11-4-9-G and 11-4-9-H.

Location: Village-wide

Exhibits: Staff Report to the October 19, 2011 Plan Commission meeting
Draft Ordinance

DEVELOPMENT PROPOSAL

The Planning Commission will consider the following request:

1. Zoning Ordinance Text Amendment to amend Sections 11-4-9-G and 11-4-9-H.

HISTORY

This was reviewed and recommended for approval by a vote of 6-0 by the Plan Commission on October 19, 2011. It was then forwarded to the Committee of the Whole. The Committee was also in favor of the text amendment. Since the Committee meeting some further issues arose and it was felt this needed to be brought back to the Plan Commission for further review.

Since the Committee meeting, a Plan Commission member asked whether the proposed Text Amendment addresses whether temporary special event signs may include lighting. It does not. Therefore staff is proposing to add a provision that temporary special event signs may not be internally illuminated. With this, any lighting of temporary special event signs from external illumination may continue to require a separate electrical permit.

Also, since the Committee meeting, staff noted an issue with the existing text. The existing text is silent as to zoning lots with multiple tenants. In these instances, the question has arisen as to how to fairly divide the allowed 45 days per calendar year amongst the various tenants on a zoning lot.

Therefore, for zoning lots with multiple tenants, staff recommends increasing the allowance of

temporary special event signs from 45 days per zoning lot with up to 4 signs per zoning lot to 45 days per tenant with 1 sign per tenant. If multiple tenants request these signs at the same time, there could be more than one of these signs on a zoning lot (there could be any number up to the number of tenants and the number of those tenants that request these signs at the same time). Staff suspects in most instances there would not be more than 1 or 2 of these signs at a time on a zoning lot. However, it will potentially increase the number of days a zoning lot may have temporary signs from 45 days to as much as 365 days (a zoning lot with a minimum of 9 tenants would be able to utilize all 365 days, a zoning lot with 6 tenants would be able to utilize 270 days). Zoning lots with single-tenants would continue to be allowed 45 days and 4 signs.

The revised wording is included in the attached draft ordinance. The previous staff report is also attached.

ZONING ORDINANCE

Though staff published for both Sections 11-14-9-G and 11-14-9-H of the Zoning Ordinance, this amendment would only amend Section 11-14-9-G. This is one small part of the Sign Ordinance and the Sign Ordinance is one chapter of the Zoning Ordinance.

EVALUATION

Staff believes the sunset provision should be removed from the Temporary Sign Ordinance. It also appears to be necessary to add provisions regarding maximum size of the signs and that they be constructed of a durable material. Finally, the restriction on interior lighting and clarification on multi-tenant lots seems necessary. This is only an interim change to the Sign Ordinance. The comprehensive revision effort on the Sign Ordinance will be brought forward at a meeting in 2012.

PUBLIC RESPONSE

A public notice was published in a local newspaper. Staff has not had any inquiries from the public at this time.

STAFF RECOMMENDATION

Staff recommends approval of the draft Temporary and Special Signage Ordinance Amendment as shown in the attached draft Ordinance.

ORDINANCE NO. 2011-1206FDA

AN ORDINANCE FOR TAX LEVY
FOR THE FISCAL YEAR
MAY 1, 2012 TO APRIL 30, 2013

PASSED BY THE BOARD OF TRUSTEES
AND PRESIDENT OF THE
VILLAGE OF SUGAR GROVE

This 6th day of December, 2011.

Published in pamphlet form
by authority of the Board of Trustees of the
Village of Sugar Grove, Kane County, Illinois

This 6th day of December, 2011.

ORDINANCE No. 2011-1206FDA

ANNUAL TAX LEVY ORDINANCE

An Ordinance levying taxes for all corporate purposes for the VILLAGE OF SUGAR GROVE, KANE COUNTY, ILLINOIS, for the fiscal year commencing on May 1, 2012 and ending April 30, 2013.

BE IT ORDAINED by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois:

SECTION ONE: That the amounts herein after set forth or so much thereof as may be authorized by law, and the same is hereby levied for such purposes as General Corporate, Police Protection, Police Pension, Audit, Liability Insurance, Illinois Municipal Retirement Fund, Social Security, Street Lighting, General Obligation Bonds, for the fiscal year of the said Village of Sugar Grove, Kane County, Illinois, beginning May 1, 2012 and ending April 30, 2013.

SECTION TWO: The amounts levied for each object or purpose is as follows:

	BUDGET	TO BE PAID BY SOURCES OTHER THAN PROPERTY TAX	AMOUNT TO BE PAID BY PROPERTY TAX
I. GENERAL FUND			
<u>Information Technology</u>			
Contractual services	\$ 19,957		
Commodities	<u>20</u>		
Total Information Technology	<u>19,982</u>		
<u>Administration</u>			
Personal services	243,063		
Contractual services	125,288		
Commodities	<u>1,030</u>		
Total Administration	<u>369,381</u>		
<u>Police</u>			
Personal services	1,560,111		
Contractual services	400,742		
Commodities	72,950		
Transfers	<u>35,619</u>		
Total Police	<u>2,069,422</u>		
<u>Streets Division</u>			
Personal services	299,392		
Contractual services	141,285		
Commodities	258,867		
Transfers	<u>91,027</u>		
Total Streets	<u>790,571</u>		
<u>Building Maintenance</u>			
Personal services	93,314		
Contractual services	20,684		
Commodities	13,500		
Transfers	<u>5,786</u>		
Total Building Maintenance	<u>133,284</u>		

ANNUAL TAX LEVY ORDINANCE

Page 2

	BUDGET	TO BE PAID BY SOURCES OTHER THAN PROPERTY TAX	AMOUNT TO BE PAID BY PROPERTY TAX
I. GENERAL FUND (CONTINUED)			
<u>Community Development</u>			
Personal services	\$ 333,476		
Contractual services	201,226		
Commodities	4,825		
Transfers	<u>5,688</u>		
Total Community Development	<u>545,215</u>		
<u>Finance</u>			
Personal services	118,196		
Contractual services	23,928		
Commodities	<u>2,202</u>		
Total Finance	<u>144,326</u>		
<u>Board & Commissions</u>			
Personal services	55,767		
Contractual services	17,065		
Commodities	<u>1,000</u>		
Total Board & Commissions	<u>73,832</u>		
TOTAL FOR GENERAL FUND:	<u>\$4,146,013</u>	<u>\$1,736,373</u>	<u>\$2,409,640</u>

SAID AMOUNTS ARE HEREBY LEVIED:

GENERAL CORPORATE TAX	\$1,273,862
ILLINOIS MUNICIPAL RETIREMENT TAX	115,447
POLICE PROTECTION TAX	200,701
POLICE PENSION TAX	295,831
AUDIT TAX	20,619
LIABILITY INSURANCE TAX	134,396
STREET LIGHTING TAX	81,621
SOCIAL SECURITY TAX	<u>287,163</u>
TOTAL	<u>\$2,409,640</u>

ANNUAL TAX LEVY ORDINANCE

Page 3

	BUDGET	TO BE PAID BY SOURCES OTHER THAN PROPERTY TAX	AMOUNT TO BE PAID BY PROPERTY TAX
II. BOND DEBT FUND			
*2006 Principal payment	255,000		
*2006 Interest payment	110,025		
*2006 Fiscal agent fees	<u>500</u>		
2006 GO Bond Debt	<u>365,525</u>	500	<u>\$365,025*</u>
*2006A Principal payment	345,000		
*2006A Interest payment	270,603		
*2006A Fiscal agent fees	<u>500</u>		
2006A GO Bond Debt	<u>616,103</u>	500	<u>\$615,603*</u>
*2008A Principal payment	60,000		
*2008A Interest payment	98,825		
*2008A Fiscal agent fees	<u>500</u>		
2008A GO Bond Debt	<u>159,325</u>	500	<u>\$158,825*</u>
*2008B Principal payment	125,000		
*2008B Interest payment	8,993		
*2008B Fiscal agent fees	<u>500</u>		
2008B GO Bond Debt	<u>134,493</u>	500	<u>\$133,993*</u>
*2009 Principal payment	235,000		
*2009 Interest payment	78,710		
*2009 Fiscal agent fees	<u>500</u>		
2009 GO Bond Debt	<u>314,210</u>	<u>500</u>	<u>\$313,710*</u>
Total GO Bond Debt	1,589,656		
* Total Amount Abated	<u>(1,587,156)*</u>		
Total Requested for Bond Debt	<u>\$ 2,500</u>	<u>\$2,500</u>	<u>\$ 0</u>
SAID AMOUNTS ARE HEREBY LEVIED:			
BOND DEBT TAX			<u><u>\$ 0</u></u>

ANNUAL TAX LEVY ORDINANCE

Page 4

SECTION THREE: That the Village Clerk shall make and file with the County Clerk of said County of Kane, a duly certified copy of this Ordinance and that the amount levied by Section Two of the Ordinance is required by said Village of Sugar Grove as aforesaid and extended upon the appropriation tax book for the fiscal year of said Village of Sugar Grove beginning May 1, 2012 and ending April 30, 2013.

SECTION FOUR: If any section, subdivision, sentence or clause of the Ordinance is for any reason held invalid or to be unconstitutional, such decision shall not affect the validity of the remaining portion of this Ordinance.

SECTION FIVE: This Ordinance shall be in full force and effect from and after its passage, approval and recording according to law.

PASSED this 6th day of December, 2011, pursuant to roll call as follows:

Trustee Bohler	_____	Trustee Renk	_____
Trustee Geary	_____	Trustee Montalto	_____
Trustee Johnson	_____	Trustee Paluch	_____

PASSED AND APPROVED THIS 6TH DAY OF DECEMBER, 2011.

P. Sean Michels
President of the Village of Sugar Grove

ATTEST:

Cynthia L. Galbreath
Clerk of the Village of Sugar Grove

Truth in Taxation Certificate

I, P. Sean Michels, presiding officer of the Village of Sugar Grove, hereby certifies that I am the presiding officer of the Village of Sugar Grove, and as such presiding officer I hereby certify that the levy ordinance, a copy of which is appended hereto, was adopted pursuant to, and in all respects in compliance with, the provisions of Section 4 through 7 of the Truth in Taxation Act”.

The notice and hearing requirements of Section 6 of the Act are applicable.

The notice requirements of Section 7 of the Act are inapplicable.

Date: December 6, 2011

P. Sean Michels
Village President

CERTIFICATE

I, Cynthia L. Galbreath, certify that I am the appointed Municipal Clerk of the Village of Sugar Grove, Kane County, Illinois.

I further certify that on December 6, 2011 the President and Board of Trustees of the Village of Sugar Grove adopted Ordinance , An Ordinance for Tax Levy for the Fiscal Year May 1, 2012 to April 30, 2013.

I hereby certify that the attached Ordinance is a true copy of the Ordinance that was duly adopted by the Village of Sugar Grove Board of Trustees, at a meeting which was held on December 6, 2011 at 6:00 p.m. at which a quorum was present and acting throughout and that said copy has been compared by me with the original ordinance which was signed by the Village President on December 6, 2011.

Dated at Sugar Grove, Illinois this 6th day of December, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Village, this 6th day of December, 2011.

Cynthia L. Galbreath, Village Clerk

**VILLAGE OF SUGAR GROVE
BOARD REPORT**

TO: VILLAGE PRESIDENT & BOARD OF TRUSTEES
FROM: JUSTIN VANVOOREN, FINANCE DIRECTOR
SUBJECT: AN ORDINANCE FOR TAX LEVY FOR THE FISCAL YEAR MAY 1, 2012
TO APRIL 30, 2013
AGENDA: DECEMBER 6, 2011 REGULAR BOARD MEETING
DATE: NOVEMBER 16, 2011

ISSUE

Shall the Board approve the Annual Property Tax Levy Ordinance.

DISCUSSION

The proposed tax levy was announced at the November 1, 2011 Board Meeting and notice of a public hearing was published pursuant to State Statute in the November 9, 2011 edition of the Kane County Chronicle. The public hearing was conducted on November 15, 2011 and there was no public comment made on the proposed levy.

While the proposed tax levy totals \$3,996,795.15, it is anticipated that the County will reduce the levy request during the extension process pursuant to the "Tax Cap" Act.

COST

Not applicable.

RECOMMENDATION

That the Board adopt Ordinance 2011-1206FDA, An Ordinance for Tax Levy for the Fiscal Year May 1, 2012 to April 30, 2013.

Village of Sugar Grove

PLANNING COMMISSION / ZONING BOARD OF APPEALS OF THE VILLAGE OF SUGAR GROVE

AGENDA

Wednesday, November 16, 2011
7:00 p.m.

1. Call to Order
2. Roll Call
3. Approval of the Minutes of the October 19, 2011 Plan Commission Meeting
4. Public Hearings
5. Old Business
6. New Business
 - a. Introduction to The Coast Oak Group in Settlers Ridge
 - b. Petition 11-017: Temporary Signage – Zoning Ordinance Text Amendment (Village of Sugar Grove)
 - c. Petition 11-005: Off Street Parking and Loading – Zoning Ordinance Text Amendment (Village of Sugar Grove)
7. Plan Commissioner Comments, Project Updates and Misc. Information
(Denny Road Estate Lot, 1961 W. US Highway 30 Pump House, Temporary and Special Signage)
8. Adjournment

**VILLAGE OF SUGAR GROVE
BOARD REPORT**

TO: VILLAGE PRESIDENT & BOARD OF TRUSTEES
FROM: JUSTIN VANVOOREN, FINANCE DIRECTOR
SUBJECT: ORDINANCES ABATING 2011 TAXES RELATED TO DEBT SERVICE
AGENDA: DECEMBER 6, 2011 REGULAR BOARD MEETING
DATE: NOVEMBER 16, 2011

ISSUE

Shall the Board abate the property tax levies related to the following General Obligation Alternate Revenue Bonds: 2006 Bonds issued in the amount \$2,640,000, 2006A Bonds issued in the amount of \$8,500,000, 2008A Bonds issued in the amount of \$2,585,000, 2008B Bonds issued in the amount of \$590,000, and 2009 Bonds issued in the amount of \$2,930,000.

DISCUSSION

The designated revenue sources for these bonds, pursuant to Bond Ordinances, are net water and sewer revenues, capital improvement funds, and non-home rule sales tax. There is sufficient revenue from these sources, other than property taxes, to make the debt service payments. Should the Board not pass the proposed ordinances, the Board opens the Village up to legal action by tax objectors and limits its ability to issue new debt under the alternate bond scenario.

Attached are the ordinances abating the property tax levies for each of the above issuances.

COST

Not applicable.

RECOMMENDATION

That the Board adopts the following ordinances:

Ordinance 2011-1206FDB, An Ordinance Abating 2011 Taxes related to Debt Service on the \$2,640,000 2006 General Obligation Alternate Revenue Bonds.

Ordinance 2011-1206FDC, An Ordinance Abating 2011 Taxes related to Debt Service on the \$8,500,000 2006A General Obligation Alternate Revenue Bonds.

Ordinance 2011-1206FDD, An Ordinance Abating 2011 Taxes related to Debt Service on the \$2,585,000 2008A General Obligation Alternate Revenue Bonds.

Ordinance 2011-1206FDE, An Ordinance Abating 2011 Taxes related to Debt Service on the \$590,000 2008B General Obligation Alternate Revenue Bonds.

Ordinance 2011-1206FDF, An Ordinance Abating 2011 Taxes related to Debt Service on the \$2,930,000 2009 General Obligation Alternate Revenue Bonds.

ORDINANCE NO. 2011-1206FDA

AN ORDINANCE FOR TAX LEVY
FOR THE FISCAL YEAR
MAY 1, 2012 TO APRIL 30, 2013

PASSED BY THE BOARD OF TRUSTEES
AND PRESIDENT OF THE
VILLAGE OF SUGAR GROVE

This 6th day of December, 2011.

Published in pamphlet form
by authority of the Board of Trustees of the
Village of Sugar Grove, Kane County, Illinois

This 6th day of December, 2011.

ORDINANCE No. 2011-1206FDA

ANNUAL TAX LEVY ORDINANCE

An Ordinance levying taxes for all corporate purposes for the VILLAGE OF SUGAR GROVE, KANE COUNTY, ILLINOIS, for the fiscal year commencing on May 1, 2012 and ending April 30, 2013.

BE IT ORDAINED by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois:

SECTION ONE: That the amounts herein after set forth or so much thereof as may be authorized by law, and the same is hereby levied for such purposes as General Corporate, Police Protection, Police Pension, Audit, Liability Insurance, Illinois Municipal Retirement Fund, Social Security, Street Lighting, General Obligation Bonds, for the fiscal year of the said Village of Sugar Grove, Kane County, Illinois, beginning May 1, 2012 and ending April 30, 2013.

SECTION TWO: The amounts levied for each object or purpose is as follows:

	BUDGET	TO BE PAID BY SOURCES OTHER THAN PROPERTY TAX	AMOUNT TO BE PAID BY PROPERTY TAX
I. GENERAL FUND			
<u>Information Technology</u>			
Contractual services	\$ 19,957		
Commodities	<u>20</u>		
Total Information Technology	<u>19,982</u>		
<u>Administration</u>			
Personal services	243,063		
Contractual services	125,288		
Commodities	<u>1,030</u>		
Total Administration	<u>369,381</u>		
<u>Police</u>			
Personal services	1,560,111		
Contractual services	400,742		
Commodities	72,950		
Transfers	<u>35,619</u>		
Total Police	<u>2,069,422</u>		
<u>Streets Division</u>			
Personal services	299,392		
Contractual services	141,285		
Commodities	258,867		
Transfers	<u>91,027</u>		
Total Streets	<u>790,571</u>		
<u>Building Maintenance</u>			
Personal services	93,314		
Contractual services	20,684		
Commodities	13,500		
Transfers	<u>5,786</u>		
Total Building Maintenance	<u>133,284</u>		

ANNUAL TAX LEVY ORDINANCE
Page 2

	BUDGET	TO BE PAID BY SOURCES OTHER THAN PROPERTY TAX	AMOUNT TO BE PAID BY PROPERTY TAX
I. GENERAL FUND (CONTINUED)			
<u>Community Development</u>			
Personal services	\$ 333,476		
Contractual services	201,226		
Commodities	4,825		
Transfers	<u>5,688</u>		
Total Community Development	<u>545,215</u>		
 <u>Finance</u>			
Personal services	118,196		
Contractual services	23,928		
Commodities	<u>2,202</u>		
Total Finance	<u>144,326</u>		
 <u>Board & Commissions</u>			
Personal services	55,767		
Contractual services	17,065		
Commodities	<u>1,000</u>		
Total Board & Commissions	<u>73,832</u>		
 TOTAL FOR GENERAL FUND:	 <u>\$4,146,013</u>	 <u>\$1,736,373</u>	 <u>\$2,409,640</u>

SAID AMOUNTS ARE HEREBY LEVIED:

GENERAL CORPORATE TAX	\$1,273,862
ILLINOIS MUNICIPAL RETIREMENT TAX	115,447
POLICE PROTECTION TAX	200,701
POLICE PENSION TAX	295,831
AUDIT TAX	20,619
LIABILITY INSURANCE TAX	134,396
STREET LIGHTING TAX	81,621
SOCIAL SECURITY TAX	<u>287,163</u>
 TOTAL	 <u>\$2,409,640</u>

ANNUAL TAX LEVY ORDINANCE

Page 3

	BUDGET	TO BE PAID BY SOURCES OTHER THAN PROPERTY TAX	AMOUNT TO BE PAID BY PROPERTY TAX
II. BOND DEBT FUND			
*2006 Principal payment	255,000		
*2006 Interest payment	110,025		
*2006 Fiscal agent fees	<u>500</u>		
2006 GO Bond Debt	<u>365,525</u>	500	<u>\$365,025*</u>
*2006A Principal payment	345,000		
*2006A Interest payment	270,603		
*2006A Fiscal agent fees	<u>500</u>		
2006A GO Bond Debt	<u>616,103</u>	500	<u>\$615,603*</u>
*2008A Principal payment	60,000		
*2008A Interest payment	98,825		
*2008A Fiscal agent fees	<u>500</u>		
2008A GO Bond Debt	<u>159,325</u>	500	<u>\$158,825*</u>
*2008B Principal payment	125,000		
*2008B Interest payment	8,993		
*2008B Fiscal agent fees	<u>500</u>		
2008B GO Bond Debt	<u>134,493</u>	500	<u>\$133,993*</u>
*2009 Principal payment	235,000		
*2009 Interest payment	78,710		
*2009 Fiscal agent fees	<u>500</u>		
2009 GO Bond Debt	<u>314,210</u>	<u>500</u>	<u>\$313,710*</u>
Total GO Bond Debt	1,589,656		
* Total Amount Abated	<u>(1,587,156)*</u>		
Total Requested for Bond Debt	<u>\$ 2,500</u>	<u>\$2,500</u>	<u>\$ 0</u>
SAID AMOUNTS ARE HEREBY LEVIED:			
BOND DEBT TAX			<u><u>\$ 0</u></u>

ANNUAL TAX LEVY ORDINANCE
Page 4

SECTION THREE: That the Village Clerk shall make and file with the County Clerk of said County of Kane, a duly certified copy of this Ordinance and that the amount levied by Section Two of the Ordinance is required by said Village of Sugar Grove as aforesaid and extended upon the appropriation tax book for the fiscal year of said Village of Sugar Grove beginning May 1, 2012 and ending April 30, 2013.

SECTION FOUR: If any section, subdivision, sentence or clause of the Ordinance is for any reason held invalid or to be unconstitutional, such decision shall not affect the validity of the remaining portion of this Ordinance.

SECTION FIVE: This Ordinance shall be in full force and effect from and after its passage, approval and recording according to law.

PASSED this 6th day of December, 2011, pursuant to roll call as follows:

Trustee Bohler	_____	Trustee Renk	_____
Trustee Geary	_____	Trustee Montalto	_____
Trustee Johnson	_____	Trustee Paluch	_____

PASSED AND APPROVED THIS 6TH DAY OF DECEMBER, 2011.

P. Sean Michels
President of the Village of Sugar Grove

ATTEST:

Cynthia L. Galbreath
Clerk of the Village of Sugar Grove

Truth in Taxation Certificate

I, P. Sean Michels, presiding officer of the Village of Sugar Grove, hereby certifies that I am the presiding officer of the Village of Sugar Grove, and as such presiding officer I hereby certify that the levy ordinance, a copy of which is appended hereto, was adopted pursuant to, and in all respects in compliance with, the provisions of Section 4 through 7 of the Truth in Taxation Act”.

The notice and hearing requirements of Section 6 of the Act are applicable.

The notice requirements of Section 7 of the Act are inapplicable.

Date: December 6, 2011

P. Sean Michels
Village President

CERTIFICATE

I, Cynthia L. Galbreath, certify that I am the appointed Municipal Clerk of the Village of Sugar Grove, Kane County, Illinois.

I further certify that on December 6, 2011 the President and Board of Trustees of the Village of Sugar Grove adopted Ordinance , An Ordinance for Tax Levy for the Fiscal Year May 1, 2012 to April 30, 2013.

I hereby certify that the attached Ordinance is a true copy of the Ordinance that was duly adopted by the Village of Sugar Grove Board of Trustees, at a meeting which was held on December 6, 2011 at 6:00 p.m. at which a quorum was present and acting throughout and that said copy has been compared by me with the original ordinance which was signed by the Village President on December 6, 2011.

Dated at Sugar Grove, Illinois this 6th day of December, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Village, this 6th day of December, 2011.

Cynthia L. Galbreath, Village Clerk

**VILLAGE OF SUGAR GROVE
KANE COUNTY, ILLINOIS**

ORDINANCE NO. 2011-1206FDB

**An Ordinance abating
The tax heretofore levied for the year 2011
To pay debt service on \$2,640,000
General Obligation Bonds (Alternate Revenue Source)
Of the Village of Sugar Grove, Kane County, Illinois**

Adopted by the President and
Board of Trustees of the Village of Sugar Grove
this 6th day of December, 2011

Published in Pamphlet Form
by authority of the Board of Trustees
of the Village of Sugar Grove, Kane County,
Illinois, this 6th day of December, 2011

ORDINANCE NO. 2011-1206FDB

**An Ordinance abating
The tax heretofore levied for the year 2011
To pay debt service on \$2,640,000
General Obligation Bonds (Alternate Revenue Source)
Of the Village of Sugar Grove, Kane County, Illinois**

NOW, THEREFORE, BE IT ORDAINED, by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, as follows:

WHEREAS, the President and Board of Trustees (the “Board”) of the Village of Sugar Grove, Kane County, Illinois (the “Issuer”), by ordinance adopted on the 18th day of April, 2006, (the “Ordinance”), did provide for the issue of \$2,640,000 General Obligation Bonds (Alternate Revenue Source) (the “Bonds”), and the levy of a direct annual tax sufficient to pay principal and interest on the Bonds; and

WHEREAS, the issuer will have Pledged Revenues (as defined in the Ordinance) available for the purpose of paying the debt service due on the Bonds during the next succeeding bond year; and

WHEREAS, it is necessary and in the best interests of the Issuer that the tax heretofore levied for the year 2011 to pay such debt service be abated:

NOW, THEREFORE, Be It and It is Hereby Ordained by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, as follows:

Section 1: **Abatement of Tax.** The tax heretofore levied for the year 2011 in the Ordinance is hereby abated in its entirety.

Section 2: **Filing of Ordinance.** Forthwith upon the adoption of this ordinance, the Village Clerk shall file a certified copy hereof with the County Clerk of Kane County, Illinois, and it shall be the duty of said County Clerk to abate said tax levied for the year 2011 in accordance with the provisions hereof.

Section 3: **Effective Date.** This ordinance shall be in full force and effect forthwith upon its adoption.

PASSED AND APPROVED by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, on this 6th day of December, 2011.

P. Sean Michels, President of the Board of Trustees of the Village of Sugar Grove, Kane County, Illinois.

ATTEST: _____
Cynthia L. Galbreath, Clerk, Village of Sugar Grove

	Aye	Nay	Absent
Bohler	_____	_____	_____
Geary	_____	_____	_____
Johnson	_____	_____	_____
Renk	_____	_____	_____
Montalto	_____	_____	_____
Paluch	_____	_____	_____

**VILLAGE OF SUGAR GROVE
KANE COUNTY, ILLINOIS**

ORDINANCE NO. 2011-1206FDC

**An Ordinance abating
The tax heretofore levied for the year 2011
To pay debt service on \$8,500,000
General Obligation Bonds (Alternate Revenue Source)
Of the Village of Sugar Grove, Kane County, Illinois**

Adopted by the President and
Board of Trustees of the Village of Sugar Grove
this 6th day of December, 2011

Published in Pamphlet Form
by authority of the Board of Trustees
of the Village of Sugar Grove, Kane County,
Illinois, this 6th day of December, 2011

ORDINANCE NO. 2011-1206FDC

**An Ordinance abating
The tax heretofore levied for the year 2011
To pay debt service on \$8,500,000
General Obligation Bonds (Alternate Revenue Source)
Of the Village of Sugar Grove, Kane County, Illinois**

NOW, THEREFORE, BE IT ORDAINED, by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, as follows:

WHEREAS, the President and Board of Trustees (the “Board”) of the Village of Sugar Grove, Kane County, Illinois (the “Issuer”), by ordinance adopted on the 6th day of June, 2006, (the “Ordinance”), did provide for the issue of \$8,500,000 General Obligation Bonds (Alternate Revenue Source) (the “Bonds”), and the levy of a direct annual tax sufficient to pay principal and interest on the Bonds; and

WHEREAS, the issuer will have Pledged Revenues (as defined in the Ordinance) available for the purpose of paying the debt service due on the Bonds during the next succeeding bond year; and

WHEREAS, it is necessary and in the best interests of the Issuer that the tax heretofore levied for the year 2011 to pay such debt service be abated:

NOW, THEREFORE, Be It and It is Hereby Ordained by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, as follows:

Section 1: Abatement of Tax. The tax heretofore levied for the year 2011 in the Ordinance is hereby abated in its entirety.

Section 2: Filing of Ordinance. Forthwith upon the adoption of this ordinance, the Village Clerk shall file a certified copy hereof with the County Clerk of Kane County, Illinois, and it shall be the duty of said County Clerk to abate said tax levied for the year 2011 in accordance with the provisions hereof.

Section 3: Effective Date. This ordinance shall be in full force and effect forthwith upon its adoption.

PASSED AND APPROVED by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, on this 6th day of December, 2011.

P. Sean Michels, President of the Board of Trustees of the Village of Sugar Grove, Kane County, Illinois.

ATTEST: _____
Cynthia L. Galbreath, Clerk, Village of Sugar Grove

	Aye	Nay	Absent
Bohler	_____	_____	_____
Geary	_____	_____	_____
Johnson	_____	_____	_____
Renk	_____	_____	_____
Montalto	_____	_____	_____
Paluch	_____	_____	_____

**VILLAGE OF SUGAR GROVE
KANE COUNTY, ILLINOIS**

ORDINANCE NO. 2011-1206FDD

**An Ordinance abating
The tax heretofore levied for the year 2011
To pay debt service on \$2,585,000
General Obligation Bonds (Alternate Revenue Source)
Of the Village of Sugar Grove, Kane County, Illinois**

Adopted by the President and
Board of Trustees of the Village of Sugar Grove
this 6th day of December, 2011

Published in Pamphlet Form
by authority of the Board of Trustees
of the Village of Sugar Grove, Kane County,
Illinois, this 6th day of December, 2011

ORDINANCE NO. 2011-1206FDD

**An Ordinance abating
The tax heretofore levied for the year 2011
To pay debt service on \$2,585,000
General Obligation Bonds (Alternate Revenue Source)
Of the Village of Sugar Grove, Kane County, Illinois**

NOW, THEREFORE, BE IT ORDAINED, by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, as follows:

WHEREAS, the President and Board of Trustees (the “Board”) of the Village of Sugar Grove, Kane County, Illinois (the “Issuer”), by ordinance adopted on the 17th day of June, 2008, (the “Ordinance”), did provide for the issue of \$2,585,000 General Obligation Bonds (Alternate Revenue Source) (the “Bonds”), and the levy of a direct annual tax sufficient to pay principal and interest on the Bonds; and

WHEREAS, the issuer will have Pledged Revenues (as defined in the Ordinance) available for the purpose of paying the debt service due on the Bonds during the next succeeding bond year; and

WHEREAS, it is necessary and in the best interests of the Issuer that the tax heretofore levied for the year 2011 to pay such debt service be abated:

NOW, THEREFORE, Be It and It is Hereby Ordained by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, as follows:

Section 1: **Abatement of Tax.** The tax heretofore levied for the year 2011 in the Ordinance is hereby abated in its entirety.

Section 2: **Filing of Ordinance.** Forthwith upon the adoption of this ordinance, the Village Clerk shall file a certified copy hereof with the County Clerk of Kane County, Illinois, and it shall be the duty of said County Clerk to abate said tax levied for the year 2011 in accordance with the provisions hereof.

Section 3: **Effective Date.** This ordinance shall be in full force and effect forthwith upon its adoption.

PASSED AND APPROVED by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, on this 6th day of December, 2011.

P. Sean Michels, President of the Board of Trustees of the Village of Sugar Grove, Kane County, Illinois.

ATTEST: _____
Cynthia L. Galbreath, Clerk, Village of Sugar Grove

	Aye	Nay	Absent
Bohler	_____	_____	_____
Geary	_____	_____	_____
Johnson	_____	_____	_____
Renk	_____	_____	_____
Montalto	_____	_____	_____
Paluch	_____	_____	_____

**VILLAGE OF SUGAR GROVE
KANE COUNTY, ILLINOIS**

ORDINANCE NO. 2011-1206FDE

**An Ordinance abating
The tax heretofore levied for the year 2011
To pay debt service on \$590,000
General Obligation Bonds (Alternate Revenue Source)
Of the Village of Sugar Grove, Kane County, Illinois**

Adopted by the President and
Board of Trustees of the Village of Sugar Grove
this 6th day of December, 2011

Published in Pamphlet Form
by authority of the Board of Trustees
of the Village of Sugar Grove, Kane County,
Illinois, this 6th day of December, 2011

ORDINANCE NO. 2011-1206FDE

**An Ordinance abating
The tax heretofore levied for the year 2011
To pay debt service on \$590,000
General Obligation Bonds (Alternate Revenue Source)
Of the Village of Sugar Grove, Kane County, Illinois**

NOW, THEREFORE, BE IT ORDAINED, by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, as follows:

WHEREAS, the President and Board of Trustees (the “Board”) of the Village of Sugar Grove, Kane County, Illinois (the “Issuer”), by ordinance adopted on the 17th day of June, 2008, (the “Ordinance”), did provide for the issue of \$590,000 General Obligation Bonds (Alternate Revenue Source) (the “Bonds”), and the levy of a direct annual tax sufficient to pay principal and interest on the Bonds; and

WHEREAS, the issuer will have Pledged Revenues (as defined in the Ordinance) available for the purpose of paying the debt service due on the Bonds during the next succeeding bond year; and

WHEREAS, it is necessary and in the best interests of the Issuer that the tax heretofore levied for the year 2011 to pay such debt service be abated:

NOW, THEREFORE, Be It and It is Hereby Ordained by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, as follows:

Section 1: **Abatement of Tax.** The tax heretofore levied for the year 2011 in the Ordinance is hereby abated in its entirety.

Section 2: **Filing of Ordinance.** Forthwith upon the adoption of this ordinance, the Village Clerk shall file a certified copy hereof with the County Clerk of Kane County, Illinois, and it shall be the duty of said County Clerk to abate said tax levied for the year 2011 in accordance with the provisions hereof.

Section 3: **Effective Date.** This ordinance shall be in full force and effect forthwith upon its adoption.

PASSED AND APPROVED by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, on this 6th day of December, 2011.

P. Sean Michels, President of the Board of Trustees of the Village of Sugar Grove, Kane County, Illinois.

ATTEST: _____
Cynthia L. Galbreath, Clerk, Village of Sugar Grove

	Aye	Nay	Absent
Bohler	_____	_____	_____
Geary	_____	_____	_____
Johnson	_____	_____	_____
Renk	_____	_____	_____
Montalto	_____	_____	_____
Paluch	_____	_____	_____

**VILLAGE OF SUGAR GROVE
KANE COUNTY, ILLINOIS**

ORDINANCE NO. 2011-1206FDF

**An Ordinance abating
The tax heretofore levied for the year 2011
To pay debt service on \$2,930,000
General Obligation Bonds (Alternate Revenue Source)
Of the Village of Sugar Grove, Kane County, Illinois**

Adopted by the President and
Board of Trustees of the Village of Sugar Grove
this 6th day of December, 2011

Published in Pamphlet Form
by authority of the Board of Trustees
of the Village of Sugar Grove, Kane County,
Illinois, this 6th day of December, 2011

ORDINANCE NO. 2011-1206FDF

**An Ordinance abating
The tax heretofore levied for the year 2011
To pay debt service on \$2,930,000
General Obligation Bonds (Alternate Revenue Source)
Of the Village of Sugar Grove, Kane County, Illinois**

NOW, THEREFORE, BE IT ORDAINED, by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, as follows:

WHEREAS, the President and Board of Trustees (the “Board”) of the Village of Sugar Grove, Kane County, Illinois (the “Issuer”), by ordinance adopted on the 17th day of February, 2009, (the “Ordinance”), did provide for the issue of \$2,930,000 General Obligation Bonds (Alternate Revenue Source) (the “Bonds”), and the levy of a direct annual tax sufficient to pay principal and interest on the Bonds; and

WHEREAS, the issuer will have Pledged Revenues (as defined in the Ordinance) available for the purpose of paying the debt service due on the Bonds during the next succeeding bond year; and

WHEREAS, it is necessary and in the best interests of the Issuer that the tax heretofore levied for the year 2011 to pay such debt service be abated:

NOW, THEREFORE, Be It and It is Hereby Ordained by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, as follows:

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PASSED AND APPROVED by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, on this 6th day of December, 2011.

P. Sean Michels, President of the Board of Trustees of the Village of Sugar Grove, Kane County, Illinois.

ATTEST: _____
Cynthia L. Galbreath, Clerk, Village of Sugar Grove

	Aye	Nay	Absent
Bohler	___	___	___
Geary	___	___	___
Johnson	___	___	___
Renk	___	___	___
Montalto	___	___	___
Paluch	___	___	___

**VILLAGE OF SUGAR GROVE
BOARD REPORT**

TO: VILLAGE PRESIDENT & BOARD OF TRUSTEES
FROM: JUSTIN VANVOOREN, FINANCE DIRECTOR
SUBJECT: AN ORDINANCE FOR TAX LEVY FOR THE FISCAL YEAR MAY 1, 2012
TO APRIL 30, 2013
AGENDA: DECEMBER 6, 2011 REGULAR BOARD MEETING
DATE: NOVEMBER 16, 2011

ISSUE

Shall the Board approve the Annual Property Tax Levy Ordinance.

DISCUSSION

The proposed tax levy was announced at the November 1, 2011 Board Meeting and notice of a public hearing was published pursuant to State Statute in the November 9, 2011 edition of the Kane County Chronicle. The public hearing was conducted on November 15, 2011 and there was no public comment made on the proposed levy.

While the proposed tax levy totals \$3,996,795.15, it is anticipated that the County will reduce the levy request during the extension process pursuant to the "Tax Cap" Act.

COST

Not applicable.

RECOMMENDATION

That the Board adopt Ordinance 2011-1206FDA, An Ordinance for Tax Levy for the Fiscal Year May 1, 2012 to April 30, 2013.