

VILLAGE OF LIBERTYVILLE
BOARD OF TRUSTEES
July 27, 2021

President Johnson called to order a meeting of the Board of Trustees at 8:00 p.m. Those present were: President Donna Johnson, Trustees Scott Adams, Peter Garrity, Matthew Hickey, Matthew Krummick, and James Connell. Trustee Dan Love was absent.

President Johnson requested a moment of silence for the victim who passed away earlier in the day at a Libertyville train crossing.

President Johnson recognized several employees for their anniversaries with the Village. Employees Richard Kelly, Michael Garcia, Brandon Bernabei, Steve Shaffer, Kristina Larson, Ken Straman, and Kelly Bliefertnich were honored for their longtime service.

President Johnson read a proclamation honoring resident Pam Hume for her outstanding service to Main Street Libertyville and the Village.

President Johnson called for a motion to approve Ed Roncone as the new Libertyville Chief of Police. Trustee Adams moved to approve the appointment, and Trustee Garrity seconded. The motion carried on roll call vote as follows:

AYES: Trustees Adams, Garrity, Hickey, Krummick, and Connell

NAYS: None

President Johnson recognized several members of Ed Roncone's family and offered comments in support of his appointment. President Johnson swore in Ed Roncone as the new Chief of Police.

ITEMS NOT ON THE AGENDA

President Johnson asked if there were any public comments for items not on the agenda, and there was one speaker. Pamela Kramer spoke about her concerns about the mosquito spraying that occurs in the Village. President Johnson offered comments and asked staff to review the issue and follow up with the speaker.

OMNIBUS VOTE AGENDA

President Johnson introduced the Omnibus Vote Agenda and asked if there were any items to be removed for a separate discussion. No items were requested to be removed.

A. Summary of Omnibus Vote Agenda Items

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B. Approval of Minutes of the July 13, 2021 Village Board Meeting

C. Bills for Approval

D. **ORDINANCE NO. 21-O-58:** An Ordinance Amending Chapter 23 of the Municipal Code Regarding Parking Restrictions on Kildare Avenue at the Sanitary Lift Station

E. **RESOLUTION NO. 21-R-108:** A Resolution to Approve a Special Event – Historical Walking Tour

F. **ORDINANCE NO. 21-O-59:** An Ordinance Approving Variations For a Wall Sign at 1121 S. Milwaukee Avenue

G. **ORDINANCE NO. 21-O-60:** An Ordinance Approving an Amendment to the Zoning Code Related to Location of Refuse Containers

H. **ORDINANCE NO. 21-O-61:** An Ordinance Approving a Variation regarding location of refuse containers at 1940 USG Drive I. ARC Report

Trustee Adams moved to adopt the items listed on the Omnibus Vote Agenda in a single group pursuant to the omnibus vote procedures of the Libertyville Municipal Code, and Trustee Garrity seconded. The motion carried on roll call vote as follows:

AYES: Trustees Adams, Garrity, Hickey, Krummick, and Connell

NAYS: None

4 - An Appeal Related to the Report of the Appearance Review Commission, ARC 21-27, New Building Facades (Roofing Materials) - 725 N. Milwaukee Avenue

President Johnson noted item 4 was being withdrawn at the request of the applicant. No further action was taken.

5 – ORDINANCE NO. 21-O-62: An Ordinance Approving a Special Use Permit for an Axe-throwing Lounge - 216 W. Peterson Road

President Johnson noted at the April 27, 2021 meeting, the Village Board of Trustees approved a Special Use Permit for an Axe Throwing Lounge at 216 West Peterson Road. The ordinance included hours of operation for the facility which specifically included closing times as these were discussed at the Village Board meetings as a condition of the special use. In the attached

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letter, property owner Wynkoop Holdings requests an amendment to the ordinance as opening times were also included in the ordinance. Wynkoop maintains that the hours were included to govern the closing times for the use and not the opening times. The revised ordinance would also allow for Sunday operation.

The proposed changes include the following:

Approved text: “Monday through Thursday: 4:00 p.m. until 9:00 p.m., Friday 3:00 p.m.until 11:00 p.m., and Saturday 11:00 a.m. until 11:00 p.m.”

Proposed text: “Monday through Thursday 10:00 a.m. until 9:00 p.m., Friday through Saturday 10:00 a.m. until 11:00 p.m., and Sunday 12:00 p.m. until 6:00 p.m.”

Staff recommends approval of the ordinance.

The applicant was present for any questions. President Johnson asked if there were any public comments or board comments, and there were none. President Johnson asked if there were any board comments and Trustees Adams and Garrity offered support of the item. President Johnson offered clarification on the hours.

Trustee Adams moved to approve item 5, and Trustee Connell seconded. The motion carried on roll call vote as follows:

AYES: Trustees Adams, Garrity, Hickey, Krummick, and Connell

NAYS: None

6 – ORDINANCE NO. 21-R-109: A Resolution to Approve a Professional Services Agreement with Gewalt Hamilton Associates, Inc. for Construction Management Services for the 2021 Watermain Replacement Program

President Johnson noted that the 2021 Watermain Replacement Program involves the replacement of deteriorating watermain segments along Mullady Parkway, Winners Circle, Walnut Street and Oak Street. Construction is anticipated to start in late July or early August and be completed by fall of this year. The Village will require the services of a consultant to serve as Resident Engineer for this project and oversee the contractor’s daily construction activities. Staff has received the attached proposal from the firm Gewalt Hamilton Associates, Inc. (GHA). GHA performed the design and permitting activities for the project and proposes to provide the construction management services for \$99,068. The proposal will be included as an exhibit to the Village’s standard professional services agreement. There is just over \$100,000 available in the Fiscal Year 2021/22 Budget in the Utility Fund (Account #20-2024-6-795) for the proposed

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services.

The proposed agreement with GHA is in compliance with the provisions of the Local Government Professional Services Selection Act as the Village has a satisfactory relationship for services established with GHA based upon their related work on the watermain replacement projects from previous years.

Staff recommends approval of the attached Resolution to approve a professional services agreement for the 2021 Watermain Replacement Program with the firm of Gewalt Hamilton Associates, Inc. in the not-to-exceed amount of \$99,068 and authorize execution by the Village Administrator.

President Johnson asked if there were any public comments, and there were none. Trustee Hickey asked questions and offered comments in support of the item. Staff answered questions and made comments.

Trustee Hickey moved to approve item 6, and Trustee Connell seconded. The motion carried on roll call vote as follows:

AYES: Trustees Adams, Garrity, Hickey, Krummick, and Connell

NAYS: None

7 – ORDINANCE NO. 21-O-63: An Ordinance Amending the Number of Class B Liquor Licenses - Harbor Kitchen & Tap Libertyville, LLC

President Johnson noted the Village has received an application for a Class B Liquor License from Harbor Kitchen & Tap Libertyville, LLC, located at 1762-1766 N. Milwaukee Avenue, Libertyville. The application has been reviewed by the Mayor/Liquor Commissioner and Village Staff. Attached is an Ordinance which would amend the Municipal Code to increase the number of Class B Liquor Licenses from fifteen (15) to sixteen (16) and allow the issuance of the liquor license to Harbor Kitchen & Tap Libertyville, LLC.

The applicant was present to answer any questions. President Johnson asked if there were any public comments, and there were none. President Johnson thanked the applicant and offered support for the item. Trustees Adams, Garrity, Hickey, Krummick, and Connell offered comments in support of the item and thanked the applicant. Trustee Connell asked the applicant a question. President Johnson offered additional comments.

Trustee Garrity moved to approve item 7, and Trustee Connell seconded. The motion carried on roll call vote as follows:

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AYES: Trustees Adams, Garrity, Hickey, Krummick, and Connell

NAYS: None

8 - Bond Issuances - Series 2021A and 2021B

a. ORDINANCE NO. 21-O-64: An Ordinance Providing for the Issuance of Not to Exceed \$7,100,000 General Obligation Refunding Bonds for the Purpose of Refunding Certain Outstanding Bonds of the Village, Providing for the Levy and Collection of a Direct Annual Tax Sufficient to Pay the Principal and Interest on the Bonds, Authorizing the Execution of an Escrow Agreement in Connection with the Issuance of the bonds, and Authorizing the Sale of the Bonds to Robert W. Baird & Co. Incorporated.

b. ORDINANCE NO. 21-O-65: An Ordinance Providing for the Issuance of Not to Exceed \$6,000,000 General Obligation Refunding Bonds (Waterworks and Sewerage System Alternate Revenue Source), Series 2021B, for the Purpose of Refunding Certain Outstanding Alternate Bonds of the Village, Providing for the Levy and Collection of a Direct Annual Tax Sufficient for the Payment of the Principal of and Interest on the Bonds, Providing for the Collection, Segregation and Distribution of the Revenues of the Waterworks and Sewerage System Operated by the Village, Authorizing the Execution of an Escrow Agreement in Connection with the Issue of the Bonds, and Authorizing the Sale of the Bonds to Robert W. Baird & Co. Incorporated.

President Johnson noted the Village has several tax exempt bond issuances that are, or soon will be, eligible for refunding (“refinancing”). These issuances include:

- Road Referendum Bonds – General Obligation Bonds, Series 2012A
- Utility System Bonds – General Obligation Bonds (Waterwork sand Sewerage System ARS), Series 2012B
- Road Referendum Bonds – General Obligation Bonds, Series 2013A
- Utility System Bonds – General Obligation Bonds (Waterworks and Sewerage System ARS), Series 2013B

Outstanding par for these issuances currently totals \$10,355,000. With interest rates for tax exempt securities at historical lows, the Village is refunding these obligations to lower rates without extending the original maturity dates. It is estimated that current rates would yield a present value savings of approximately \$1,085,000, or 10.5% of par over the life of the issuances.

The Village is utilizing a negotiated sale for this transaction and has secured a very favorable (\$4/\$1,000) underwriting fee from the firm of R.W. Baird. Baird has been the successful underwriter on several of the Village’s past competitive debt issuances with an average

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underwriting spread of \$10.17/\$1,000 and they are a very reputable public sector underwriter.

The Parameters Bond Ordinances being considered tonight will authorize the underwriter to purchase the bonds and then sell them on the secondary market. Baird plans on selling the Series 2021A bonds during the week of August 2, 2021 with the sale of the Series 2021B bonds scheduled during the week of August 16, 2021. The bond closing for both issuances would take place on September 16, 2021.

Staff recommends approval of the attached ordinances providing for the issuance of tax exempt general obligation refunding bonds, Series 2021A and tax exempt general obligation refunding bonds (alternate revenue source), Series 2021B.

Please note that each issuance requires a separate ordinance to be approved by the Village Board.

President Johnson asked if there were any public comments, and there were none. President Johnson asked if there were any Board comments. Trustees Adams, Garrity, Hickey, Krummick, and Connell, offered comments in support of item 8a and 8b and thanked staff. President Johnson offered comments on the item.

Trustee Adams moved to approve item 8a, and Trustee Hickey seconded. The motion carried on roll call vote as follows:

AYES: Trustees Adams, Garrity, Hickey, Krummick, and Connell

NAYS: None

Trustee Hickey moved to approve item 8b, and Trustee Connell seconded. The motion carried on roll call vote as follows:

AYES: Trustees Adams, Garrity, Hickey, Krummick, and Connell

NAYS: None

PETITIONS AND COMMUNICATIONS

President Johnson announced the following:

- The Parks and Recreation Committee will meet at 6:00 p.m. on Tuesday, August 3, 2021.
- The Zoning Board of Appeals will meet at 7:00 p.m. on Monday, August 9, 2021.
- The Village Board will meet at 8:00 p.m. on Tuesday, August 10, 2021.
- The Committee of the Whole will meet at 7:00 p.m. on Tuesday, August 17, 2021.

Village Administrator Amidei offered congratulations to Chief Roncone.

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President Johnson asked the board if they wanted to share any announcements. Trustee Adams congratulated Chief Roncone. Trustee Garrity congratulated Chief Roncone and thanked staff for their ongoing responsiveness. Trustee Hickey congratulated Chief Roncone and thanked first responders. Trustee Krummick congratulated Chief Roncone. Trustee Connell congratulated Chief Roncone and thanked staff for their ongoing responsiveness. Clerk Stowe congratulated Chief Roncone. President Johnson thanked first responders including Public Works staff and all types of first responders.

ADJOURNMENT

With no further business to come before Village Board, Trustee Garrity moved to adjourn at 8:54 p.m., and Trustee Connell seconded. The motion carried on roll call vote as follows:

AYES: Trustees Adams, Garrity, Hickey, Krummick, and Connell

NAYS: None

Respectfully submitted,



Luke Stowe
Village Clerk

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