

PUBLIC MEETING NOTICE AND AGENDA
VILLAGE OF HUNTLEY
COMMITTEE OF THE WHOLE MEETING



THURSDAY, JANUARY 21, 2010
7:00 P.M.
AGENDA


1. Call to Order
2. Pledge of Allegiance
3. Public Comments
4. Items for Discussion
 - a) Discussion – January 28, 2010 Bill List in the amount of \$165,037.79
 - b) Discussion – Ordinance (O)2010-01.03 – Amendment to Huntley Code of Ordinances – Business Regulations 110.24 – Limitation on Licenses – Adding one Class “D” License – Liquor Control Ordinance
 - c) Discussion – Ordinance (O)2010-01.04 – Approval and Issuance of a Class “D” Liquor License – Walgreens Co., Walgreens #07457, 12000 Princeton Drive
 - d) Discussion – Ordinance (O)2010-01.05 – An Ordinance Granting a Preliminary/Final Plat of Subdivision, Special Use for Childcare, Map Amendment, and Preliminary/Final Planned Unit Development for Lots 4 and 5 of Bakley’s 14th Addition (Kids-R-Kids)
 - e) Discussion – Resolution (R)2010-01.03 – A Resolution Approving the Local Match for Haligus Road Improvements through the McHenry County Council of Mayors Surface Transportation Program
 - f) Discussion – Resolution (R)2010-01.04 – A Resolution Approving the Local Match for Kreutzer Road Improvements through the McHenry County Council of Mayors Surface Transportation Program
5. Village Attorney’s Report
6. Village Manager’s Report
7. Village President’s Report
8. Unfinished Business
9. New Business
10. Executive Session
 - a) Probable or Imminent Litigation and Pending Litigation
 - b) Contractual
 - c) Property Acquisition
 - d) Appointment, Employment, Dismissal, Compensation, Discipline and Performance of an Employee of the Village of Huntley
 - e) Collective Bargaining

- f) Appointment, Discipline or Removal Public Officers
- g) Purchase, Sale or Lease of Real Estate
- h) Appointment of a Public Officer
- i) Review of Closed Session Minutes
- j) Other

- 11. Possible Action on any Closed Session Item
- 12. Adjournment

MEETING LOCATION
Village of Huntley Municipal Complex
10987 Main Street
Huntley, IL 60142

The Village of Huntley is subject to the requirements of the Americans with Disabilities Act of 1990. Individuals with disabilities who plan to attend this meeting and who require certain accommodations in order to allow them to observe and/or participate in this meeting, or who have questions regarding accessibility of the meeting or the facilities, are requested to contact Mr. David Johnson, Village Manager at 847-515-5200. The Village Board Room is handicap accessible.

 1/14/10

David J. Johnson, Village Manager

Agenda Item: **Ordinance (O)2010-01.03 – Amendment to Huntley Code of Ordinances – Business Regulations 110.24 – Limitation on Licenses – Adding one Class “D” License – Liquor Control Ordinance**

Department: **Village Manager’s Office**

Introduction

The Village of Huntley regulates the sale of alcoholic beverages in the Village through its Liquor Control Ordinance which provides for the issuance of certain classes of liquor licenses and establishes the number of licenses available in each class.

Staff Analysis

Action will be requested of the Liquor Commission at the January 28th Liquor Commission Hearing

to amend the Liquor Control Ordinance to make available six (6) Class “D” licenses instead of five (5) in order to provide for the application from Walgreens #07457, 12000 Princeton Drive.

The Class “D” license allows for the retail sale in sealed packages. Not for consumption on premises sold. Sampling/tasting events on licensed premises are subject to specific regulations. Listed below are the current licensed establishments with a Class “D” license:

1. Armanetti’s Wine and Liquor
2. Huntley Food and Liquor
3. Jewel Osco / SuperValu
4. Wisted’s Supermarket
5. Walmart Super Center

Financial Impact

The annual fee received by the Village for a Class “D” License is \$950.00.

Legal Analysis

Section 110.24 of the Village Code of Ordinances limits the number of available licenses in each class. There are no available Class “D” licenses; therefore, if the Liquor Commission elects to issue a license to Walgreens, the Commission must create an additional Class “D” license.

Action Requested

A consensus of the Committee of the Whole to forward to the Liquor Commission Ordinance (O)2010-01.03 – Amendment To Huntley Code of Ordinances Business Regulations 110.24 – Limitation On Licenses – Adding One Class “D” License – Liquor Control Ordinance

Exhibit

- Draft Ordinance

**AN ORDINANCE AMENDMENT TO HUNTLEY CODE OF ORDINANCES
BUSINESS REGULATIONS 110.24 – LIMITATION ON LICENSES
AMENDING THE NUMBER OF AVAILABLE CLASS “D” LIQUOR LICENSES -
LIQUOR CONTROL ORDINANCE**

Ordinance (O)2010-01.03

WHEREAS, the Village of Huntley regulates the sale of alcoholic beverages in the Village through its Liquor Control Ordinance; and

WHEREAS, said Liquor Control Ordinance provides for the issuance of certain classes of liquor licenses and establishes the number of licenses available in each class; and

WHEREAS, the Village is in receipt of a Class “D” liquor license request from Walgreens Co., Walgreens #07457 (Walgreens) located at 12000 Princeton Drive; and

WHEREAS, Walgreens has met all Village and State Liquor Commission requirements.

NOW THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF HUNTLEY as follows:

SECTION I: Section 110.24(E) of the Village of Huntley Liquor Control Ordinance is amended to increase the number of Class “D” Liquor Licenses from five (5) to six (6).

SECTION II: All other provisions of the Village of Huntley Liquor Control Ordinance not otherwise in conflict herewith shall remain in full force and effect.

SECTION III: This Ordinance shall be in full force and effect from and after its passage and approval as provided by law.

SECTION IV: All ordinances and parts of ordinances in conflict herewith are hereby repealed.

AYES: _____
NAYS: _____
ABSENT: _____
ABSTAIN: _____

PASSED and APPROVED this 28th day of January 2010

APPROVED:

Village President

ATTEST:

Village Clerk

Petition: **Ordinance (O)2010-01.04 – Approval and Issuance of a Class “D”
Liquor License – Walgreens Co., Walgreens #07457, located at
12000 Princeton Drive**

Petitioner: **Walgreens Company**

Department: **Village Manager’s Office**

Introduction

The Village of Huntley regulates the sale of alcoholic beverages in the Village through its Liquor Control Ordinance, which provides for the issuance of certain classes of liquor licenses and establishes the number of licenses available in each class.

Staff Analysis

The Village is in receipt of an application for a Class “D” liquor license from Walgreens Co. for their store at 12000 Princeton Drive, known as Walgreens #07457 (Walgreens). All documents required have been submitted with the exception of the State Liquor License. This is not uncommon to be waiting on the State’s approval while asking for approval from the Liquor Commission. The Liquor Commission can approve the Class “D” liquor license with the condition of approval being that Walgreens must provide a certified copy (proof) that they obtained a State Liquor License before the Village’s liquor license becomes effective.

The criminal and background check results from the State are pending and are expected within the next two weeks. In accordance with Village ordinance, the license will not be issued until the criminal and background checks are received with positive results.

It is anticipated that Walgreens will appear before the Liquor Commission in the future with a liquor license application for their new store to be located at the northeast corner of Route 47 and Reed Road.

Financial Impact

The pro-rated payment of \$80 per month (\$240 total) has been invoiced for the three remaining months (February 1st - April 30th) of the 2009 - 2010 license year. The applicant will be required to submit a renewal application for the 2010 - 2011 license year.

Legal Analysis

Section 110 of the Village Code of Ordinances regulates liquor sale in the Village. The application has been reviewed and is in compliance with Section 110: Alcoholic Beverages requirements.

Action Requested

A consensus of the Committee of the Whole to forward to the Liquor Commission the issuance of a Class “D” Liquor License to Walgreens Co., Walgreens #07457; 12000 Princeton Drive subject to the following conditions:

1. The criminal and background check results must be received by the Village Clerk with positive results.
2. Petitioner must show proof of the State of Illinois Liquor License before the Village of Huntley Class “D” Liquor License becomes effective.

Exhibits

- Draft Ordinance

**AN ORDINANCE APPROVING THE ISSUANCE OF
A CLASS "D" LIQUOR LICENSE
Walgreens Co., Walgreens #07457**

DRAFT

Ordinance (O)2010-01.04

WHEREAS, the Village of Huntley regulates the sale of alcoholic beverages in the Village through its Liquor Control Ordinance; and

WHEREAS, said Liquor Control Ordinance provides for the issuance of certain classes of liquor licenses; and

WHEREAS, the Village is in receipt of a Class "D" liquor license request from Wal-Mart Stores, Inc d/b/a Walgreens Co., Walgreens #07457 (Walgreens) located at 12000 Princeton Drive; and

WHEREAS, Walgreens has submitted required documentation and is in compliance with the local Village and State Liquor Commission requirements.

NOW THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF HUNTLEY as follows:

SECTION I: The issuance of a Class "D" liquor license to Walgreens, located at 12000 Princeton Drive is approved subject to the following conditions:

1. The criminal and background check results must be received by the Village Clerk with positive results.
2. Petitioner must show proof of the State of Illinois Liquor License before the Village of Huntley Class "D" Liquor License becomes effective.

SECTION II: All other provisions of the Village of Huntley Liquor Control Ordinance not otherwise in conflict herewith shall remain in full force and effect.

SECTION III: This Ordinance shall be in full force and effect from and after its passage and approval as provided by law.

SECTION IV: All ordinances and parts of ordinances in conflict herewith are hereby repealed.

AYES: _____
NAYS: _____
ABSENT: _____

PASSED and APPROVED this 28th day of January, 2010

APPROVED:

Village President

ATTEST:

Village Clerk

Petition: **Approval of Ordinance (O)2010-01.05 – Stone Development Group, Inc./ Huntley Professional Center LLC/Schiffmayer Plastics Corp. (co-petitioners), Lots 4 and 5 of Bakley’s 14th Addition – Requesting (i) approval of Preliminary/Final Plat of Subdivision; and (ii) a Map Amendment from “M” Manufacturing to “O-1 PUD” General Office – Planned Unit Development; and (iii) granting of a Special Use Permit for Childcare; and (iv) Preliminary/Final Planned Unit Development for a Kids-R-Kids School of Quality Learning pursuant to the requirements of Section 156.120 of the Huntley Zoning Ordinance**

Petitioners: **Stone Development Group, Inc., Huntley Professional Center LLC, and Schiffmayer Plastics Corp. (co-petitioners)**

Department: **Development Services – Planning and Zoning**

Introduction

This petition was included in the December 17, 2009 Village Board Packet but at the time of the meeting the petitioner was not ready to proceed and the item was tabled.

The petitioner is proposing to construct a 16,250 square foot childcare center adjacent to the Huntley Professional Center. The proposed childcare center would accommodate approximately 230 children.

Plat of Subdivision

The petitioner is proposing a resubdivision of Lots 4 and 5 of Bakley’s 14th Addition. The proposed Plat will create the lots required for Kids-R-Kids School of Quality Learning, Huntley Professional Center Phase I, and the future Phase 2 of the Huntley Professional Center. The remaining lots adjacent to Kiley Drive will remain zoned “M” Manufacturing and no development is proposed for these lots at this time. All proposed lots conform to the lot width and area requirements for the “O-1” General Office and “M” Manufacturing Zoning Districts.

Lot 2 of the subdivision will not have frontage on a publicly dedicated street as required by Section 155.026 of the Subdivision Ordinance; however, access to the site will be provided from both Lots 1 and 3 by a recorded public access easement. The access easement not only provides access to Lot 2, but also allows cross access between Lots 1, 2 and 3.

The Village Board previously approved a Plat of Subdivision for Phase I of the Huntley Professional Center on August 16, 2007; however, the petitioner did not record the plat within the required timeframe. The approval of the original Plat of Subdivision included an exemption to Section 155.030 of the Subdivision Ordinance for the burial of the overhead utilities along Ruth Road.

Map Amendment

The petitioner is requesting a map amendment to rezone Lots 2 and 3 of the Huntley Professional Center Subdivision from “M” Manufacturing to “O-1” General Office. Lot 2 will be the future Phase II of the Huntley Professional Center and Lot 3 is proposed for a Kids-R-Kids School of Quality Learning, subject to approval of the Special Use Permit. The rezoning of Lot 1 was approved

by the Village Board on August 16, 2007 as part of the Huntley Professional Center Planned Unit Development.

Special Use Permit

The Zoning Ordinance identifies “Childcare” as a Special Use in the “O-1” General Office District. Accordingly, a Special Use Permit is requested to allow construction of a Kids-R-Kids School of Quality Learning on Lot 3 of the Huntley Professional Center Subdivision.

Preliminary/Final Planned Unit Development for Kids-R-Kids School of Quality Learning

The proposed 16,250 square foot childcare center will be located on Lot 3 of the Huntley Professional Center Subdivision, fronting Ruth Road. The proposed 1.93-acre site provides 39 parking spaces, including two handicap spaces. An additional oversized parking space is reserved for a Kids-R-Kids bus. An outdoor children’s play area will be located at the rear and sides of the building. The play area would be enclosed with a six-foot tall aluminum fence. Equipment within the fenced enclosure will include play sets and shade pavilions. Existing retention/detention constructed as part of Phase I will be expanded to accommodate the proposed development to occur in Phase II.

Building Elevations

The childcare center will be constructed primarily of red velour color brick veneer with white dentil molding, charcoal color asphalt shingles and hunter green shutters. EIFS is proposed for the canopy end and columns. A trash enclosure will be located at the northeast corner of the building and will be constructed of brick veneer to match the building. The gates to the enclosure will be constructed of hardi-plank siding. This matches the trash enclosure gates approved in Phase I.

Parking

The proposed 16,250 square foot building is required to provide 39 parking spaces. The proposed site plan will provide parking for 39 vehicles, including two handicap parking spaces. An additional oversized parking space is reserved for a Kids-R-Kids bus. Overflow parking for special events will be available in Phase I of the Huntley Professional Center. To allow shared parking, Huntley Professional Center, LLC has indicated the abutting parking lot on Phase I will be constructed concurrently with the Kids-R-Kids facility. The construction of this parking lot will also establish a second point of access to the Kids-R-Kids site. Shared parking is provided for in the CCR’s for Huntley Professional Center, LLC.

Lighting

The proposed parking lot lighting will utilize the same Arlington Series decorative light fixture the Village Board approved for use in Phase I of the Huntley Professional Center. Similar to Phase I, the use of the decorative fixture will result in the average illumination within the parking lot of less than the 2-footcandles required by the Zoning Ordinance.

Landscape Plan

The Village Forester in cooperation with the Development Services Department staff has reviewed the proposed landscaping for the development and finds it in substantial conformance with the Landscape Ordinance.

Signage

The proposed Kids-R-Kids signage includes the use of one ground sign and one wall sign. The

proposed ground sign will be located within a landscaped parking lot island adjacent to Ruth Road. The sign will measure 5 feet in height and will be constructed of brick veneer to match the building. The sign face will have an overall area of 12 square feet. The proposed wall sign will be located on the east building elevation, facing Ruth Road. The proposed sign will measure approximately 3 feet by 9 feet (27 square feet). Both signs conform to all requirements of the Sign Ordinance and Commercial Design Guidelines.

Staff Analysis

The following relief is requested as part of this petition:

1. Section 155.026(D) requires all lots abut a publicly dedicated street. The petitioner is requesting relief for Lot 2 to not abut a publicly dedicated street. Rather, access to the site will be provided from both Lots 1 and 3 by a recorded public access easement.
2. Section 156.106(C)(6) of the Zoning Ordinance requires an average minimum illumination of 2-footcandles within parking lots. The petitioner is requesting relief to provide an average illumination of 0.6 footcandles within the parking lot. This is consistent with Village Board approval for Phase I of the Huntley Professional Center.

Planning Commission Action

The Plan Commission reviewed the petition and conducted a public hearing at their December 14, 2009 meeting. Public testimony included:

- The President of the Wildridge Townhome Association expressed concern regarding the state of the existing detention ponds on the property. He asked that a temporary safety fence be installed around the ponds to keep children away.

In response, the developer has installed a 6-foot tall temporary security around the detention ponds.

- Representatives from the Learning Tree (Huntley) and Goddard School (Lake in the Hills) stated there is an oversaturation of childcare centers in the surrounding area. They stated that many centers are well below their capacity and expressed concern that a new childcare center will further hurt the existing centers.

After accepting public testimony, the Plan Commission unanimously recommended approval of the petition by a vote of 5 to 0, subject to the following conditions.

1. The vehicular drive aisle shown on Lot 3 as “Future Drive for Access to Office Park” shall be constructed concurrently with the Kids-R-Kids site improvements.
2. In accordance with Section 155.221(A)(5) of the Subdivision Ordinance, upon approval by the Village Board the petitioner shall record the Final Plat with the Recorder of McHenry County within three months.
3. The air conditioner compressors to be located at the southeast corner of the building shall be fully screened from view with dense landscaping.

4. Landscaping shall be added adjacent to the seven southern most parking spaces on the Kids-R-Kids site plan.
5. Any lighting for the ground sign shall be fully shielded so that the light source is not visible from adjacent properties or streets.
6. Refractors shall be added to parking lot light fixtures if Village Staff determine glare from the light fixtures to be a nuisances to surrounding properties.
7. The construction trailer associated with Kids-R-Kids shall be removed from the site prior to the issuance of a Certificate of Occupancy for the building.
8. Perimeter fencing on the Kids-R-Kids site shall be Ameristar Montage 5/8" Picket.
9. All public improvements and site development must occur in full compliance with all applicable Village Municipal Services (Engineering, Public Works, Planning and Building) site design standards, practices and permit requirements.
10. The petitioners will comply with all final engineering revisions to be approved by the Village Engineer.
11. All easements and or license agreements required for off-site utilities, including plats of easement and the design for the storm water facilities, necessary to support development must be obtained prior to the execution of the Plat of Subdivision.
12. The Village of Huntley will require adherence to Illinois drainage law and best management practices for stormwater management. The petitioner, its agents and assignees, are responsible for not increasing the rate of stormwater runoff and will be required, to the extent practicable, to minimize any increase in runoff volume through "retention" and design of multi stage outlet structures.
13. The petitioner is required to meet all development requirements of the Huntley Fire Protection District.
14. The petitioner shall obtain final approval of the Landscape Plan from the Village prior to the execution of the plat documents.
15. No building plans or permits are approved as part of this submittal.
16. No sign permits are approved as part of this submittal.
17. The petitioner shall work with Staff to find an acceptable solution for extending the decorative fence below grade so that children and toys are not able to fit under the fence. Any such extension shall match the color of the decorative fence.

The Village Board is required to take action on the Special Use Permit, Map Amendment, Planned Unit Development, and Final Plat of Subdivision within 60 days following the receipt of the recommendation of the Plan Commission. The petition was on the December 17, 2009 Village Board agenda; therefore, the Board must take action on the petition within 60 days of the December 17 meeting.

Financial Impact

Not applicable.

Legal Analysis

The Zoning Ordinance establishes time limits for development approvals granted by the Village Board. Specifically, the following time limits would apply to this petition:

- The Final Plat of Subdivision must be recorded within 3 months of approval by the Village

Board. If not recorded within this time, the approval shall be null and void.

- The Special Use Permit must be established within 6 months of being approved, however, the Village Board may grant an extension up to one year. No Special Use Permit shall be valid for longer than one year unless a building permit is issued and construction is begun within that period and is diligently pursued to completion.
- The Planned Unit Development (PUD) is valid for 2 years, provided the developer has substantially completed construction of public improvements and has commenced construction of uses approved in the PUD.

If prescribed timeframes are not met for recording the Final Plat, establishing the Special Use and starting the PUD, then those approvals would expire, but the Map Amendment rezoning the property would remain in effect.

Village Board Action

A motion is requested of the Village Board to approve Ordinance (O)2010-01.05 – An Ordinance Granting a Preliminary/Final Plat of Subdivision, Special Use for Childcare, Map Amendment, and Preliminary/Final Planned Unit Development for Lots 4 and 5 of Bakley's 14th Addition

Exhibits

- Location Map
- Kids-R-Kids Color Building Elevations
- Kids-R-Kids Black and White Building Elevations
- Overall Development Plan, dated 11/19/09
- Kids-R-Kids Geometric Plan, dated 11/19/09
- On-Site Striping and Signage Plan, dated 11/19/09
- Arlington Series Fixture Specification
- Photometric Plan
- Trash Enclosure Detail
- Ground Sign Detail
- Ameristar Montage Fence Detail

**AN ORDINANCE APPROVING
PRELIMINARY/FINAL PLAT OF SUBDIVISION; AND A MAP AMENDMENT
FROM “M” MANUFACTURING TO “O-1 PUD” GENERAL OFFICE – PLANNED
UNIT DEVELOPMENT; AND GRANTING OF A SPECIAL USE PERMIT FOR
CHILDCARE; AND PRELIMINARY/FINAL PLANNED UNIT DEVELOPMENT FOR
A KIDS-R-KIDS SCHOOL OF QUALITY LEARNING –
A RESUBDIVISION OF LOTS 4 AND 5 OF BAKLEY’S 14TH ADDITION**

**Stone Development Group, Inc. (petitioner)
Huntley Professional Center LLC (petitioner/owner)
Schiffmayer Plastics Corp. (petitioner/owner)**

Ordinance (O)2010-01.05

WHEREAS, the petitioners (Stone Development Group, Inc., Huntley Professional Center LLC, and Schiffmayer Plastics Corp.) are requesting consideration of the following:

- Preliminary/Final Plat of Subdivision for the Huntley Professional Center
- A Map Amendment to rezone Lots 2 and 3 of the Huntley Professional Center Subdivision from “M” Manufacturing to “O-1” General Office
- A Special Use Permit for Childcare for the Kids-R-Kids School of Quality Learning
- Preliminary/Final Planned Unit Development for Kids-R-Kids School of Quality Learning pursuant to the requirements of Section 156.120 of the Huntley Zoning Ordinance

WHEREAS, the petitioners are proposing a resubdivision of Lots 4 and 5 of Bakley’s 14th Addition; and

WHEREAS, the proposed Plat of Subdivision will create the lots required for Kids-R-Kids School of Quality Learning, Huntley Professional Center Phase I, and the future Phase II of the Huntley Professional Center; and

WHEREAS, the petitioners are requesting a Map Amendment to rezone Lots 2 and 3 of the Huntley Professional Center Subdivision from “M” Manufacturing to “O-1” General Office; and

WHEREAS, a Special Use Permit is requested for Kids-R-Kids School of Quality Learning to allow construction of the childcare facility on Lot 3 of the Huntley Professional Center Subdivision; and

WHEREAS, the petitioners are requesting approval of a Preliminary/Final Planned Unit Development for a 16,250 square foot Kids-R-Kids School of Quality Learning to be located on Lot 3 of the Huntley Professional Center; and

WHEREAS, the proposed development requires the following relief:

- Section 155.026(D) of the Subdivision Ordinance, which requires all lots abut a publicly dedicated street. The petitioner is requesting relief for Lot 2 to not abut a publicly dedicated street. Rather, access to the site will be provided from both Lot 1 and 3 by a recorded public access easement.
- Section 156.106(C)(6) of the Zoning Ordinance, which requires an average minimum illumination of 2-footcandles within parking lots. The petitioner is requesting relief to provide an average illumination of 0.6 footcandles within the parking lot. This is consistent with Village Board approval for Phase I of the Huntley Professional Center.

WHEREAS, at the Planning Commission Public Hearing held on December 14, 2009, the petitioner's request for Preliminary/Final Plat of Subdivision, Map Amendment from "M" Manufacturing to "O-1 PUD" General Office – Planned Unit Development, Special Use Permit for Childcare, Preliminary/Final Planned Unit Development for a Kids-R-Kids School of Quality Learning pursuant to the requirements of Section 156.120 of the Huntley Zoning Ordinance was recommended for approval as follows:

1. The vehicular drive aisle shown on Lot 3 as "Future Drive for Access to Office Park" shall be constructed concurrently with the Kids-R-Kids site improvements.
2. In accordance with Section 155.221(A)(5) of the Subdivision Ordinance, upon approval by the Village Board the petitioner shall record the Final Plat with the Recorder of McHenry County within three months.
3. The air conditioner compressors to be located at the southeast corner of the building shall be fully screened from view with dense landscaping.
4. Landscaping shall be added adjacent to the seven southern most parking spaces on the Kids-R-Kids site plan.
5. Any lighting for the ground sign shall be fully shielded so that the light source is not visible from adjacent properties or streets.
6. Refractors shall be added to parking lot light fixtures if Village Staff determine glare from the light fixtures to be a nuisances to surrounding properties.
7. The construction trailer associated with Kids-R-Kids shall be removed from the site prior to the issuance of a Certificate of Occupancy for the building.
8. Perimeter fencing on the Kids-R-Kids site shall be Ameristar Montage 5/8" Picket.
9. All public improvements and site development must occur in full compliance with all applicable Village Municipal Services (Engineering, Public Works, Planning and Building) site design standards, practices and permit requirements.
10. The petitioners will comply with all final engineering revisions to be approved by the Village Engineer.

11. All easements and or license agreements required for off-site utilities, including plats of easement and the design for the storm water facilities, necessary to support development must be obtained prior to the execution of the Plat of Subdivision.
12. The Village of Huntley will require adherence to Illinois drainage law and best management practices for stormwater management. The petitioner, its agents and assignees, are responsible for not increasing the rate of stormwater runoff and will be required, to the extent practicable, to minimize any increase in runoff volume through “retention” and design of multi stage outlet structures.
13. The petitioner is required to meet all development requirements of the Huntley Fire Protection District.
14. The petitioner shall obtain final approval of the Landscape Plan from the Village prior to the execution of the plat documents.
15. No building plans or permits are approved as part of this submittal.
16. No sign permits are approved as part of this submittal.
17. The petitioner shall work with Staff to find an acceptable solution for extending the decorative fence below grade so that children and toys are not able to fit under the fence. Any such extension shall match the color of the decorative fence.

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF HUNTLEY as follows:

SECTION I: The petitioners request for Preliminary/Final Plat of Subdivision, Map Amendment from “M” Manufacturing to “O-1 PUD” General Office – Planned Unit Development, Special Use Permit for Childcare, and Preliminary/Final Planned Unit Development for a Kids-R-Kids School of Quality Learning is approved subject to the conditions referenced above.

SECTION II: This Ordinance shall be in full force and effect from and after its passage and approval as provided by law.

SECTION III: All ordinances and parts of ordinances in conflict herewith are hereby repealed.

AYES: _____
 NAYS: _____
 ABSENT: _____

PASSED and APPROVED this 28th day of January 2010

APPROVED:

 Village President

ATTEST:

 Village Clerk

Agenda Item: **Resolution (R)2010-01.03 – A Resolution Approving the Local Match for Haligus Road Improvements through the McHenry County Council of Mayors Surface Transportation Program**

Department: **Engineering Department**

Introduction

The McHenry County Council of Mayors (McCOM) has issued a Call For Projects for FY2013, 2014 and 2015. The Village has applied for the Haligus Road resurfacing project from Kreutzer Road to Algonquin Road (1.55 miles). The application requires that the Village pass a resolution obligating funds for the Village's 20% share (80% Federal) of the construction costs. The Village's share is estimated to be \$205,700.00 of the estimated \$1,028,500.00 construction cost.

Staff Analysis

Federal Aid Urban (FAU) routes within the Village are eligible for federal funding. Haligus Road north of Algonquin Road is an established FAU route. A request has been approved by the Council of Mayors to designate Haligus Road from Algonquin Road to Huntley-Dundee Road as an FAU route. The Village will petition the Council of Mayors to extend the Haligus Road FAU designation from Huntley-Dundee Road to Kreutzer Road. It is anticipated that designation of Haligus Road from Algonquin Road to Kreutzer Road as an FAU route will be formalized by the end of 2010.

Financial Impact

If selected by the McHenry County Council of Mayors, this project will be included in the Village budget for the programmed year.

Legal Analysis

Not Required.

Action Requested

A consensus of the Committee of the Whole to forward to the Village Board for approval Resolution (R)2010-01.03 – A Resolution Approving the Local Match for Haligus Road Improvements through the McHenry County Council of Mayors Surface Transportation Program.

Exhibits

- Location Map
- Draft Resolution

**RESOLUTION APPROVING THE LOCAL MATCH FOR
HALIGUS ROAD IMPROVEMENTS
THROUGH THE McHENRY COUNTY COUNCIL OF MAYORS
SURFACE TRANSPORTATION PROGRAM**

Resolution (R)2010-01.03

WHEREAS, the Village of Huntley is a member of the McHenry County Council of Mayors; and

WHEREAS, the McHenry County Council of Mayors has adopted policies for the implementation of the Surface Transportation Program (STP) of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU); and

WHEREAS, those policies require that to receive STP funding through the Council of Mayors, a project sponsor must submit a STP project application and a resolution stating that the required local 20% match for that project will be available through the life of the project.

NOW, THEREFORE, BE IT RESOLVED that I, Charles Sass and the Village Board of Trustees of the Village of Huntley apply for STP funding for the resurfacing of Haligus Road.

BE IT FURTHER RESOLVED that the Village of Huntley hereby agrees that it will allocate the required 20% local match for construction costs, estimated to be \$205,700.00, to the improvement of the specified route so long as the project is programmed in the McHenry County Council of Mayors' Five Year Program or is on its Multi-Year B-List of projects.

BE IT FINALLY RESOLVED, that this Resolution shall be in full force and effect from and after its passage and approval as provided by law.

AYES: _____

NAYS: _____

ABSENT: _____

PASSED and APPROVED this 28th day of January, 2010

APPROVED:

Village President

ATTEST:

Village Clerk

Agenda Item: **Resolution (R)2010-01.04 – A Resolution Approving the Local Match for Kreutzer Road Improvements through the McHenry County Council of Mayors Surface Transportation Program**

Department: **Engineering Department**

Introduction

The McHenry County Council of Mayors (McCOM) has issued a Call For Projects for FY2013, 2014 and 2015. The Village has applied for the Kreutzer Road resurfacing project from the UPRR to Huntley-Dundee Road (1.14 miles). The application requires that the Village pass a resolution obligating funds for the Village's 20% share (80% Federal) of the construction costs. The Village's share is estimated to be \$130,400.00 of the estimated \$652,000.00 construction cost.

Staff Analysis

Federal Aid Urban (FAU) routes within the Village are eligible for federal funding. Kreutzer Road is an established FAU route. This resurfacing improvement between the UPRR and Huntley-Dundee Road would complete the final segment of Kreutzer Road from Route 47 to Huntley-Dundee Road. The section of Kreutzer Road from Walmart to the UPRR was resurfaced in 2009 with ARRA and Village funds.

Financial Impact

If selected by the McHenry County Council of Mayors, this project will be included in the Village budget for the programmed year.

Legal Analysis

Not Required.

Action Requested

A consensus of the Committee of the Whole to forward to the Village Board for approval Resolution (R)2010-01.04 – A Resolution Approving the Local Match for Kreutzer Road Improvements through the McHenry County Council of Mayors.

Exhibits

- Location Map
- Draft Resolution

**RESOLUTION APPROVING THE LOCAL MATCH FOR
KREUTZER ROAD IMPROVEMENTS
THROUGH THE McHENRY COUNTY COUNCIL OF MAYORS
SURFACE TRANSPORTATION PROGRAM**

Resolution (R)2010-01.04

WHEREAS, the Village of Huntley is a member of the McHenry County Council of Mayors; and

WHEREAS, the McHenry County Council of Mayors has adopted policies for the implementation of the Surface Transportation Program (STP) of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU); and

WHEREAS, those policies require that to receive STP funding through the Council of Mayors, a project sponsor must submit a STP project application and a resolution stating that the required local 20% match for that project will be available through the life of the project.

NOW, THEREFORE, BE IT RESOLVED that I, Charles Sass and the Village Board of Trustees of the Village of Huntley apply for STP funding for the resurfacing of Kreutzer Road.

BE IT FURTHER RESOLVED that the Village of Huntley hereby agrees that it will allocate the required 20% local match for construction costs, estimated to be \$130,400.00, to the improvement of the specified route so long as the project is programmed in the McHenry County Council of Mayors' Five Year Program or is on its Multi-Year B-List of projects.

BE IT FINALLY RESOLVED, that this Resolution shall be in full force and effect from and after its passage and approval as provided by law.

AYES: _____

NAYS: _____

ABSENT: _____

PASSED and APPROVED this 28th day of January, 2010

APPROVED:

Village President

ATTEST:

Village Clerk