

Village of Gilberts
87 Galligan Road
Gilberts, IL 60136
Village Board
Meeting Minutes
June 21, 2016

APPROVED MINUTES

Call to Order/Pledge of Allegiance

President Zirk called the meeting to order at 7:00 p.m. He proceeded to lead those present in the Pledge of Allegiance.

Roll Call / Establish Quorum

President Zirk asked Village Clerk Meadows to call the roll. Roll call: Members present: Trustees Kojzarek, LeClercq, Farrell, Hacker and President Zirk. Absent: 2-Trustees Corbett and Zambetti. President Zirk noted that there were enough Trustees present to declare a quorum. Trustee Zambetti arrived at 7:01 p.m. Others present: Interim Administrator Beith, Chief Building Inspector Swedberg, Finance Director Blocker and Village Clerk Meadows. For members of the audience please see the attached copy of the sign-in sheet.

Public Comment

President Zirk asked if anyone in the audience had any questions or comments they would like to share with the Board Members. Resident Mike Doherty reported that the American Flag at the intersection of Willey and Jackson needs to be replaced. He continued on to express his concern with a recent incident that required the Forest Preserve to remove a large concrete slab and the only path out was to allow access to the Village's streets. Mr. Doherty understood the reason why the Forest Preserve needed to gain access to a Village Street. However, he had asked Staff what was the weight limit on Willey, and Village Staff did not have an answer and never got back to him. President Zirk noted that the Old Town streets were built many decades ago and probably did not have design standards. Interim Administrator Beith reported that he will research this matter and follow-up with Mr. Doherty.

Resident Reynaldo Rodriquez approached the dais she expressed concern with a citation she received for violation of the "Grass and Weed" Ordinance. Chief Building Inspector Swedberg noted that this is an empty lot on Pierce Street and he had first issued a warning citation. President Zirk reported that these types of citations are generated by resident complaints. Trustee LeClercq commented that it has been very wet lately and he has had to mow his grass twice a week. Ms. Rodriquez thanked the Board Members for their time.

Resident Jennifer LeClercq motioned that she wished to address the Board Members. President Zirk acknowledged her request. Ms. LeClercq commented on a recent flyer distributed through-out the community by resident Dan Pace. She questioned where Mr. Pace found the information with respect to the 1.2 million dollar shortfall with respect to the Police Pension Fund.

Ms. LeClercq reported that she has been unable to locate any information referencing the Police Pension Fund shortfall of 1.2 million dollars.

President Zirk reported that the Police Pension Board is an independent body governed by Police Officers, Staff and the Police Pension Board's appointed Attorney; at the end of each fiscal year an independent audit is conducted. The audit along with the Actuary determines the dollar amount required for the Village's portion of the obligation. The Village uses general funds to fulfill the required contribution.

Ms. LeClercq noted that currently the Police Pension Fund is 69% fully funded. President Zirk concurred with Ms. LeClercq's statement. Ms. LeClercq noted that the 69% fully funded is a higher percentage than the majority of the surrounding communities.

Ms. LeClercq commented on Mr. Pace's statements with respect to Mr. Mertz's development. She discussed the fact that the increase in residential homes contributes to an increase in property tax revenue which in turn supports public services and will decrease the Village's Police Pension Fund contribution obligations. President Zirk agreed. In addition, Ms. LeClercq noted that the Village is not Home-Rule so the Village would have to pass a referendum to raise property taxes.

President Zirk commented on the fact that the Village had spent 1 million dollars in legal fees defending their position with respect to Neumann Homes' bankruptcy. Mr. Mertz has since made the Village whole through the obligations established in SSA 24.

Ms. LeClercq commented on Mr. Pace's reference to the Conservancy re-annexation. President Zirk reported that the development was previously annexed into the Village. President Zirk explained that Mr. Mertz is requesting the Board consider an amendment to the annexation which includes an age-targeted neighborhood and an increase in the donation of open space. President Zirk discussed the age-targeted neighborhood. He noted that in his opinion the age-targeted neighborhood is a benefit due to the fact it does not impact the school district and increases the property tax revenue. Ms. LeClercq agreed, she noted that the Village of Huntley is benefiting financially for the Del Webb community. Ms. LeClercq thanked the Board Members for their time.

Resident Carl Alagna requested permission to address the Board Members. President Zirk granted Mr. Alagna's request. Mr. Alagna stated that he was appearing before the Village Board as a homeowner who resides at a townhome unit located on Town Center Blvd. Mr. Alagna expressed his and his neighbors concern with Ryland's plans to construct a 5 unit townhome behind their townhome unit.

Ryland's new plan to construct a 5 unit townhome in place of the originally planned parking lot eliminates any possible guest parking spaces. In addition, the families currently residing in the townhome unit will lose virtually all of the open space adjacent to their property.

Mr. Alagna continued on to recite section 10-9-1 of the Unified Development Code which requires 2 parking spaces per dwelling unit plus one guest parking space for each 20 required parking spaces. Mr. Alagna continued to comment on his concerns with the available parking spaces. He noted that every townhome unit has available on street parking other than his unit due to the fact that it is located on Tyrrell Road. A lengthy discussion ensued with respect to limited parking stalls.

President Zirk sympathized with Mr. Alagna's concerns. He noted that this development was approved sometime in 2005-2006 prior to his term. He directed Staff to review the original plans to ensure the new units are being built to the approved PUD plans. Staff will review the plans and report back. Mr. Alagna thanked the Board Members for their time.

Resident Jeanne Allen addressed the Board. Ms. Allen thanked the Community Days Committee for allowing her the opportunity to raise funds for the Lurie Cancer Center. She proceeded to thank DJ Rudy K for hosting the Community Days Car Show and sponsoring a 50/50 raffle to raise additional funds for the Lurie Cancer Center. Ms. Allen concluded her comments by announcing she herself is a five year cancer survivor. The Board Members along with Staff expressed their support for Ms. Allen. Ms. Allen thanked the Board Members for their time.

Consent Agenda

- A. A Motion to approve Minutes from the May 17, 2016 Village Board Meeting**
- B. A Motion to approve the May 2016 Treasurer's Report**
- C. A Motion to ratify the Bills and Salaries dated June 21, 2016 as follows: General Fund \$40,759.85, Developer Donations \$32,067.00, Performance Bonds and Escrows \$2,976.45, Water Fund \$99,197.28**
- D. A Motion to approve Bills and Salaries dated June 21, 2016 as follows: General Fund \$136,592.63, Permit Pass Thrus \$2,410.00, Performance Bonds and Escrows \$10,671.25, Water Fund \$19,597.64, Payroll \$128,559.21**
- E. A Motion to approve Ordinance 09-2016, an Ordinance adopting Prevailing Wage Rates to be paid to Laborers, Mechanics and other Workers performing construction of Public Works in the Village of Gilberts, Kane County, Illinois**

President Zirk asked the Board Members if there were any items on the consent agenda they would like removed for separate consideration. The Board Members offered no comments. **A Motion was made by Trustee LeClercq and seconded by Trustee Zambetti to approve the consent agenda items A-E as presented.** Roll call: Vote: 5-ayes: Trustees Kojzarek, LeClercq, Zambetti, Farrell and Hacker. 0-nays, 0-abstained. Motion carried.

Items for Approval

A Motion to approve Ordinance 10-2016, an Ordinance amending the Village of Gilberts Code Chapter 4 "Litter Control"

Interim Administrator Beith reported this Ordinance amends the Village Code Chapter 4 "Litter Control" by adding language to address recent residents concerns with neighbors placing waste receptacles on the curbs days prior to waste pick-up. During the codification process this language was inadvertently left blank.

Trustee LeClercq suggested allowing residents until noon of the following day after their scheduled waste pick-up to remove their waste receptacles from the curb. He noted that many residents work second shifts or longer hours. Trustee Zambetti believed that requiring the waste receptacles be removed from the curb no later than 10:00 p.m. of the same day as refuse collection was reasonable.

President Zirk suggested the Board adopt a policy allowing residents who work 2nd shift or that have longer work hours additional time to remove their waste receptacles. This policy will provide Staff direction with handling various situations that may arise. The Board Members concurred with President Zirk's recommendation on adopting a policy providing Staff with latitude for extending circumstance with respect to the time allowed for the curb-side removal of the waste receptacles.

A Motion was made by Trustee Hacker and seconded by Trustee Farrell to approve Ordinance 10-2016, an Ordinance amending the Village of Gilberts Code Chapter 4 "Litter Control". Roll call: Vote: 5-ayes: Trustees LeClercq, Zambetti, Farrell, Hacker and Kojzarek. 0-nays, 0-abstained. Motion carried.

A Motion to approve Resolution 19-2016, a Resolution authorizing the purchase agreements between the Village of Gilberts and certain vendors for the purchase of Gilberts' Town Center Park equipment as provided for in the awarded Kane County Riverboat Grant

Interim Administrator Beith reported that on April 21, 2015 the Village Board passed Resolution 21-2015, which authorized the execution of an application for a Kane County Riverboat Grant. Kane County Office of Community Reinvestment awarded the grant funds in the amount \$21,340.00 to the Village of Gilberts for Gilberts Town Center Park equipment. Staff has developed exact quotes for the park equipment which is \$4,482.00 greater than the amount originally estimated in the grant application. Staff is seeking Board approval as the amount exceeds the permitted authorization amount.

Chief Building Inspector Swedberg discussed the proposed new park amenities. He noted that the grant funds provided for the construction of a pavilion, bleachers, drinking fountain, message board, 3 concrete picnic tables with umbrellas and 3 benches. Chief Building Inspector Swedberg reported that he had met with Trustee Corbett (Field Marshall) to discuss the location of the pavilion. They had agreed that the best location for the pavilion was at the east side of the splash pad. This location allows visitors to watch the activity at both the splash pad and the playground. Trustee Zambetti recommended that Staff provide the Board Members with a drawing of the location of the pavilion prior to construction.

Trustee Farrell expressed her concerns with the current condition of the park. Chief Building Inspector Swedberg reported that Staff will complete the restoration work once the ground had an opportunity to settle. Chief Building Inspector Swedberg noted that currently his department is short two employees. Trustee Farrell directed Staff to remove some of the sandbags to allow a path to enter and exit the splash pad.

Trustee Hacker inquired on the method the umbrellas would be anchored to the tables. Chief Building Inspector Swedberg reported that the umbrellas will be anchored with stainless steel turn buckle screws.

President Zirk questioned if the Board needs to draft a policy with respect to renting the Town Center Park Pavilion. The Board Members discussed the pros and cons of renting out the Town Center Park Pavilion. They all agreed at this time not to allow renting out the pavilion.

There being no further discussion on the motion. **A motion was made by Trustee LeClercq and seconded by Trustee Zambetti to approve Resolution 19-2016, a Resolution authorizing the purchase agreements between the Village of Gilberts and certain vendors for the purchase of Gilberts' Town Center Park equipment as provided for in the awarded Kane County Riverboat Grant.** Roll call: Vote: 5-ayes: Trustees Zambetti, Farrell, Hacker, Kojzarek and LeClercq. 0-nays, 0-abstained. Motion carried.

Interim Administrator Beith reported that he along with Chief Building Inspector Swedberg had met with the WOW representative to discuss how to handle the JULIE locates. WOW is anticipating ninety locates per day. Typically Staff currently performs two-five locates per day. WOW has agreed to pay for the additional locates conducted by an independent contractor. President Zirk recommended that the locate contractor directionally drill instead of trench in the wooded conservation areas located throughout the community.

The Board Members directed Staff to place information on the Village's Facebook page and website when the locating process begins so residents are made aware of the work being performed.

Chief Building Inspector Swedberg reported the Tree Replacement Program's funds have been depleted. However, his Staff is in the process of removing the dead trees.

Finance Director Blocker reported that the audit has concluded, and she anticipates receiving the draft audit in the near future. She noted that the Audit was performed by different auditors than the auditors that were onsite last year.

Board of Trustees Reports

Trustee Kojzarek commented on the Community Days Festival. She noted that she had invited some friends to attend, and they found the festival to be better than their own community's festival.

Trustee Hacker commented on the weeds growing on the new gas station site. Chief Building Inspector Swedberg replied that the developer had recently placed an herbicide on the site. He will allow a few more days to see if the herbicide takes care of the weeds.

Trustee Hacker reported that he has received reports of motorists speeding down Kathleen. Interim Administrator Beith will share this information with Chief Rossi.

President's Report

President Zirk complimented the Community Days Committee on the festival. He noted that the festival was well planned and organized.

Executive Session

President Zirk asked if the Board Members or Staff had any items they wished to discuss in executive session. There were no comments from either the Board Members or Staff.

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Adjournment

There being no further public business to discuss, **a Motion was made by Trustee Farrell and seconded by Trustee Zambetti to adjourn from the public meeting at 8:29 p.m.** Roll call: Vote: 5-eyes by unanimous voice vote. 0-nays, 0-abstained. Motion carried.

Respectfully submitted,

Debra Meadows

Village of Gilberts
87 Galligan Road
Gilberts, Illinois 60136
Village Board Meeting

June 21, 2016

7:00 p.m.

Sign-in-Sheet

Name

Contact Information (Optional)

Richard Butts	[REDACTED]	[REDACTED]
Carl ALAGNA	[REDACTED]	[REDACTED]
Jeanne Allen		
M. DOHERTY	[REDACTED]	[REDACTED]
Jennifer LeClercq	[REDACTED]	[REDACTED]
Dan Paul	[REDACTED]	[REDACTED]
Manamin Murguian		
ISABELLE BERTONE	[REDACTED]	
[Signature]	[REDACTED]	[REDACTED]
Carl Kunz	" "	" "
Tom WAS JA		