

**Village of Gilberts
87 Galligan Road
Gilberts, IL
Village Board
Meeting Minutes
June 4, 2013**

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

Roll call: Members present: Trustees Corbett, Mierisch, LeClercq, Zambetti, Farrell, and President Zirk. Others present: Administrator Keller, Finance Director Blocker, and Attorney Tappendorf. Assistant Village Administrator Beith arrived at 7:44 p.m.

Public Comment

Resident Jerry Factly of 591 Welch Street came in to share his concern regarding the noise coming from the farm field located behind his property. He stated that he had spoken with a some Plote workers. However, he's unsure of their names, and they informed him that they were repairing drain tiles. Once repaired those will drain into Gilberts. He stated his concern of flooding, since he believes the lines coming into the vacant lot next to his property are damaged or insufficient.

Mr. Factly continued to question why he was told the Village of Gilberts would not allow Plote to connect any lines to the Village. Plote was told that they could only bring them to the tree line. The Village was unsure as to where this information came from because they weren't aware of anyone from Plote posing these questions on the Village. However, they will look into the matter.

Mr. Factly added that a gentleman had come before the Board approximately 7 or 8 years ago, and he identified every drain tile and pipe located in Gilberts Glen.

President Zirk stated that if a drain tile upstream was broken and then gets fixed, he's concerned about more water coming onto Mr. Factly's property.

The Village will look into the possible broken tile on the vacant lot and speak with Plote regarding the matter.

President Zirk then gave what his understanding of the history of the Gilberts Glen pond was. He added that the work on the farmland may be getting done because I-90 might want a location to place the excess dirt from the tollway expansion or Plote might want smaller wetlands on his property.

Mr. Factly then said that he was told by Plote that the Village wouldn't allow a dirt berm to help buffer the noise coming from I-90. In response he was informed that some residents in Dunhill

approached the tollway regarding their noise concern. The Village supported the berm along the north side of the tollway and sent a letter to IDOT. The Board recommended that Mr. Factly along with some other Gilberts Glen residents move forward with trying to get a berm along the south side of the tollway. The Village will support them.

Mr. Factly went on to discuss the berm located at the back of his property. He continued by informing the Board that he found out the construction company didn't have a permit to be working until 1:00 a.m.

Consent Agenda

A. A motion to approve Minutes from the May 21, 2013 Village Board Meeting

B. A motion to approve Bills and Salary dated June 4, 2013 as follows: General Fund - \$56,211.42, Permit Pass Thrus - \$1,627.50, Performance Bonds and Escrows - \$4,416.00, Water Fund - \$22,337.88, and Payroll - \$61,648.00.

A motion was made by Trustee Zambetti and seconded by Trustee Farrell to approve the consent agenda items A-B as presented. Roll Call: Vote: 5-ayes: Trustees Corbett, Mierisch, LeClercq, Zambetti, and Farrell. 0-nays. 0-abstained. Motion carried.

Items for Approval

A Motion to approve Ordinance 16-2013, an Ordinance Proposing the Establishment of Special Service Area No. 23

President Zirk gave a brief overview. Attorney Tappendorf added that this only initiates the process of establishing the Special Service Area. A public hearing would be held on July 2, 2013. Sixty days later this matter would be brought before the Board to establish an ordinance.

A motion was made by Trustee Zambetti and seconded by Trustee LeClercq to approve Ordinance 16-2013, an Ordinance Proposing the Establishment of Special Service Area No. 23. Roll Call: Vote: 5-ayes: Trustees Corbett, Mierisch, LeClercq, Zambetti, and Farrell. 0-nays. 0-abstained. Motion carried.

A Motion to approve Resolution 13-2013, a resolution authorizing work orders with Phoenix & Associates for completion of road and drainage adjustment projects

Village Administrator Keller explained how the two proposed projects would use the remaining balance in the Village's road resurfacing fund. The first project includes reshaping a ditch at Andrea Ct and Pierce St and the replacement of a 30-foot storm pipe in Gilberts Glen East which was an existing pipe and was damaged by frost.

The second project covers the installation of 125 feet of storm pipe between 491 and 477 Running Deer Lane.

Trustee Corbett questioned whether a comprehensive list of drainage issues was put together by Phoenix & Associates. Village Administrator Keller stated that they are currently working on it.

A motion was made by Trustee Zambetti and seconded by Trustee Farrell to approve Resolution 13-2013, a resolution authorizing work orders with Phoenix & Associates for completion of road and drainage adjustment projects. Roll Call: Vote: 5-ayes: Trustees Corbett, Mierisch, LeClercq, Zambetti, and Farrell. 0-nays. 0-abstained. Motion carried.

A motion to approve Resolution 14-2013, a resolution authorizing an intergovernmental agreement between the Village of Gilberts and Northern Illinois University for a MPA
Administrator Keller stated the reasoning for having an Intergovernmental Agreement with NIU. He added that the intern would be introduced at the July 16 Board Meeting.

A motion was made by Trustee Zambetti and seconded by Trustee LeClercq to approve Resolution 14-2013, a resolution authorizing an intergovernmental agreement between the Village of Gilberts and Northern Illinois University for a MPA. Roll Call: Vote: 5-ayes: Trustees Corbett, Mierisch, LeClercq, Zambetti, and Farrell. 0-nays. 0-abstained. Motion carried.

Items for Discussion

School Impact Fees Loan Repayment

Attorney Tappendorf reviewed the IGA between the Village and the school district. She stated that the Board has three options. They have 14 days to release the money to the schools once it is released to the Village, the Village could choose not to release the money from the Trust Fund at this time, or they can delay releasing the money. She proceeded to reference her memo which had been sent to the Board. She added that the Village can choose to have restrictions in the Village Code under Subdivision Regulations, meaning they can specify that the money go towards the schools the students from the subdivision attend or will be attending.

The Board continued to have a discussion regarding the disbursement of money.

Trustee Mierisch stated that the Village changed their original intent for the subdivision when they switched from duplexes to single family homes. President Zirk added that the Village did increase the impact fees collected due to the switch.

Trustee Corbett asked how this will affect the IEPA loan.

Staff Reports

Assistant Village Administrator Beith thanked everyone for their support at Community Days. He along with Trustee Farrell thanked Public Works for the great job they did. A lot of labor was needed in getting the lights up. Having the permanent electricity in the park next year will help them tremendously.

President Zirk stated how thankful the Village is to have Village Clerk Meadows' husband, Mike and his friend Mark volunteer their time. He added that the Daily Herald printed the wrong time slots for wristband sales.

Trustee Farrell stated that after speaking with Windy City they informed her that they would've issued new wristbands for the rainout on Thursday evening. She said there were a few issues that came up with the \$5 coupon that had been advertised. She thanked John Groth for his support. The Northern Kane County Chamber of Commerce said they spoke with East Dundee and they committed to changing the date of their fest next year.

Board of Trustee Reports

Trustee Corbett said the committee did a great job on Community Days.

Trustee Mierisch says there is a rut on Tipperary and Mason that was caused by a Plote truck, and she would like for Plote to pay to fix the street. She questioned how the Village is handling these situations as they arise. Village Administrator Keller will follow up on the matter.

President Zirk believes it will be better for the Village to hold off on repairing Mason until after the work on I-90 has been completed, due to the semi trucks having access off Mason to I-90.

Trustee LeClercq said that everyone did a great job at Community Days.

Trustee Zambetti added that he heard more positive comments this year about Community Days.

Trustee Farrell stated that Windy City was satisfied, taking the weather into effect.

She questioned Assistant Village Administrator Beith's i3 meeting.

President's Report

President Zirk stated that the festival went well. He had received many compliments on there not being a cost for the petting zoo or to feed the animals.

The executive session minutes will be placed on the next consent agenda.

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Executive Session

A motion was made by Trustee LeClercq and seconded by Trustee Corbett to close a portion of the meeting to the public, effective immediately as permitted by 5 ILCS 120/2 (c) (11) to discuss litigation against, affecting, or on behalf of the Village which has been filed and is pending in a court or administrative tribunal or which is imminent with no business to follow. Roll Call: Vote: 5-ayes: Trustees Corbett, Mierisch, LeClercq, Zambetti, and Farrell. 0-nays. 0-abstained. Motion carried.

The Board members along with Administrator Keller, Assistant Village Administrator Beith, Finance Director Blocker, Attorney Tappendorf, and Administrative Clerk Danca went into Executive Session at 8:20 pm and returned to the public meeting at 8:35 pm. Roll Call: Trustees Corbett, Mierisch, LeClercq, Zambetti, Farrell and President Zirk. Others Present: Administrator Keller, Assistant Village Administrator Beith, Finance Director Blocker, Attorney Tappendorf, and Administrative Clerk Danca.

Adjournment

A motion was made by Trustee Corbett and seconded by Trustee LeClercq to adjourn from the meeting at 8:36 pm. Roll Call: Vote: 5-ayes: Trustees Corbett, Mierisch, LeClercq, Zambetti, and Farrell. 0-nays. 0-abstained. Motion carried.

Respectfully Submitted,

Karen Danca