

Village Gilberts
87 Galligan Road
Gilberts, IL 60136
Village Board
Meeting Minutes
August 6, 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

Village Clerk Meadows called the roll. Roll call: Members present: Trustees Corbett, Mierisch, LeClercq, Zambetti, Farrell, Hacker and President Zirk. Others present: Administrator Keller, Assistant Administrator Beith, Finance Director Blocker and Administrative Intern Wright. For members of the audience please see the attached list.

Presentation

Pickstock Group- Fibercity Gilberts

Assistant Administrator Beith provided the Board Members with an update on the status of the i3 Fibercity Gilberts agreement. He reported that the Pickstock Group had purchased the intellectual assets of i3. This purchase includes the fiber cable patents and the agreement between i3 and the Village of Gilberts.

Assistant Administrator Beith reported that the Pickstock Group has amended the agreement. The two major changes to the agreement are the terms and the construction timeline. Pickstock Group is asking the terms be amended to reflect two consecutive 20 year terms. In addition, they are asking to push the construction completion date to September 2014. Assistant Administrator Beith proceeded to introduce Mr. Ben Bawtree-Jobson CEO of the Pickstock Group. CEO Bawtree-Jobson discussed the Pickstock Groups intentions on moving forward with the Fibercity project and their reasoning for requesting revisions to the original i3 agreement.

CEO Bawtree-Jobson provided the Board Members with an overview of the Pickstock Group. He reported that this capital adventure is collaboration between the SiFI Networks and Pickstock investments. He stated that two well known and accomplished entrepreneurs Roland Pickstock and Michael Harris will be heavily involved in the project. Together both companies boast multi million dollars in assets.

CEO Bawtree-Jobson reported that since they have reorganized and purchased i3's intellectual assets they have been able to move forwards with the Sandy City Oregon fiber optics project.

CEO Bawtree- Jobson discussed the proposed agreement revisions. He commented on the fact that the length of the terms needs to be extended to provide a viable time frame in which investors can ensure the repayment of their investment. In addition, the extended terms are more attractive to potential content service providers.

Trustee Mierisch asked if Assistant Administrator Beith could provide the Board Members with a worksheet comparing the original agreement and the proposed revisions. Assistant Administrator Beith replied yes. President Zirk recommended staff forward the draft agreement to the Board Members prior to forwarding it on to Attorney Tappendorf. Then if there are items the Board Members are uncomfortable with they could be addressed prior to incurring any legal fees.

Trustee Corbett inquired what happens after the expiration of the first twenty year term. CEO Bawtree-Jobson replied after the first twenty year term both parties have the opportunity to reevaluate the services and the current trends in technology.

President Zirk expressed his concerns with the exclusivity clause of the agreement. He is uncomfortable with providing Pickstock the exclusive rights to the Village's sewers for twenty years. He questioned what the Village's recourse would be if Pickstock did not perform. In addition, the exclusivity clause limits the Village's option to future technology opportunities. A lengthy discussion ensued with respect to the exclusivity clause. CEO Bawtree-Jobson encouraged the Board Members to visit both the Pickstock and SiFI Networks websites. Staff will forward the Board Members a copy of the proposed agreement.

True Patriots Care Foundation-"Remember 45" event

Mr. Christopherson provided the Board Members with an update on the "Remember 45" event scheduled for Sunday, August 11th. He commented on the schedule of events. Mr. Christopherson invited President Zirk to speak at the opening ceremony. He reported that he had taken the liberty to draft a Proclamation which he would like for President Zirk to read during the opening ceremony.

Mr. Christopherson reported on the prior weekend's events which included a motorcycle ride and a 5k run.

Mr. Christopherson reported on the scheduled parade. He noted that the parade participants will be lining-up at 2:00 p.m. and the parade will kick-off at 3:00 p.m. Trustee Zambetti questioned the parade route. He expressed concerns with limited residential street access. He wanted to ensure Chief Williams had approved the parade route. The Board Members directed staff to deliver flyers to the homes impacted by the parade route. Trustee Farrell inquired on what organizations were participating in the parade. Mr. Christopherson replied that the U.S. Navy Band, Carpentersville Fire Department, Police Department along with the girl and boy scouts will be marching in the parade. In addition, the Foundation will have convertible cars available if the Board Members would like to participate. Trustee Mierisch reported she will be purchasing candy to hand-out along the parade route.

President Zirk inquired if the Board Members presence would conflict with the true intent of the event. Mr. Christopherson responded no; in his opinion because the Village is providing the park space to host the event it is very appropriate for the Board Members to participate.

Mr. Christopherson thanked the Board Members for their time and for supporting the "Remember 45" event.

Northern Kane County Chamber-Citizen of the Year Award

Director for the Northern Kane County Chamber of Commerce, Ms. Melissa Hernandez addressed the Board. Director Hernandez reported that recently representatives from Carpentersville, East Dundee, West Dundee, Sleepy Hollow and Gilberts implemented a new initiative to acknowledge individuals who have dedicated their time to participate in some type of civic activity. The first 2013 Community Volunteer Recognition Award will be presented on November 19, 2013 at the Randall Oaks Country Club.

Director Hernandez reported on the nomination criteria and procedure. She stated that each community will nominate three individuals they believe have made a positive impact on the community through volunteerism.

The Board Members concurred that they will submit their recommendation to Village Clerk Meadows. Clerk Meadows will tally the nominations and provide the Board Members along with Director Hernandez with the three nominations. President Zirk suggested the Board Members provide Clerk Meadows with their nominations prior to the next meeting.

Public Comment

President Zirk asked if anyone in the audience wished to address the Board. Mr. Frank Dobovik who resides at 45 Windmill Place approached the Board.

He reported that he recently received a letter from the Village requiring him to remove a drainage pipe. Mr. Dobovik stated he had installed the drainage pipe to direct the water from his sump pump away from his property.

He reported that both him and his neighbor are satisfied with the effectiveness of the drainage pipe and are uncertain why the Village is requesting the pipe be removed. President Zirk recommended Mr. Dobovik contact Village Administrator Keller. Administrator Keller will discuss this matter with Stormwater Engineer Kannigan and together they can work on resolving this issue.

Consent Agenda

- A. A Motion to approve Minutes from the July 16, 2013 Village Board Meeting**
- B. A Motion to approve the July 2013 Treasurer's Report**
- C. A Motion to approve Bills and Salaries dated August 6, 2013 as follows: General Fund \$175,960.38, Permit Pass Thrus \$2,272.50, Performance Bonds and Escrows \$32,192.26, Water Fund \$44,330.12, and Payroll \$60,765.16**

President Zirk asked if there were any items the Trustees would like to remove from the consent agenda. There was no comment from the Trustees. **A Motion was made by Trustee Zambetti and seconded by Trustee Farrell to approve the consent agenda items A-C as presented.** Roll Call: Vote: 6-ayes Trustees Corbett, Mierisch, LeClercq, Zambetti, Farrell and Hacker. 0- nays, 0-abstained. Motion carried.

Items for Approval

A Motion to approve Resolution 20-2013, a Resolution authorizing an agreement between the Village of Gilberts Community Days Committee and the Community Foundation of the Fox River Valley for financial services to support the Village of Gilberts special events

Administrator Keller reported that approval of the agreement with the Community Foundation of the Fox River Valley for holding and managing the Village's Community Days funds. The Community Foundation is a non-profit organization that administers individual charitable funds for scholarships, grants and special events. The Community Foundation proposes to host the Village's Community Days funds, which removes the events' revenues and expenses from the Village's General Fund, its general ledger and the annual audit. The Community Days fund would also be eligible for corporate donations through the Foundation's 501(c) 3 non-profit status.

There being no further discussion on the motion, **a Motion was made by Trustee Zambetti and seconded by Trustee Corbett to approve Resolution 20-2013, a Resolution authorizing an agreement between the Village of Gilberts Community Days Committee and the Community Foundation of the Fox River Valley for financial services to support the Village of Gilberts special events.** Roll call: Vote: 6-ayes: Trustees Mierisch, LeClercq, Zambetti, Farrell, Hacker, and Corbett. 0-nays, 0-abstained. Motion carried.

A Motion to approve Resolution 21-2013, a Resolution awarding a contract for a Softener Waste Pre-Treatment System to Boller Construction Company Inc.

A Motion was made by Trustee Zambetti and seconded by Trustee Farrell to table Resolution 21-2013, a Resolution awarding a contract for a Softener Waste Pre-Treatment System to Boller Construction Company Inc. until August 20, 2013. Roll call: Vote: 6-ayes: Trustees LeClercq, Zambetti, Farrell, Hacker, Corbett, and Mierisch. 0-nays, 0-abstained. Motion carried.

Staff Reports

Administrator Keller reported that staff had met with Troy Mertz, the new Conservancy property owner. They discussed the SSA terms and the annexation entitlements. He reported that they had retained Manhard Consulting the original project engineering firm to evaluate the existing infrastructure and to ascertain the soil conditions. Administrator Keller anticipates introducing Mr. Mertz at the September 10th Committee of the Whole meeting.

President Zirk discussed in length their outstanding tax and SSA liabilities. He also wants to ensure the Village is repaid 1 million dollars which is outstanding from the school site purchase.

Trustee Mierisch inquired on the status of School District reimbursement. Administrator Keller reported that he is waiting on the IEPA's response on the low interest loan.

Finance Director Blocker reported that staff has begun the second phase of the water meter replacement program.

Board of Trustee Reports

Trustee LeClercq inquired on the outcome of the staff's investigation into the NIMS training requirements. Administrator Keller reported that the interpretation of FEMA's NIMS training recommendation greatly varies amongst the surrounding communities.

Some of the communities require even the secretaries take six to seven courses and others only require staff and officials take the introductory courses (100 & 700). Trustee LeClercq thanked the staff for researching this matter.

Trustee LeClercq reported that he recently attended the Region 9 Disaster meeting. He was the only person representing the Village of Gilberts.

Trustee Farrell reported that the Community Days Committee had met with Fire Chief Thomas and Deputy Fire Chief Brogan to discuss the feasibility of having a fireworks display in Town Square Park. They expressed concerns with the proposed fireworks launching site. In their opinion the launching site was too close to the residential properties. However, Mad Boomer suggested using smaller shells and in their opinion the proposed launch site would be a safe location. There was some discussion of possible other launch site locations.

Trustee Farrell reported that the cost of a fireworks display similar to the one recently held in Pingree Grove is \$14,000.00. She questioned how and if that dollar amount could be raised and still fund the existing entertainment events offered during the Community Days.

President's Report

President Zirk had no more to report.

Adjournment

There being no further public business to discuss, a Motion was made by Trustee Zambetti and seconded by Trustee LeClercq to adjourn from the public meeting at 8:40 p.m. Roll call: Vote: 6 ayes by unanimous voice vote. 0-nays, 0-abstained. Motion carried.

Respectfully submitted,

Debra Meadows

Village of Gilberts
87 Galligan Road
Gilberts, Illinois
Village Board Meeting
Sign-in-Sheet
August 6, 2013

Name	Address	Telephone #
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George V. KANTZIN	Phoenix & 155th	847-514-5475
Melissa Herweg	935 Sheraton Crystal Lake	815-347-6088
Tom W. Aids	4855 W. Aldine	224-629-1317
JERRY CHRISTOPHERSEN		