

*Approved*  
*10/17/17*

**Village of Gilberts**  
**87 Galligan Road - Gilberts, IL**  
**Special Village Board - Meeting Minutes**  
**October 10, 2017 7:00 PM**

**Call to Order / Pledge of Allegiance**

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

**Roll Call / Establish Quorum**

Members present were Trustees Allen, Corbett, Farrell, Hacker, Kojzarek, Zambetti and President Zirk. Others present were Administrator Sakas, Finance Director Erickson, Chief Rossi, Attorney Julie Tappendorf, and Assistant Administrator Beith. For members of the audience, see the sign-in sheet.

**Recognition**

**Police Officer Life Saving Award**

Chief Rossi presented Officer Jason Hernandez with a life saving award for his exceptional service and dedication to the community and department. He was first on the scene of a well being check where he found the resident unresponsive and in need of immediate medical assistance. Officer Hernandez acted promptly until paramedics arrived.

**Public Comment**

A Town Center Resident stated that she has noticed some activity in the vacant lots and on the streets in Town Center B. She added that she has seen that they have been working on the curbs. She questioned what the next step would be after the curbs are finished. President Zirk informed her that the builder has a punch list which they are in the process of completing. He added that the public improvements come to the Village for approval; however, the private improvements go to the HOA for approval. Administrator Sakas will email the resident a copy of the working punch list. He informed her that it is ongoing and can change frequently.

President Zirk added that it is in the builder's best financial interest to complete the work, so they can get their bond back. He said that if they don't get the work done soon they will be responsible to finish it after winter.

There is a group of residents who have been staying educated on the private improvements needed. They will be hosting a meeting on Thursday, October, 12 with the townhome HOA at the Eagles Club.

**Consent Agenda**

- A. A Motion to approve Minutes from the September 19, 2017 Village Board Meeting
- B. A Motion to ratify Bills and Payroll dated October 3, 2017 as follows: General Fund \$18,494.91, Water System \$22,320, Performance Bonds \$539.00 and October Health Insurance \$25,339.47.

**A motion was made by Trustee Zambetti and seconded by Trustee Allen to approve the Consent Agenda Items A and B.** Vote: 6 ayes (Trustees Allen, Corbett, Farrell, Hacker, Kojzarek, Zambetti). 0-nays. 0-abstain. Motion carried.

#### **Items for Approval**

**A. A Motion to approve Resolution 33-2017, a Resolution authorizing a General Engineering Service Agreement between the Village of Gilberts and Robinson Engineering to Provide General Engineering Services.**

Administrator Sakas explained how Resolution 33 and 34 coincide together. He went on to add that a portion of Galligan Road is located outside of the TIF. The cost of that portion is \$36,561. Staff would like to fund this from the Road Improvement Fund.

**A Motion was made by Trustee Zambetti and seconded by Trustee Farrell to approve Resolution 33-2017, a Resolution authorizing a General Engineering Service Agreement between the Village of Gilberts and Robinson Engineering to Provide General Engineering Services.** Vote: 6 ayes (Trustees Allen, Corbett, Farrell, Hacker, Kojzarek, Zambetti). 0-nays. 0-abstain. Motion carried.

**B. A Motion to approve Resolution 34-2017, a Resolution approving Robinson Engineering Task Order 1 (17-R0559) to Provide Professional Engineering Services for the Calendar Year 2018 Road Program.**

**A Motion was made by Trustee Corbett and seconded by Trustee Zambetti to approve Resolution 34-2017, a Resolution approving Robinson Engineering Task Order 1 (17-R0559) to Provide Professional Engineering Services for the Calendar Year 2018 Road Program.** Vote: 6 ayes (Trustees Allen, Corbett, Farrell, Hacker, Kojzarek, Zambetti). 0-nays. 0-abstain. Motion carried.

#### **Items for Discussion**

##### **Video Gaming Liquor License and Gas Stations**

Mrs. Tappendorf reviewed the history of the board's consideration of this issue in 2015. At that time she spoke to the Illinois Gaming Board attorney who said that a 'tasting' license was not sufficient as an alcohol-serving license for the Gaming Board to grant a video gaming license. Mrs. Tappendorf informed the Board that they have four options when considering video gaming/alcohol consumption in gas stations:

1. Issue a Class A license which would allow package sales along with on the premises consumption of all spirits including beer, wine, and hard liquor.
2. Issue a Class B license which would allow on-premises consumption of only wine and beer paired with a Class D license for package sales.
3. Create a new license specifically for gas stations allowing package sales and a pouring license sufficient for the Illinois Gaming Board to issue a gaming license.
4. Refuse to expand or modify our licenses for gas stations to serve liquor on the premises effectively prohibiting video gaming.

If the Board chooses one of the first two options, the number of liquor licenses would have to be increased. If the Board chooses to create a new license, an ordinance would have to be approved.

Trustee Hacker asked if the gaming coincides with the sale of liquor. A number of board members, staff and audience members verified that the machines shut off automatically through the state when the sale of alcohol ceases.

Jim Hill, owner of the Mobil, stated that once the Dunkin Donuts moves out of the gas station he is hoping to utilize that vacant space for video gaming. He added that the BP in Carpentersville holds a consumption of liquor license. He believes that the majority of patrons would be utilizing the video gaming machines as opposed to drinking alcohol.

The owner of the Shell indicated that they reserved space for a gaming room. He added that the room is upscale. The amount of alcohol served is minimal. His facilities over qualify for state regulations. Any profit would be utilized to help pay bills.

Trustee Farrell questioned whether the Village could limit the number of drinks served. Attorney Tappendorf stated that she would have to look into that, but the hours of consumption can be listed in the ordinance. Administrator Sakas stated that putting the number of drinks served in an ordinance can be difficult to enforce.

All servers will need Bassett Training. Mr. Hill stated that he will comply with all requirements.

LB Liquors currently holds a Class A license. The owner of the Shell stated that he is interested in holding a Class A license. The Mobil is interested in serving only beer and wine.

Trustee Hacker questioned how late alcohol can be served in the Village. Sunday thru Thursday the sale of alcohol goes until 1:00 am. On Friday and Saturday the sale of alcohol lasts until 2:00 am as stipulated in Village Code.

Trustee Zambetti stated that he is in favor of the video gaming; however, he does not want to make drinking appealing. He likes the idea of using the money for park improvements. He then questioned if the Board could limit the alcohol consumption to wine only. Attorney Tappendorf stated that it is her understanding that the license would be for both wine and beer.

Trustee Corbett stated that he isn't particularly against allowing video gaming in the gas stations. He questioned if the drive thru would still exist at the Mobil. Mr. Hill stated that it would most likely go away.

A brief discussion pursued regarding barriers separating gaming machines.

Attorney Tappendorf committed to an ordinance establishing a new license and will incorporate the comments from the Board.

Mr. Hill stated that he would like to mirror what the BP located at the corner of Rt. 25 and Rt. 62 in Carpentersville does. He asked if the Village could view their ordinance.

### **Staff Reports**

Administrator Sakas informed the Board that staff was looking for feedback regarding the 2018 calendar.

All of the issues with the emergency railroad crossing at Rt. 72 were worked out. The Village did not incur any liability.

The Board was asked to vote for their Northern Kane County Chamber of Commerce Community Service Award nomination by October 11.

Live Scan is being installed at the Police Department on Wednesday, October 11.

Bison baseball has finished their season, and the YMCA fall soccer ends on Saturday, October 14. After that date the restrooms will be closed, and the splash pad will be winterized. Improvements have been made to the landscaping and apron. Benches are coming soon, and fencing will be installed.

The roofs on the water and wastewater buildings have been completed.

Dunkin Donuts is hoping for a December 1<sup>st</sup> opening.

Nine lights were out in Old Town. Staff believe it might have been from a power surge. The lights have been fixed.

**September 2017 Treasurer's Report** – nothing to add

### **McHenry Bank & Trust CD Accounts**

Finance Director Erickson referenced a memo regarding McHenry Savings Bank and CD's. McHenry Savings Bank will no longer be able to collateralize Village funds due to rising costs. Funds were transferred to Barrington Bank and Trust Company. The Village has two additional CD's with McHenry Savings Bank. Once they mature in April 2018, those funds will be transferred as well.

Chief Rossi thanked the Board for allowing him the opportunity to honor one of his officers.

### **Board of Trustee Reports**

None

### **President's Report**

None

### **Executive Session**

President Zirk asked the Board Members and Staff if they had any reason to enter into executive session. Neither the Board Members nor Staff offered any comments.

**Adjournment**

**A motion was made by Trustee Corbett and seconded by Trustee Allen to adjourn from the meeting at 8:09 pm.** Voice Vote: all ayes. (Trustees Allen, Corbett, Farrell, Hacker, Kojzarek, Zambetti). 0-nays. 0-abstained. Motion carried.

Respectfully Submitted,  
Karen Danca



**Village of Gilberts**

**87 Galligan Road**

**Gilberts, Illinois 60136**

**Special Village Board Meeting**

**October 10, 2017**

**7:00 p.m.**

**Sign-in-Sheet**

**Name**

**Contact Information (Optional)**

Debrah J. Fields

James Fields

Bruce Rod

Sadie Rod

Tom WATDA

Dan Pap

Julie Corbett

Kelli Hurley