

Village of Gilberts
Board of Trustees
Meeting Minutes
May 4, 2010

APPROVED MINUTES

Order of Business

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 Erbeck, Clark, Mierisch, Zambetti, Farrell and President Zirk. Others present: Administrator Keller and Village Clerk Meadows. For members of the audience please see the attached list.

Public comment and Discussion

President Zirk asked if anyone in the audience wished to address the Board. There were no comments from the audience.

Consent Agenda

President Zirk asked the Board Members if there were any items they wish to remove from the consent agenda. The Board Members did not respond to his question.

A motion was made by Trustee Erbeck and seconded by Trustee Farrell to approve the consent agenda as follows:

- A. **A Motion to approve the Committee of the Whole Meeting Minutes dated April 13, 2010**
- B. **A Motion to approve the Village Board Meeting Minutes dated April 20, 2010**
- C. **A Motion to approve the Bills and Salaries dated April 27, 2010 as follows: General fund \$14,576.13, Permit Pass Thrus \$1,800.00, Performance Bonds and Escrows \$350.00, Water fund \$71,319.22, Payroll \$58,689.89**
- D. **A Motion to approve Ordinance 08-2010, An Ordinance amending Section 14.4 "Public Water Supply Fee Schedule"**

Bills and Salaries

A motion was made by Trustee Erbeck and seconded by Trustee Zambetti to approve the Bills and Salaries dated May 4, 2010 as follows: General fund \$45,965.17, Developer Donations \$1,000.00, Performance Bonds and Escrows \$676.00, Water fund \$11,651.81. Roll call: Vote: 5-ayes: Trustees Mierisch, Zambetti, Farrell, Erbeck and Clark. 0-nays, 0-abstained. Motion carried.

Ordinances/Motions/Resolutions for Consideration

Consideration of Ordinance 07-2010, an Ordinance amending Ordinance 04-16 a special use permit for the Fraternal Order of Eagles facility at 325 Raymond Drive

President Zirk asked Administrator Keller to provide the Board with an overview of the amended Ordinance now under consideration. Administrator Keller reviewed the amendments to the Ordinance as follows:

Condition #3: This condition was not changed to the “dawn to dusk” hours for the athletic field that the Eagles are now requesting. If the Board agrees with the Eagles’ request, the Board will need to amend the Ordinance before taking action.

Condition #4: The “landscaping condition” was changed to refer to a landscape plan instead of requiring a \$1,500.00 investment by the Eagles.

Condition #5: This condition was added to the Ordinance text to correct an omission from the original Ordinance. The motion to approve the original special use permit included the condition that there would be no lights on the athletic field, except for security lighting. However, the Ordinance that was signed and reproduced was not updated to include this condition. A copy of the meeting minutes memorializing this condition is provided as an exhibit to the new Ordinance. Though the condition still applies to the Eagles property regardless of the action taken on this current ordinance, including the omitted lighting restriction in the new Ordinance would help address future questions or issues.

The Board Members proceeded to discuss condition #3. Trustee Erbeck recommended for consistency and enforcement purposes the field hours should be dawn to dusk Monday through Saturday and noon to five on Sunday. Trustee Farrell read the Eagles original request. The hours referenced in the request were more restrictive than the hours the Board agreed upon two weeks ago. Trustee Clark noted that the Eagles’ field is not a public park so the hours don’t have to be consistent with the Village’s parks. Trustee Mierisch agreed.

The Board and Mr. Hayden agreed on the following Athletic Field hours: Monday – Friday: noon-8:00 p.m. or dusk which ever comes first. Saturday and Sunday noon-5:00 p.m.

The Board Members discussed in length adding an additional provision which would prohibit the Eagles from constructing any type of auxiliary structures without amending the amended special use permit. Administrator Keller reported that currently the Eagles only have to go through the administrative process and apply for a building permit.

President Zirk stated that he finds it problematic for the neighbors if the Board did not require the Eagles' to go through the amendment process when looking to make substantial improvements. Mr. Hayden reported that he would need to take this condition back to his Board Members.

Trustee Erbeck expressed concern with requiring the Eagles to go through the amendment process when they wanted to make improvements to the athletic field. The Board Members took a straw poll to see who was in favor of adding condition #6. Trustees Zambetti, Mierisch, Farrell and Clark were in favor of requiring the Eagles to amend their amended special use permit if any new improvement requires a Village Building Permit excluding landscape improvements.

The Board Members discussed condition #4. The Board Members approved of the Eagles' revised landscape plan and picture. They added a provision requiring the landscape to be planted prior to December 31, 2010.

Trustee Mierisch asked if the amended Ordinance addressed maintaining the landscaping. Administrator Keller replied yes.

President Zirk reported that recently the Eagles had applied for and were granted a Special Event License which allows them to open at 9:00 a.m. to host a Mother's Day Brunch. He went on to report that per the Ordinance they are allowed six special events per year.

Trustee Farrell inquired about a recent mailer she received advertising the Eagles' brunches. Mr. Hayden stated that the brunches would begin at 11:00 a.m. which is their current approved hours of operations.

Trustee Erbeck asked if Mr. Hayden had contacted any local sign companies. Mr. Hayden replied no. He asked if the Board would consider allowing the Eagles to erect a sign on the Village property located at the intersection of Kildare and Tyrrell Road. The Board foresaw no problem with the request.

There being no further discussion, **a motion was made by Trustee Clark and seconded by Trustee Erbeck to table item 6.A. until the May 18th Village Board Meeting.** Roll call: Vote: 5-ayes: Trustees Zambetti, Farrell, Erbeck, Clark and Mierisch. Motion carried. 0-nays, 0-abstained.

Board of Trustees' Reports

Trustee Erbeck asked if the Village has researched the possibility of receiving free cell phone service from one of the cell phone carriers that are leasing water tower space from the Village. Staff reported that the Village does receive free internet service from one of the lessees. Staff will research this matter.

Trustee Clark questioned if the Village parks were smoke free. Staff was unsure; however they will research this matter.

Trustee Mierisch reported that Hypermax had a trailer for-sale and she is wondering if it is legally parked.

Trustee Zambetti questioned when Colorvision will be removing their sign. Staff will research this matter.

Trustee Mierisch reported that Riemer's equipment can be seen from I-90.

Administrator Keller reported that the Blue Dot is working on the Village's directional signage.

Adjournment

There being no further business to discuss, **a motion was made by Trustee Erbeck and seconded by Trustee Zambetti to adjourn from the public meeting.** Roll call: Vote: 5-ayes: by unanimous voice vote. Adjournment time: 8:09 p.m.

Respectfully submitted,

Debra Meadows