

Village of Gilberts
87 Galligan Road
Gilberts, IL 60136
Village Board
Meeting Minutes
September 21, 2010

APPROVED MINUTES

ORDER OF BUSINESS

Call to Order/Pledge of Allegiance

President Zirk called the meeting to order at 7:02 p.m. He proceeded to lead those present in the Pledge of Allegiance.

Roll Call/Establish Quorum

Roll call: Members present: Trustees Erbeck, Clark, Mierisch, Farrell, and President Zirk. Members absent: Trustees Zambetti and Cullotta. Others present: Administrator Keller, Attorney Tappendorf, Chief Building Inspector Swedberg, Finance Director Blocker, and Administrative Intern Beith. For members of the audience please see the attached list.

Public Comment and Discussion

Thomas Smith stated that he is running unopposed for Kane County Board District 25. He stated that he is looking forward to working with the Village Board if he is elected.

Trustee Cullotta arrived at 7:04 p.m.

Resident Sue Sloan of 448 Sleeping Bear Trail stated that three years ago her husband was diagnosed with cancer, she lost her job, and her property began to flood. She and her husband tried to fix the flooding but were unsuccessful. She stated that she got in touch with President Zirk shortly after he took office. Then George Kannigan of Phoenix & Associates began working to help solve the water issues. She thanked Mr. Kannigan for all of his hard work and many hours he put into fixing the flooding problems. He kept them updated at all times. Her yard is much drier, and her family can walk through the wetlands. She feels safer and said that she doesn't have a fear of her property flooding after a rainfall. She said she is extremely grateful for Mr. Kannigan, President Zirk, and the Board for all of their help.

Mr. Kannigan thanked the Board for having the confidence in him to help with the flooding concerns.

Consent Agenda.

A motion was made by Trustee Erbeck and seconded by Trustee Clark to approve the Consent Agenda as follows:

- A. Motion to approve minutes from the September 7, 2010 Village Board Meeting

- B. Motion to approve Bills and Salaries dated September 21, 2010 as follows:
General Fund \$64,704.08, DUI/Drug Forfeiture \$2,500.00, Permit Pass
Thurs \$4,702.50, Performance Bonds and Escrows \$5,556.50, Water
Fund \$38,354.24 and Payroll \$59,048.90.**
- C. Motion to approve the August 2010 Treasurer's Report**

Roll call: Vote: 5-ayes (Trustees Erbeck, Clark, Mierisch, Farrell, and Cullotta). 0-nays. 0-abstains. Motion carried.

Items for Approval

A motion to approve Resolution 22-2010, a Resolution authorizing the Village of Gilberts to participate in the Ride-in-Kane Program

Administrator Keller gave a brief overview of the program and who would benefit from the program. He stated that \$500 could be set aside from next year's budget. Intern Beith added that the Ride-in-Kane Program has been a positive program for Campton Hills and Campton Township.

President Zirk questioned the meaning of the word "duly." It means properly agreed upon.

Trustee Mierisch asked if the Village would be notified when the funds are being used. Intern Beith stated that monthly updates would be given to the Village.

Residents will be made aware of the program by the newsletter, website, and by referrals.

A motion was made by Trustee Erbeck and seconded by Trustee Farrell to approve Resolution 22-2010, a Resolution authorizing the Village of Gilberts to participate in the Ride-in-Kane Program. Vote: 5 ayes (Trustees Erbeck, Clark, Mierisch, Farrell, and Cullotta). 0-nays. 0-abstains. Motion carried.

A motion to approve Ordinance 26-2010, and Ordinance amending the FY-2011 Budget to authorize the Mason Road repairs

Administrator Keller gave an overview of the drainage issues that have been occurring near Mason Road. With an estimated cost of \$19,700 the proposed project would extend a culvert under Mason Road. Baxter & Woodman's fees are estimated not to exceed \$3,000. Mason Road is in the Village's jurisdiction.

A two thirds vote is required to amend the budget.

Trustee Zambetti arrived at 7:15 p.m.

Trustee Erbeck had questions regarding the Village's jurisdiction, which Administrator Keller clarified for him.

Trustee Erbeck then inquired whether the Village has considered annexing the sports complex which is located along the north side of Mason Road into the Village. The Village has looked into it. However, it hasn't gone very far. The other houses located along the north side of Mason are in Elgin's jurisdiction.

A discussion continued regarding which sections of Mason Road are in the Village limits.

Trustee Erbeck then added that the township recently paved a section of Mason Road and wondered if they might help cover the cost. Most likely they would not.

The difference in Baxter & Woodman's fees was discussed. There was an increase from \$1,450 to \$3,000.

Trustee Cullotta inquired about what caused the flooding at 520 Mason Road. Approximately two years ago drainage tiles were broke when a new gas line was installed. Mr. Kannigan stated that the property will continue to flood unless a pipe is installed.

A motion was made by Trustee Erbeck and seconded by Trustee Farrell to approve Ordinance 26-2010, and Ordinance amending the FY-2011 Budget to authorize the Mason Road repairs. Vote: 6 ayes (Trustees Erbeck, Clark, Mierisch, Zambetti, Farrell, and Cullotta). 0-nays. 0-abstains. Motion carried.

A motion to approve Resolution 23-2010, a Resolution authorizing the use of MFT Funds in the amount not to exceed \$19,700.00 for Mason Road repairs

A motion was made by Trustee Clark and seconded by Trustee Erbeck to approve Resolution 23-2010, a Resolution authorizing the use of MFT Funds in the amount not to exceed \$19,700.00 for Mason Road repairs. Vote: 6 ayes (Trustees Erbeck, Clark, Mierisch, Zambetti, Farrell, and Cullotta). 0-nays. 0-abstains. Motion carried.

A motion to approve Resolution 24-2010, a Resolution authorizing an agreement with Phoenix & Associates, Inc. to complete Mason Road repairs in an amount not to exceed \$18,250.00

A motion was made by Trustee Zambetti and seconded by Trustee Clark to approve Resolution 24-2010, a Resolution authorizing an agreement with Phoenix & Associates, Inc. to complete Mason Road repairs in an amount not to exceed \$18,250.00. Vote: 6 ayes (Trustees Erbeck, Clark, Mierisch, Zambetti, Farrell, and Cullotta). 0-nays. 0-abstains. Motion carried.

Mr. Kannigan will contact the property owner and work with Village staff on completing the repairs.

Items for Discussion

Board Members Meeting Attendance Compensation

Administrator Keller informed the Board that a decision regarding the meeting attendance compensation would have to be made at the October 5, 2010 Board meeting.

Trustee Zambetti pointed out that the Village's Board members are paid significantly less than the surrounding communities, and that the Board hasn't increased their wages in the past 8 years. He recommended that the Village President receive a salary of \$6,000 per year and Trustees receive a salary of \$3,000 per year.

Trustee Mierisch stated that she doesn't feel comfortable asking for an increase in pay when the Village employees have had to take furlough days and a few employees had been laid off this past fiscal year.

Trustee Zambetti stated that possibly the next fiscal year Village employees could get a pay increase and a bonus.

Trustee Mierisch added that she feels most Board members aren't in the business for the money.

Trustee Farrell stated that she would approve an increase in compensation if the Village is past furlough days. However, she doesn't feel that now is the right time. She added that most are not in it for the money.

Trustee Zambetti inquired when the increase would go into effect. That would be for the FY 2012 budget, or next May. Trustee Zambetti then restated that it might be possible for employees to get a raise then as well.

President Zirk pointed out that Trustee Zambetti isn't up for reelection, so this potential increase would not be available for him.

Attorney Tappendorf stated that the Board could approve the increase then make it affective for a date after the election. The increase would only take affect for the newly elected officers. The new ordinance that would be voted on and possibly approved by the Board could not be changed within 180 days before an election or after the election for the newly elected officers.

Trustee Cullotta questioned whether employees' salaries are comparable to surrounding communities. They are not.

Trustee Erbeck stated that he would like a salary to be set. He also suggested setting a time limit of two hours on the meetings.

Trustee Clark feels he shouldn't be compensated for a meeting if he doesn't attend.

Trustee Cullotta added that the trustees aren't getting compensated if the meeting lasts four hours.

Trustee Clark added that in the past, pay was per meeting to help ensure that Board members attended the meetings.

President Zirk stated that residents run for the positions to make a difference in the community. However, there should be some sort of recognition for what officers do.

Trustee Erbeck stated that there has already been a cost savings to the Village since numerous committee meetings are not being held. The cost savings is a little less than \$10,000, which doesn't include staff time.

Trustee Clark suggested Trustees get paid \$75 per meeting and the President get paid \$150 per meeting with a limit of four meetings per month.

Administrator Keller added that relative to the overall budget there wouldn't be that much of an increase.

Two Ordinance options can come before the Board at the October 5 meeting, one being a salary structure of \$3,000 per year for Trustees and \$6,000 per year for the President. Or Trustees could make \$75 per meeting and the President can make \$150 per meeting. There is always the option that both of those Ordinance choices could be voted down. After some discussion the Board chose to have an Ordinance with the salary option come before them at the October 5 meeting.

Rescission of Ordinance 05-40 pertaining to Village enforcement of CCRs

Trustee Clark stated that staff will probably want to check on a 1997 Ordinance as well.

Staff Reports

Administrator Keller briefly discussed the Gilberts Glen drainage issues. The project is moving forward. He's hoping that funds will be available in spring.

Finance Director Blocker informed the Board that she emailed a preliminary draft of the audit to the Board members.

Chief Building Inspector Swedberg stated that the public works have finished crack sealing for the year. If the same amount of crack sealing is purchased next year, Timber Trails, Timber Glen, and Woodland Meadows can be finished.

A brief discussion regarding a fire suppression system ensued. Chief Building Inspector Swedberg thanked Trustee Zambetti for answering his questions. Chief Building Inspector Swedberg will be inspecting the fire suppression system once it has been installed. The homeowner chose to go with the option of the fire suppression system. The Village doesn't have an Ordinance to enforce it.

Board of Trustees Reports

Trustee Erbeck stated his policing concerns. He stated that he hasn't seen any updates on the outcome of Chief Williams' meetings that he has had with the residents.

Administrator Keller said that one person attended the coffee with the Chief on Saturday, September 18, 2010. Chief Williams has tried to set up a meeting with Trustee Erbeck, but was unsuccessful. At the October work session Chief Williams will have updates for the Board.

Trustee Erbeck feels that the Board isn't getting direct feedback from the Chief. He added that he has asked for copies of Sergeant Block's weekly updates. However, he only received them for two weeks.

President Zirk asked what information Trustee Erbeck was referring to that the Board is currently not getting but they had received in the past.

Trustee Erbeck stated that he would like see community policing take effect. He added that he would like to see that each officer be responsible for issuing a specific number of "positive" tickets. He thinks the Village would benefit from the positive enforcements. He stated that this hasn't been implemented yet. Administrator Keller said that this policy can be implemented if it's what the Board collectively wants to do.

President Zirk stated that in the past he heard negative complaints about the police officers. He said that he doesn't get that same sense from the community. He doesn't hear the same complaints as he did a year ago

Trustee Zambetti said that he understands what Trustee Erbeck is asking for. However, he feels that Trustee Erbeck should discuss his thoughts with Chief Williams. If the Board were looking for the same outcome, then Chief Williams should meet with the Board.

Trustee Erbeck restated that he wants to know what has been implemented that's measurable in the community policing.

Trustee Erbeck said that the HOA president in Timber Trails has experience in waste management. She would be happy to help the Village. Administrator Keller should contact her.

Trustee Farrell stated that she would like some positive advertising for the Village's economic development. Intern Beith said there is a section in the local paper called the Tribune Local. The Village could write about the community and have it published. Staff is trying to generate other ideas on this topic as well.

Another municipality advertised on prime time radio stating what land was for sale, etc.

Trustee Farrell questioned the number of meetings per month. Administrator Keller stated that the Board has been adequately covering the content in three meetings per month.

Trustee Cullotta suggested having a separate executive session meeting on a day where a Village Board Meeting or a Committee of the Whole meeting is not already scheduled.

President's Report

President Zirk didn't have anything to report.

Executive Session

A motion was made by Trustee Clark and seconded by Trustee Zambetti to close a portion of the meeting to the public, effective immediately with no business to follow as permitted by 5 ILCS 120/2 (c) (1) to discuss the appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the Village, and 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 of which is imminent and as permitted by 5 ILCS 120/2 (c) (2) collective negotiating matters. Vote: 6 ayes (Trustees Erbeck, Clark, Mierisch, Zambetti, Farrell, and Cullotta). 0-nays. 0-abstains. Motion carried.

The Board members along with Attorney Tappendorf, Administrator Keller, Intern Beith, and Chief Building Inspector Swedberg went into Executive Session at 8:48 p.m. and returned to the public meeting at 10:10 p.m.

Adjournment

There being no further business to discuss, **a motion was made by Trustee Erbeck and seconded by Trustee Clark to adjourn the meeting at 10:10 p.m.** Roll call: Vote: 6-ayes by unanimous voice vote. Motion carried.

Respectfully submitted,

Karen Danca

SIGN IN SHEET
(Please Print)

Village Board Meeting

9/21/2010

Name	Address	Telephone #
Sue Corbett	81 August	847-2148167
Tom Sloan	448 Sleeping Bear	847 428 0804
Sue Sloan	448 Sleeping Bear	847 428 0809
Tom Wajda	485 Kildare	224-629-1351