

Village Board
Meeting Minutes
87 Galligan Road
Gilberts IL, 60136
December 7, 2010

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

President Zirk asked Village Clerk Meadows to call the roll. Roll call: Members Present: Trustees Clark, Mierisch, Zambetti, Cullotta, Farrell and President Zirk. 1-absent: Trustee Erbeck. Others present: Administrator Keller, Attorney Tappendorf, Finance Director Blocker, Chief Building Inspector Swedberg, Intern Beith and Village Clerk Meadows. For members of the audience please see the attached list.

President Zirk reported that Trustee Erbeck was not in attendance due to work obligations.

Public Comment

President Zirk asked if anyone from the audience wished to address the Board at this time. There was no comment from the audience.

Presentations / Proclamations / Appointments

A Motion to approve a Proclamation proclaiming December 7, 2010 as Gilberts Grizzlies Day

A motion was made by Trustee Clark and seconded by Trustee Mierisch to approve the Proclamation proclaiming December 7, 2010 as Gilberts Grizzlies Day. Roll call: Vote: 5-ayes: Trustees Clark, Mierisch, Zambetti, Cullotta and Farrell. 0-nays, 0-abstained. Motion carried.

For the record President Zirk read the Proclamation proclaiming December 7th as Gilberts Grizzlies Days.

President Zirk invited Coach Mike Curran to speak on behalf of the Light Weight Youth Football TCYFL Champion Team. Coach Curran introduced the team moms and the football players and commended them for all their hard work.

President Zirk thanked Coach Curran for providing the youth in the community an opportunity to participate in a great football program. In addition, he congratulated the champion football team on behalf of Trustee Erbeck.

A Motion to approve a Proclamation proclaiming December 2010 as Drunk and Drugged Driving (3D) prevention Month in the Village of Gilberts.

A motion was made by Trustee Clark and seconded by Trustee Zambetti to approve the Proclamation proclaiming December as Drunk and Drugged Driving (3D) Prevention Month in the Village of Gilberts. Roll call: Vote: 5-ayes: Trustees Mierisch, Zambetti, Cullotta, Farrell and Clark. 0-nays, 0-abstained. Motion carried.

For the record President Zirk read the Proclamation proclaiming December as Drunk and Drugged Driving (3D) Prevention Month in the Village of Gilberts.

A Motion to approve President Zirk's recommendation to appoint Char Carlsen as the Village Liaison to the Tyler Creek Watershed Coalition.

President Zirk reported that Ms. Carlsen has expressed an interest in participating in the Tyler Creek Watershed Coalition. Ms. Carlsen will attend their meetings on behalf of the Village and report on the Coalition's activities and concerns. In addition, share information with respect to the Villages projects and progress.

A motion was made by Trustee Clark and seconded by Trustee Zambetti to approve President Zirk's recommendation to appoint Char Carlsen as the Village Liaison to the Tyler Creek Watershed Coalition. Roll call: Vote: 5-ayes: Trustees Zambetti, Cullotta, Farrell, Clark and Mierisch. 0-nays, 0-abstained. Motion carried.

Consent Agenda

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

- A. **A motion to approve Minutes from the November 16, 2010 Village Board Meeting**
- B. **A motion to approve the November 2010 Treasurer's Report**
- C. **A motion to approve the Bills and Salaries dated December 7, 2010 as follows: General Fund \$27,868.49, Developer Donations \$3,370.00, Permit Pass Thrus \$4,687.50, Performance Bonds and Escrows \$6,618.74, Water Fund \$78,924.04, Payroll \$112,537.47.**
- D. **A motion to approve the Annual Meeting Calendar**

Roll call: Vote: 5-ayes: Trustees Cullotta, Clark, Mierisch, Zambetti and Farrell. 0-nays, 0-abstained. Motion carried.

Items for approval

A motion to approve Resolution 32-2010, a Resolution Authorizing an Intergovernmental Agreement with Kane County for a Kane County Riverboat Grant

Administrator Keller reported that if approved the intergovernmental agreement with Kane County would secure a \$10,000 Riverboat Fund grant. The grant provides 50% of the funding for community signage, to be matched by the Village.

Staff has identified the entrances to Waitcus Park and Memorial Park as two highly-visible locations. If approved Public Works could install the signage in the spring.

Trustee Cullotta inquired if the sign was masonry. Chief Building Inspector Swedberg replied yes, that masonry monument signs are consistent with the Village Code. Trustee Zambetti noted that many communities are using the faux monument signs as a cost savings measure. Trustee Zambetti stated that as a cost savings measure he would prefer the Village amend the code to allow for the faux monument signage.

Administrator Keller reported that the Village has asked for bids for the monument signs made out of both types of materials.

Trustee Zambetti inquired about the previously discussed signage location at the intersection of Big Timber and Tyrrell Road. Administrator Keller replied that there were many obstacles with that location.

President Zirk recommends that the sign be constructed to have the capability to be converted into an electronic sign. Chief Building Inspector Swedberg replied that the cabinet of the sign will be constructed to easily allow for an upgrade to an electronic sign.

Administrator Keller stated that if the Board is in favor of moving forward staff will draft an Ordinance to amend the budget before making the expenditure.

A motion was made by Trustee Clark and seconded by Trustee Farrell to approve Resolution 32-2010, a Resolution authorizing an Intergovernmental Agreement with Kane County for a Kane County Riverboat Grant. Roll call: Vote: 5-ayes: Trustees Farrell, Clark, Mierisch, Zambetti and Cullotta. 0-nays, 0-abstained. Motion carried.

Items for Discussion

Health Insurance Overview

Administrator Keller discussed the upcoming health insurance renewal. He reported that based on anecdotal information, Blue Cross/Blue Shield and other insurance carriers are increasing premiums on other employers by 30% or more. As an alternative, Staff has been working on a proposal from the Intergovernmental Personnel Benefit Cooperative (IPBC).

Staff has asked representatives from Gallagher to provide the Board with an introduction to the self-funded insurance pool approach. He proceeded to introduce Mr. Craig Allen.

Mr. Allen provided the Board Members with an overview on how the self-funded insurance pool works. He reported that IPBC is an Intergovernmental Personnel Benefit Cooperative for the public sector.

Mr. Allen discussed the positive impact the self-funded insurance program has on municipalities' financial stability.

Discussion on this matter will be continued on December 14th.

Consideration of a request by Ryland Homes for a Variation from Section 16 "Sign Code" of the Village Code.

Administrator Keller discussed Ryland Home's request for a variation from the Sign Code to allow additional signage for the Town Center development. He reviewed the details of the request.

Trustee Mierisch asked why Ryland Homes had not taken into consideration the recommendations made by the Economic Development Committee to market all available land. Administrator Keller was unsure. There was no Ryland representative in attendance to address the Board's concerns.

Trustee Zambetti felt it was inconsiderate of Ryland Homes not to attend a meeting in which the Board was considering their request.

Trustee Clark reported that the protocol for variation request has changed due to the fact there is no longer a BZPD Committee. He also agreed the signage should promote the commercial land available. Trustee Cullotta agreed with Trustee Clark.

Referendum Process Overview

Administrator Keller discussed the reason the Board may want to consider placing a question on the April 5th Consolidated Election Ballot. He reported that at the November 16th Board Meeting Baxter and Woodman provided the Board with options on implementing a road program. The program included scenarios that ranged from a "constrained" annual program of \$160,000 to a comprehensive project that would include all of Windmill Meadows, Indian Trails, Gilberts Glen, and Dunhill Estates, estimated to cost \$2.75 million.

Administrator Keller reported that staff had researched various funding mechanisms to increase revenue to pay for the road program. Traditionally the way for the Village to increase revenue is limited to vehicle stickers or SSAs, which the Board identified as undesirable alternatives. He stated that Attorney Tappendorf was invited to provide the Board with an overview of the referendum process, as well as the mechanics and limitations of a possible sales tax for capital improvements.

Attorney Tappendorf stated that State Statute 65 ILCS 5/8/11-1.3 authorizes non-home rule municipalities to impose a sales tax up to 1% (must be in ¼% increments) if approved by referendum.

The tax cannot be imposed on the sale of food, vehicles, medicines and medical devices. The revenues from the sales tax may be used for public infrastructure, property tax relief and recently was amended to temporarily include municipal operations until December 31, 2015.

Attorney Tappendorf discussed the process. She reported that in order for the Board to place the question on the April 5th ballot the Board would need to pass a Resolution by January 18th. The Village Clerk must then file a certified copy of the adopted resolution with the county clerk no more than 61 days before the election. That would require filing no later than February 3rd.

If the referendum passes the Village then must adopt an ordinance or resolution imposing the tax and file a certified copy of the ordinance or resolution with the Department of Revenue. If the certified ordinance or resolution is filed with Department of Revenue on or before April 1st, then the tax will be imposed as of July 1st. If the certified ordinance or resolution is filed on or before October 1st, then the tax will be imposed as of January 1st.

Attorney Tappendorf reported that the Village cannot advocate they can only educate the voters. She provided the Board with suggestions on how to educate the voters.

President Zirk commented on how increasing taxes is against his personal ideals. However, at this time it is the only option to fund a road program.

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Trustee Mierisch expressed concerns that in the past Old Town had been promised new road and curbs and it never happened. Attorney Tappendorf stated that the money collected by the increase in the sale tax could only be used as set forth in the referendum.

A lengthy discussion ensued on what type of infrastructure improvements to include in the language of the referendum. Trustee Zambetti suggested including water, sewer, and curb improvements. He was concerned that the Village would be repairing a roadway and be unable to improve the infrastructure under the roadway. The Board concurred with Trustee Zambetti's recommendation.

This discussion will be continued at the December 14th Village Board Meeting.

Staff Reports

Administrator Keller reported that the Plan Commission is expected to conclude the public hearing on the amendment to Elgin Recycling's Special Use Permit Wednesday, December 8th.

Attorney Tappendorf reported that there has been amendment to the FOIA Act protecting personal evaluations.

Chief Building Inspector Swedberg reported that the total number of building permits for the year is 62, which is the highest number since 2007. He went on to report two beavers have been removed from Tyler Creek and relocated.

President's Report

President Zirk commended the Police Department on their recent handling of the car and garage burglaries.

Adjournment

There being no further business to discuss, a motion was made by Trustee Clark and seconded by Trustee Mierisch to adjourn from the public meeting at 8:46 p.m. Roll call: Vote: 5-ayes: by unanimous voice vote.

Respectfully submitted,
Debra Meadows

SIGN IN SHEET
(Please Print)

VBM

12-7-2010

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