

**Village of Gilberts
Committee of the Whole
Meeting Minutes
January 26, 2010**

APPROVED MINUTES

Order of Business

Call to Order / Pledge of Allegiance

President Zirk called the meeting to order at 7:02 p.m. President Zirk led 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, Farrell, Garcia and President Zirk. 1-absent Trustee Erbeck. Others present: Administrator Keller, Finance Director Blocker, Attorney Tappendorf, Chief Building Inspector Swedberg, Engineer Blecke, Engineer Fisher. For members of the audience please see the attached list.

President Zirk reported that Trustee Erbeck is on vacation and will return on February 9th.

Recognition / Presentations

Recognition-Holiday Coloring Contest Winners

President Zirk on behalf of the Village Board presented the holiday coloring contest winners Lilly Danca, Bridget Haefling, Kate Haefling and Ethan Cho with a Certificate of Accomplishment and theater gift cards for their artistic submittals.

Minutes to be considered

Committee of the Whole Meeting Minutes 01/12/10

President Zirk asked if anyone had any comments on the Committee of the Whole Meeting Minutes dated January 12, 2010. There were no comments. The minutes will be placed on the next consent agenda.

Village Board Meeting Minutes 01/19/10

President Zirk asked if anyone had any comments on the Village Board Meeting Minutes dated January 19, 2010. There were no comments. The minutes will be placed on the next consent agenda.

Items for Discussion

Stormwater Detention Credits Proposal

Engineer Blecke reported that in the past there had been some confusion with respect to the detention credits Mr. Kannigan is asking the Village to convey to his control. Engineer Blecke has been working closely with Mr. Kannigan and has simplified and defined the scope of work that Phoenix and Associates has performed for the Village and could perform in the future.

President Zirk noted he understood what Mr. Kannigan and Phoenix & Associates had to gain. However, he wonders what the benefits are to the Village.

Administrator Keller reported that in consideration for the right to sell detention credits on Village property, Phoenix & Associates would provide the Village up to \$10,000 annually in-kind services through the 5 year term of the license.

In addition, Phoenix would also map and inspect the Village's Stormwater outfalls, and work with Staff to implement detection, tracking and removal procedures for illicit discharges and connections.

Trustee Mierisch thanked Mr. Kannigan for correcting the drainage concerns caused by the City of Elgin's Industrial Park. However Trustee Mierisch expressed concerns with Mr. Kannigan doing work on property not owned by the Village. Mr. Kannigan stated that he did approach the owner of the area in question and identified himself as a Phoenix & Associate representative. He informed the Facilities Manager of the drainage concerns and the Facility Manager did not object to Mr. Kannigan repairing the drainage issues.

Trustee Mierisch noted that in Engineer Blecke's report he references a field meeting that was conducted with Art Kliniki of Kane County's Highway Department regarding the completion of drain tile replacement and installation of a drainage structure. Trustee Mierisch stated she had no knowledge of the project. Mr. Kannigan provided Trustee Mierisch with the details of the repairs made on the Riemer Center property and the easements adjacent to Tyrrell Road.

President Zirk recommends staff along with Mr. Kannigan assistance draft a document which notes drainage areas and maintenance schedules. Mr. Kannigan reported that they have documents that depict environmentally sensitive corridors, properties and critical paths. Engineer Blecke reported that the Village needs to have a Stormwater Program Plan in order to comply with their NPDES Permit.

Trustee Mierisch noted that in Engineer Blecke's report he states that Phoenix & Associates located additional file information. Trustee Mierisch asked what does the additional file information reference. Engineer Blecke replied that Mr. Kannigan had a lot of historical information that he had not seen before. Trustee Mierisch restated her question. The question what documents are not in the Village possession? Mr. Kannigan stated the information he had the Village also received. However, in the past the Village was unable to locate twelve boxes. Mr. Kannigan went on to say for whatever reason the Village was able to locate two of the twelve boxes. President Zirk asked Mr. Kannigan to supply the Village with copies of all of the documentation that he has in his possession.

Trustee Mierisch expressed concerns that the agreement did not have a set fee for the detention credits. Trustee Mierisch went on to say that Mr. Kannigan being an outside vendor would have control of the industry. President Zirk stated that if Mr. Kannigan over priced the detention credits the developer would construct the detention themselves. Trustee Mierisch was concerned that a potential developer might develop elsewhere if the cost to develop in town was too high. There was some discussion with how to make the detention credits an economic incentive for development.

A lengthy discussion ensued with respect to the price that Mr. Kannigan would charge for detention credits. Mr. Kannigan stated that he felt \$25,000 per acre was reasonable.

Trustee Mierisch inquired why the agreement had a five year term. Administrator Keller expressed concerns with long term agreements. In addition a five year term would allow for new Boards to review the agreement.

There was some discussion about including language to ensure that Mr. Kannigan will fulfill the term of the agreement.

Trustee Clark asked if there is any liability with zone A. Mr. Kannigan stated that zone A has no affect on surrounding communities.

There being no further questions for Mr. Kannigan President Zirk directed staff to draft an agreement and place it on the next Committee of the Whole Agenda. In addition, President Zirk recommended that staff supply the Board Members a copy of the agreement as soon as possible.

Trustee Clark asked if the Village had accepted anything in the Reimer Center. Mr. Kannigan reported that he had documentation that the Village approved septic, well and ditch system plans. Trustee Clark reported that to his knowledge there is no documentation evidencing the Village accepted any improvements in the Reimer Center.

Illinois American Water-Billing Concerns

Administrator Keller reported that he has a meeting on Monday with Illinois American Water to discuss the billing concerns.

Town Center Annexation Agreement Review

Administrator Keller stated that staff had reviewed the annexation agreement and this year the donation, impact fees and residential building permits will be charged at the rate referenced in the current Ordinance. Trustee Clark recommended extending the agreement and not raising the building permit fees.

Trustee Clark recommended that staff also review the boundary agreements for critical dates.

Wastewater Treatment Plant Expansion Design Proposal

Engineer Fisher reviewed the proposal for the expansion of the Wastewater Treatment Plant.

Trustee Clark asked if the proposal included the improvements to the Barancik lift station. Engineer Fisher replied no.

There was some discussion of reducing the cost by not complying with the NPDES Permit. Engineer Fisher stated that the Village would need to contact the EPA if they wished to amend the NPDES Permit.

Administrator Keller reported that staff will work on scaling back the wastewater expansion cost and provide the Board Members with options. This matter will be discussed at the next Committee of the Whole Meeting.

Directional Signage

Administrator Keller provided an example of the proposed directional signage along with a list of possible locations. Trustee Mierisch asked if the possible location options included the suggestions from the local businesses. Administrator Keller replied yes.

Trustee Garcia suggested having signage noting the location of the Village Hall and possibly the Police Department and Post Office.

Administrator Keller will provide the Board Members with the cost of the signage.

There was some discussion with signage which would divert traffic through a residential neighborhood.

The Board directed Administrator Keller to remove signage that was depicted on the list as number 2.

Budget FY-2010 Update

Administrator Keller provided the Board Members with an overview of the Village's current financial situation.

Presentation-Personal Wellness Coaches-Shelly Sherman

Mr. Sherman provided the Board Members with an overview of his proposed weight loss challenge program that he would like to offer to the Village residents.

The Board agreed that due to a lack of Village Staff and space the Village would not be able to accommodate Mr. Sherman's program. However, the Board Members suggested Mr. Sherman contact the Eagles Club. In addition, Mr. Sherman might want to consider advertising in the Village Newsletter.

Staff Reports

Attorney Tappendorf congratulated Village Clerk Meadows for receiving an A+ in the FOIA test recently conducted by the Courier News. Village Clerk Meadows recognized Finance Director Blocker for her assistance in fulfilling the FOIA request.

Board of Trustee Reports

Trustee Farrell reminded everyone that the Business Owners Meeting is scheduled for Wednesday, January 27 at 5:00 p.m. at the Village Hall.

Trustee Mierisch asked Administrator Keller if he would like to report on the Metro West Meeting. Administrator Keller reviewed various topics that were discussed at the meeting.

President's Report

President Zirk elaborated on the Village's FOIA test score. He reported that most of the comparable communities scored B's.

Adjournment

There being no further business to discuss, a motion was made by Trustee Garcia and seconded by Trustee Zambetti to adjourn from the public meeting. 5-ayes: (Trustees Clark, Mierisch, Zambetti, Farrell, and Garcia). 0-nays, 0-abstained. Motion carried. Adjournment time: 9:47 p.m.

Respectfully submitted,

Debra Meadows