

**VILLAGE OF GILBERTS**  
**VILLAGE BOARD MEETING**  
**March 6, 2007**  
**7:30 p.m.**

**CALLED TO ORDER:**

Village President Wajda called the meeting to order at 7:30 p.m. President Wajda led those present in the Pledge of Allegiance.

**ROLL CALL/ESTABLISH QUORUM:**

Members present: President Tom Wajda, Trustees Mierisch, Mueller, Zambetti, Boytor, Lindoerfer and Mengarelli. Others Present: Village Administrator Ray Keller, Village Attorney Donna McDonald, Village Engineer Ed Kanthack, Richard Piccolo, B&F Technical Services, Chief Mike Joswick, Village Finance Director Marlene Blocker and Village Clerk Darlene Mueller. (Members of the public, see attached list). President Wajda declared a quorum present.

**APPROVAL OF MINUTES:**

**A motion was made by Trustee Mueller and seconded by Trustee Mierisch to approve the Village Board Work Session Minutes of February 13, 2007.** Roll call. Vote: 6-ayes (Trustees Boytor, Mierisch, Lindoerfer, Mueller, Zambetti and Mengarelli), 0-nays, 0-abstained. Motion carried.

**PUBLIC COMMENT AND DISCUSSION:**

Mrs. Jackie Tredup, representing the Fraternal Order of Eagles, approached the Board on Eagles' request to serve breakfast/luncheon on Sundays starting at 8:00 a.m. Mrs. Tredup had thought the Board would act on her request at tonight's meeting. At the last regular Board meeting the Board directed Administrator Keller to research the agreement and liquor ordinance. Administrator Keller stated he did not have the opportunity or time to research the ordinance and agreement and would give a report at next week's work session meeting.

**APPROVAL OF BILLS AND SALARIES:**

**A motion was made by Trustee Boytor and seconded by Trustee Mueller to approve the amended payment of bills as pursuant to the list dated 3/6/07 and presented to the Trustees prior to the meeting as follows: General Funds \$50,701.21, Developer Donations -0-, Permit Pass Thrus -0-; Performance Bonds and Escrows \$9,410.33; Water Fund \$35,791.60 and Payroll \$48,168.64.** Brief discussion followed on the increase amounts of bills and salaries. Roll call. Vote: 6-ayes (Trustees Boytor, Mierisch, Lindoerfer, Mueller, Zambetti and Mengarelli), 0-nays, 0-abstained. Motion carried.

**NEW BUSINESS**

**Bid Result/Gilberts WRF Improvements for Phosphorus Removal**

Engineer Carl Fischer informed the Board about the bid opening result relative to the WRF Improvements for Phosphorus held at the Village Hall on March 1, 2007 at 3:00 p.m. Eight bids were received ranging from \$497,698 to \$709,000. The maximum bids were in the mid-\$500,000.00 and the lowest bid was Maxim Construction, Volo, Illinois for \$497,698.00. Engineer Fischer reviewed all necessary documents for all bidders and found Maxim Construction to be a responsible bidder and recommended Maxim Construction to be awarded the contract.

Discussion followed on the IEPA construction permit. Engineer Fischer advised the Board that the Village have done due diligence on meeting the target dates provided by Baxter and Woodman from IEPA and that IEPA still has not issued a construction permit. Engineer Fischer is in contact with the IEPA to keep with the requested schedule. If there is a delay, it is with

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IEPA and not the Village and no construction can proceed until the IEPA permit is received. President Wajda directed Engineer Fischer to send a memo to the IEPA. Inspections will be performed by Baxter and Woodman.

### Helical Piers Recommendation

Trustee Mengarelli left his seat and sat in the audience due to a financial interest with Neumann Homes.

Administrator Keller gave a report on Staff's recommendation made by Deputy Building Commissioner Swedberg memo dated March 1, 2007 (see attached) and Administrator Keller's summarization on page 2 of this memo to the Board (see attached). Reports from the manufacturer, the International Code Council, the International Residential Code and Baxter & Woodman's recommendation were reviewed and based on this information, Deputy Building Commissioner Swedberg recommended approval of using the helical piers subject to several requirements before approval is given. Helical Piers are used as a foundation for supporting and anchoring structures. The manufacturer's reports service life is generally between 50 to 100 years.

Neumann Homes has agreed with the requirements in the memo from Deputy Building Commissioner Swedberg. Discussion followed on the helical pier installation and wiring the pier to the foundation. Deputy Building Commissioner Swedberg recommended clamping or welding of the piers. Trustee Boytor expressed and read where it should be welded to a rebar on "Helical Torque Anchors Specification" report in the Board packets. A question was asked if there was a special requirement for welding. Rich Piccolo from B&F Technical Services stated OSHA rules and regulations needed to be followed.

President Wajda inquired as to who would be doing the inspection. Administrator Keller stated either Deputy Building Commissioner Swedberg or B&F Technical Services would be performing the onsite product quality control inspections. Actual installation will be verified by licensed construction engineers. Neumann Homes' Engineer Donlea stated he would oversee the installation of the helical piers. Design calculations to be certified by an Illinois licensed structural engineer, including shaft, helix size, and grout column diameter.

Lengthy discussion followed on the installation of the helical piers and President Wajda requested a documented procedure list be followed by the Village and Neumann Homes. Any deviation from this procedure must be brought before the Village Board for their consideration.

Number 1 (one) on the requirements to read "A submittal and certification by an Illinois licensed structural engineer of design calculations per lot *layout*."

Discussion followed on the grounding area due to the soil conditions because of not using cast iron pipes. President Wajda directed Administrator Keller to work with Deputy Building Commissioner Swedberg on this matter.

Discussion followed on the concrete floor relative to the foundation and that Deputy Building Commissioner Swedberg needed to be comfortable with this requirement.

President Wajda requested that all the loose ends be taken care of before it comes to the Board for a vote.

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Trustee Mengarelli returned to his seat on the Board.

### **ORDINANCES/RESOLUTIONS/PROCLAMATIONS/MOTIONS TO BE PASSED**

**A motion was made by Trustee Mierisch and seconded by Trustee Mengarelli to approve Engineering Services Project #061344.60 to provide engineering services during**

**construction of the WRF improvements for phosphorus removal. Services will be provided in accordance with the Engineering Services Agreement dated January 1, 2003 for a total of \$65,300.00.** Roll call. Vote: 6-ayes (Trustees Boytor, Mierisch, Lindoerfer, Mueller, Zambetti and Mengarelli), 0-nays, 0-abstained. Motion carried.

**A motion to approve Ordinance #07-04, Amending the Amended and Restated Village of Gilberts Code 2006 of the Village of Gilberts, Illinois Section 7 “Waterworks and Sanitary Sewer Connections, “Paragraph 7.2.3 “Materials” to allow PVC Plastic Pipe for Water Main Construction.** Roll call. Vote: 6-ayes (Trustees Boytor, Mierisch, Lindoerfer, Mueller, Zambetti and Mengarelli), 0-nays, 0-abstained. Motion carried.

**A motion was made by Trustee Lindoerfer and seconded by Trustee Mengarelli to accept Maxim Construction Corporation, Volo, Illinois as the lowest responsible bidder for the Village of Gilberts – Water Reclamation Facility Improvements for Phosphorus Removal subject to an acceptable contract between the Village of Gilberts and Maxim Construction Corporation.** Roll call. Vote: 6-ayes (Trustees Boytor, Mierisch, Lindoerfer, Mueller, Zambetti and Mengarelli), 0-nays, 0-abstained. Motion carried.

### **REPORTS FROM CONSULTANTS, OFFICERS, BOARDS, COMMISSIONS**

Village Administrator – Administrator Keller gave an update on legislative issues to the Board. Administrator Keller discussed HB1500 Statewide Cable Television Franchising. Metro West Council of Government is requesting municipalities to oppose this House Bill which would not be in the best interest of residents’ access to public, education and governmental channels and that all telecommunications companies should be held to the same standards as traditional cable providers. Administrator Keller recommended drafting a letter on the Village’s behalf to State Senator Lauzen and State Representative Schmidt to be part of the hearing process this Thursday, March 8, 2007. The Board agreed with Administrator Keller’s recommendation.

Administrator Keller discussed SB 2772 which would have impacted municipalities’ involvement with collecting school and other impact fees. This house bill is again being reviewed.

Administrator Keller discussed SB 1475 allowing employees on permanent disability that can make municipalities continue the employee’s insurance coverage even if they are employed elsewhere. Administrator Keller requested that he contact other municipalities and banned together on this issue. The Board agreed with Administrator Keller’s suggestion.

Administrator Keller stated he will be attending the County’s road impact fee meeting on Thursday, March 8<sup>th</sup> and will provide an update on this issue to the Board.

Administrator Keller stated at the meeting on March 2<sup>nd</sup>, Kane County is taking a less stringent action on the animal control shelter issue and would keep the Board informed on this matter.

Village Engineer – Engineer Kanthack submitted a status report in the packet and had no further report to the Board.

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Village Attorney – Attorney McDonald had no report for the Board at this time.

Village Treasurer – Finance Director Blocker had no report for the Board at this time

Village Clerk - Village Clerk Mueller informed the Board that vehicle stickers have been ordered and the color “orange” was chosen as a contrasting color.

Village Planner – Village Planner had no report for the Board at this time.

Police Chief – Police Chief Joswick had no report for the Board at this time and invited the Board to attend graduation of four (4) part-time officers at Triton College on Saturday, March 10<sup>th</sup>.

Deputy Building Commissioner – Deputy Building Commissioner Svedberg’s report is in the Board’s packet.

### **REPORT FROM TRUSTEES AND VILLAGE PRESIDENT**

Trustee Mierisch informed the Board about their recently completed CERT program and will be offering a CERT (Citizen Emergency Response Team) training class in May.

Trustee Mueller informed the Board that he received a voice mail from Dick Weber, Plote Construction relative to Route 72 and Tyrrell Road. Trustee Mueller will call him in the morning and report to Administrator Keller.

Trustee Mengarelli discussed the flooding on Route 72 and Tyrrell Road. President Wajda stated he contacted Acting Field Supervisor Burke to take care of the problem of the culvert pipe under the road being frozen and water going onto the roads. Discussion followed on having “water on pavement” signs followed. Trustee Zambetti recommended documenting “incidents” at the intersections. After a discussion on Kane County’s avoidance of the situation, President Wajda suggested that all entities involved should come back to the table to discuss a resolution.

President Wajda informed the Board about a seminar to learn how “to use street design to building vibrant neighborhoods in the community” being held at the City of Elgin on Friday, March 16, 2007 at 8:30 am to 1:00 pm.

**A motion was made by Trustee Mengarelli and seconded by Trustee Mueller that a portion of the meeting be closed to the public, effective immediately with no business to follow and as permitted by 5 ILCS 120/2 (c) (2) to discuss Collective Bargaining.** Roll call:

Vote: 6-ayes (Trustees Boytor, Mierisch, Lindoerfer, Mueller, Zambetti and Mengarelli) 0-nays, 0-abstained, 0-absent. Motion carried. The Board recessed and went into Executive Session at 9:06 p.m. and returned to the public meeting at 9:55 p.m.

**A motion was made by Trustee Mengarelli and seconded by Trustee Mierisch to reconvene to the public meeting.** Roll call: Vote 6-ayes (Trustees Boytor, Mierisch, Lindoerfer, Mueller, Zambetti and Mengarelli), 0-nays, 0-abstained, 0-absent. Motion carried.

President Wajda asked for a roll call from Clerk Mueller. Clerk Mueller called the roll with every Board member present at the public meeting.

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**ADJOURNMENT:**

They're being no further business; **a motion was made by Trustee Boytor and seconded by Trustee Mierisch to adjourn the meeting.** Roll call: Vote: 6-ayes (Trustees Mierisch, Lindoerfer, Boytor, Zambetti, Mueller and Mengarelli), 0-nays, 0-abstained. Motion carried. Adjournment time: 9:55 p.m.

Respectfully Submitted,

Darlene Mueller, Village Clerk

3/7/07