

VILLAGE OF GILBERTS

VILLAGE BOARD MEETING

February 5, 2008
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 Wajda, Trustees Erbeck, Zambetti, Mengarelli, Mierisch, Mueller and Garcia. Others present: Administrator Ray Keller, Attorney Nancy Harbottle, Engineer Ed Kanthack, Police Chief Mike Joswick, Finance Director Marlene Blocker and Village Clerk Darlene Mueller. President Wajda declared a quorum present.

PUBLIC COMMENT AND DISCUSSION

President Wajda asked if anyone in attendance wished to speak at this time. No one from the audience responded. There was no public comment or discussion.

EXECUTIVE SESSION TO ADDRESS PENDING LITIGATION

Not necessary at this time.

APPROVAL OF MINUTES

A motion was made by Trustee Mengarelli and seconded by Trustee Erbeck to approve the Village Board Work Session Minutes of January 8, 2008 and Village Board Meeting Minutes of January 15, 2008. Roll call: Vote: 6-ayes (Trustee Mierisch, Mueller, Mengarelli, Garcia, Erbeck and Zambetti). 0-nays, 0-abstained. Motion carried.

APPROVAL OF BILLS AND SALARIES

A motion was made by Trustee Mueller and seconded by Trustee Mierisch to approve the amended payment of bills as pursuant to the list dated 02/05/08 and presented to the Trustees prior to the meeting as follows: General Funds \$72,476.28, Developers Donations \$4,853.30, Permit Pass Thrus \$-0-, Performance Bonds and Escrows \$14,402.85, Water Fund \$68,849.69 and Payroll \$55,995.26 for a grand total of \$211,577.38. Discussion followed: Roll call: Vote 6-ayes (Trustees Mueller, Mengarelli, Garcia, Erbeck, Zambetti and Mierisch). 0-nays, 0-abstained). Motion carried.

ORDINANCES/RESOLUTIONS/PROCLAMATIONS/MOTION TO BE CONSIDERED

A motion was made by Trustee Mierisch and seconded by Trustee Erbeck to concur with Village President Wajda's recommendation to appoint Officer James Levand from a part-time status to a full-time status. Roll call: Vote 6-ayes (Trustees Erbeck, Zambetti, Mierisch, Mengarelli, Mueller and Garcia). 0-nays, 0-abstained. Motion carried. Trustee Erbeck reported that Officer Levand attended the Police Committee welcoming Office Levand as a full time officer and the Committee was happy that the position was filled. The Board expressed their congratulations.

A motion was made by Trustee Mengarelli and seconded by Trustee Mueller to approve the For Year 2008 Adjusted Budget dated January 22, 2008 as set forth in the Finance Director and Village Administrator's memo dated January 18, 2008. Discussion from Trustee Garcia followed on the Enterprise Fund and clarification was made by Administrator Keller and Finance Director Blocker. There was no further discussion. Roll call: vote: 6-ayes (Trustees Zambetti, Mierisch, Mengarelli, Mueller, Garcia and Erbeck). 0-nays, 0-abstained. Motion carried

A motion was made by Trustee Erbeck and seconded by Trustee Zambetti to authorize the Village President to execute the contract for electric services recommended by NIMEC on or before the next regular meeting of the Board of Trustees. Discussion followed. Roll call: vote: 6-ayes (Trustees Zambetti, Mierisch, Mengarelli, Mueller, Garcia and Erbeck). 0-nays, 0-abstained. Motion carried. **A motion was made by Trustee Mueller and seconded by Trustee Zambetti to approve the release of the following Executive Session Minutes dated 2/27/96, 5/7/96, 4/22/97, 7/29/97, 8/5/97, 10/28/97, 1/6/98, 4/14/98, 7/28/98, 10/20/98, 6/8/99, 5/2/00, 5/18/00, 5/23/00, 6/13/00, 7/5/00, 9/5/00, 11/7/00, 2/14/01, 2/27/01, 10/16/01, 5/6/25/02, 7/30/02, 10/8/02, and 10/29/02.** Discussion followed from Trustee

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Garcia inquiring why the minutes released were not recent. Attorney Harbottle explained that the minutes contained confidential personnel matters and blacking out the names to protect certain individuals facilitated releasing the minutes. It was explained that the minutes were already approved but now were in front of the Board to be approved to be released. Roll call: vote: 5-ayes (Trustees Zambetti, Mierisch, Mengarelli, Mueller, and Erbeck). 0-nays, 1-abstained (Trustee Garcia). Motion carried

A motion was made by Trustee Erbeck and seconded by Trustee Garcia to approve Ordinance #08-03, An Ordinance Amending the Village Code Section 14.4/Village Fee Schedule for Water and Sewer. Discussion followed and Trustees Garcia gave a summary of the meeting along with Trustee Mueller and President Wajda's input on the meeting. He believed that although the weather was a factor the residents that were present asked good questions and felt the Board did receive good feedback from the residents present. Charts were available at the open meeting and on the web site. Roll call: vote: 6-ayes (Trustees Zambetti, Mierisch, Mengarelli, Mueller, Garcia and Erbeck). 0-nays, 0-abstained. Motion carried. (*The water and sewer rate was approved as follows: Water rate \$3.60 per 1,000 gallon to \$4.50 per 1,000 gallons. Sewer rate: \$2.18 per 1,000 gallons to \$4.50 per 1,000 gallons.*)

REPORTS FROM CONSULTANTS, OFFICERS, BOARD, COMMISSIONS

Village Administrator- Administrator Keller reported last Wednesday he testified for an hour and a half on the Village's behalf in front of ICC Staff justifying the placement of the proposed transmission lines and against Huntley's proposal. Administrator Keller further explained what happen at the meeting to the Board. Administrator Keller informed the Board that Huntley's hired a planner to redesign the lines through the Kane County Forest Preserves and The Conservancy without Gilberts and ICC's knowledge. A copy of the proposal will be obtained by Staff. The summary brief will be reviewed in March and the ICC official judge will make a final determination to the ICC Commission in spring. Administrator Keller stated the Village was well represented by counsel No more testimony can be produced at this time. ICC's staff expressed that they had no reason at this time not to include Kreuzer Road at this point. Administrator Keller will continue to monitor.

Administrator Keller reported that he had attended a Legislative Meeting last Tuesday morning with Trustee Mierisch with Metro West discussing 2008 priorities: 1) Determine the impacts on municipalities before the Streamlined Sales Tax Bill (SB1429) is considered further; 2) Control the cost of local government pensions; 3) Protect the financial integrity of local government pension systems; and 4) Support education funding reform.

President Wajda and Trustees congratulated Administrator Keller on his new addition to this family.

Village Engineer- No report at this time other than his status report which is in the Board's packet.

Village Attorney- No report at this time.

Village Treasurer- No report at this time.

Village Clerk – Clerk Mueller updated the Board on the Special Census. Enumerators have been hired and training is taking place at this time. At the end of this week, the enumerators will start the census process.

Village Planner- No report at this time.

Chief Building Inspector- No report at this time. Administrator Keller informed the Board that Public Works Field Supervisor Burke and Chief Inspector Swedberg are in the process of building a conference room and the Clerk's office.

Plan Commission Chairperson- No report at this time.

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REPORTS FROM TRUSTEES AND VILLAGE PRESIDENT

Trustee Mierisch requested that the CERT presentation be on next week's agenda.

Trustee Zambetti reported that the Park Committee Earth Day clean up has been scheduled for April 19th. Volunteers are needed and Sabrina Hirschfield from YMCA has expressed an interest. Alan Woodbury has been appointed to be the contact person for Village events for volunteers. Mrs. Woodbury is requesting \$1,000.00 for the Easter Egg Hunt. A check will be forwarded to Mrs. Woodbury.

Trustee Zambetti informed the Board a resident approached the committee to start a tackle football league for children between the ages of 5 and 14 at Gilberts Elementary School. No details have been submitted at this time. The resident will work with the YMCA on his program.

Discussion followed on forming our own park district followed. The Committee looked into this matter last year and it was determined that a referendum would be required and that taxes would have to be increased.

Trustee Mueller reported a resident informed the Parks Committee that the property around the pond off of Galligan Road and Wiley Street about a possible donation to the Village. A Phase I was done.

Trustee Erbeck discussed his concern when committees overlap and the minutes not stating "not present due to attending another committee meeting". Trustee Garcia expressed resigning from the Police Committee because of the overlapping of two committees that he attends. After a discussion, President Wajda discussed looking for options and rules.

Trustee Erbeck reported at the Police Committee that the Police Department would like to purchase 3 new vehicles either by leasing or financing. Three current vehicles (G-1, G-2, and G-4) will reach the 100,000 mile mark around spring or early summer. The Police Department is also considering downsizing our patrol vehicles to a six cylinder vehicle which will help reduce the cost of fuel.

Trustee Erbeck informed the Board about an article in "USA Today" in Texas where sex offenders are restricted from living within 1,000 feet of schools, parks, playground, and daycare center or community swimming pools. Also, in "USA Today" Trustee Erbeck informed the Board about revenue from accident from "at fault" out-of-town drivers and their insurance companies to recoup some of the cost for Police time and expenses.

Trustee Garcia discussed the balance of the money to pay for radios would come out of Homeland Security's budget. Trustee Erbeck will process the necessary paper work.

President Wajda discussed subscribing to "National Cities". Administrator Keller will research to see if it would be beneficial to the Village.

A motion was Made by Trustee Erbeck and seconded Trustee Zambetti to close a portion of the meeting to be closed to the public with no business to follow, effective immediately with business to follow as permitted by 5 ILCS 120/2 (c) (11) to discuss litigation against, affecting the Village which has been filed and is pending. Roll call: vote: 6-ayes (Trustees Zambetti, Erbeck, Mierisch, Mengarelli, Mueller and Garcia), 0-nays, 0-abstained. Motion carried. The Board went into closed section at 8:30 p.m. and returned to the public meeting at 8:48 p.m.

A motion was made by Trustee Mengarelli and seconded by Trustee Zambetti reconvene to the public meeting. Roll call: Vote 6-ayes (Trustees Erbeck, Mierisch, Mengarelli, Garcia, Zambetti and Mueller), 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 Mueller and seconded by Trustee Erbeck to adjourn the meeting. Roll call: Vote: 6-ayes (Trustees Erbeck, Zambetti, Mengarelli, Mierisch, Mueller and Garcia). 0-nays, 0-abstained. Motion carried. Adjournment time: 8:48 p.m.

Respectfully Submitted,

Darlene Mueller
Village Clerk