

VILLAGE OF GILBERTS

KANE COUNTY

STATE OF ILLINOIS

ORDINANCE NUMBER 03-2016

**An Ordinance amending the Village of Gilberts Code Chapter 2-4 "Fee Schedule"
regarding Chapter 2-4-24 "Refuse Collection and Disposal"**

**ADOPTED BY THE
PRESIDENT AND BOARD OF TRUSTEES
OF THE
VILLAGE OF GILBERTS
KANE COUNTY
STATE OF ILLINOIS**

Feb. 23, 2016

**Published in pamphlet form by authority of the President and Board of Trustees of
the Village of Gilberts, Kane County, Illinois this 23 day of Feb, 2016.**

**AN ORDINANCE AMENDING THE VILLAGE OF GILBERTS
CODE CHAPTER 2-4 "FEE SCHEDULE", SECTION 2-4-24
"REFUSE COLLECTON AND DISPOSAL"**

WHEREAS, on March 1, 2011, the Board of Trustees of the Village of Gilberts adopted Resolution No. 10-2011 authorizing and approving an agreement with MDC Environmental Services for residential waste hauling and disposal services ("**Original Agreement**"); and

WHEREAS, the Original Agreement will expire on April 30, 2016; and

WHEREAS, the Village Board has determined that it is in the best interests of the Village to amend and extend the Original Agreement, as set forth in Resolution No. 32-2015; and

WHEREAS, the Village Board is amending the Village Code Title 2 "Finance and Taxation, Chapter 4 "Fee Schedule, Section 2-4-24 "Refuse Collection and Disposal" to reflect the amended residential refuse collection and disposal agreement with MDC Environmental Services; and

NOW, THEREFORE, BE IT ORDAINED by the Village Board of the Village of Gilberts, Kane County, Illinois pursuant to its non-home rule powers, as follows:

Section 1: Amendment. Chapter 2-4-24 "Refuse Collection and Disposal" is hereby amended (additions are identified as underlined and deletions are identified by strikethroughs):

A. Residential Refuse Collection and Disposal User Fee: Pursuant to subsection 4-2-1D of this code, monthly user fee shall be imposed on all residential households, invoiced and payable on a bimonthly basis, in the amount set forth in the following schedule:

1. Fees:

Effective	Per Household Monthly User Fee
May 1, 2011	\$ 23.00
May 1, 2012	24.00
May 1, 2013	24.00
May 1, 2014	25.00
May 1, 2015	26.00
5/1/2015-4/30/2015	<u>20.09</u>
<u>8/31/2015</u>	

<u>9/1/2015-8/31/2016</u>	<u>19.51</u>
<u>9/1/2016-8/31/2017</u>	<u>19.51 +</u> <u>Annual CPI-U adjustment*</u>
<u>9/1/2017-8/31/2018</u>	<u>Previous year rate +</u> <u>Annual CPI-U adjustment *</u>
<u>9/1/2018-8/31/2019</u>	<u>Previous year rate +</u> <u>Annual CPI-U adjustment *</u>
<u>9/1/2019-8/31/2020</u>	<u>Previous year rate +</u> <u>Annual CPI-U adjustment*</u>
<u>9/1/2020-8/31/2021</u>	<u>Previous year rate +</u> <u>Annual CPI-U adjustment *</u>
<u>9/1/2021-8/31/2022</u>	<u>Previous year rate +</u> <u>Annual CPI-U adjustment *</u>
<u>9/1/2022-8/31/2023</u>	<u>Previous year rate +</u> <u>Annual CPI-U adjustment *</u>

*For each new period starting on 9/1/2016 and thereafter, the previous year's monthly rate shall be adjusted by the Consumer Price Index-Urban (CPI-U) Midwest Region as reported by the U.S. Bureau of Labor Statistics. The monthly rate shall be adjusted by the 12-month percent change rate for the preceding July (i.e. the 9/1/2016 rate adjustment shall be \$19.51 + the 12-month percent rate change for July 2016) or the latest available month.

Section 2. Severability. In the event a court of competent jurisdiction finds this Ordinance or any provision hereof to be invalid or unenforceable as applied, such finding shall not affect the validity of the remaining provisions of this Ordinance and the application thereof to the greatest extent permitted by law.

Section 3. Repeal and Saving Clause. All ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed; provided, however, that nothing herein contained shall affect any rights, actions, or causes of action which shall have accrued to the Village of Gilberts prior to the effective date of this Ordinance.

Section 4. Effective Date. This Ordinance shall be in full force and effect from and after its approval in the manner provided by law.

PASSED BY THE BOARD OF TRUSTEES of the Village of Gilberts, Illinois at a regular meeting thereof held on the 23rd day of Feb, 2016.

	<u>Ayes</u>	<u>Nays</u>	<u>Absent</u>	<u>Abstain</u>
Trustee David LeClerc	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Trustee Dan Corbett	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Trustee Louis Hacker	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Trustee Nancy Farrell	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Trustee Elissa Kojzarek	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Trustee Guy Zambetti	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
President Rick Zirk	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



APPROVED this 23rd day of Feb, 2016

[Handwritten Signature]

Village President Rick Zirk

[Handwritten Signature]
 Village Clerk, Debra Meadows

Published 2/24/2016