


# Village of Gilberts

Village Hall  
87 Galligan Road, Gilberts, IL 60136  
Ph. 847-428-2861 Fax: 847-428-2955  
www.villageofgilberts.com

## Village Administrator Memorandum 75-12

**TO:** President Rick Zirk  
Board of Trustees

**FROM:** Ray Keller, Village Administrator 

**DATE:** December 14, 2012

**RE:** Village Board Meeting – December 18, 2012

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The following summary discusses the agenda items for the Village Board meeting scheduled for December 18, 2012:

**1. CALL TO ORDER**

**2. ROLL CALL / ESTABLISH QUORUM**

**3. PUBLIC HEARING**

**A. Tax Levy Ordinance for Fiscal Year Beginning May 1, 2013 and ending April 30, 2014**

This public hearing on the proposed levy is required by state statute. The public hearing provides an opportunity for any comments or questions from the public prior to the Board's action on the proposed levy ordinance.

**4. PUBLIC COMMENT**

**5. CONSENT AGENDA**

**A. Motion to approve Minutes from the December 4, 2012 Village Board Meeting**

Staff recommend approval of the minutes, which were reviewed at the December 11 Committee of the Whole meeting. Please contact Village Clerk Debra Meadows prior to the meeting if you have any questions or corrections.

**B. Motion to approve Minutes from the December 11, 2012 Committee of the Whole Meeting**

Please review the enclosed minutes from the December 11 Committee of the Whole meeting. Please contact Village Clerk Debra Meadows prior to the meeting with any corrections or questions. Staff recommend approval.

Public Works Facility  
Finance & Building Departments  
73 Industrial Drive, Gilberts, IL 60136  
Ph. 847-428-4167 Fax: 847-551-3382

Police Department  
86 Railroad St., Gilberts, IL 60136  
Ph. 847-428-2954 Fax 847-428-4232

**C. Motion to approve November 2012 Treasurer's Report**

Staff recommend approval of the November 2012 Treasurer's Report, which was reviewed at the December 11 Committee of the Whole meeting. Please contact Finance Director Marlene Blocker prior to the meeting if you have any questions or need another copy of the report.

**D. Motion to approve Bills & Salaries dated December 18, 2012**

Please refer to the enclosed spreadsheet, which lists the bills to be approved. If you need additional information about any of these bills, please contact me or Finance Director Marlene Blocker prior to the meeting. Staff recommend approval.

**E. Motion to approve a Proclamation declaring December as National Drunk and Drugged Driving (3D) Prevention Month**

Approval of this proclamation reinforces the Village's efforts to curtail drunk and drugged driving through its Enhanced DUI program. Staff recommend approval.

**F. Motion to approve Ordinance 27-2012, an Ordinance Levying Taxes for the Fiscal Year beginning May 1, 2013 and ending April 30, 2014**

Approval of this ordinance sets the property tax levy for the Village of Gilberts to be collected in 2013. The Ordinance sets the total maximum levy at \$963,044.00, of which \$357,050 will be levied for general corporate uses, \$427,050 for police protection, and the balance for liability insurance, audit expenses and pensions. This ordinance was discussed and added to the Consent Agenda at the December 11 Committee of the Whole meeting. Please contact me or Finance Director Marlene Blocker prior to the meeting with any requests for supplemental information.

**G. Motion to approve Ordinance 28-2012, an Abatement Ordinance for SSA #9 for Fiscal Year beginning May 1, 2013 and ending April 30, 2014**

Approval of this ordinance sets a net levy of \$1,483,497.46 to be collected in CY 2013 for Special Service Area #9 bonds, which were issued for the Timber Trails development. This ordinance was added to the Consent Agenda at the December 11 Committee of the Whole meeting. Please contact Village Clerk Debra Meadows with any questions about this abatement ordinance.

**H. Motion to approve Ordinance 29-2012, an Abatement Ordinance for SSA #15 for Fiscal Year beginning May 1, 2013 and ending April 30, 2014**

Approval of this ordinance sets a net levy of \$806,303.32 to be collected in CY 2013 for Special Service Area #15 bonds, which were issued for the Gilberts Town Center development. This ordinance was added to the Consent Agenda at the December 11 Committee of the Whole meeting. Please contact Village Clerk Debra Meadows with any questions about this abatement ordinance.

**I. Motion to approve Ordinance 30-2012, an Abatement Ordinance for SSA #19 for Fiscal Year beginning May 1, 2013 and ending April 30, 2014**

Approval of this ordinance sets a net levy of \$4,667,689.00 to be collected in CY 2013 for Special Service Area #19 bonds, which were issued for The Conservancy Development. As past taxes have not been paid and the bonds are in default, the original bond ordinance remains in effect, triggering a new levy against the property each year without any abatement (i.e. reduction) of the amount owed. The Kane

County Treasurer requested that the Village approve this ordinance confirming that there is no abatement for the SSA #19 bond in CY 2013. This ordinance was added to the Consent Agenda at the December 11 Committee of the Whole meeting. Please contact Village Clerk Debra Meadows with any questions about this abatement ordinance.

**J. Motion to approve Ordinance 31- 2012, an Ordinance abating the Tax levied for the Year 2012 to pay debt service on several of the Bonds**

Approval of this ordinance sets a net levy of \$0.00 to be collected in CY 2013 for the \$1,975,000 in General Obligation Bonds (Alternate Revenue Source) issued last year to pay for the road improvements benefitting Indian Trails, Dunhill Estates, Gilberts Glen and Windmill Meadows. The bond ordinance pledged the Village's annual MFT allocations and non-home rule sales tax receipts to cover the debt service. The ordinance also establishes a schedule of property tax levies to cover the payments should the Village's pledged sources prove to be insufficient. Because the Village has sufficient tax revenues to cover the debt payments, the provided ordinance abates the scheduled property tax levy, resulting in a net levy of \$0.00.

Please contact me or Finance Director Marlene Blocker if background information on the road program bond will be needed at the meeting.

**6. ITEMS FOR APPROVAL**

**A. Motion to approve the Village of Gilberts' Board and Commissions 2013 Yearly Meeting Calendar**

Staff recommend approval of the 2013 meeting calendar. Please contact Village Clerk Debra Meadows with any questions about the schedule.

**B. Motion to approve Ordinance 32-2012, an Ordinance authorizing the disposal of personal property owned by the Village of Gilberts and authorizing the purchase of a replacement vehicle**

Approval of this ordinance would authorize the disposal of the Village Administrator's car and authorize the purchase of a replacement vehicle. The 2003 Chevrolet Impala has 113,000+ miles on it and was scheduled to be replaced this fiscal year. It was not included in this year's budget as it was hoped the car would last another year and could be replaced in FY 2014. This past week, the transmission on the car failed and needs to be repaired or replaced. Kelly Blue Book puts the car's trade-in value between \$1600-\$2100 with its age and mileage, so fixing the transmission wouldn't be worth it relative to the car's residual value.

As noted in the accompanying report, the general fund revenues have been holding steady and expenditures have been kept in check, making it possible to replace the vehicle in the current fiscal year instead of waiting until after May 1, 2013 for the start of the new fiscal year. Staff are in the process of gathering quotes for a comparable replacement vehicle, which can be purchased for under \$20,000, though a specific model or vendor have not yet been identified. If approved, Staff hope to take advantage of year-end deals and complete a purchase before December 31, if possible.

Staff recommend approval of the proposed ordinance, which limits the vehicle purchase to not exceed \$20,000.00. Please contact me with any questions or suggestions regarding the vehicle disposal or replacement.

**C. Motion to approve Resolution 29-2012, a Resolution approving a renewal proposal by Arthur J. Gallagher Risk Management Services Inc. for property, liability, workman's compensation and risk management insurance coverage**

The Village has received the risk management insurance proposal for 2012-2013 from Arthur J. Gallagher Risk Management Services, Inc. The Village's premiums for its scheduled coverage is \$85,722, an increase of \$2,854 (3.4%) over the Village's 2011-2012 premiums. The Gallagher representatives reported that our favorable claims history has helped keep the premiums down, while the modest increases in the workers compensation and law enforcement liability policies are due to industry-wide rate adjustments.

The premiums were anticipated and included in the FY 2013 general fund and water/wastewater enterprise fund budgets for their respective coverages. Staff recommend approval. Please contact me or Finance Director Marlene Blocker with any questions about the policies or premiums.

**7. ITEMS FOR DISCUSSION**

**A. FY 2013 Budget Update**

At the meeting, Staff will provide a brief overview of the general and enterprise funds year-to-date. Overall, general fund revenues and expenditures are performing as anticipated, while also tracking very closely to the fund's performance for the same time period last year. As the end of the fiscal year approaches, Staff will recommend some adjustments to the budget reflect changes like purchasing the Public Works backhoe (instead of leasing) and bills from the RZB drainage improvement program and the road program carried over from FY 2012 into FY 2013. The enterprise fund is also performing as expected, though an adjustment will need to be made to the budget to cover SCADA costs that were carried over from FY 2012 into FY 2013.

Please contact me if there is a particular topic or question that can be addressed at the meeting.

**8. STAFF REPORTS**

Staff will provide updates on current activities at the meeting.

**9. BOARD OF TRUSTEES REPORTS**

**10. PRESIDENT'S REPORT**

**11. EXECUTIVE SESSION**

Please contact me if you any questions about executive session topics.

**12. ADJOURNMENT**

**Village Board of Trustees**  
**Meeting Agenda**  
**Village of Gilberts**  
**87 GALLIGAN ROAD,**  
**GILBERTS, ILLINOIS 60136**  
**December 18, 2012**  
**7:00 P.M.**

**A G E N D A**

**ORDER OF BUSINESS**

- 1. CALL TO ORDER / PLEDGE OF ALLEGIANCE**
- 2. ROLL CALL / ESTABLISH QUORUM**
- 3. PUBLIC HEARING**
  - A. Tax Levy Ordinance for Fiscal Year Beginning May 1, 2013 and ending April 30, 2014
- 4. PUBLIC COMMENT**
- 5. CONSENT AGENDA**
  - A. A Motion to approve Minutes from the December 4, 2012 Village Board Meeting
  - B. A Motion to approve Minutes from the December 11, 2012 Committee of the Whole Meeting
  - C. A Motion to approve the November 2012 Treasurer's Report
  - D. A Motion to approve Bills & Salaries dated December 18, 2012
  - E. A Motion to approve a Proclamation declaring December as National Drunk and Drugged Driving (3D) Prevention Month
  - F. A Motion to approve Ordinance 27-2012, an Ordinance Levying Taxes for the Fiscal Year beginning May 1, 2013 and ending April 30, 2014
  - G. A Motion to approve Ordinance 28-2012, an Abatement Ordinance for SSA #9 for Fiscal Year beginning May 1, 2013 and ending April 30, 2014
  - H. A Motion to approve Ordinance 29-2012, an Abatement Ordinance for SSA #15 for Fiscal Year beginning May 1, 2013 and ending April 30, 2014
  - I. A Motion to approve Ordinance 30-2012, an Abatement Ordinance for SSA #19 for Fiscal Year beginning May 1, 2013 and ending April 30, 2014
  - J. A Motion to approve Ordinance 31- 2012, an Ordinance abating the Tax levied for the Year 2012 to pay debt service on several of the Bonds
- 6. ITEMS FOR APPROVAL**
  - A. Motion to approve the Village of Gilberts' Board and Commissions 2013 Yearly Meeting Calendar
  - B. A Motion to approve Ordinance 32-2012, an Ordinance authorizing the Disposal of Personal Property owned by The Village of Gilberts and authorizing the purchase of a replacement vehicle
  - C. A Motion to approve Resolution 29-2012, a Resolution approving a renewal proposal by Arthur J. Gallagher Risk Management Services Inc. for property, liability, workman's compensation and risk management insurance coverage
- 7. ITEMS FOR DISCUSSION**
  - A. FY 2013 Budget Update
- 8. STAFF REPORTS**
- 9. BOARD OF TRUSTEES REPORTS**
- 10. PRESIDENT'S REPORT**

## 11. EXECUTIVE SESSION

A portion of the meeting will be closed to the Public, effective immediately as Permitted by 5 ILCS 120/2 (c) (1) to discuss the appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the Village, and as permitted by 5 ILCS 102/2 (c) (11) to discuss litigation against, affecting, or on behalf of the Village which has been filed and is pending in a court or administrative tribunal of which is imminent and as permitted by 5 ILCS 120/2 (c) (21) to review and approve closed session minutes and as permitted by 5 ILCS 120/2 (c) 2 Collective negotiating matters.

## 12. ADJOURNMENT

### AUDIENCE PARTICIPATION

Anyone indicating a desire to speak during Public Comments will be acknowledged by the Village President. Please state your name, address and topic when called upon to speak. All remarks are to be addressed to the Village President and Board of Trustees as a whole, not to any specific person(s). Interrogation of the Village Staff, Village President, Village Board or any of their comments will not be allowed at this time. Personal invectives against Village Staff or Elected Officials are not permitted.

To ensure that everyone who wishes to speak has the opportunity to do so, please limit your comments to five minutes. Additional time may be granted at the discretion of the Village President.

If you have written comments, please provide a copy to the Village President. If there are a number of individuals present to speak on the same topic, please designate a spokesperson that can summarize the issue.

During Public Comments, the Village President, Trustees and Staff will listen to comments and will not engage in discussion. The Village President or Trustees may ask questions to better understand your concern, suggestion or request. Please direct any personnel concerns to the Village Administrator before or after the meeting.

"The Village of Gilberts complies with the Americans with Disabilities Act (ADA). For accessibility Assistance, please contact the Village Clerk at the Village Hall, telephone number 874/428-2861." *Assistive services will be provided upon request.*

**Village of Gilberts  
87 Galligan Road  
Gilberts, Illinois 60136  
Village Board  
Meeting Minutes  
December 4, 2012**

**NOT 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**

Village Clerk Meadows called the roll. Roll call: Members present: Trustees Corbett, Clark, Mierisch, Zambetti, Farrell, Hacker and President Zirk. Others present: Administrator Keller, Assistant to the Village Administrator Beith, Finance Director Blocker and Village Clerk Meadows. For members of the audience please see the attached list.

**Recognition**

**Recognition of the Grizzlies Bantam Orange Super Bowl Champions**

President Zirk along with the Board Members congratulated the Grizzlies Bantam Orange Team Players on their undefeated season and their victory in the Super Bowl. President Zirk proceeded to introduce Head Coach Derek Decker.

Head Coach Decker commented on the young football players' accomplishments. He reported that the Bantam Orange Football Team had a 12-0 season with 11 shutouts and only allowed one touchdown. Head Coach Decker spoke with great admiration about the football team players character and the pride they exhibited throughout the season along with demonstrating tremendous leadership skills.

President Zirk proceeded to introduce the Assistant Head Coaches Bob Borgardt, Kirk Gramarossa and Art Hurley along with Team Moms' Cynthia Borgardt and Claudine Russell.

President Zirk acknowledged and commended the Bantam Orange Team Players Johnny Kolakowski, Clem McCullough, Mark Pachowicz, Eric Russell, Matthew Hurley, Kyle Decker, James Borgardt, Daniel Hurley, Tyler Swieca, Charlie Stadek, Ryan Miedema, Xander Gramarossa, Exzavier Meyer, and Sam Ptak for their exceptional accomplishments.

Head Coach Decker presented the Village with an identical trophy that was presented to the Super Bowl Champions in appreciation of the Village's continuous community involvement and support.

### **Public Comment**

President Zirk reported that President of Baxter & Woodman Engineering Firm Mr. Steve Larson had asked if he could have a few minutes of the Board Members time to discuss their personnel reorganization.

President Larson commented on their staffing changes. He stated that Engineer Mark Dachsteiner would now be the Village's primary contact. Engineer Dachsteiner worked closely with the Village and the residents during the 2011 Road Program.

President Larson introduced Engineer Mark Fitz who has an extensive stormwater background and experience in dealing with the regulatory agencies.

President Larson expressed his appreciation for the Village's patronage and hopes to continue providing the Village with professional engineering services.

### **Consent Agenda**

- A. A Motion to approve Minutes from the November 20, 2012 Village Board Meeting**
- B. A Motion to approve Bills & Salaries dated December 4, 2012 as follows: General Fund \$11,024.37, Permit Pass Thrus \$1,880.00, Performance Bonds and Escrows \$2,794.71, Water Fund \$21,313.79, Payroll \$55,104.64**
- C. A Motion to approve Resolution 25-2012, a Resolution authorizing the execution of an agreement between the Village of Gilberts and i3 America to provide for the construction and operation of Fibercity Gilberts.**

President Zirk asked if anyone wished to remove any item from the consent agenda. There was no motion made to remove any item from the consent agenda.

**A motion was made by Trustee Zambetti and seconded by Trustee Farrell to approve the consent agenda as presented.** Roll call: Vote: 6-ayes: Trustees Corbett, Clark, Mierisch, Zambetti, Farrell and Hacker. 0-nays, 0-abstained. Motion carried.

### **Items for Approval**

There were no items listed on the agenda for approval.

### **Items for Discussion**

There was no discussion items listed on the agenda.



### **Staff Reports**

Administrator Keller reported that yesterday Public Works had experienced their first encounter repairing a water main break which was located on Tipperary. President Zirk assisted Public Works with the repair. Only one unoccupied home remains without water service. In the next budget cycle staff will need to evaluate their current equipment inventory to ensure they have the necessary equipment to address water main breaks in the future.

Administrator Keller updated the Board Members on the current District 300 Teachers strike.

Assistant to the Village Administrator Beith reported that staff along with i3 will begin their Fibercity Gilberts marketing campaign. This will include a ground breaking ceremony in the very near future. President Zirk suggested staff contact Crain's Chicago Business they may be interested in publicizing the project.

### **Board of Trustees Reports**

Trustee Mierisch expressed concern with recent activity at the vacant Trevelle Horse Farm. Trustee Mierisch reported that she recently saw a backhoe digging on the grounds. Her concern was that someone might be burying debris. Administrator Keller noted that the horse farm is private property. However, the Police Department does monitor the premises. He will follow-up with Chief Building Inspector Swedberg and Mr. George Kannigan to see if they are aware of any recent suspicious activity. President Zirk recommended in the future if anyone saw any suspicious activity in the area to call 911.

### **President's Report**

President Zirk commented on the recent tree lighting event. He reported that Utility Superintendant, John Castillo did an excellent job portraying Santa Claus. He proceeded to thank Mr. Mike Meadows for ensuring the lights were working prior to the start of the event.

President Zirk reported that he had heard that there will be a Gilberts' History Book signing at The Point Bar and Grill on Saturday. He directed staff to confirm the date and time of the event.

Administrator Keller reminded the Board Members that the Plan Commission's Public Hearing for the draft Unified Development Code is scheduled for Wednesday, December 5<sup>th</sup> at 7:00 p.m. A lengthy discussion ensued on the process the Board Members would use to review the amendments to the Zoning and Subdivision Codes which have now been incorporated into the draft Unified Development Code.

Administrator Keller suggested that if the Board Members wanted to examine more closely any section in the draft Unified Development Code to let him know. He would then place those sections on upcoming Committee of the Whole Meeting Agendas.

President Zirk recommended once the Board Members had completed and approved the UDO they may want to consider updating the Comprehensive Plan and Future Land Use Map. The Board Members along with Administrator Keller agreed.

**Adjournment**

There being no further business to discuss, a motion was made by Trustee Clark and seconded by Trustee Zambetti to adjourn from the public meeting at 7:49 p.m. Roll call: Vote: 6 ayes by unanimous voice vote.

Respectfully submitted,

Debra Meadows

NOT APPROVED MINUTES

**Village of Gilberts  
87 Galligan Road  
Gilberts, IL, 60136  
Committee of the Whole  
December 11, 2012  
Meeting 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**

Clerk Meadows called the roll. Roll call: Members present: Trustees Corbett, Clark, Mierisch, Zambetti, Farrell, Hacker and President Zirk. Others present: Administrator Keller, Assistant to the Village Administrator Beith, Finance Director Blocker and Village Clerk Meadows. For members of the audience please see the attached list.

**Presentation**

**Energy Impact Illinois Program**

Ms. Megan Butler, Energy Impact Illinois Field Organizer provided the Board Members with an overview of the Energy Impact Illinois Program. Field Organizer Butler reported that the Energy Impact Illinois is an alliance of local and federal organizations, utility companies and not-for-profit groups dedicated to helping communities save energy. The program provides homeowners with rebates to assist in lowering their energy bills improve the comfort of their homes and enhance the value of their homes. Field Organizer Butler discussed who is eligible to participate in the program. Any homeowners who have Peoples, North Shore, or Nicor Gas and are a ComEd customer are likely eligible.

Field Organizer Butler discussed the program process. She stated that a certified contractor would inspect your home and provide an estimate for air sealing and insulation and other improvements that might be useful. They would handle all the paperwork and ensure work is completed correctly and safely. The cost of energy upgrades varies based on the characteristics of each home, but the average cost for air sealing and insulation before rebates is approximately \$2,500. With up to \$1,750 of instant rebates, the final cost for these improvements is only about \$750.

Field Organizer Butler reported to receive more information residents may want to consider hosting a home party. The parties are similar to Tupperware parties. A field representative would demonstrate how the home inspection process works and provide those in attendance with recommendations on energy efficient improvements. Trustee Corbett inquired if the public has expressed interested in hosting the home parties. Field Organizer Butler replied yes, she personally has a home party scheduled for most evenings.

The Board Members thanked Ms. Butler for informing them of the program.

#### **Items for Discussion**

##### **Minutes from the December 4, 2012 Village Board Meeting**

President Zirk asked if there were any comments or questions on the December 4<sup>th</sup> Village Board Meeting Minutes. There were no comments. The minutes will be placed on the next consent agenda.

##### **November 2012 Treasurer's Report**

President Zirk ask if there were any comments or questions on the November 2012 Treasurer's Report. There were no comments. The November 2012 Treasurer's Report will be placed on the next consent agenda.

##### **Proclamation declaring December as National Drunk and Drugged Driving (3D) Prevention Month.**

President Zirk reported that the proclamation is an annual proclamation exhibiting support for Illinois Secretary of State's campaign against drunk or drugged driving. The proclamation will be placed on the next consent agenda.

##### **Ordinance 27-2012, An Ordinance Levying Taxes for Fiscal Year beginning May 1, 2013 and ending April 30, 2014**

President Zirk reported that the Village is required per state statute prior to the last Tuesday in December to levy taxes for the upcoming year. This Ordinance will be placed on the next consent agenda.

##### **Ordinance 28-2012, an Abatement Ordinance for SSA #9 for Fiscal Year beginning May 1, 2013 and ending April 30, 2014**

President Zirk reported that the Village is required per state statute prior to the last Tuesday in December to abate or levy taxes for SSA #9. The Ordinance will be placed on the next consent agenda.

**Committee of the Whole**  
**Meeting Minutes**  
**December 11, 2012**  
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**Ordinance 29-2012, an Abatement Ordinance for SSA #15 for Fiscal Year beginning May 1, 2013 and ending April 30, 2014**

President Zirk reported that this ordinance is similar to Ordinance 28-2012 and is required per state statute to abate or levy taxes for SSA #15. The Ordinance will be placed on the next consent agenda.

**Ordinance 30-2012, an Abatement Ordinance for SSA #19 for Fiscal Year beginning May 1, 2013 and ending April 30, 2014**

President Zirk reported that this ordinance is similar to Ordinance 28-2012 and 29-2012 and is also required per state statute to abate or levy taxes for SSA #19. This Ordinance will be placed on the next consent agenda.

**Ordinance 31-2012, an Ordinance abating the Tax levied for the Year 2012 to pay debt service on several of the Bonds**

President Zirk reported that this Ordinance abates the taxes for the GO Bonds. The Ordinance will be placed on the next consent agenda.

**Staff Reports**

Administrator Keller reported that staff has been working on the development agreement between the Village and Interstate Partners. However, recently the incentive dollar amount request had changed. Administrator Keller reported that the developer's original request for the use of proceeds from the proposed TIF District was 8.9 million for infrastructure improvements, engineering, and other eligible expenses. However, now the developer is asking the Village for 12.5 million dollars from the TIF District funds to cover the interest and carrying cost for the project. Administrator Keller asked the Board Members for direction on how they wished for staff to proceed.

A lengthy discussion ensued with respect to the deviation in the numbers.

Mr. Ebacher (potential developer) reported that the change in the numbers was due to the recent site survey and soil borings. Prior to the soil studies they were unaware of the poor condition of the soils and other infrastructure imperfections. The infrastructure imperfections and poor soil conditions will require remediation and they will incur additional expenses which were not originally accounted for in the overall cost of the project. The Board noted that although Mr. Ebacher is asking for additional funds to assist with the infrastructure improvements and interest cost the total cost of the project did not change. Mr. Ebacher reported that he had made other modifications to keep the project within the original overall total estimated cost.

The Board Members discussed in length on how they collectively feel that although they want to provide the developer with incentives they don't want to give away the store. In addition, they were not sure they have confidence in the developer's numbers and were uncomfortable with no cap being placed on the interest.

Attorney for the developer Mr. Brian Baugh stated that he had worked on several municipal developers' agreements which included the use of TIF Funds and it was not uncommon to have interest rates range from 7.5%-10%.

Mr. Ebacher discussed the positive impact his development would have on the community and the other taxing bodies. The Board Members agreed. However, they were uncomfortable with the risk of not capping the interest.

Trustee Clark commented on the difference in the numbers. He noted that there was not a tremendous difference between the numbers when you amortized the numbers over the course of twenty years. However, he suggested a cap of 3% on the interest. This would lessen the exposure to the Village. In addition, he would like to see the Village receive immediate benefits such as offsite improvements to the older industrial section.

Trustee Zambetti and Trustee Corbett agreed with Trustee Clark that the interest rate needs to be capped at 3%.

Trustee Farrell also agreed with capping the interest.

Trustee Mierisch was in favor of moving forward with the development. However, she was uncomfortable with the risk. She recommended no more than 11 million dollars in TIF Funds be used in assisting the developer with the project.

Trustee Hacker asked Administrator Keller if the initial analysis made sense. Administrator Keller replied yes, if you were to take out the construction time component.

President Zirk directed staff to provide the Board Members with a valid worksheet depicting the new numbers to include the capped interest rate.

There was some discussion with respect to the purchase of the detention credit prior to allowing for a change in the lot coverage percentage.

Administrator Keller recommended the developer be mandated to purchase the detention credits required for the entire development and not allowed to phase in the purchase of the detention credits. President Zirk agreed that the developer needs to secure all of the detention credits prior to the Board granting any changes to the lot coverage requirements.

Trustee Hacker noted that Mr. Ebacher is an experienced developer and has completed many development cost analysis and he questioned why the numbers had changed. Mr. Ebacher reiterated that the change in the numbers was due to the closer examination of the site's soils and other existing infrastructure improvements. Mr. Ebacher reported that he is confident with the numbers and the viability of the project. Trustee Hacker agreed with capping the interest rate and allocating 12.5 Million dollars in TIF Funds.

Mr. Ebacher informed the Board that he already has two buildings leased. The lease terms are 10 and 12 year terms. He noted that these are the stable corporations that don't leave town.

Administrator Keller reported that staff will revise the agreement to reflect the capped interest rate and the change in the TIF Fund commitment not to exceed 12.5 million dollars. He will send the draft agreement out as soon as possible to allow the Board Member sufficient time to review.

Administrator Keller reported that the Plan Commission had held a Public Hearing on the UDO and voted unanimously to recommend approval. Administrator Keller reported that Attorney Tappendorf throughout the Plan Commission review process had draft memos highlighting the notable changes. Attorney Tappendorf will incorporate all of the notable changes into a mega memo in order to assist the Board Members in their review of the UDO. The Board Member discussed concerns they had experience with reviewing the UDO rough draft. They reported that the pages had no page or section numbers. Administrator Keller replied that staff is addressing this concern. However, the final UDO will be codified which would include page and section numbers.

Assistant to the Village Administrator Beith reported that he had received an email from an organization known as Local Self Reliance they were very supportive of the Village's fiber optic venture.

Village Clerk Meadows reported that the Community Days Committee had received a \$6,000.00 donation from resident and business owner Mr. John Groth.

Village Clerk Meadows discussed the recent amendment to the 2013 Consolidated Election filing period. The filing period has now been extended to December 26<sup>th</sup> so the Village Hall will be closed on Christmas Eve.

Village Clerk Meadows reported that staff had provided the Board Members with a copy of the Police Pension Fund annual report.

#### **Board of Trustee Reports**

Trustee Corbett reported that Shop with a Cop is in need of volunteers on Saturday, December 15<sup>th</sup> at 8:00 am.

Trustee Mierisch reminded the Board Members that Northern Kane County Chamber will be hosting a Business after hours Event at the Gilberts' YMCA Branch on December 13<sup>th</sup> from 5:00-7:00 pm.

#### **President's Report**

President Zirk reported that the Rutland Township and the Village has historically shared snow plowing responsibilities on certain roads. However, this year they are requesting the Village and the Township enter into a formal Intergovernmental Agreement for sharing snow plowing responsibilities.

President Zirk commented on the amendment to the handgun laws with respect to conceal and carry.

#### **Adjournment**

There being no further public business to discuss, a Motion was made by Trustee Corbett and seconded by Trustee Farrell to adjourn from the public meeting at 8:56 p.m. Roll call: Vote: 6 by unanimous voice vote. 0-nays, 0-abstained. Motion carried.

Respectfully submitted,

Debra Meadows



VENDOR	TOTAL	GENERAL FUND	DEVELOPER DONATIONS	PERMIT PASS THRU	PERFORMANCE BONDS AND ESCROWS	WATER FUND	PAYROLL
<b>GRAND TOTAL</b>	<b>186,863.66</b>	<b>83,486.87</b>	<b>1,000.00</b>	<b>1,200.00</b>	<b>-</b>	<b>26,778.48</b>	<b>64,399.31</b>
BILLS ADDED AFTER PACKETS:							
PAYROLL - 12/02/12-12/18/12	64,399.31						64,399.31
B&W001 BAXTER & WOODMAN	3,528.75	160.00		1,200.00		2,168.75	
B&W002 B&W CONTROL SYSTEMS	420.00	420.00					
BPC001 BENEFIT PLANNING CONSULTANTS	300.00	300.00					
T0001151 F.L. HUNTER & ASSOC.	325.00	325.00					
HEL001 RALPH HELM	662.67	662.67					
KANECHAM NORTHERN KANE COUNTY	210.00	210.00					
MANALY01 MCHEHRY ANALYTICAL WATER	442.00	328.87				442.00	
MEM002 DUNDEE4 NAPA AUTO PARTS	328.87	195.78					
NAPA01 PACES AUTO SERVICE	195.78	365.15					
PAC001 PITNEY BOWES GLOBAL	365.15	160.54					
PIT002 SPRING HILL FORD	160.54	68.88					
SPRING01 SUBURBAN LABORATORIES	68.88	350.00				190.00	
SUSLAB01 JOSEPH ZARBOCK	190.00	490.95				96.64	
T0001566 THIRD MILLENNIUM ASSOC	350.00	490.95				760.60	
THIRD01 ULTRA STROBE COMMUNICATIONS	96.64						
ULTRA01 VIKING CHEMICAL CO	490.95						
VIKING01	760.60						
UB POSTAGE	101.70	21.50				101.70	
ACE002 ACE COFFEE BAR INC.	21.50	2,200.00					
AMERENG AMERICAN ENGLISH	2,200.00	5,801.25					
ANCEL AMCEL GLINK, DIAMOND, BUSH,	5,801.25	278.14					
AZAVAR01 AZAVAR AUDIT SOLUTIONS, INC.	278.14	828.86					
BANKCARD UMB CARD SERVICES	928.86	121.51					
BLOCKER MARLENE BLOCKER	121.51	814.33					
CDSOFF01 CDS OFFICE TECHNOLOGIES	814.33	1,265.61				5,992.36	
EXELON CONSTELLATION	7,267.97	3,059.71					
EXXON01 WRIGHT EXPRESS FSC	3,059.71	149.85					
FOXWEB FOX VALLEY WEBWORKS, INC.	149.85	59.04				16.38	
GRAINGER GRAINGER	16.38	209.26				59.04	
HACH001 HACH COMPANY	59.04	35,056.00				6,057.43	
HEL001 RALPH HELM	209.26	1,140.70				1,140.70	
IPRF001 IL PUBLIC RISK FUND	35,056.00	986.00					
JDFORE01 JOSEPH D FOREMAN & CO	1,140.70	64.00				653.00	
JUST001 JUST TIRES	986.00						
KCRECORD KANE COUNTY RECORDER	64.00						
MANALY01 MCHEHRY ANALYTICAL WATER	653.00						

## BILLS AND SALARIES

FINAL - 12/18/12

12/18/2012 4:06 PM

	VENDOR	TOTAL	GENERAL FUND	DEVELOPER DONATIONS	PERMIT PASS THRU	PERFORMANCE BONDS AND ESCROWS	WATER FUND	PAYROLL
MDCEV01	ROCK RIVER ENVIRONMENTAL	42,219.96	42,219.96					
MEN002	MENARDS - CARPENTERSVILLE	171.80	66.83				104.97	
MORTSALT	MORTON SALT, INC	2,627.94					2,627.94	
NAPA01	DUNDEE NAPA AUTO PARTS	126.24	126.24					
NIG001	NICOR	426.47					426.47	
NIPSTA	NIPSTA	500.00	500.00					
PROPAC01	PROPAC	279.98	279.98					
PROV001	PROVENA SAINT JOSEPH HOSPITAL	75.00	75.00					
RAO001	RAY O'HERRONS	267.80	267.80					
RUTLAND	RUTLAND-DUNDEE FPD	1,000.00		1,000.00				
SENT01	SENTRY SECURITY, INC.	456.00					456.00	
STELMACH	STELLMACH ELECTRIC INC	4,207.00					4,207.00	
STMSUB01	SUN-TIMES MEDIA	229.71	229.71					
SUBLAB01	SUBURBAN LABORATORIES	310.00					310.00	
TESSEN	TESSENDORF MECHANICAL	134.00					134.00	
TOUS001	STEPHEN D. TOUSEY LAW OFFICE	400.00	400.00					
VERIZ01	VERIZON WIRELESS	380.10	342.09				38.01	
WHITECAP	WHITE CAP CONSTRUCTION SUPPLY	52.32	21.83				30.49	
WTRSVCS	WATER SERVICES CO	765.00					765.00	

Village of Gilberts	
Check Warrant Report	
Payroll Checks From 12/02/12 - 12/15/12	
Employee Name:	Net Pay
Blocker, Marlene	1,659.31
Meadows, Debra	1,497.01
Sorenson, Shirley	266.21
Danca, Karen	420.36
Beith, William	823.40
Keller, Raymond B.	2,443.29
Joswick, Michael	2,058.39
Thomas, Randall	125.44
Joswick, Christopher	195.69
Mueller, Steve	434.48
Izydorski, Michael	1,037.99
Meador, Eric E.	1,272.73
Hernandez, Jason	195.69
Steiner, George	200.18
Rood, Jackie E. Jr	1,951.95
Block, Todd J	1,911.99
Pulgar, Hector L	2,187.75
Oberth, Michael	1,341.58
Hill, Jeff R	1,744.56
Levand, James A	771.11
Williams, Steven	2,509.45
Schuring, Larry	993.96
Klaras, Jason	1,267.21
Sheppard, Paul	1,408.39
Stokes, Janet	1,054.32
Swedberg, John L	2,104.65
Castillo, John	1,769.50
Varas, Randy	1,652.74
Siegbahn, Lisa	683.24
Davidowski, Susan	22.34
Hagen, Douglas	23.59
Borgardt, Robert	22.34
McHone, Kevin	22.34
Mills, Randall	23.59
LeClerq, David	22.34
Zoerhoff, Kristian	23.59
Sullivan, Matthew	22.34
Mierisch, Patricia	66.04
Payroll Liabilities:	
Federal Tax Deposits	12,647.88
Gilberts Police Benevolent	70.00
Gilberts Police Pension	3,533.35
Illinois Department of Revenue	2,409.39
IMRF	8,090.28
SDC State Disbursement Unit-Cook	186.57
KCC State Disbursement Unit	116.01
SD1 State Disbursement Unit	160.00
SDU State Disbursement Unit	323.00
ICMA-RC	337.47
MAP	186.00
Central United Life Insurance	108.28
<b>Total All Checks</b>	<b>64,399.31</b>

## BILLS AND SALARIES

DRAFT - 12/14/12

12/14/2012 12:16 PM

VENDOR	TOTAL	GENERAL FUND	DEVELOPER DONATIONS	PERMIT PASS THRU	PERFORMANCE BONDS AND ESCROWS	WATER FUND	PAYROLL
<b>GRAND TOTAL</b>	<b>113,548.52</b>	<b>89,428.03</b>	<b>1,000.00</b>	<b>-</b>	<b>-</b>	<b>23,120.49</b>	<b>-</b>
UM POSTAGE	101.70					101.70	
ACE002 ACE COFFEE BAR INC.	21.50	21.50					
AMERENG AMERICAN ENGLISH	2,200.00	2,200.00					
ANCEL ANCEL, GILK. DIAMOND, BUSH.	5,801.25	5,801.25					
AZAVAR01 AZAVAR AUDIT SOLUTIONS, INC.	278.14	278.14					
BANKCARD UMB CARD SERVICES	928.86	928.86					
BLOCKER MARLENE BLOCKER	121.51	121.51					
CDSOFF01 CDS OFFICE TECHNOLOGIES	814.33	814.33					
EXELON CONSTELLATION	7,257.97	1,285.61				5,992.36	
EXXON01 WRIGHT EXPRESS FSC	3,059.71	3,059.71					
FOXWEB FOX VALLEY WORKS, INC.	149.85	149.85					
GRAINGER GRAINGER	16.36					16.36	
HAC001 HACH COMPANY	59.04					59.04	
HEL001 RALPH HELM	209.26	209.26					
IPRF001 IL PUBLIC RISK FUND	35,056.00	28,998.57				6,057.43	
JDFORE01 JOSEPH D FOREMAN & CO	1,140.70					1,140.70	
JUST001 JUST TIRES	986.00	986.00					
KCRECORD KANE COUNTY RECORDER	64.00	64.00					
MANALY01 MCHENRY ANALYTICAL WATER	653.00					653.00	
MDCEV01 ROCK RIVER ENVIRONMENTAL	42,219.98	42,219.98				104.97	
MEN002 MENARDS - CARPENTERSVILLE	171.80	66.83				2,627.94	
MORTSALT MORTON SALT, INC	2,627.94						
NAPA01 DUNDEE NAPA AUTO PARTS	126.24	126.24				426.47	
NING001 INICOR	426.47						
NIPSTA NIPSTA	500.00	500.00					
PROPAC01 PROPAC	279.96	279.96					
PROV001 PROVENA SAINT JOSEPH HOSPITAL	75.00	75.00					
RAO001 RAY O'HERONS	267.80	267.80					
RUTLAND RUTLAND-DUNDEE FPD	1,000.00		1,000.00				
SENT01 SENTRY SECURITY, INC.	456.00					456.00	
STELMACH STELMACH ELECTRIC INC	4,207.00					4,207.00	
STMSUB01 SUN-TIMES MEDIA	229.71	229.71					
SUBLAB01 SUBURBAN LABORATORIES	310.00					310.00	
TESSEN TESSENDORF MECHANICAL	134.00					134.00	
TOUS001 STEPHEN D. TOUSEY LAW OFFICE	400.00	400.00					
VERIZ01 VERIZON WIRELESS	360.10	342.09				38.01	
WHITECAP WHITE CAP CONSTRUCTION SUPPLY	52.32	21.83				30.49	
WTRSVCS WATER SERVICES CO	765.00					765.00	

**VILLAGE OF GILBERTS  
PROCLAMATION**

02-2012

**NATIONAL DRUNK AND DRUGGED DRIVING (3D) PREVENTION MONTH  
DECEMBER 2012**

**WHEREAS**, motor vehicle crashes killed 918 people in Illinois during 2011; and

**WHEREAS**, hundreds of those deaths involved a driver impaired by alcohol and/or drugs

**WHEREAS**, the December holiday season is traditionally one of the most deadly times of the year for impaired driving; and

**WHEREAS**, for thousands of families across the state and the nation, holidays are a time to remember loved ones lost; and

**WHEREAS**, organizations across the state and the nation are joined with the Drive Sober or Get Pulled Over and other campaigns that foster public awareness of the dangers of impaired driving and anti-impaired driving law enforcement efforts; and

**WHEREAS**, the Village of Gilberts is proud to partner with the Illinois Department of Transportation's Division of Traffic Safety and other traffic safety groups in that effort to make our roads and streets safer;

**NOW, THEREFORE, I**, Rick Zirk, Village President do hereby proclaim December 2012 as Drunk and Drugged Driving (3D) Prevention Month in the Village of Gilberts and do hereby call upon all citizens, government, agencies, business leaders, hospitals and health care providers, schools, and public and private institutions to promote awareness of the impaired driving problem, to support programs and policies to reduce the incidence of impaired driving, and to promote safer and healthier behaviors regarding the use of alcohol and other drugs this December holiday season and throughout the year.

Signed and sealed this \_\_\_\_\_ day of December, 2012 in Gilberts, Illinois.

\_\_\_\_\_  
Rick Zirk, Village President

\_\_\_\_\_  
Debra Meadows, Village Clerk

**VILLAGE OF GILBERTS**

**KANE COUNTY**

**STATE OF ILLINOIS**

**ORDINANCE NUMBER 25 -2012**

AN ORDINANCE ABATING TAXES HERETOFORE  
LEVIED TO PAY INTEREST AND PRINCIPAL  
\$27,250,000 VILLAGE OF GILBERTS, KANE COUNTY,  
ILLINOIS SPECIAL SERVICE AREA NUMBER NINE  
SPECIAL TAX REFUNDING BONDS, SERIES 2005 (BIG TIMBER PROJECT)

ADOPTED BY THE  
PRESIDENT AND BOARD OF TRUSTEES

OF THE  
VILLAGE OF GILBERTS

KANE COUNTY

STATE OF ILLINOIS

December \_\_\_\_, 2012

Published in pamphlet form by authority of the President and Board of Trustees of the Village of Gilberts, Kane  
County, Illinois this \_\_\_\_ day of \_\_\_\_, 2012.

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**ORDINANCE NO 28-2012**

**AN ORDINANCE ABATING TAXES HERETOFORE LEVIED TO PAY INTEREST  
AND PRINCIPAL  
\$27,250,000 VILLAGE OF GILBERTS, KANE COUNTY,  
ILLINOIS SPECIAL SERVICE AREA NUMBER NINE  
SPECIAL TAX REFUNDING BONDS, SERIES 2005 (BIG TIMBER PROJECT)**

WHEREAS, the Village of Gilberts, Kane County, Illinois (the “Village”) previously established Special Service Area Number Nine pursuant to Ordinance Number 01-10 adopted on March 20, 2001 pursuant to the provisions of the Special Service Area Tax Law, 35 ILCS 200/27-5 et seq., as amended and the provisions of Section 7 of Article VII of the 1970 Constitution of the State of Illinois; and

WHEREAS, the President and Board of Trustees of the Village did on the 6<sup>th</sup> day of September, 2005 adopt Ordinance No. 05-29 entitled:

**AN ORDINANCE PROVIDING FOR ISSUANCE OF  
NOT TO EXCEED \$28,000,000 VILLAGE OF  
GILBERTS, KANE COUNTY, ILLINOIS SPECIAL  
SERVICE AREA NUMBER NINE SPECIAL TAX  
REFUNDING BONDS, SERIES 2005 (BIG TIMBER  
PROJECT), AND PROVIDING FOR THE LEVY OF A  
DIRECT ANNUAL TAX ON TAXABLE PROPERTY IN  
SUCH SPECIAL SERVICE AREA FOR THE PAYMENT  
OF PRINCIPAL OF AND INTEREST ON SUCH BONDS**

(The “Bond Ordinance”). The Bond Ordinance authorized the issuance of \$28,000,000 Special Service Area Number Nine Special Tax Refunding Bonds, Series 2005 (Big Timber Project) (the “Bonds”) of the Village of Gilberts, Kane County, Illinois, and was duly published (pamphlet form) and is now in full force and effect; and

WHEREAS, by the terms of said Bond Ordinance, the Bonds were designated “Village of Gilberts, Kane County, Illinois Special Service Area Number Nine Special Tax Refunding Bonds, Series 2005 (Big Timber Project). In addition to all other taxes, there was levied pursuant to the Bond Ordinance upon the taxable property in Special Service Area Number Nine in the Village, in each of the years 2005 through 2028, a direct annual special tax sufficient for the purpose of paying interest and principal on the Bonds and Administrative Expenses for Special Service Area Number Nine, as follows:

Year of Levy	An Amount Sufficient to Produce the Sum of:
2005	\$2,336,691.23
2006	2,371,746.35
2007	2,407,318.88
2008	2,443,427.30
2009	2,480,080.99
2010	2,517,282.41
2011	2,555,039.16
2012	2,593,369.72
2013	2,632,265.67
2014	2,671,747.27
2015	2,711,831.36
2016	2,752,510.34
2017	2,793,793.45
2018	2,835,695.44
2019	2,878,238.66
2020	2,921,410.00
2021	2,965,229.72
2022	3,009,707.06
2023	3,054,858.86
2024	3,100,678.34
2025	3,147,184.12
2026	3,194,395.50
2027	3,242,311.66
2028	3,290,942.66



WHEREAS, the Village Corporate Authorities have determined that, as of September 30, 2012, the Village had on deposit and unencumbered \$910,988.42 in the Bond and Interest Fund established pursuant to that certain Trust Indenture dated as of September 1, 2005 (the "Indenture") pursuant to which the Bonds were issued, and further that the Village had on deposit and unencumbered \$19,118.35 in the Administrative Expense Fund established pursuant to the Indenture; and

WHEREAS, the Bond Ordinance also authorized the Village of Gilberts to abate the taxes levied pursuant to the Bond Ordinance to the extent the taxes levied exceeded the Special Tax Requirement (as defined in the Bond Ordinance) as calculated pursuant to the Village of Gilberts Special Service Area Number 9 Special Tax Roll and Report (the "Special Tax Report") prepared by David Taussig & Associates, Inc. ; and

WHEREAS, the amended Special Tax Roll attached hereto as Attachment A has been prepared pursuant to the Special Tax Report and the Corporate Authorities have determined that the unencumbered funds in the Bond and Interest Fund on deposit to the credit of the Village, with the earnings to be received thereon, are not sufficient for the purpose of paying principal and interest due on the Bonds to and including March 1, 2014, and further that the unencumbered funds in the Administrative Expense Fund on deposit to the credit of the Village, with the earnings to be received thereon, are not sufficient for the purpose of payment of administrative expenses of Special Service Area Number Nine that are expected to occur to and including March 1, 2014.

The Corporate Authorities have further determined that the direct annual special tax heretofore levied for the year 2012 by Section 6 of said Bond Ordinance in the amount of \$2,593,369.72 be abated in part, producing a net levy in the amount of \$1,483,497.46 for 2012, such that sufficient sums are available for the purpose of paying interest and principal on the Bonds and paying administrative expenses of Special Service Area Number Nine for the aforesaid period.

NOW, THEREFORE, BE IT ORDAINED BY THE CORPORATE AUTHORITIES OF THE VILLAGE OF GILBERTS, ILLINOIS, AS FOLLOWS:

**SECTION ONE:** That the direct annual special tax heretofore levied on all taxable property within the Village's Special Service Area Number Nine for the year 2012 by Section 6 of said Bond Ordinance to pay the principal and interest on the Bonds authorized to be issued under the Bond Ordinance and to pay administrative expenses of Special Service Area Number Nine be abated in part, in the amount of \$1,109,872.26, thereby producing a net levy in the amount of \$1,483,497.46 for 2012.

**SECTION TWO:** That forthwith upon the passage of this Ordinance, a copy hereof duly certified by the Clerk of said Village shall be filed with the County Clerk of Kane County, Illinois.

**SECTION THREE:** That this Ordinance shall be in full force and effect from and after its passage, approval and publication, in pamphlet form, in the manner provided by law.

PASSED this \_\_\_\_ day of December, 2012 by roll call vote as follows:

	Ayes	Nays	Absent	Abstain
Trustee Everett Clark	_____	_____	_____	_____
Trustee Dan Corbett	_____	_____	_____	_____
Trustee Nancy Farrell	_____	_____	_____	_____
Trustee Louis Hacker	_____	_____	_____	_____
Trustee Patricia Mierisch	_____	_____	_____	_____
Trustee Guy Zambetti	_____	_____	_____	_____
President Rick Zirk	_____	_____	_____	_____

\_\_\_\_\_  
Village President, Rick Zirk

ATTEST:

\_\_\_\_\_  
Debra Meadows, Village Clerk

PUBLISHED BY THE VILLAGE CLERK, IN PAMPHLET FORM, BY THE AUTHORITY  
OF THE CORPORATE AUTHORITIES OF THE VILLAGE OF GILBERTS, ON  
DECEMBER \_\_\_\_\_, 2012.

**VILLAGE OF GILBERTS**

**KANE COUNTY**

**STATE OF ILLINOIS**

**ORDINANCE NUMBER 27 -2012**

AN ORDINANCE ABATING TAXES HERETOFORE  
LEVIED TO PAY INTEREST AND PRINCIPAL  
\$27,250,000 VILLAGE OF GILBERTS, KANE COUNTY,  
ILLINOIS SPECIAL SERVICE AREA NUMBER NINE  
SPECIAL TAX REFUNDING BONDS, SERIES 2005 (BIG TIMBER PROJECT)

ADOPTED BY THE  
PRESIDENT AND BOARD OF TRUSTEES

OF THE  
VILLAGE OF GILBERTS

KANE COUNTY  
STATE OF ILLINOIS

December \_\_\_\_, 2012

Published in pamphlet form by authority of the President and Board of Trustees of the Village of Gilberts, Kane County, Illinois this \_\_\_\_ day of \_\_\_\_, 2012.

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**ORDINANCE NO 28-2012**

**AN ORDINANCE ABATING TAXES HERETOFORE LEVIED TO PAY INTEREST  
AND PRINCIPAL  
\$27,250,000 VILLAGE OF GILBERTS, KANE COUNTY,  
ILLINOIS SPECIAL SERVICE AREA NUMBER NINE  
SPECIAL TAX REFUNDING BONDS, SERIES 2005 (BIG TIMBER PROJECT)**

WHEREAS, the Village of Gilberts, Kane County, Illinois (the “Village”) previously established Special Service Area Number Nine pursuant to Ordinance Number 01-10 adopted on March 20, 2001 pursuant to the provisions of the Special Service Area Tax Law, 35 ILCS 200/27-5 et seq., as amended and the provisions of Section 7 of Article VII of the 1970 Constitution of the State of Illinois; and

WHEREAS, the President and Board of Trustees of the Village did on the 6<sup>th</sup> day of September, 2005 adopt Ordinance No. 05-29 entitled:

**AN ORDINANCE PROVIDING FOR ISSUANCE OF  
NOT TO EXCEED \$28,000,000 VILLAGE OF  
GILBERTS, KANE COUNTY, ILLINOIS SPECIAL  
SERVICE AREA NUMBER NINE SPECIAL TAX  
REFUNDING BONDS, SERIES 2005 (BIG TIMBER  
PROJECT), AND PROVIDING FOR THE LEVY OF A  
DIRECT ANNUAL TAX ON TAXABLE PROPERTY IN  
SUCH SPECIAL SERVICE AREA FOR THE PAYMENT  
OF PRINCIPAL OF AND INTEREST ON SUCH BONDS**

(The “Bond Ordinance”). The Bond Ordinance authorized the issuance of \$28,000,000 Special Service Area Number Nine Special Tax Refunding Bonds, Series 2005 (Big Timber Project) (the “Bonds”) of the Village of Gilberts, Kane County, Illinois, and was duly published (pamphlet form) and is now in full force and effect; and

WHEREAS, by the terms of said Bond Ordinance, the Bonds were designated “Village of Gilberts, Kane County, Illinois Special Service Area Number Nine Special Tax Refunding Bonds, Series 2005 (Big Timber Project). In addition to all other taxes, there was levied pursuant to the Bond Ordinance upon the taxable property in Special Service Area Number Nine in the Village, in each of the years 2005 through 2028, a direct annual special tax sufficient for the purpose of paying interest and principal on the Bonds and Administrative Expenses for Special Service Area Number Nine, as follows:

Year of Levy	An Amount Sufficient to Produce the Sum of:
2005	\$2,336,691.23
2006	2,371,746.35
2007	2,407,318.88
2008	2,443,427.30
2009	2,480,080.99
2010	2,517,282.41
2011	2,555,039.16
2012	2,593,369.72
2013	2,632,265.67
2014	2,671,747.27
2015	2,711,831.36
2016	2,752,510.34
2017	2,793,793.45
2018	2,835,695.44
2019	2,878,238.66
2020	2,921,410.00
2021	2,965,229.72
2022	3,009,707.06
2023	3,054,858.86
2024	3,100,678.34
2025	3,147,184.12
2026	3,194,395.50
2027	3,242,311.66
2028	3,290,942.66

WHEREAS, the Village Corporate Authorities have determined that, as of September 30, 2012, the Village had on deposit and unencumbered \$910,988.42 in the Bond and Interest Fund established pursuant to that certain Trust Indenture dated as of September 1, 2005 (the "Indenture") pursuant to which the Bonds were issued, and further that the Village had on deposit and unencumbered \$19,118.35 in the Administrative Expense Fund established pursuant to the Indenture; and

WHEREAS, the Bond Ordinance also authorized the Village of Gilberts to abate the taxes levied pursuant to the Bond Ordinance to the extent the taxes levied exceeded the Special Tax Requirement (as defined in the Bond Ordinance) as calculated pursuant to the Village of Gilberts Special Service Area Number 9 Special Tax Roll and Report (the "Special Tax Report") prepared by David Taussig & Associates, Inc. ; and

WHEREAS, the amended Special Tax Roll attached hereto as Attachment A has been prepared pursuant to the Special Tax Report and the Corporate Authorities have determined that the unencumbered funds in the Bond and Interest Fund on deposit to the credit of the Village, with the earnings to be received thereon, are not sufficient for the purpose of paying principal and interest due on the Bonds to and including March 1, 2014, and further that the unencumbered funds in the Administrative Expense Fund on deposit to the credit of the Village, with the earnings to be received thereon, are not sufficient for the purpose of payment of administrative expenses of Special Service Area Number Nine that are expected to occur to and including March 1, 2014.

The Corporate Authorities have further determined that the direct annual special tax heretofore levied for the year 2012 by Section 6 of said Bond Ordinance in the amount of \$2,593,369.72 be abated in part, producing a net levy in the amount of \$1,483,497.46 for 2012, such that sufficient sums are available for the purpose of paying interest and principal on the Bonds and paying administrative expenses of Special Service Area Number Nine for the aforesaid period.

NOW, THEREFORE, BE IT ORDAINED BY THE CORPORATE AUTHORITIES OF THE VILLAGE OF GILBERTS, ILLINOIS, AS FOLLOWS:

**SECTION ONE:** That the direct annual special tax heretofore levied on all taxable property within the Village's Special Service Area Number Nine for the year 2012 by Section 6 of said Bond Ordinance to pay the principal and interest on the Bonds authorized to be issued under the Bond Ordinance and to pay administrative expenses of Special Service Area Number Nine be abated in part, in the amount of \$1,109,872.26, thereby producing a net levy in the amount of \$1,483,497.46 for 2012.

**SECTION TWO:** That forthwith upon the passage of this Ordinance, a copy hereof duly certified by the Clerk of said Village shall be filed with the County Clerk of Kane County, Illinois.

**SECTION THREE:** That this Ordinance shall be in full force and effect from and after its passage, approval and publication, in pamphlet form, in the manner provided by law.



PASSED this \_\_\_\_ day of December, 2012 by roll call vote as follows:

	Ayes	Nays	Absent	Abstain
Trustee Everett Clark	_____	_____	_____	_____
Trustee Dan Corbett	_____	_____	_____	_____
Trustee Nancy Farrell	_____	_____	_____	_____
Trustee Louis Hacker	_____	_____	_____	_____
Trustee Patricia Mierisch	_____	_____	_____	_____
Trustee Guy Zambetti	_____	_____	_____	_____
President Rick Zirk	_____	_____	_____	_____

\_\_\_\_\_  
Village President, Rick Zirk

ATTEST:

\_\_\_\_\_  
Debra Meadows, Village Clerk

PUBLISHED BY THE VILLAGE CLERK, IN PAMPHLET FORM, BY THE AUTHORITY  
OF THE CORPORATE AUTHORITIES OF THE VILLAGE OF GILBERTS, ON  
DECEMBER \_\_\_\_\_, 2012.

**VILLAGE OF GILBERTS**  
**KANE COUNTY**  
**STATE OF ILLINOIS**  
**ORDINANCE NUMBER 29-2012**

AN ORDINANCE ABATING TAXES HERETOFORE  
LEVIED TO PAY INTEREST AND PRINCIPAL  
\$11,000,000 VILLAGE OF GILBERTS, KANE COUNTY,  
ILLINOIS SPECIAL SERVICE AREA NUMBER FIFTEEN  
SPECIAL TAX BONDS, SERIES 2005 (GILBERTS TOWN CENTER PROJECT)

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

December \_\_, 2012

Published in pamphlet form by authority of the President and Board of Trustees of the Village of Gilberts, Kane County, Illinois this \_\_\_\_th day of December, 2012.

---

**ORDINANCE NO. 29-2012**

**AN ORDINANCE ABATING TAXES HERETOFORE LEVIED TO PAY INTEREST  
AND PRINCIPAL \$11,000,000 VILLAGE OF GILBERTS, KANE COUNTY,  
ILLINOIS SPECIAL SERVICE AREA NUMBER FIFTEEN  
SPECIAL TAX BONDS, SERIES 2005 (GILBERTS TOWN CENTER PROJECT)**

WHEREAS, the Village of Gilberts, Kane County, Illinois (the "Village") previously established Special Service Area Number Fifteen pursuant to Ordinance Number 05-35 adopted on October 4, 2005 pursuant to the provisions of the Special Service Area Tax Law, 35 ILCS 200/27-5 et seq., as amended and the provisions of Section 7 of Article VII of the 1970 Constitution of the State of Illinois; and

WHEREAS, the President and Board of Trustees of the Village did on the 4th day of October, 2005 adopt Ordinance No. 05-36 entitled:

AN ORDINANCE PROVIDING FOR ISSUANCE  
OF VILLAGE OF GILBERTS, KANE COUNTY,  
ILLINOIS SPECIAL SERVICE AREA NUMBER  
FIFTEEN SPECIAL TAX BONDS, SERIES 2005  
(GILBERTS TOWN CENTER PROJECT) AND  
PROVIDING FOR THE LEVY OF A DIRECT  
ANNUAL TAX ON TAXABLE PROPERTY IN  
SUCH SPECIAL SERVICE AREA FOR THE  
PAYMENT OF PRINCIPAL OF AND INTEREST  
ON SUCH BONDS

(the "Bond Ordinance"). The Bond Ordinance authorized the issuance of \$11,000,000 Special Service Area Number Fifteen Special Tax Bonds, Series 2005 (Gilberts Town Center Project) (the "Bonds") of the Village of Gilberts, Kane County, Illinois, and was duly published (pamphlet form) and is now in full force and effect; and

WHEREAS, by the terms of said Bond Ordinance, the Bonds were designated “Village of Gilberts, Kane County, Illinois Special Service Area Number Fifteen Special Tax Refunding Bonds, Series 2005 (Gilberts Town Center Project).” In addition to all other taxes, there was levied pursuant to the Bond Ordinance upon the taxable property in Special Service Area Number Fifteen in the Village, in each of the years 2006 through 2033, a direct annual special tax sufficient for the purpose of paying interest and principal on the Bonds and Administrative Expenses for Special Service Area Number Fifteen, as follows:

<u>Year of Levy</u>	<u>An Amount Sufficient to Produce the Sum of:</u>	<u>Year of Levy</u>	<u>An Amount Sufficient to Produce the Sum of:</u>
2006	\$ 775,509	2020	\$ 989,320
2007	789,059	2021	1,006,379
2008	802,852	2022	1,024,133
2009	817,097	2023	1,042,130
2010	831,585	2024	1,060,127
2011	846,073	2025	1,078,819
2012	860,804	2026	1,097,511
2013	875,987	2027	1,116,898
2014	891,413	2028	1,136,528
2015	906,839	2029	1,156,158
2016	922,960	2030	1,176,483
2017	939,081	2031	1,197,051
2018	955,445	2032	1,218,071
2019	972,261	2033	1,239,334

WHEREAS, the Village Corporate Authorities have determined that, as of September 30, 2012, the Village had on deposit and unencumbered \$397,840.09 in the Bond and Interest Fund, established pursuant to that certain Trust Indenture dated as of November 1, 2005 (the “Indenture”) pursuant to which the Bonds were issued, and further that the Village had on deposit and unencumbered \$9,430.84 in the Administrative Expense Fund established pursuant to the Indenture; and

WHEREAS, the Bond Ordinance also authorized the Village of Gilberts to abate the taxes levied pursuant to the Bond Ordinance to the extent the taxes levied exceeded the Special Tax Requirement (as defined in the Bond Ordinance) as calculated pursuant to the Village of Gilberts Special Service Area Number 15 Special Tax Roll and Report (the “Special Tax Report”) prepared by David Taussig & Associates, Inc; and

WHEREAS, the amended Special Tax Roll attached hereto as Attachment B has been prepared pursuant to the Special Tax Report and the Corporate Authorities have determined that the unencumbered funds in the Bond and Interest Fund on deposit to the credit of the Village, with the earnings to be received thereon, are not sufficient for the purpose of paying principal and interest due on the Bonds to and including March 1, 2014, and further that the unencumbered funds in the Administrative Expense Fund on deposit to the credit of the Village, with the earnings to be received thereon, are not sufficient for the purpose of payment of administrative expenses of Special Service Area Number Fifteen that are expected to occur to and including March 1, 2014.

The Corporate Authorities have further determined that the direct annual special tax heretofore levied for the year 2012 by Section 6 of said Bond Ordinance in the amount of \$860,804.00 be abated in part, producing a net levy in the amount of \$806,303.32 for 2012, such that sufficient sums are available for the purpose of paying interest and principal on the Bonds and paying administrative expenses of Special Service Area Number Fifteen for the aforesaid period.

NOW, THEREFORE, BE IT ORDAINED BY THE CORPORATE AUTHORITIES OF THE VILLAGE OF GILBERTS, ILLINOIS, AS FOLLOWS:

**SECTION ONE:** That the direct annual special tax heretofore levied on all taxable property within the Village's Special Service Area Number Fifteen for the year 2012 by Section 6 of said Bond Ordinance to pay the principal and interest on the Bonds authorized to be issued under the Bond Ordinance and to pay administrative expenses of Special Service Area Number Fifteen be abated in part, in the amount of \$54,500.68, thereby producing a net levy in the amount of \$806,303.32 for 2012.

**SECTION TWO:** That forthwith upon the passage of this Ordinance, a copy hereof duly certified by the Clerk of said Village shall be filed with the County Clerk of Kane County, Illinois.

**SECTION THREE:** That this Ordinance shall be in full force and effect from and after its passage, approval and publication, in pamphlet form, in the manner provided by law.

PASSED this \_\_\_\_ day of December, 2012 by roll call vote as follows:

	Ayes	Nays	Absent	Abstain
Trustee Everett Clark	_____	_____	_____	_____
Trustee Dan Corbett	_____	_____	_____	_____
Trustee Nancy Farrell	_____	_____	_____	_____
Trustee Louis Hacker	_____	_____	_____	_____
Trustee Patricia Mierisch	_____	_____	_____	_____
Trustee Guy Zambetti	_____	_____	_____	_____
President Rick Zirk	_____	_____	_____	_____

\_\_\_\_\_  
Rick Zirk, Village President

(SEAL)

ATTEST:

\_\_\_\_\_  
Debra Meadows  
Village Clerk

PUBLISHED BY THE VILLAGE CLERK, IN PAMPHLET FORM, BY THE AUTHORITY  
OF THE CORPORATE AUTHORITIES OF THE VILLAGE OF GILBERTS, ON  
DECEMBER \_\_\_\_\_, 2012.

**VILLAGE OF GILBERTS**

**KANE COUNTY**

**STATE OF ILLINOIS**

**ORDINANCE NUMBER 30-2012**

**An Ordinance Abating Taxes heretofore Levied to pay interest and principal  
\$15,000,000 Village of Gilberts, Kane County, Illinois Special Service Area Number  
Nineteen Special Tax Bonds, Series 2006-1 (The Conservancy Project**

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

**December \_\_\_\_ 2012**

**Published in pamphlet form by authority of the President and Board of Trustees of  
the Village of Gilberts, Kane County, Illinois this \_\_\_\_ day of December, 2012.**

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**ORDINANCE NO.30-2012**

**AN ORDINANCE ABATING TAXES HERETOFORE LEVIED**

**TO PAY INTEREST AND PRINCIPAL  
\$15,000,000 VILLAGE OF GILBERTS, KANE COUNTY,  
ILLINOIS SPECIAL SERVICE AREA NUMBER NINETEEN  
SPECIAL TAX BONDS, SERIES 2006-1 (THE CONSERVANCY PROJECT)**

WHEREAS, the Village of Gilberts, Kane County, Illinois (the "Village") previously established Special Service Area Number Nineteen pursuant to Ordinance Number 06-57 adopted on December 12, 2007 pursuant to the provisions of the Special Service Area Tax Law, 35 ILCS 200/27-5 et seq., as amended and the provisions of Section 7 of Article VII of the 1970 Constitution of the State of Illinois; and

WHEREAS, the President and Board of Trustees of the Village did on the 12th day of December, 2006 adopt Ordinance No. 06-58 entitled:

**AN ORDINANCE PROVIDING FOR ISSUANCE  
OF VILLAGE OF GILBERTS, KANE COUNTY,  
ILLINOIS SPECIAL SERVICE AREA NUMBER  
NINETEEN SPECIAL TAX BONDS, SERIES  
2006-1 (THE CONSERVANCY PROJECT)**

(the "Bond Ordinance"). The Bond Ordinance authorized the issuance of \$15,000,000 Special Service Area Number Nineteen Special Tax Bonds, Series 2006-1 (The Conservancy Project) (the "Bonds") of the Village of Gilberts, Kane County, Illinois, and was duly published (pamphlet form) and is now in full force and effect; and

WHEREAS, by the terms of said Bond Ordinance, the Bonds were designated "Village of Gilberts, Kane County, Illinois Special Service Area Number Nineteen Special Tax Bonds, Series 2006-1 (The Conservancy Project). In addition to all other taxes, there was levied pursuant to the Bond Ordinance upon the taxable property in Special Service Area Number

Nineteen in the Village, in each of the years 2007 through 2014, a direct annual special tax sufficient for the purpose of paying interest and principal on the Bonds and Administrative Expenses for Special Service Area Number Nineteen, as follows:

<u>Year of Levy</u>	<u>An Amount Sufficient to Produce the Sum of:</u>
2007	\$866,719
2008	866,719
2009	866,719
2010	866,719
2011	4,667,689
2012	4,667,689
2013	4,667,689
2014	4,667,689

WHEREAS, the Village Corporate Authorities have determined that, as of September 30, 2012, the Village had on deposit and unencumbered \$0.09 in the Bond and Interest Fund established pursuant to that certain Trust Indenture dated as of December 1, 2006 (the "Indenture") pursuant to which the Bonds were issued, and further that the Village had on deposit and unencumbered \$1,445.02 in the Administrative Expense Fund established pursuant to the Indenture; and

WHEREAS, the Corporate Authorities have determined that the unencumbered funds in the Bond and Interest Fund on deposit to the credit of the Village, with the earnings to be received thereon, are not sufficient for the purpose of paying principal and interest due on the Bonds to and including March 1, 2014, and further that the unencumbered funds in the Administrative Expense Fund on deposit to the credit of the Village, with the earnings to be received thereon, are not sufficient for the purpose of payment of administrative expenses of Special Service Area Number Nineteen that are expected to occur to and including March 1, 2014.

The Corporate Authorities have further determined that the direct annual special tax heretofore levied for the year 2012 by Section 6 of said Bond Ordinance in the amount of \$4,667,689.00 not be abated, producing a levy in the amount of \$4,667,689.00 for 2012, such that sufficient sums are available for the purpose of paying interest and principal on the Bonds and paying administrative expenses of Special Service Area Number Nineteen for the aforesaid period.

**NOW, THEREFORE, BE IT ORDAINED BY THE CORPORATE AUTHORITIES OF THE VILLAGE OF GILBERTS, ILLINOIS, AS FOLLOWS:**

**SECTION ONE:** That the direct annual special tax heretofore levied on all taxable property within the Village's Special Service Area Number Nineteen for the year 2012 by Section 6 of said Bond Ordinance to pay the principal and interest on the Bonds authorized to be issued under the Bond Ordinance and to pay administrative expenses of Special Service Area Number Nineteen not be abated, thereby producing a levy in the amount of \$4,667,689.00 for 2012.

**SECTION TWO:** That forthwith upon the passage of this Ordinance, a copy hereof duly certified by the Clerk of said Village shall be filed with the County Clerk of Kane County, Illinois.

**SECTION THREE:** That this Ordinance shall be in full force and effect from and after its passage, approval and publication, in pamphlet form, in the manner provided by law.

PASSED this \_\_\_\_ day of December, 2012 by roll call vote as follows:

	Ayes	Nays	Absent	Abstain
Trustee Everett Clark	_____	_____	_____	_____
Trustee Dan Corbett	_____	_____	_____	_____
Trustee Louis Hacker	_____	_____	_____	_____
Trustee Nancy Farrell	_____	_____	_____	_____
Trustee Patricia Mierisch	_____	_____	_____	_____
Trustee Guy Zambetti	_____	_____	_____	_____
President Rick Zirk	_____	_____	_____	_____

\_\_\_\_\_  
Village President, Rick Zirk

ATTEST:

\_\_\_\_\_  
Debra Meadows, Village Clerk

PUBLISHED BY THE VILLAGE CLERK, IN PAMPHLET FORM, BY THE AUTHORITY  
OF THE CORPORATE AUTHORITIES OF THE VILLAGE OF GILBERTS, ON  
DECEMBER \_\_\_\_\_, 2012.

**VILLAGE OF GILBERTS**

**KANE COUNTY**

**STATE OF ILLINOIS**

**ORDINANCE NUMBER 31-2012**

**An Ordinance Abating the Tax heretofore levied for the Year 2012 to pay debt service on several of the Bonds of The Village of Gilberts, Kane County, Illinois**

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

**December \_\_ 2012**

**Published in pamphlet form by authority of the President and Board of Trustees of the Village of Gilberts, Kane County, Illinois this \_\_ day of December, 2012.**

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ORDINANCE NO. 31-2012

**AN ORDINANCE ABATING THE TAX HERETOFORE LEVIED FOR THE  
YEAR 2012 TO PAY DEBT SERVICE ON SEVERAL OF THE BONDS OF  
THE VILLAGE OF GILBERTS, KANE COUNTY, ILLINOIS.**

\* \* \*

**WHEREAS**, the Village Board (the "*Board*") of the Village of Gilberts, Kane County, Illinois (the "*Village*"), by Ordinance 25-2011, adopted on the 16th day of August, 2011, (the Ordinance") did provide for the issue of \$1,975,000 General Obligations Bonds (Alternate Revenue Source), Series 2011, of the Village of Gilberts, Kane County, Illinois (the "*Bonds*"), and the levy of a direct annual tax sufficient to pay principal and interest on the Bonds; and

**WHEREAS**, the Village has deposited sufficient revenues in the Bond Fund for the purpose of paying the debt service due on the Bonds during the next succeeding year; and

**WHEREAS**, it is necessary and in the best interests of the Village that the taxes heretofore levied for the year 2012 to pay debt service on the Bonds be abated:

**WHEREAS**, it is necessary and in the best interests of the Village that the taxes heretofore levied for the year 2012 to pay debt service on the Bonds be abated:

**NOW, THEREFORE, BE IT AND IT IS HEREBY ORDAINED** by the Village Board of the Village of Gilberts, Kane County, Illinois, as follows:

*Section 1. Abatement of Tax.* The taxes heretofore levied for the year 2012 in the Ordinances for the Bonds, are hereby abated in their entirety so that the taxes to be extended to pay principal and interest therefore shall be Zero Dollars (\$0.00).

*Section 2. Filing of Ordinance.* Forthwith upon the adoption of this ordinance, the Village Clerk shall file a certified copy hereof with the County Clerk of Kane County, Illinois, and it shall be the duty of said County Clerk to abate said tax levied for the year 2011 in accordance with the provisions hereof.

*Section 3. Effective Date.* This ordinance shall be in full force and effect upon its adoption.

PASSED this \_\_\_\_\_ of December, 2012 by roll call vote as follows:

	<u>Ayes</u>	<u>Nays</u>	<u>Absent</u>	<u>Abstain</u>
Trustee Everett Clark	_____	_____	_____	_____
Trustee Dan Corbett	_____	_____	_____	_____
Trustee Louis Hacker	_____	_____	_____	_____
Trustee Nancy Farrell	_____	_____	_____	_____
Trustee Patricia Mierisch	_____	_____	_____	_____
Trustee Guy Zambetti	_____	_____	_____	_____
President Rick Zirk	_____	_____	_____	_____

Adopted \_\_\_\_\_, 2012.

\_\_\_\_\_  
Village President

Attest:

\_\_\_\_\_  
Village Clerk

[Seal]

State of Illinois        )  
                                  ) SS  
County of Kane        )

**Certification of Minutes**

I, the undersigned, do hereby certify that I am the duly qualified and acting Village Clerk of the Village of Gilberts, Kane County, Illinois, and as such official am the keeper of the records and files of the Village.

I further certify that the foregoing is a full, true and complete transcript of that portion of the minutes of the meeting of the Village Board held on the \_\_\_\_ day of \_\_\_\_\_, 2012, insofar as the same relates to the adoption of Ordinance No. \_\_\_\_\_ entitled:

**AN ORDINANCE ABATING THE TAX HERETOFORE LEVIED FOR THE  
YEAR 2012 TO PAY DEBT SERVICE ON SEVERAL OF THE BONDS OF  
THE VILLAGE OF GILBERTS, KANE COUNTY, ILLINOIS.**

a true, correct and complete copy of which said ordinance as adopted at said meeting appears in the foregoing transcript of the minutes of said meeting.

I do further certify that the deliberations of the Board on the adoption of said ordinance were conducted openly, that the vote on the adoption of said ordinance was taken openly, that said meeting was held at a specified time and place convenient to the public, that notice of said meeting was duly given to all of the news media requesting such notice, that an agenda for said meeting was posted at the location where said meeting was held and at the principal office of the Board at least 48 hours in advance of the holding of said meeting, that said meeting was called and held in strict compliance with the provisions of the Open Meetings Act of the State of Illinois, as amended, and of the Village Code of the Village of Gilberts, as amended, and that the Village Board has complied with all of the provisions of said Acts and said Code and with all of the procedural rules of the Board.

In Witness Whereof, I hereunto affix my official signature and seal of said Village, this \_\_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
Village Clerk

[Seal]



State of Illinois        )  
                                  ) SS  
County of Kane        )

**Filing Certificate**

I, the undersigned, do hereby certify that I am the duly qualified and acting County Clerk of The County of Kane, Illinois, and as such official I do further certify that on the \_\_\_\_ day of \_\_\_\_\_, 2012, there was filed in my office a duly certified copy of Ordinance No. \_\_\_\_\_ entitled:

**AN ORDINANCE ABATING THE TAX HERETOFORE LEVIED FOR THE  
YEAR 2011 TO PAY DEBT SERVICE ON SEVERAL OF THE BONDS OF  
THE VILLAGE OF GILBERTS, KANE COUNTY, ILLINOIS.**

duly adopted by the Village Board of the Village of Gilberts, Kane County, Illinois, on the \_\_\_\_ day of \_\_\_\_\_, 2012, and that the same has been deposited in the official files and records of my office.

In Witness Whereof, I hereunto affix my official signature and the seal of said County, this \_\_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
County Clerk of The County of Kane,  
Illinois

[Seal]

## VILLAGE OF GILBERTS 2013 MEETING CALENDAR

MEETING	TIME	JAN	FEB	MAR	APR	MAY	JUNE	JULY	AUG	SEPT.	OCT.	NOV.	DEC.
Village Board of Trustees	7:00 p.m.	15	5 & 19	5 & 19	2 & 16	7 & 21	4 & 18	2 & 16	6 & 20	3 & 17	1 & 15	5 & 19	3 & 17
Special Meetings of the Village Board of Trustees		22											
Committee of the Whole	7:00 p.m.	8	12	12	9	14	11	9	13	10	8	12	10
Plan Commission	7:00 p.m.												
Police Pension Fund Board	6:00 p.m.	9	13	13	10	8	12	10	14	11	9	13	11
Police Commission	6:00 p.m.		6			1			7			6	
		On An As Needed Basis											
Zoning Board of Appeals	7:00 p.m.	On An As Needed Basis											

Note: Meetings that fall on a holiday will be rescheduled to an appropriate date.

Special Meetings are noticed at least 48 hours prior to the meeting

**VILLAGE OF GILBERTS**

**KANE COUNTY**

**STATE OF ILLINOIS**

**ORDINANCE NUMBER 32-2012**

**An Ordinance Authorizing the Disposal of personal Property Owned by the Village  
of Gilberts and Authorizing Purchase of a Replacement Vehicle**

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

**December \_\_ 2012**

**Published in pamphlet form by authority of the President and Board of Trustees of  
the Village of Gilberts, Kane County, Illinois this \_\_ day of December, 2012.**

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**VILLAGE OF GILBERTS**

**AN ORDINANCE AUTHORIZING THE DISPOSAL OF  
PERSONAL PROPERTY OWNED BY THE VILLAGE OF GILBERTS AND  
AUTHORIZING PURCHASE OF A REPLACEMENT VEHICLE**

**WHEREAS,** it is the opinion of the corporate authorities of the Village of Gilberts that it is no longer necessary, useful, or in the best interest of the Village to retain ownership of the personal property described in this Ordinance; and

**WHEREAS,** the Village of Gilberts finds and determines that it will dispose of the personal property in a manner described in this Ordinance; and

**WHEREAS,** the Village of Gilberts finds and determines that the purchase of a replacement vehicle is necessary; now,

**THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF GILBERTS, ILLINOIS, as follows:**

**Section 1:**     **Recitals.** The recitals set forth above are hereby incorporated into and made a part of this Ordinance as though set forth in this Section 1.

**Section 2:**     **Disposal of Surplus Property.** The President and Trustees find that the personal property described in Exhibit A attached to this Ordinance ("Surplus Property") is no longer necessary or useful to the Village and that the Administration Department for the Village of Gilberts is hereby authorized to direct the sale or disposal of the Surplus Property in the manner most appropriate to the Village. The Surplus Property shall be sold or disposed of in an "as is" condition.

**Section 3:**     **Purchase of Replacement Property (Vehicle).** The Village of Gilberts hereby authorizes the Village President and Village Clerk to execute a purchase agreement and such documents as are necessary and convenient to effectuate the purchase of an automobile in the amount not to exceed \$20,000.00.

**Section 4:** Each section, paragraph, sentence, clause and provision of this Ordinance is separable and if any provision is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of this Ordinance, other than the part affected by such decision.

**Section 5:** Upon its passage and approval according to law, this Ordinance shall, by authority of the Board of Trustees, be published in pamphlet form. Publication date: \_\_\_\_\_. Effective date: \_\_\_\_\_.

**Section 6:** This Ordinance shall take effect upon its passage and approval according to law.

**PASSED BY THE BOARD OF TRUSTEES** this \_\_\_\_ day of \_\_\_\_\_, 2012 by roll call vote as follows:

	<u>Ayes</u>	<u>Nays</u>	<u>Absent</u>	<u>Abstain</u>
Trustee Dan Corbett	_____	_____	_____	_____
Trustee Everett Clark	_____	_____	_____	_____
Trustee Patricia Mierisch	_____	_____	_____	_____
Trustee Guy Zambetti	_____	_____	_____	_____
Trustee Nancy Farrell	_____	_____	_____	_____
Trustee Lou Hacker	_____	_____	_____	_____
President Rick Zirk	_____	_____	_____	_____

\_\_\_\_\_  
Village President, Rick Zirk

(SEAL)

**ATTEST:**

\_\_\_\_\_  
Debra Meadows, Village Clerk

## CERTIFICATE OF TITLE OF A VEHICLE

VEHICLE IDENTIFICATION NO

2G1WF52E839292188

2G1WF52E839292188

YEAR

2003

MAKE

CHEVROLET

MODEL

IMPALA

BODY STYLE

4 DOOR

TITLE NO

T3203618577

DATE ISSUED

07/22/03

ODOMETER

8  
8

CCM

PURCHASED

NEW

PURCHASE DATE

06/11/03

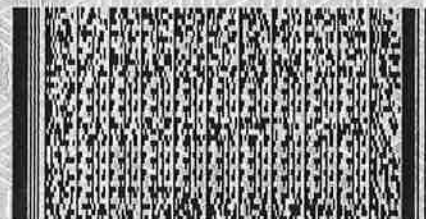
MOBILE HOME SQ. FT.

TYPE OF TITLE

ORIGINAL

MAILING ADDRESS

UNION NATIONAL BANK  
101 EAST CHICAGO STREET  
ELGIN IL 60120-6466



LEGEND(S)

ACTUAL MILEAGE

OWNER(S) NAME AND ADDRESS

VILLAGE OF GILBERTS  
87 GALLIGAN DR  
GILBERTS IL 60136

FIRST LIENHOLDER NAME AND ADDRESS

UNION NATIONAL BANK  
101 EAST CHICAGO STREET  
ELGIN IL 60120-6466

SECOND LIENHOLDER NAME AND ADDRESS

## RELEASE OF LIEN

The holder of Lien on the vehicle described in this Certificate does hereby state that the lien is released and discharged.

Union National Bank

Firm Name

By

Signature of Authorized Agent

Date 7/31/07

Firm Name

By

Signature of Authorized Agent

Date

NEW LIEN ASSIGNMENT: The information below must be on an application for title and presented to the Secretary of State.

Secured Party:

Address:

Federal and State law requires that you state the mileage in connection with the transfer of ownership. Failure to complete or providing a false statement may result in fines and/or imprisonment.

## ASSIGNMENT OF TITLE

The undersigned hereby certifies that the vehicle described in this title has been transferred to the following printed name and address:

"I certify to the best of my knowledge that the odometer reading is the actual mileage of the vehicle unless one of the following statements is checked:

ODOMETER READING

NO  
TENTHS

- ☐ 1. The mileage stated is in excess of its mechanical limits.  
☐ 2. The odometer reading is not the actual mileage.

WARNING-ODOMETER DISCREPANCY

"If this vehicle is one of more than 5 commercial vehicles owned by me, I certify also that the vehicle is not damaged in excess of 33 1/3% of its fair market value unless this document is accompanied by a salvage application."

Signature(s) of Seller(s)

Printed Name(s) of Seller(s)

"I am aware of the above odometer certification made by seller."

DATE OF SALE

Signature(s) of Buyer(s)

Printed Name

I, Jesse White, Secretary of State of the State of Illinois, do hereby certify that according to the records on file with my Office, the person or entity named hereon is the owner of the vehicle described hereon, which is subject to the above named liens and encumbrances, if any.  
IN WITNESS WHEREOF, I HAVE AFFIXED MY SIGNATURE AND  
THE GREAT SEAL OF THE STATE OF ILLINOIS, AT SPRINGFIELD.



D31197777

CONTROL NO.

Jesse White  
JESSE WHITE, Secretary of State



DO NOT ACCEPT TITLE SHOWING ANY ERASURES, ALTERATIONS OR MUTILATIONS.

## RESOLUTION

## VILLAGE OF GILBERTS

**Approving a renewal proposal by Arthur J. Gallagher Risk Management Services Inc. for property, liability, workman's compensation, and risk management insurance coverage.**

Be it Resolved by the President and Board of Trustees of the Village of Gilberts, Kane County, Illinois that:

**Section 1:**

The Village of Gilberts hereby authorizes the Village President and Village Clerk to execute a proposal between the Village of Gilberts and Arthur J. Gallagher Risk Management Services Inc. for property, liability, workman's compensation, and risk management insurance coverage and such documents as are necessary and convenient to effectuate the proposal to provide said insurance coverage. The proposal is attached hereto and made part hereof as Exhibit A as approved.

**Section 2:**

This resolution shall be in full force and in effect from and after its passage and approval pursuant to law.

Passed this \_\_\_\_ day of \_\_\_\_\_, 2012 by a roll call vote as follows:

	<u>Ayes</u>	<u>Nays</u>	<u>Absent</u>	<u>Abstain</u>
Trustee Everett Clark	_____	_____	_____	_____
Trustee Dan Corbett	_____	_____	_____	_____
Trustee Lou Hacker	_____	_____	_____	_____
Trustee Nancy Farrell	_____	_____	_____	_____
Trustee Patricia Mierisch	_____	_____	_____	_____
Trustee Guy Zambetti	_____	_____	_____	_____
President Rick Zirk	_____	_____	_____	_____

APPROVED THIS \_\_\_\_ DAY OF December, 2012

\_\_\_\_\_  
Village President, Rick Zirk

(SEAL)

ATTEST:

\_\_\_\_\_  
Village Clerk, Debra Meadows

Published: \_\_\_\_\_

## Executive Summary

Arthur J. Gallagher Risk Management Services, Inc. is pleased to present our Proposal of Insurance to the Village of Gilberts. Enclosed for your review are the terms and conditions from the insurance companies that we approached on the Village's behalf.

The following pages contain the 2012-2013 Village of Gilberts' Property and Casualty Insurance Renewal Proposal, Exposure Schedules, and Payroll/Rate Comparison. As you will find, Arthur J. Gallagher Risk Management Services, Inc. approached only the incumbent carriers for this year's renewal.

Fortunately, Argonaut was able to provide a comprehensive and competitive renewal program. Overall, the Village's total premium increased by 2.3% due to the Liability and Workers Compensation premiums. The increase in Liability premiums was driven by a past loss that continues to mature. Even with Argonaut, it automatically increases the building values by 3% and the content values by 2% the Village will be pleased to see a decrease in the property premium. This is primarily because of a decrease in the Village's property exposures. All exposure information is contained in the proposal's appendix. Please review the information that was submitted to us and let us know if there are any changes or corrections that need to be made.

Upon review of the Workers Compensation quote, I would like the Village to analyze the Payroll and Rate Exposure Comparison worksheet attached to this letter and located in the proposal's appendix. Overall, the premium increased by 7.76%. This change was driven mostly by the increase in both the payroll for policemen, as well as an increase in their classification rate. Given the increase in exposures, AJG finds this small change to be reasonable and understandable.

In addition, I would like to note one very important benefit of the Illinois Public Risk Fund. Should the Village of Gilberts choose to renew coverage with IPRF, the Village will continue to be eligible for the grant program. This program allocates a specified amount of money to each pool member to purchase new safety programs and/or materials. Examples include: vehicle cameras, new Public Works reflection vests, street cameras, etc. I am pleased to announce the Village of Gilberts has been afforded \$2,000, should it renew its Workers Compensation coverage for the 2012-2013 policy year.

Arthur J. Gallagher Risk Management Services, Inc. is confident that the renewal option we have proposed is the most competitive and comprehensive program available in the marketplace today.

Arthur J. Gallagher Risk Management Services, Inc. looks forward to working with the Village of Gilberts and its staff for many years to come.



## Premiums/Fees Comparison: Expiring to Recommended Carriers

Line of Coverage	2011-2012 Argonaut, Hanover, IPRF	2012-2013 Argonaut, Hanover, IPRF
1. Property (including Flood/Earthquake)	\$22,130	\$22,067
2. Equipment Breakdown	Included	Included
3. Inland Marine	Included	Included
4. General Liability	3,677	4,099
5. Automobile Liability and Physical Damage	11,648	8,087
6. Law Enforcement Liability	4,049	6,074
7. Public Officials Liability	615	616
8. Employment Practices	1,439	1,875
9. Employee Benefits Liability	Included	Included
10. Crime	959	959
11. Excess Liability	5,818	6,939
12. Workers Compensation	32,533	35,056
13. Total Premium	\$82,868	\$85,772

**Note:** Surplus Lines Taxes, if applicable, are included in the “Bindable Quote and Compensation” pages. These taxes are in addition to the above fees.

Pro-Rata/Undecided State Surplus Lines Billing Disclaimer – If you elect to bind coverage with a non-admitted carrier, Surplus lines taxes must be collected and remitted to your Home State, as defined in The Non-admitted and Reinsurance Reform Act. Your Home State has not yet established a process for the remittance of the non-Home State portion of the tax. We intend to bill the surplus lines taxes for the non-Home States, and hold these taxes until a process for remittance is established and payment to the non-Home State may be made. If no such process is established by the Home State, and the risk of future claim by the non-Home State is determined to no longer exist, then the taxes will be returned to you.

# Memorandum

TO: Rick Zirk, Village President  
Village Trustees

FROM: Marlene Blocker, Finance Director  
Ray Keller, Administrator

DATE: December 13, 2012

SUBJECT: Budget Update

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Attached is information comparing the FY-12 and FY-13 budgets for both the General and Enterprise funds through November 30th.

General fund revenues and expenses for FY-13 are tracking very similar to FY-12. A couple of items to note are:

## **REVENUES**

- 1) State income tax distributions remain 3 months in arrears. As of November 30<sup>th</sup> total amount outstanding was \$136,734.58.
- 2) Sales tax receipts for the year slightly higher than projections.
- 3) Utility tax receipts are tracking as in the prior year except for gas which is down by approximately 25%.
- 4) Revenues include \$71,000 for loan proceeds to purchase back hoe. A budget adjustment will be made for this item.
- 5) A \$10,000 reimbursement was received from Kane County DUI Task Force for Enhanced DUI enforcement.

## **EXPENSES**

- 1) Administration, Police, and Building department expenses are tracking as projected.
- 2) Public works shows an increase in expenses due to the purchase of the back hoe. Our original budget included leasing charges instead of a purchase. Loan proceeds were received so both revenue and expense line items will be adjusted.
- 3) Special projects have increased due to payments for both the RZB Program and Road Repair Project.
- 4) Parks includes costs for the sand park which was not included in our initial budget. An adjustment will be made to incorporate those charges.

Enterprise fund revenues and expenses are tracking a little higher than FY-12. Items to note are:

**REVENUES**

- 1) Revenue projections for FY-13 were lowered from FY-12. Actual \$'s received are slightly higher than last year.

**EXPENSES**

- 1) An adjustment for the refund to Scurto for tap-on fees in the amount of \$18,559 which were received in a previous fiscal year is needed.
- 2) Expenses for SCADA engineering were not completed in FY-12 as expected, staff will make the necessary adjustments from the prior year carryover.
- 3) Increase in normal repairs at the sewer plant.