

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 05-16

TO: President Rick Zirk
Village Board of Trustees

FROM: Ray Keller, Village Administrator

DATE: January 29, 2016

RE: Village Board Meeting – February 2, 2016

The following summary discusses the agenda items for the Village Board meeting scheduled for February 2, 2016:

1. CALL TO ORDER

2. ROLL CALL / ESTABLISH QUORUM

3. PRESENTATION

A. Northern Kane County Chamber of Commerce

Chamber President Melissa Hernandez and County Board member Becky Gillam will provide an update on Chamber efforts and events.

4. PUBLIC COMMENT

5. CONSENT AGENDA

A. Motion to approve Minutes from the January 19, 2016 Village Board Meeting

Staff recommend approval of the minutes from the January 19 meeting. Please contact Village Clerk Debra Meadows prior to the meeting with any corrections or questions.

B. Motion to approve Bills & Salaries dated February 2, 2016

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.

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 Ordinance 02-2016, an Ordinance amending Chapter 2 of Title 3 of the Village Code regarding Liquor Control

Staff recommend approval of this ordinance reducing the number of available Class F liquor licenses (on-premises alcohol consumption in a restaurant) from one to zero. Hacienda De Los Perez has declined to renew their liquor license, so there is not an immediate need to make one available. Should a new business be interested in obtaining an F license, the Village Board would have the opportunity to consider what impact the proposed establishment would have on the community before making one available. Please contact me or Village Clerk Debra Meadows if you additional information prior to the meeting.

6. ITEMS FOR APPROVAL

There are no new items for approval, except any removed from the consent agenda.

7. ITEMS FOR DISCUSSION

A. Water Treatment Plant Expansion

Mr. Jeremy Lin of Lintech Engineering, representing Gilberts Development LLC, will introduce a conceptual plan for expanding the Village's potable (drinking) water treatment plant to increase its capacity from 1.4 million gallons per day (MGD) to 2.8 MGD. Mr. Harry Harman from Baxter & Woodman will also be present to comment on the proposal and discuss their role in the process.

The annexation agreement for the Conservancy development called for Neumann Homes to construct a new water treatment plant and wells to supply the Conservancy and the Village's future growth areas. The Village's Water System Plan was updated in 2009 to reflect the plan to build a new plant with one or two wells to eventually provide as much as 3.0 MGD of water supply. With Neumann Homes' bankruptcy and the subsequent hold on the build out of the Conservancy, there was no immediate need for the water system improvements.

As the successor developer, Gilberts Development LLC is now responsible for providing the required water supply. The annexation agreement did not specify a deadline for the construction of the water treatment plant, but the agreement memorialized the development's need for greater water supply. The developer has been advised that the Village's existing water treatment plant can adequately supply the platted 123 lots in the Conservancy's Pod 4, but new capacity will need to be online to serve any more lots in the Conservancy.

Over the past months, Staff have worked with Mr. Lin and the engineers at Baxter & Woodman to review the Village's future water needs as well as the construction, staffing, maintenance and replacement costs of the proposed improvements. The consensus recommendation is to now expand the existing water treatment plant on Raymond Drive and add either one or two new wells offsite, which will be determined by an evaluation by an independent third-party consultant.

Expanding the existing plant would reduce the developer's construction costs, making it possible for the "saved" costs to be reinvested in other Village improvements or amenities. The improvements could also be brought online more quickly, accelerating the possible opening other Conservancy neighborhoods for new construction. The

developer's cost savings on the water improvements may also yield opportunities for other amenities or facilities that the Village may need or desire. Expanding the plant would be more efficient for the Village to operate, making it possible for the current staff to operate and maintain a single facility rather than taking care of two plants. The Village would also avoid the long-term depreciation and/or replacement costs of two plants, instead focusing the Village's limited resources on the short- and long-term costs of operating a single facility.

With the Board's direction, Staff will work with the engineers to refine the planned approach and the scopes of work for Lintech, who will be responsible for leading the design/build construction approach, and Baxter & Woodman, who will provide design reviews and inspections. Staff will also draft appropriate language for the upcoming amendment to the Conservancy annexation agreement, in which the developer's obligations, plant specifications and construction timeline will be memorialized. Please contact me with any questions or supplemental information that may be needed prior to the meeting.

B. FY 2017 Budget

At the meeting, Staff will provide an initial review of the draft budget for FY 2017, which will start on May 1, 2016. Staff will request the Board's comments on the revenue and expenditure assumptions, as well as specific projects or programs to be added to the budget. Please contact me or Finance Director Marlene Blocker with any questions or supplemental information that may be needed prior to the meeting.

8. STAFF REPORTS

Staff will provide any updates at the meeting.

9. BOARD OF TRUSTEES REPORTS

10. PRESIDENT'S REPORT

11. EXECUTIVE SESSION

Staff request an executive session to discuss ongoing litigation. Please let me know if you have any questions about current executive session topics.

12. ADJOURNMENT

**Village Board of Trustees
Meeting Agenda
Village of Gilberts
87 GALLIGAN ROAD,
GILBERTS, ILLINOIS 60136
February 2, 2016
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. PRESENTATION**
 - A. Northern Kane County Chamber of Commerce
- 4. PUBLIC COMMENT**
- 5. CONSENT AGENDA**
 - A. A Motion to approve Minutes from the January 19, 2016 Village Board Meeting
 - B. A Motion to approve Bills & Salaries dated February 2, 2016
 - C. A Motion to approve Ordinance 02-2016, an Ordinance Chapter 2 of Title 3 of the Village Code regarding Liquor Control
- 6. ITEMS FOR APPROVAL**
- 7. ITEMS FOR DISCUSSION**
 - A. Water Treatment Plant Expansion
 - B. FY-2017 Budget
- 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 portion of the Village Board Meeting will be acknowledged by the Village President. 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 other negative 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 Disabilities Act (ADA). For accessibility Assistance, please contact the Village Clerk at the Village Hall, telephone number is 847-428-2861". Assistive services will be provided upon request.

**Village of Gilberts
87 Galligan Road
Gilberts, IL 60136
Village Board
Meeting Minutes
January 19, 2016**

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 Kojzarek, Corbett, Farrell, Hacker and President Zirk. Others present: Administrator Keller, Attorney Tappendorf, Assistant Administrator Beith and Finance Director Blocker. For members of the audience please see the attached sign-in sheet. President Zirk declared a quorum.

Recognition

3rd Annual Community Service Recipient

Village Clerk Meadows reported that Ms. Laura Britto, Manager of the Mobil Mart and 3rd Annual Community Service Recipient was unable to attend tonight's meeting due to family obligations. President Zirk reported that Ms. Britto was recently acknowledged by the Northern Chamber of Commerce and the Village of Gilberts for her efforts and hard work in supporting local charities and community events. President Zirk noted that Ms. Britto has hosted fundraisers to benefit Special Olympic such as Tip a Cop for pumping gas, Polar Plunge and several golf outings and BBQ's. On behalf of the Village, President Zirk thanked and recognized Ms. Britto for all of her volunteer efforts. In addition, President Zirk thanked Trustee Corbett for attending the Chamber event on his behalf. He noted that he had heard Trustee Corbett did an excellent job in presenting Ms. Britto with the 3rd Annual Community Service Award.

Employee Introductions

Utilities Technician I

Utility Superintendent Castillo introduced newly hired Utilities Technician I, Mr. Zach Ruemelin who started his employment with the Village on January 4th. Utility Superintendent Castillo provided the Board Members with a brief overview of Utilities Technician Ruemelin's professional background.

Utility Superintendent Castillo reported that Technician Ruemelin had graduated from Huntley High School in 2006. He continued his education at Northern Illinois University. He transferred to Ashford University and received his bachelor's degree in social and criminal justice and minor in organizational management where he specialized in forensics. Most recently Technician Ruemelin was an employee of the Village of Huntley as an operator trainee. The Board Members welcomed Technician Ruemelin to the Village. Technician Ruemelin thanked the Board Members and Staff for the opportunity to serve the Village.

Public Comment

President Zirk asked if any member of the audience wished to address the Board. There were no comments provided by anyone in attendance.

Consent Agenda

- A. A Motion to approve Minutes from the January 5, 2016 Village Board Meeting**
- B. A Motion to approve the December 2015 Treasurer's Report**
- C. A Motion to approve Bills & Salaries dated January 19, 2016 as follows: General Fund \$108,702.99, Performance Bonds and Escrows \$53,685.07, Water Fund \$45,409.76 and Payroll \$61,386.32**
- D. A Motion to present and file the Illinois Department of Transportation Compliance Review No. Initial & Final-Series 2011 Bonds**

President Zirk asked if any of the Board Members wished to remove any item from the consent agenda for separate consideration. The Board Members offered no comments. **A Motion was made by Trustee Hacker and seconded by Trustee Farrell to approve the consent agenda items A-D as presented.** Roll call: Vote: 4-ayes: Trustees Kojzarek, Corbett, Farrell and Hacker. 0-nays, 0-abstained. Motion carried.

Items for Approval

There were no items listed under "Items for Approval".

Items for Discussion

Conservancy Development Concept Plan

Administrator Keller provided the Board Members with a brief history of the Neumann Homes' Conservancy development which was approved in 2005. He reported that the Neumann Homes' annexation agreement and the PUD ordinance entitled the construction of 985 single-family detached homes.

Administrator Keller went on to report that in 2009 Neumann Homes filed for bankruptcy and since that time the Village has worked closely with Gilberts Development LLC to restructure the property's SSA debt and resurrect the Conservancy as a viable residential subdivision. Ryan Homes has purchased and will build out 123 lots that were platted in the conservancy's Pod 4 neighborhood.

Administrator Keller discussed Gilberts Development LLC's revised concept plan which includes 995 single family detached lots, located throughout the 895 acres owned by Gilberts Development LLC. He noted that the revised concept plan excludes the Cascairo ("horse farm") property, which is owned by an out-of-state third party. The revised concept plan also excludes the southeast corner of Galligan and Freeman Roads, which consist of the Gilberts Elementary School site and property owned by North Star Trust, which was included in the Conservancy annexation agreement by virtue of a purchase contract by Neumann Homes that lapsed prior to the bankruptcy.

Administrator Keller reported that Gilberts Development LLC's proposed concept plan adds a total of 304 additional lots, which was made possible in part by more-refined wetlands and floodway/floodplain delineations that yielded more buildable land than previously shown. In addition, the concept land includes 152 smaller age-targeted lots to be located at the southeast corner of the development in the area labeled Neighborhood 3.

Administrator Keller proceeded to introduce land owner Troy Mertz and his legal counsel to discuss the proposed concept plan.

Mr. Mertz distributed two hand-outs; one of the hand-outs was a depiction of the contrast and comparison between the proposed concept plan and the 2005 Neumann Homes concept plan as designed by the Lakota engineering firm. The second hand-out depicted the proposed development standards. Prior to discussing the hand-outs Mr. Mertz expressed his tremendous appreciation for having the opportunity to work with Administrator Keller who recently resigned from the Village to accept a new position as Village Manager for the City of Lake Zurich.

Mr. Mertz continued to discuss the proposed concept plan. He noted for over the last year and half he had worked closely with Mr. Kannigan and Phoenix & Associates investigating the developments' soils, wetlands, floodways and floodplains. He noted that in the 60's the property was a working farm; however, in the 70's the property was leased farmland and farmed only several weeks a year, thus producing drain tile failure and the increase in wildlife. These series of events produced over 488 acres of wetlands. Mr. Mertz and Phoenix & Associates have since addressed and corrected the wetland/floodway concerns and return the property's soils to their original condition. This corrective action created additional buildable land which has been certified by the Army Corps of Engineers.

Mr. Mertz continued discussing the proposed concept plan. He noted that with Phoenix & Associates' assistance they have produced 74 acres of additional park space, which he would like to dedicate to the Village. In addition, the proposed concept plan offers a 9 mile bike/walking trail, two fishing ponds, a 20 acre community park, and Wi-Fi hot spots located within the open spaces. Mr. Mertz commented on a variety of park amenities.

Attorney Burney suggested Mr. Mertz elaborate on the age-targeted product. Mr. Mertz provided the Board Members with pictures of the proposed MBR Developers' age-targeted product options. Mr. Mertz noted that the age-targeted products are for consumers wanting to downsize. The product offers maintenance free ranch style single family homes which include granite countertops and other high-end features. He discussed the price point and the square footage of the age-targeted product. There was some discussion on how MBR Developer's plan to market the product to only older empty nesters. Mr. Mertz stated that this could be addressed through the CCR's and the price point. He commented on the fact they could prohibit land accessories such as swing-sets, pools and other accessories that you typically see in family originated neighborhoods. Mr. Mertz reported that he is in the process of discussing school impact fees with District 300 with respect to the age-targeted neighborhood.

At this time Mr. Mertz opened the dialogue to the Board Members and Staff. Administrator Keller suggested Mr. Mertz consider relocating the 20 acre park feature from the location in Neighborhood 11 to an area closer to Neighborhood 5. Administrator Keller commented on KDOT requirements for access points off of Galligan Road.

Attorney Tappendorf questioned if the Village was in favor of granting park credit to small areas depicted on the proposed concept plan that are adjacent to residential lots. In her opinion these open spaces provide the character and feel of an extension of the backyards. A lengthy discussion ensued with respect to park space credits.

Administrator Keller recommended that each neighborhood be developed independently of each other and the water and sanitary infrastructure be looped. There was some discussion with respect to the current recapture agreement obligations.

Mr. Mertz commented on the fiber project. He noted that he along with Assistant Administrator Beith had been working with Kane County and Chairman Lauzen to pursue an initiative to expand the county's fiber optic network. Chairman Lauzen is proposing a public-private partnership with the Village of Gilberts making it one of the first gigabit fiber-optic communities in the state.

Trustee Hacker inquired if Mr. Mertz had considered marketing the age-targeted neighborhood age as an age restricted neighborhood. Mr. Mertz replied that the current housing market is not supporting age restrictive neighborhoods.

Trustee Corbett asked for clarification on the correction to the wetland soils. He questioned if originally Neumann Homes had investigated the soils. Mr. Mertz responded that indeed Neumann Homes had conducted soil tests. However, not to the extent that V3 and Phoenix & Associates had recently done over the last year. Trustee Corbett asked if the new homes being built in the Conservancy are being constructed on Helical Piers. Mr. Mertz responded no, with the wetland/floodway improvements the water table has been lower resulting in the creation of buildable land. Mr. Mertz reported that the compression of the soils has been independently tested and approved by TSC.

Trustee Hacker questioned Mr. Mertz as to what was envisioned with respect to the area depicted on the concept plan as "Flex-Residential". Mr. Mertz replied that area could potentially provide for an assisted living complex. The complex may also include independent living options, memory therapy and medical offices.

Trustee Hacker reported he also supported Administrator Keller's recommendation of relocating the community park.

President Zirk commented on the fact that he does not base much merit on using density calculations to determine if a development is livable. He prefers using green space calculations, product quality and price points.

President Zirk discussed the age-targeted price point. He noted that in his opinion if the age-targeted sale price is equal to an existing larger single family home the consumer with a family would more than likely purchase the larger home. A lengthy discussion ensued with respect to the age-targeted sale price and the housing market.

There was some discussion with including language in the annexation agreement in regards to the regional stormwater commodity. In Attorney Tappendorf's opinion this matter should be dealt with separately.

There was a lengthy discussion on who would be responsible for maintaining the open spaces. In the past developments the Village owns the open space and the HOA's provide the maintenance.

A lengthy discussion ensued with respect to the recapture agreement. The Board Members concurred that all benefited property owners should pay their fair share of the infrastructure improvements cost.

The Board Members along with Staff discussed future road realignments. There are some road realignment options that would be more beneficial to the Village.

Administrator Keller discussed the aggressive schedule with respect to amending the annexation agreement and the PUD Ordinance. President Zirk expressed the importance of having the Plan Commission review the UDO and PUD Ordinance amendments prior to Administrator Keller's departure.

Administrator Keller reported that he will try to schedule the Plan Commission Public Hearing for February 17th. President Zirk agreed even if the hearing was continued at least they would have the background of what was being considered.

The Village Board will then consider amending the annexation agreement at the March 15th Board meeting. Mr. Mertz and Staff thought that timeline was reasonable.

President Zirk acknowledged and thanked Phoenix & Associates for the work they performed in creating more buildable land in the Conservancy. He noted that in his opinion overall this proposed concept plan is better than the previous plan.

Water & Sewer Rates

Administrator Keller reported that they have discussed water and sewer rates over the course of the last three years. He noted that Staff has done an excellent job in holding down operating cost. However, the new IEPA requirement to add phosphorus and barium removal systems has increased the Village's operating and financing costs. The increase debt and operating costs has produced a deficit in both FY 2015 and FY 2016.

Administrator Keller reported that the Village has not raised water and sewer rates since 2008. However, to maintain the long-term solvency of the enterprise fund, Staff recommends raising the water and sewer rates from \$4.50 (per 1,000 gallons) to \$5.50 (per 1,000 gallons). The Board Members could consider increasing the water and sewer rates gradually. However, this option would still produce deficits in FY-16, FY-17, FY-18 and FY-19.

Trustee Hacker inquired on what would be the average per month increase to the residents. Finance Director Blocker reported the average user would notice a \$15.00 a month increase in their water and sanitary bill.

The Board Members concurred with the Staff's recommendation to raise the water rates by \$1.00 per 1,000 gallons making the new rate \$5.50. Staff will place an article in the next newsletter informing the residents that their July water bills will reflect the rate increase. In addition, Staff will note the reasons for the increase are due to new mandates by the IEPA.

Staff Reports

Village Clerk Meadows reported that Hacienda Mexican Grill's owner had decided not to renew his liquor license. Staff will draft an ordinance amending the Village Code.

Board of Trustees Reports

Trustee Hacker commented on a resident that is refusing to allow the Village access to his water meter. The Board Members concurred if the resident does not comply with the Village Code Staff should turn-off the property's water service.

President's Report

President Zirk commented on a request to amend the UDO to require kennel operations obtain a special use. Staff is in the process of reviewing the UDO permitted uses. The Plan Commission will be discussing this matter during their February meeting.

Executive Session

President Zirk asked if any Board Member or Staff had any reason to enter into an executive session. Neither the Board Members nor Staff provided any comments.

Adjournment

There being no further public business to discuss, **a Motion was made by Trustee Hacker and seconded by Trustee Corbett to adjourn from the public meeting at 9:50 p.m.** Roll call: Vote: 4-eyes by unanimous voice vote. 0-nays, 0-abstained. Motion carried.

Respectfully submitted,

Debra Meadows

VENDOR ID	VENDOR	GRAND TOTAL	GENERAL FUND	DEVELOPER DONATIONS	PERMIT PASS THRUS	PERFORMANCE BONDS AND ESCROWS	WATER FUND	PAYROLL
		58,901.61	23,779.83	-	-	12,296.02	22,825.76	-
ACE002	ACE COFFEE BAR INC.	22.50	22.50					
ADVANCE	ADVANCE DESIGN STUDIO, LTD.	8.00				8.00		
ASAP01	ASAP GARAGE DOOR REPAIR	217.50	217.50					
AT&TUV01	AT&T U-VERSE	75.00	75.00					
B&F001	B&F CONSTRUCTION CODE SVC. INC	4,757.50	4,702.50			55.00		
B&W001	BAXTER & WOODMAN, INC.	10,481.52	1,695.00			8,786.52		
B&W002	B&W CONTROL SYSTEMS INTEGRATIO	6,200.00					6,200.00	
BATT001	BATTERIES PLUS	118.39	118.39					
BUGMAN	THE BUG MAN, INC	33.00	33.00					
COM003	COMMONWEALTH EDISON	1,202.43	1,202.43					
CURTECH	CURRENT TECHNOLOGIES, INC.	62.50	62.50					
DYNEGY01	DYNEGY ENERGY SERVICES	9,961.93					9,961.93	
ELNELSON	ELMUND & NELSON CO.	2,782.50	2,782.50					
EMBCOF	EMBASSY CANTEEN	63.64	63.64					
EXXON01	WRIGHT EXPRESS FSC	3,332.39	3,061.11				271.28	
FOX001	FOX RIVER STONE COMPANY	372.00	372.00					
HARM001	HARMONY METAL FABRICATION	470.00	470.00					
HENDER01	HENDERSON PRODUCTS, INC	123.88	123.88					
ILLIGHT	ILLINOIS LIGHTING, INC.	2,800.00	2,800.00					
MANALY01	MCHENRY ANALYTICAL WATER	526.00					526.00	
MEN002	MENARDS - CARPENTERSVILLE	544.14	48.34				495.80	
NAPA01	DUNDEE NAPA AUTO PARTS	961.42	961.42					
NEX001	NEXUS OFFICE SYSTEMS, INC.	44.16	44.16					
NWWS01	FERGUSON WATERWORKS #2516	507.63					507.63	
PHOENIX	PHOENIX & ASSOCIATES, INC.	2,982.50				2,982.50		
PRANAL01	PRAIRIE ANALYTICAL SYSTEMS	1,126.00					1,126.00	
SCUFF01	RICHARD SPINKER	595.00	595.00					
STAPLES	STAPLES ADVANTAGE	118.32	118.32					
SUBLAB01	SUBURBAN LABORATORIES	506.00					506.00	
T0000016	JERRY HARRIS	58.00				58.00		
T0000361	ROMEO T. ESPINOSA, JR.	58.00				58.00		
T0000507	V & A LANDSCAPING	58.00				58.00		
T0001884	CHRISTOPHER YOUNGLOVE	58.00				58.00		
T0001885	JOHN & NANCY SUJET	58.00				58.00		
T0001886	AMERICAN COMFORT CENTRAL	58.00				58.00		
T0001887	JOHN HAUGER	58.00				58.00		
T0001888	NICK SIMON	58.00				58.00		
THIRD01	THIRD MILLENNIUM ASSOCIATES	627.62					627.62	
UNION01	UNION NATIONAL BANK OF ELGIN	3,510.54	3,510.54					

AN ORDINANCE AMENDING CHAPTER 2 OF TITLE 3 OF THE VILLAGE CODE REGARDING LIQUOR CONTROL

WHEREAS, the Village is authorized by the Illinois Liquor Control Act, 235 ILCS5/1 *et seq.* to license and regulate the sale of alcoholic beverages in the Village; and

WHEREAS, the Village has established local liquor license regulations in Chapter 2 of Title 3 of the Gilberts Village Code; and

WHEREAS, the Village has determined it to be in the best interest of the Village and its residents to consider amending the Village Code to reflect the current number of liquor license establishments; 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: The recitals set forth above are incorporated into Section 1 as set forth herein.

Section 2: That Section 3-2-9 “Number of Licenses” of Chapter 3-2 “Liquor Control” shall be amended by adding the following underlined text and deleting the following stricken text:

Class Of License	Number Of Licenses
A	4
B	1
C	1
D	1
D1	0
E	1
F	<u>40</u>

Section 4: That 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, nor any part thereof, other than that part affected by such decision.

Section 5. That except as to the amendments heretofore mentioned, all Sections of the Village Code 2016 of the Village of Gilberts, Illinois shall remain in full force and effect.

Section 6. Upon its passage and approval according to law, this Ordinance shall, by authority of the Board of Trustees be published in pamphlet form. On the tenth day after the date of publication, this Ordinance shall be in full force and effect

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

	<u>Ayes</u>	<u>Nays</u>	<u>Absent</u>	<u>Abstain</u>
Trustee David LeClercq	_____	_____	_____	_____
Trustee Dan Corbett	_____	_____	_____	_____
Trustee Louis Hacker	_____	_____	_____	_____
Trustee Nancy Farrell	_____	_____	_____	_____
Trustee Elissa Kojzarek	_____	_____	_____	_____
Trustee Guy Zambetti	_____	_____	_____	_____
President Rick Zirk	_____	_____	_____	_____

APPROVED this _____ day of _____, 2016

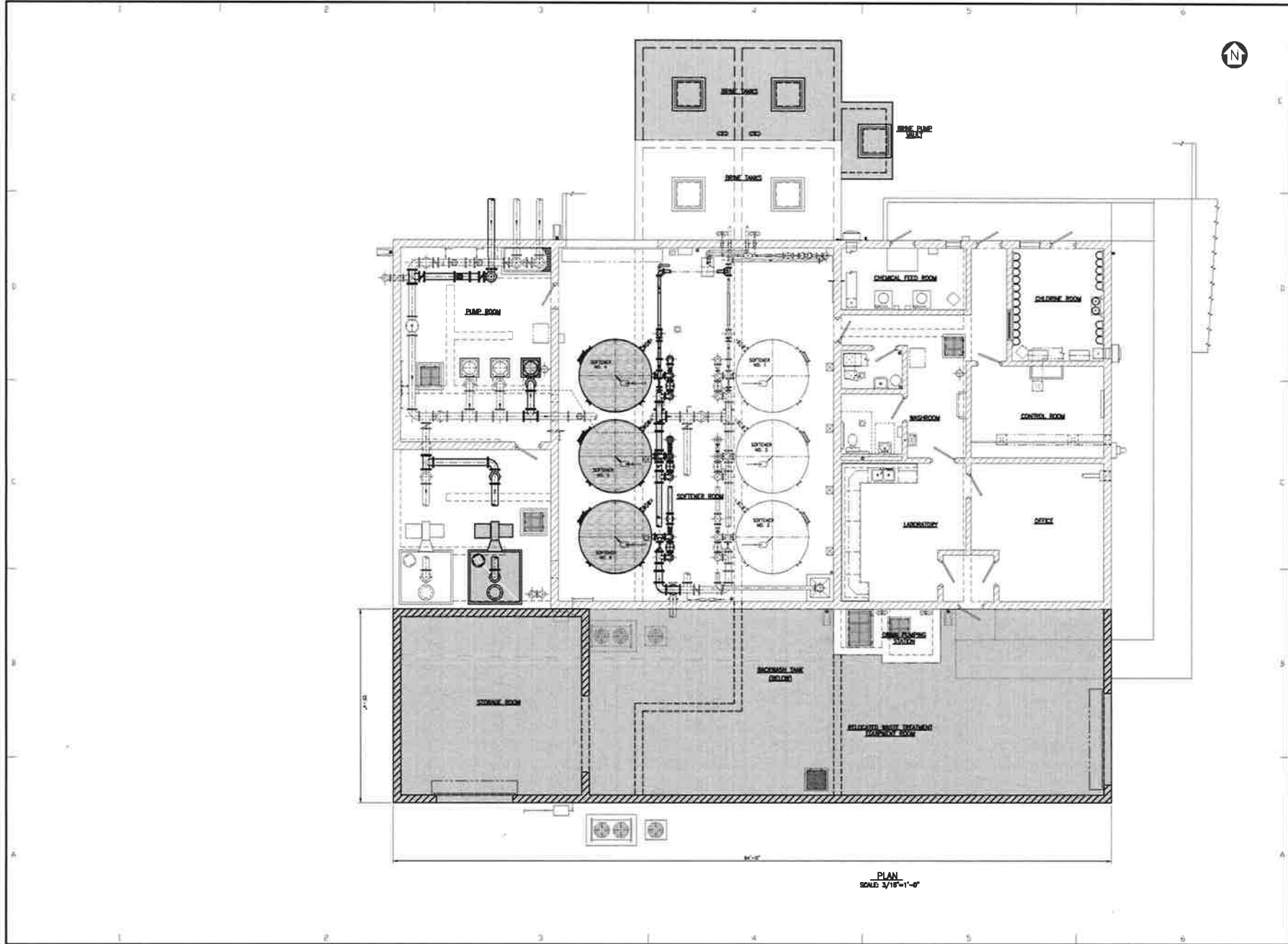
(SEAL)

Village President Rick Zirk

ATTEST: _____
Village Clerk, Debra Meadows

Published: _____

C:\Users\james.mitchell\OneDrive\Documents\Projects\2016\WPG\WMS\Gilberts\WPG-AC(1) DWG - 10-14-16.dwg
 PLOTED: 1/26/16 @ 10:24am
 XREFS: 167, 168, 169



PLAN
 SCALE 3/16"=1'-0"

VILLAGE OF GILBERTS, ILLINOIS
 WATER SYSTEM IMPROVEMENTS
 ALTERNATE C
 UPPER PLAN

PROJ. NO.	167
PROJ. MGR.	JCS
PROJ. ENG.	JCS
DRAWN BY	JCS
CHECK BY	JCS
DWG. DATE	10/14/16
SCALE	AS NOTED

SHEET
 M1



2413 W. ALCONQUIN ROAD, #502
 ALCONQUIN, IL 60422
 TEL: 847-960-9702
 FAX: 847-960-7133
 WWW.LINTECH-ENG.COM
 LICENSE NO. 191-000015

REV.	DATE	DESCRIPTION

SEE REFERENCE TO: EQUIPMENT MANUFACTURER'S DRAWINGS