

**AGENDA**  
**Board of Trustees Regular Meeting**  
**Village of Kirkland**  
**Kirkland, Illinois 60146**  
**Monday, March 4, 2019 at 7:00 P.M.**

- I. Call to Order
- II. Roll Call
- III. Pledge of Allegiance
- IV. Comments from Audience
- V. Approval of Minutes
- VI. Approval of Warrant
- VII. Financial Report
- VIII. Reports
  - a. Police Report
  - b. Public Works
  - c. Kirkland Community Center
  - d. Planning & Zoning Commission
  - e. Economic Development
  - f. Committee Reports
    - i. Police Committee
    - ii. Ordinance Committee
    - iii. Finance Committee
    - iv. Water & Sewer Committee
    - v. Streets & Alley Committee
    - vi. Parks Committee
- IX. Scheduled Speakers
- X. Unfinished Business
- XI. New Business
  - a. Approval of Ordinance No. 2019-03 / An Ordinance Rescinding Ordinance 11-03
  - b. Discussion of Impact Fee Schedules for Village of Kirkland
  - c. Discussion of Ordinance No. 08-09, An Ordinance Amending Section 9-5-2 of Kirkland Zoning Ordinance Relative to Permitted Residential Uses in the B-1 General Commercial District
  - d. Discussion and Approval of Codification Services for Village of Kirkland
  - e. Discussion of Prevailing Wage Act for Village of Kirkland
  - f. Approval of donation to Kirkland Girls Softball and Kirkland Boys Baseball
  - g. Approval of Ordinance No. 2019-04 / Bull Run Creek Authorizing Ordinance
  - h. Approval of Well 1 Closure and Water Main Project
- XII. Executive Session
  - a. Litigation [pursuant to 5 ILCS 120/2(c)(11)]
- XIII. Adjournment

**Village of Kirkland  
Kirkland, Illinois 60146  
Board of Trustees Regular Meeting  
Monday, February 4, 2019**

**OFFICIAL MINUTES**

- I. **Call to Order** - Village President Block called the meeting to order at 7:00 P.M. and asked for a roll call.
- II. **Roll call** - Members answering present as follows: Trustee Ziegler, Trustee Ford, Trustee Harvel, Trustee DeVlieger and Trustee Wiegartz, Trustee Micele is absent.
- III. **Pledge of Allegiance** - President Block asked Brad to lead us in the Pledge of Allegiance.
- IV. **Comments from the Audience** - None
- V. **Approval of Minutes** - President Block asked for a motion to approve the Regular Board Meeting Minutes from January 21, 2019, and the Special Hearing Meeting Minutes from January 17, 2019. Trustee DeVlieger made a motion to approve the Regular Board Meeting Minutes from January 21, 2019 and the Special Hearing Meeting Minutes from January 17, 2019 with a 2<sup>nd</sup> by Trustee Wiegartz. On a roll call vote Trustees Ford, Harvel, DeVlieger, Wiegartz and Ziegler voted yes. Trustees Micele is absent. Motion carried.
- VI. **Approval of Warrant** - President Block asked for a motion to approve the Warrant in the amount of \$45,077.00. Trustee Ziegler made a Motion to approve the Warrant in the amount of \$45,077.00 with a 2<sup>nd</sup> by Trustee Harvel. On a roll call vote Trustees Harvel, DeVlieger, Wiegartz, Ziegler and Ford voted yes. Trustee Micele is absent. Motion carried.
- VII. **Financial Report** - President Block handed out the Financial Report for the past nine months. President Block went over the report with the Board and explained some of the concerns. The report showed the overall percentages are where they should be at this time with the budget.
- VIII. **Reports** –
  - A. **Police Report** - Chief Davenport reported that the Department had 71 reportable calls for the month of January. Coffee with the cops will be February 23, 2019 and he will have this shared on the Kirkland Police Facebook page as well as the Village's website and Facebook page. In addition, flyers will be placed in various locations.
  - B. **Public Works** – Public works have been busy salting, snow plowing, and have spent many hours moving snow. The SCADA system is up and running just working on fine tuning the installations and applications. We are continuing to work with CP Railroad to disconnect Well #1 WL11424 from the Kirkland water supply. Radio read water meter replacement plan has begun. Public Works Employees received training on the installation of the new meters and will have Dave from Senses her next week to give training on booting the new style Radio Read Meters. He will also be back on the 21<sup>st</sup> of February for training when we start reading meters for the next billing.
  - C. **Kirkland Community Center** - Dan Chambers had received a suggestion that we move the Municipal Building over to the proposed Community Center. Because some of the Board

members were concerned with the overall cost of this project the committee would like to be able to get it out to bid so they could see what the actual cost of the project would be. Linda Fett handed out a printout with all the grants that she is applying for to help offset the cost of the project. The Committee also plans on asking for donations from different business and individuals within the community.

- D. **Planning & Zoning** – The Planning and Zoning Commission met on Wednesday, January 23, 2019 to discuss amendments to the Zoning Ordinances as well as consideration of the Special Use request for a Solar Farm within Village limits. These items will be discussed in more detail under New Business.
- E. **Economic Development** – President Block handed out the final Village of Kirkland Economic Development Plan and 2018-2023 Executive Summary from NIU. President Block will set up a time to have Mel and team come to a board meeting to go over the results.
- F. **Committee Report-**
  - 1. Police Committee – Nothing to report
  - 2. Ordinance Committee - Nothing to report
  - 3. Finance Committee - Nothing to report
  - 4. Water & Sewer - Nothing to report
  - 5. Streets & Alley Committee – Nothing to report
  - 6. Park Committee – Nothing to report

IX. **Scheduled Speaker** – None

X. **Unfinished Business** – None

XI. **New Business** –

- A. **Approval of Zoning Text Amendments to the Village of Kirkland’s Zoning Ordinance -**  
The Planning and Zoning Commission met on January 23, 2019 to discuss the amendment of the current Zoning ordinance. A copy of the minutes along with the Findings of Fact and Report by the Village of Kirkland Planning and Zoning Commission relative to a Zoning Text Amendment was provided to the Board. Attorney Stewart gave a short explanation on both documents and what they meant relative to the proposed changes. President Block asked for a motion for the Approval of Zoning Text Amendments to the Village of Kirkland’s Zoning Ordinance. Trustee Ziegler made a motion to approve the Zoning Text Amendments to the Village of Kirkland’s Zoning Ordinance with a 2<sup>nd</sup> by Trustee Ford. On a roll call vote Trustees DeVliieger, Wiegartz, Ziegler, Ford and Harvel voted yes, Trustee Micele is absent. Motion carried.
- B. **Approval of SGC IL Development One petition for Special Use Zoning Request for Solar Farm-**  
The Finding of Facts and Report by Village of Kirkland Planning and Zoning Commission Relative to the Special Use Request by SGC IL Development One, LLC, d/b/a SGC Power (“SGC Power”) was provided to the Board members. Again, Attorney Stewart provided an update to the Board on what these documents meant from the Planning and Zoning Commission. President Block asked for a motion for the approval of SGC Development One Petition for Special Use Zoning Request for a Solar Farm. Trustee Ziegler made a motion to approve the SGC IL Development One Petition for Special Use Zoning Request for Solar Farm with a 2<sup>nd</sup> by Trustee DeVliieger. On a roll call vote Trustees Wiegartz, Ziegler, Ford, Harvel and DeVliieger voted yes, Trustee Micele is absent. Motion carried.

- C. Approval for Chief Davenport and Officer Saladino to attend 2019 ILEAS Conference (March 24-26, 2019) - President Block asked for a motion to approve Chief Davenport and Officer Saladino to attend the 2019 ILEAS Conference (March 24-26, 2019). Trustee DeVlieger made a motion to approve Chief Davenport and Officer Saladino to attend the 2019 ILEAS Conference (March 24-26, 2019) with a 2<sup>nd</sup> by Trustee Ziegler. On a roll call vote Trustees Wiegartz, Ziegler, Ford, Harvel and DeVlieger voted yes, Trustee Micele is absent. Motion carried.
- D. Approval for purchase of a new Laptop Computer for Chief Davenport - President Block asked for a motion to approve the purchase of a new laptop computer for Chief Davenport. Trustee Ziegler made a motion to approve the purchase of a new laptop computer for Chief Davenport not to exceed \$750.00 with a 2<sup>nd</sup> by Trustee Wiegartz. On a roll call vote Trustees Ziegler, Ford, Harvel, DeVlieger and Wiegartz voted yes, Trustee Micele is absent. Motion carried.
- E. Approval for purchase of new Illinois State Traffic Citations - President Block asked for a motion to approve the purchase of new Illinois State Traffic Citations. Trustee DeVlieger made a motion to approve the purchase of new Illinois State Traffic Citations not to exceed the amount of \$450.00 with a 2<sup>nd</sup> by Trustee Ziegler. On a roll call vote Trustees Ford, Harvel, DeVlieger, Wiegartz and Ziegler voted yes, Trustee Micele is absent. Motion carried.
- F. Discussion on continuance of Solicitor's Permits within the Village of Kirkland - President Block asked Chief Davenport to explain what the police have experienced when it comes to solicitors. Chief Davenport explained that solicitors do not come in to get a Solicitor's Permit. He stated that when they get a call that a solicitor is in town, they stop them and tell them that they need a permit with the Village, the solicitor acknowledges but doesn't comply. Therefore, we don't give them a ticket and they never come to the Village to get a permit. Chief Davenport stated this has happened a couple of times and most recently one solicitor moved from Kirkland to Kingston. Attorney Stewart explained that you cannot keep them from going door-to-door and we cannot really increase the cost for the permit. Attorney Stewart recommended issuing the ticket and then potentially discounting the permit or removing the ticket if they follow the process correctly.
- G. Discussion of Village Ordinance/Service Letter and Fees for Fingerprint serviced by Kirkland Police Department - President Block asked for a motion for a Service Letter and Fees for Fingerprint Services by Kirkland Police Department in the amount of \$30.00. Trustee Ford made a motion for a Service Letter and Fees for Fingerprint Services by Kirkland Police Department in the amount of \$30.00 with a 2<sup>nd</sup> by Trustee Ziegler. On a roll call vote Trustees DeVlieger, Wiegartz, Ziegler, Ford and Harvel voted yes, Trustee Micele is absent. Motion carried.
- H. Approval of Authority for Village President to sign Bid Package from Fehr-Graham for Bull Run Creek IDNR Project - President Block asked for a motion for Approval of Authority for Village President to sign Bid Package from Fehr-Graham for Bull Run Creek IDNR Project. Trustee DeVlieger made a motion for Approval of Authority for Village President to sign Bid Package from Fehr-Graham for Bull Run Creek IDNR Project until the next Board Meeting with a 2<sup>nd</sup> by Trustee Wiegartz. On a roll call vote Trustees Wiegartz, Ziegler, Ford, Harvel and DeVlieger voted yes, Trustee Micele is absent. Motion carried.

- I. Approval of Architect to create Blue Prints and Bid Package for Kirkland Community Center/Municipal Building - After much discussion on the topic, President Block asked for a motion for Approval of Architect to create Blue Prints and Bid Package for Kirkland Community Center/Municipal Building. Trustee Ford made a motion for Approval of Architect to create Blue Prints and Bid Package for Kirkland Community Center/Municipal Building up to \$28,800 with a 2<sup>nd</sup> by Trustee Ziegler. On a roll call vote Trustees Wiegartz, Ziegler, Ford and President Block voted yes, Trustee Harvel and DeVlieger voted no, Trustee Micele is absent. Motion carried.
- XII. Executive Session – At 8:20 P.M., President Block asked for a motion to go into Executive Session for the purposes of Litigation and Appointment, Compensation, Discipline, Discharge and/or Performance of Specific Employees. Trustee Ziegler made a motion to go into Executive Session for the purposes of Litigation and Appointment, Compensation, Discipline, Discharge and/or Performance of Specific Employees with a 2<sup>nd</sup> by Trustee DeVlieger. On a roll call vote Trustees Wiegartz, Ziegler, Ford, Harvel and DeVlieger voted yes, Trustee Micele is absent. Motion carried.
- XIII. Return to Regular Session- At 9:00 P.M., President Block asked for a motion to return to Regular Session. Trustee DeVlieger made a motion to return to Regular Session with a 2<sup>nd</sup> by Trustee Ziegler. On a roll call vote Trustees Wiegartz, Ziegler, Ford, Harvel and DeVlieger voted yes, Trustee Micele is absent. Motion carried.
- XIV. Adjournment – At 9:05 P.M., President Block asked for a motion to adjourn. Trustee Ziegler made a motion to adjourn with a 2<sup>nd</sup> by Trustee Wiegartz. On a voice call vote all in favor. Meeting adjourned.

**Next Board of Trustees Regular Meeting will be Monday, March 4, 2019 at 7:00 P.M.**

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**Carol Stiegman**  
Village Clerk

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**Ryan Block**  
Village President

# VILLAGE OF KIRKLAND

Accounts Payable

## Warrant

March 4, 2019

The President and Board of Trustees of the Village of Kirkland  
Recommends the following Warrant in the amount of

**Total: \$65,946.70**

To be paid on or before  
March 7, 2019

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

Attest: \_\_\_\_\_

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

Date: \_\_\_\_\_

Village of Kirkland  
Custom Transaction Detail Report

Memo March 5, 2019

Amount

Name	Memo	Account	Amount
Advanced Automation & Controls, Inc	INV#19-3024	52-5667 · Water Improvement Projects	2,420.00
Advanced Automation & Controls, Inc	INV#19-3023	52-5667 · Water Improvement Projects	7,910.00
Aflac	INV#213108	10-2200 · Accrued Payroll	208.92
AIRCELL INC.	INV#1343	50-5157 · Internet Service	2.33
Aqua-Aerobic Systems, Inc.	INV#1018711	51-5330 · Materials & Supplies	4,671.40
BATTERIES PLUS BULBS #297	P10997716	50-5330 · Materials & Supplies	129.90
Blake Oil Company	TICKET #398118	51-5370 · Automotive Fuel	218.88
Blake Oil Company	TICKET #398118	51-5370 · Automotive Fuel	218.87
Blake Oil Company	TICKET #398118	13-5370 · Automotive Fuel	218.87
Bonnell Industries	INV#0185879-IN	13-5110 · Equipment Repair & Maintenance	585.22
Bonnell Industries	INV#0185706-IN	13-5110 · Equipment Repair & Maintenance	20.44
Bonnell Industries	INV#0185706-IN	13-5117 · Forestry	20.43
Bonnell Industries	INV#0184921-IN	13-5110 · Equipment Repair & Maintenance	82.75
Bonnell Industries	INV#0184921-IN	13-5117 · Forestry	82.75
Bonnell Industries	INV#0184920-IN	13-5110 · Equipment Repair & Maintenance	280.02
Bonnell Industries	INV#0184920-IN	13-5117 · Forestry	280.01
Bonnell Industries	INV#0183971-IN	13-5110 · Equipment Repair & Maintenance	283.30
Bonnell Industries	INV#0183971-IN	13-5117 · Forestry	283.30
Bonnell Industries	INV#0183530-IN	13-5110 · Equipment Repair & Maintenance	70.88
Bonnell Industries	INV#0183530-IN	13-5117 · Forestry	70.88
Bonnell Industries	INV#0178207-IN	13-5110 · Equipment Repair & Maintenance	56.81
Bonnell Industries	INV#0178207-IN	13-5117 · Forestry	56.81
Central Management Services	CHRIS	50-5052 · Health Insurance	561.00
Central Management Services	CHRIS	51-5052 · Health Insurance	561.00
Central Management Services	DALE	13-5052 · Health Insurance	660.00
Central Management Services	DALE	51-5052 · Health Insurance	660.00
Central Management Services	DALE	50-5052 · Health Insurance	660.00
Central Management Services	CAROL	11-5052 · Health Insurance	343.66
Central Management Services	CAROL	50-5052 · Health Insurance	343.67
Central Management Services	CAROL	51-5052 · Health Insurance	343.67

Central Management Services  
Central Management Services

Com-Ed  
Com-Ed  
Com-Ed  
Com-Ed  
Com-Ed  
Com-Ed  
Com-Ed  
Com-Ed

CORE & MAIN

CSR Bobcat

David G. Eterno

DCLEEA

DeKalb County Regional Planning Cmsn FY 2019

DeKalb County Treasurers

Frontier

Hawkins, Inc.

Hawkins, Inc.

Impact Acquisitions, LLC

Impact Acquisitions, LLC

Impact Acquisitions, LLC

Impact Acquisitions, LLC

Impact Acquisitions, LLC

IPO/DBA Cardinal Office Supply

IPO/DBA Cardinal Office Supply

IPO/DBA Cardinal Office Supply

IPO/DBA Cardinal Office Supply

L.E.D. Rite

Lovell's Discount Tire

MARATHON UNIVERSAL

MARATHON UNIVERSAL

MARATHON UNIVERSAL

Village of Kirkland

Custom Transaction Detail Report

March 5, 2019

SAM  
JIM  
ACCT#2369034053  
ACCT#0063063150  
ACCT#1963671044  
ACCT#6693083015  
ACCT#2933030009  
ACCT#2653080027  
ACCT#0954171003  
ACCT#3713163095  
INV#K158745  
INV#136783  
INV#12296  
2019 MEMBERSHIP RENEWAL  
INV#12183 ROAD SALT  
ACCT#815-522-9839-122308-5  
INV#44442115  
INV#4444865  
INV#1349449  
INV#1349449  
INV#1349449  
INV#1349449  
INV#1349449  
INV#610261-0  
INV#610261-0  
INV#609013-0  
INV#609827-0  
IN V#6311  
INV#55111  
INV#57869715  
INV#57869715  
INV#57869715

12-5052 · Health Insurance  
13-5052 · Health Insurance  
13-5150 · Electric - ComEd  
13-5150 · Electric - ComEd  
13-5150 · Electric - ComEd  
50-5150 · Electric - ComEd  
50-5150 · Electric - ComEd  
50-5150 · Electric - ComEd  
50-5150 · Electric - ComEd  
51-5150 · Electric- ComEd  
50-5115 · Meter Repair  
13-5118 · Building Maintenance & Cleaning  
12-5121 · Adjudication  
12-5230 · Dues & Subscriptions  
11-5230 · Dues & Subscriptions  
20-5145 · Road Salt  
51-5155 · Phone Service  
50-5330 · Materials & Supplies  
50-5110 · Equipment Repair & Maintenance  
11-5175 · Printing & Publishing  
50-5175 · Printing/Publishing  
51-5175 · Printing & Publishing  
12-5175 · Printing & Publishing  
13-5175 · Printing & Publishing  
11-5110 · Equipment Repair & Maintenance  
11-5340 · Office Supplies  
11-5340 · Office Supplies  
11-5110 · Equipment Repair & Maintenance  
30-5617 · LED Street Light Upgrade  
13-5110 · Equipment Repair & Maintenance  
12-5370 · Automotive Fuel  
13-5370 · Automotive Fuel  
50-5370 · Automotive Fuel

1,031.00  
1,031.00  
100.54  
729.96  
48.72  
1,377.04  
733.25  
76.89  
24.10  
1,440.95  
170.30  
15.24  
262.50  
145.00  
500.00  
4,506.66  
98.12  
356.37  
416.17  
21.39  
21.38  
21.38  
21.38  
21.38  
46.14  
5.69  
166.60  
191.52  
248.52  
285.08  
768.34  
976.82  
175.63



MARATHON UNIVERSAL  
Mediacom  
Mediacom  
Mediacom  
Napa of Genoa  
Neopost USA Inc  
NEWKIRK & ASSOCIATES, INC

Village of Kirkland

Custom Transaction Detail Report

INV#57869715 March 5, 2019 51-5370 · Automotive Fuel

175.64

ACCT#8383912370014553 13-5157 · Internet Service

47.60

ACCT#8383912370014553 51-5157 · Internet Service

47.64

ACCT#8383912370014553 50-5157 · Internet Service

47.64

INV#345384 13-5110 · Equipment Repair & Maintenance

13.10

INV#56449621 11-5341 · Tools/ Equipments

89.85

INV#7374 11-5123 · Treasurer/Accounting Expense

750.00

ACCT#72-28-61-6059 2 50-5153 · Heat Cost

95.11

ACCT#74-68-58-1000 9 50-5153 · Heat Cost

237.29

ACCT#67-59-60-2916 0 51-5153 · Heating Cost

35.40

INV#19350472 51-5180 · Testing

142.00

INV#19357265 51-5180 · Testing

127.00

INV#19357575 50-5180 · Testing

27.50

INV#19327703 50-5180 · Testing

15.00

INV#19356698 51-5180 · Testing

65.00

INV#19354273 51-5180 · Testing

117.00

CAROL 11-5050 · Life Insurance

7.41

ADAM 12-5050 · Life Insurance

22.25

SAM 12-5000 · Police Salaries and Benefits

22.25

DALE 13-5050 · Life Insurance

7.41

JIM 13-5050 · Life Insurance

44.45

CHRIS 50-5050 · Life Insurance

11.13

CAROL 50-5050 · Life Insurance

7.42

DALE 50-5050 · Life Insurance

7.42

CAROL 51-5050 · Life Insurance

7.42

DALE 51-5050 · Life Insurance

7.42

CHRIS 51-5050 · Life Insurance

11.12

INV#1266 12-5340 · Office Supplies

200.00

INV#7095 13-5118 · Building Maintenance & Cleaning

155.00

INV#1365 13-6002 · Equipment Purchase

150.00

INV#1365 50-5998 · Miscellaneous Expense

150.00

Jetpack 1 12-5155 · Phone Service

36.01

Jetpack 2 12-5155 · Phone Service

36.05

Accrual Basis

Village of Kirkland		
Custom Transaction Detail Report		
March 5, 2019		
Verizon - 00001	Jetpack 3	12-5155 · Phone Service
Verizon - 00002	815-522-3159	11-5155 · Phone Service
Verizon - 00002	815-522-3501	11-5155 · Phone Service
Verizon - 00002	815-826-1311	11-5155 · Phone Service
Verizon - 00002	815-522-2243	12-5155 · Phone Service
Verizon - 00002	815-522-3315	12-5155 · Phone Service
Verizon - 00002	815-522-9989	12-5155 · Phone Service
Verizon - 00002	815-570-1451	12-5155 · Phone Service
Verizon - 00002	815-522-6170	13-5155 · Phone Service
Verizon - 00002	815-522-6170	50-5155 · Phone Service
Verizon - 00002	815-522-6170	51-5155 · Phone Service
Verizon - 00003	ADAM DAVENPORT	12-5155 · Phone Service
Verizon - 00003	CHRIS DEMUNN	50-5155 · Phone Service
Verizon - 00003	SAM SALADINO	12-5155 · Phone Service
Verizon - 00003	FARM & FLEET	13-5117 · Forestry
Verizon - 00003	FARM & FLEET	13-5117 · Forestry
Verizon - 00003	NAPA PARTS	13-5117 · Forestry
Verizon - 00003	NORTHERN TOOL	51-5341 · Tool / Equipments
Verizon - 00003	AMAZON PRIME	13-5230 · Dues & Subscriptions
Verizon - 00003	AMAZON PRIME	50-5230 · Dues & Subscription
Verizon - 00003	AMAZON PRIME	51-5230 · Dues & Subscription
Verizon - 00003	DOLLAR GENERAL	50-5118 · Building Maintenance & Cleaning
Verizon - 00003	DOLLAR GENERAL	51-5118 · Building Maintenance & Cleaning
Verizon - 00003	DOLLAR GENERAL	50-5330 · Materials & Supplies
Verizon - 00003	MENARDS SALT	20-5145 · Road Salt
Verizon - 00003	OPTICSPLANET, INC	12-5340 · Office Supplies
Verizon - 00003	WALMART	12-5341 · Tools/Equipment
Verizon - 00003	PALMETTO STATE ARMORY	12-5341 · Tools/Equipment
Verizon - 00003	LAW ENFORCEMENT SYSTEM	12-5340 · Office Supplies
Verizon - 00003	INV#24489	20-5145 · Road Salt
Verizon - 00003	INV#24491	20-5145 · Road Salt
Verizon - 00003	INV#24491	20-5145 · Road Salt
Verizon - 00003	INV#24435	20-5145 · Road Salt
Wagner Aggregate		
Wagner Aggregate		
Wagner Aggregate		
Wagner Aggregate		

Wagner Excavating, LLC  
 Waste Management  
 Weldstar Company  
 Zukowski, Rogers, Flood & McArdle  
 Zukowski, Rogers, Flood & McArdle

Village of Kirkland

Custom Transaction Detail Report

INV#222387      March 5, 2019      50-5113 · Repairs/Maint  
 INV#3582512-2011-9      53-5390 · Waste Management  
 INV#01719588      13-5950 · Equipment Lease  
 INV#136038      11-5120 · Legal Expense  
 INV#136039      11-5120 · Legal Expense

1,057.30  
 15,731.62  
 8.37  
 2,654.61  
 46.25  
**65,946.70**

11-ADM	\$	5,123.21
12-POLICE	\$	5,558.76
13-STREETS	\$	7,010.91
20-MFT	\$	5,880.33
30-TIF	\$	248.52
50-WATER	\$	6,886.52
51-SEWER	\$	9,176.83
52-WATER IMPROVEMENT	\$	10,330.00
53-REFUSE	\$	15,731.62
	<b>\$</b>	<b>65,946.70</b>

**ORDINANCE NO. 2019- 03**

**AN ORDINANCE RESCINDING ORDINANCE 11-03**

**WHEREAS**, the Village of Kirkland (the “Village”), DeKalb County, Illinois, is a non-home rule municipality as contemplated by the Constitution of the State of Illinois, and the passage of this Ordinance constitutes an exercise of the Village’s powers and functions as granted in the Constitution of the State of Illinois and statutes; and

**WHEREAS**, the corporate authorities of a municipality may pass all ordinances and make all rules and regulations proper or necessary to carry into effect the powers granted to municipalities, with such fines or penalties as may be deemed proper, and 625 ILCS 5/11-1426.1 enables the Village to adopt this Ordinance;

**WHEREAS**, on May 2, 2011, the Village Board passed Ordinance No. 11-03, adopting a temporary moratorium on the imposition and collection of developmental impact fees for residential building applicants of the Village of Kirkland;

**WHEREAS**, Ordinance No. 11-03 was never codified; the Village hereby finds that it is in the best interest of the Village to rescind the Ordinance;

**NOW, THEREFORE, BE IT ORDAINED** by the President and Board of Trustees of the Village of Kirkland, DeKalb County, Illinois as follows:

**SECTION 1:** The facts and statements contained in the preambles to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance.

**SECTION 2:** Ordinance No. 11-03 adopted May 22, 2011, is hereby rescinded in its entirety.

**SECTION 3:** If any section, paragraph, subdivision, clause, sentence or provision of this Ordinance shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair, invalidate or nullify the remainder thereof, which remainder shall remain and continue in full force and effect.

**SECTION 4:** All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

**SECTION 5:** This Ordinance shall be in full force and effect upon its passage, approval and publication in pamphlet form (which publication is hereby authorized) as provided by law.

Passed this \_\_\_ day of \_\_\_\_\_, 2019, by a roll call vote as follows:

	Ayes	Nays	Absent	Abstain
Trustee Emily Harvel	_____	_____	_____	_____
Trustee Colleen Ford	_____	_____	_____	_____
Trustee Sarah Ziegler	_____	_____	_____	_____
Trustee Steve Devlieger	_____	_____	_____	_____
Trustee Mary Micele	_____	_____	_____	_____
Trustee Brandon Wiegartz	_____	_____	_____	_____
President Ryan Block	_____	_____	_____	_____

APPROVED THIS \_\_ DAY OF \_\_\_\_\_, 2019

\_\_\_\_\_  
Village President Ryan Block

(SEAL)

ATTEST: \_\_\_\_\_  
Village Clerk Carol Stiegman

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

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## CERTIFICATION

I, CAROL STIEGMAN, do hereby certify that I am the Clerk of the Village of Kirkland, DeKalb County, Illinois, and that as Clerk, I am the keeper of the records and minutes and proceedings of the President and Board of Trustees of said Village of Kirkland.

I do further certify that at a regular meeting of the President and Board of Trustees of the Village of Kirkland, held on the \_\_\_\_\_ day of \_\_\_\_\_, 2018, the foregoing Ordinance entitled *AN ORDINANCE RESCINDING ORDINANCE 11-03*, was duly passed by the President and Board of Trustees of the Village of Kirkland.

The pamphlet form of Ordinance No. 2019- \_\_\_\_, including the Ordinance was prepared, and a copy of such Ordinance was available in the Village Hall, commencing on the \_\_\_\_ day of \_\_\_\_\_, 2019, and continuing for at least 10 days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the Village Clerk.

I do further certify that the original, of which the attached is a true and correct copy, is entrusted to me as the Clerk of said Village for safekeeping, and that I am the lawful custodian and keeper of the same.

Given under my hand and seal of the Village of Kirkland, this \_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
Carol Stiegman, Village Clerk  
Village of Kirkland  
DeKalb County, Illinois

(SEAL)

- (A) Municipal Administration Developmental Impact Fee -\$275.00 per unit
- (B) Police Department Developmental Impact Fee -\$315.00 per unit
- (C) Public Library Developmental Impact Fee – \$350.00 per unit
- (D) Parks and Recreation Developmental Impact Fee -\$200.00 per unit
- (E) Public Works-Street and Drain Developmental Impact Fee – \$675.00 per unit
- (F) Public Works-Water Supply and Distribution Developmental Impact Fee – \$975.00 per unit
- (G) Public Works-Wastewater Collection and Treatment Developmental Impact Fee – \$2,275.00 per unit
- (H) Fire Protection Developmental Impact Fee – \$300.00 per lot
- (I) Quadrennial Review of Developmental Impact Fees-

\$ 5365.00

## APPENDIX B: DEVELOPMENTAL IMPACT FEES

### Division

- (A) Municipal Administration Developmental Impact Fee
- (B) Police Department Developmental Impact Fee
- (C) Public Library Developmental Impact Fee
- (D) Parks and Recreation Developmental Impact Fee
- (E) Public Works-Street and Drain Developmental Impact Fee
- (F) Public Works-Water Supply and Distribution Developmental Impact Fee
- (G) Public Works-Wastewater Collection and Treatment Developmental Impact Fee
- (H) Fire Protection Developmental Impact Fee
- (I) Quadrennial Review of Developmental Impact Fees
- (A) Municipal Administration Developmental Impact Fee.

(1) There is established a developmental impact fee to defray the initial capital costs to the village, for the expansion of village buildings to provide additional work space to accommodate new employees and the purchase of new equipment to be used by such employees, the hiring of which employees is necessitated by the need of the village to provide additional administrative services for residents of newly platted subdivisions, located on previously unimproved vacant land.

(2) The fee shall be required each time a building permit is issued for a lot in a platted subdivision which plat was presented to the Village Board for approval after July 1, 2002.

(3) The fee shall be \$275 per new residential unit, and shall be collected by the Village Clerk prior to the issuance of a building permit.

(4) All fees collected herein shall be held in a separate account by the Village Treasurer. Such funds may be expended as authorized by the annual appropriation ordinance but only for purposes provided in division (1) of this division (A). The Treasurer shall invest the funds and the interest credited and accrued thereon.

### (B) Police Department Developmental Impact Fee.

(1) There is established a developmental impact fee to defray the initial capital costs to the village, for the Police Department to purchase additional equipment, including vehicles, for the use of additional police officers, whose hiring is necessitated by the need to provide law enforcement for newly platted subdivisions, located on previously unimproved vacant land, and to defray the cost of expansion of village buildings to provide additional work space for the police officers.

(2) The fee shall be required each time a building permit is issued for a lot in a platted subdivision, which plat was presented to the Village Board for approval after July 1, 2002.



(3) The fee shall be \$315 per new residential unit, and shall be collected by the Village Clerk prior to the issuance of a building permit.

(4) All fees collected herein shall be held in a separate account by the Village Treasurer. Such funds may be expended as authorized by the annual appropriation ordinance but only for purposes provided in division (1) of this division (B). The Treasurer shall invest the funds and the interest credited and accrued thereon.

(C) Public Library Developmental Impact Fee.

(1) There is established a developmental impact fee to defray the initial capital costs to the village, for the expansion of the public library to provide additional space for an enlarged collection necessitated by the need to serve residents of newly platted subdivisions of vacant land, located on previously unimproved vacant land.

(2) The fee shall be required each time a building permit is issued for a lot in a platted subdivision, which plat was presented to the Village Board for approval after July 1, 2002.

(3) The fee shall be \$350 per new residential unit, and shall be collected by the Village Clerk prior to the issuance of a building permit.

(4) All fees collected herein shall be held in a separate account by the Village Treasurer. Such funds may be expended as authorized by the annual appropriation ordinance but only for purposes provided in division (1) of this division (C). The Treasurer shall invest the funds and the interest credited and accrued thereon.

(D) Parks and Recreation Developmental Impact Fee.

(1) There is established a developmental impact fee to defray the initial capital costs to the village, for the purchase and installation of additional park and recreation equipment necessitated by the need to serve residents of newly platted subdivisions, located on previously unimproved vacant land.

(2) The fee shall be required each time a building permit is issued for a lot in a platted subdivision, which plat was presented to the Village Board for approval after July 1, 2002.

(3) The fee shall be \$200 per new residential unit, and shall be collected by the Village Clerk prior to the issuance of a building permit.

(4) All fees collected herein shall be held in a separate account by the Village Treasurer. The funds may be expended as authorized by the annual appropriation ordinance, but only for purposes provided in division (1) of this division (D). The Treasurer shall invest the funds and the interest credited and accrued thereon.

(E) Public works-Street and Drain Developmental Impact Fee.

(1) There is established a developmental impact fee to defray the initial capital costs to the village, for the Public Works Department to purchase additional street maintenance equipment, snow removal equipment, and sewer and drain cleaning equipment to be used for newly platted subdivisions, located on previously unimproved vacant land, and for the initial capital costs of the construction of additional storage space for the equipment.

(2) The fee shall be required each time a building permit is issued for a lot in a platted subdivision which plat was presented to the Village Board for approval after July 1, 2002.

(3) The fee shall be \$675 per new residential unit, and shall be collected by the Village Clerk prior to the issuance of a building permit.

(4) All fees collected herein shall be held in a separate account by the Village Treasurer. The funds may be expended as authorized by the annual appropriation ordinance, but only for purposes provided in division (1) of this division (E). The Treasurer shall invest the funds and the interest credited and accrued thereon.

(F) Public Works-Water Supply and Distribution Developmental Impact Fee.

(1) There is established a developmental impact fee to defray the initial capital costs to the village, for the construction of new wells and well houses to provide water for newly platted subdivisions, located on previously unimproved vacant land.

(2) The fee shall be required each time a building permit is issued for a lot in a platted subdivision, which plat was presented to the Village Board for approval after July 1, 2002.

(3) The fee shall be \$975 per new residential unit, and shall be collected by the Village Clerk prior to the issuance of a building permit.

(4) All fees collected herein shall be held in a separate account by the Village Treasurer. The funds may be expended as authorized by the annual appropriation ordinance, but only for purposes provided in division (1) of this division (F). The Treasurer shall invest the funds and the interest credited and accrued thereon.

(G) Public Works-Wastewater Collection and Treatment Developmental Impact Fee.

(1) There is established a developmental impact fee to defray the initial capital costs to the village, for the Public Works Department to construct new wastewater collection and treatment facilities sufficient to provide adequate additional capacity for wastewater to be generated by new residences in newly platted subdivisions, located on previously unimproved vacant land.

(2) The fee shall be required each time a building permit is issued for a lot in a platted subdivision, which plat was presented to the Village Board for approval after July 1, 2002.

(3) The fee shall be \$2,275 per new residential unit, and shall be collected by the Village Clerk prior to the issuance of a building permit.

(4) All fees collected herein shall be held in a separate account by the Village Treasurer. The funds may be expended as authorized by the annual appropriation ordinance but only for purposes provided in division (1) of this division (G). The Treasurer shall invest the funds and the interest credited and accrued thereon.

(H) Fire Protection Developmental Impact Fee.

(1) There is established a developmental impact fee to defray the initial capital costs to provide and develop additional fire protection capabilities to be used in providing fire protection services to newly platted subdivisions, located on previously unimproved vacant land.

(2) The fee shall be required each time a platted subdivision of vacant land is presented to the Village Board for approval of the final plat.

(3) The fee shall be \$300 per lot, which shall be paid by the developer to the Trustees of the Kirkland Community Fire Protection District. A signed receipt for the payment shall be presented to the Village Clerk by the developer as a condition precedent to the approval of the village being endorsed upon the original plat of subdivision.

(4) Pursuant to intergovernmental agreement, all fees collected herein shall be held in a separate account by the Fire Protection District. The funds may be expended as authorized by the annual appropriation ordinance of the Fire Protection District but only for purposes provided in division (1) of this division (H). The Fire Protection District shall invest the funds and the interest credited and accrued thereon.

(I) Quadrennial Review of Developmental Impact Fees. The developmental impact fees established by this Appendix B shall remain in full force and effect until such time as they may be amended by the Village Board, but the fees shall be reviewed by the Village Board at least once every four years for the purpose of determining if the amounts of the fees should be modified, if some or all fees should be abolished, or if additional fees should be added to those already in existence

#### 53.04 BUILDING SEWERS AND CONNECTIONS.

(A) No unauthorized person shall uncover, make any connections with or opening into, use, alter, repair, maintain or disturb any public sewer or appurtenance thereof without first obtaining a written permit from the Superintendent.

(B) It shall be unlawful to discharge wastewater to any public sanitary sewer except those wastewaters in compliance with standards promulgated pursuant to the Federal Act, or the State Act, or any rules, regulations, ordinances or standards of the village.

(C) (1) There shall be two separate classes of building sewer permits: for residential or commercial service, and for service to establishments producing industrial wastes. In either case, the owner or his or her agent shall make application on a special form furnished by the village. The permit application shall be supplemented by any plans, specifications or other information considered pertinent in the judgment of the Superintendent. A permit and inspection fee of \$500 for a building sewer permit shall be paid to the village at the time the application is filed. Each industry, as a condition of permit authorization, must provide information describing its wastewater constituents, characteristics and type of activity.

(2) Beginning January 1, 1998, the fees shall be increased in an amount to be determined by the Village Board from time to time. For January 1, 2007, the fee is \$2,457.

(D) A building sewer permit will only be issued and a sewer connection shall only be allowed if it can be demonstrated that the downstream sewerage works, including sewers, pump stations and wastewater treatment facilities have sufficient reserve capacity to adequately and efficiently handle the additional anticipated waste load.

(E) All costs and expense incident to the installation and connection of the building sewer shall be borne by the owner. The person installing the building sewer for the owner shall be a plumber or sewer contractor and he or she shall indemnify the village from any loss or damage that may directly or indirectly be occasioned by the installation. Before a building sewer permit is issued, the plumber or sewer contractor shall file with the Village Clerk an indemnity bond in the amount of \$10,000, with corporate surety licensed to do business in the State of Illinois, on bond form supplied by the village. In addition thereto, the plumber or sewer contractor shall file with the Village Clerk a certificate of insurance covering public liability insurance in the amount of \$100,000/\$300,000 for bodily injury and \$50,000 covering property damage.

(F) All costs and expenses associated with the repair, replacement and maintenance of the building sewer from the connection at the main to the premises being served shall be at the expense of the owner of the premises served, as shall all costs and expenses for trenching, pushing or backfilling from the connection at the main to the premises served.

(G) A separate and independent building sewer shall be provided for every building, except where one building stands at the rear of another on an interior lot and no private sewer is available or can be constructed to the rear building through an adjoining alley, court, yard or driveway, the building sewer from the front building may be extended to the rear building and the whole considered as one building sewer.

(H) Old building sewers may be used in connection with new buildings only when they are found on examination and test by the Superintendent to meet all requirements of this chapter.

(I) Building sewers shall not be less than six-inch diameter size pipe installed at a minimum invert slope of 0.125 inch per foot, or not less than four-inch diameter size pipe in lengths of not less than ten feet installed at a minimum invert slope of 0.25 inch per foot. Building sewers shall be constructed in accordance with the requirements of the Superintendent as to trench excavation and backfilling, installation of pipe and fittings and testing.

(J) Building sewers shall be constructed using one of the following listed materials:

(1) Acrylonitrile-butadiene-styrene (ABS) sewer pipe and fittings with solvent welded joints or compression type rubber ring gasket joints conforming to the latest revision of ASTM Specification D2751 installed in accordance with the manufacturer's recommendations;

(2) Polyvinyl chloride (PVC) type PSM sewer pipe and fittings, SDR 35, with compression type rubber ring gaskets and coupling joints conforming to the latest revision of ASTM Specification D3035, installed in accordance with the manufacturer's recommendations; or

(3) Extra heavy cast iron soil pipe and fittings conforming to the latest revision of CISPI Specification HS-67 with compression type rubber ring gasket joints, conforming to the latest revision of ASTM Specification C564, installed in accordance with the latest revision of the Illinois State Plumbing Code.

(K) The connection of the building sewer into the public sewer shall be made at the branch fitting, if one is available at a suitable location. If the public sewer is 12 inches in diameter or less, and no properly located branch fitting is available, the owner shall, at his or her expense, install a branch fitting in the public sewer at the location specified and installation provided by the Superintendent.

(L) All building sewers shall be bedded on a layer of gravel or crushed stone, size #67, conforming to the latest revisions of ASTM Specification D448, to provide a minimum thickness of four inches under and supporting the full bottom quadrant of the pipe. Backfill materials shall be placed and tamped by hand in six-inch layers around the pipe to a height of 12 inches over the top of pipe.

(M) Whenever possible, the building sewer shall be brought to the building at an elevation below the basement floor. No building sewer shall be laid parallel to or within three feet of any bearing wall which might thereby be weakened. The depth shall be sufficient to afford protection from frost. In all buildings in which any building drain is too low to permit gravity flow to the public sewer, sewage carried by the drains shall be lifted by approved pumping devices and discharged to the building sewer.

(N) No person shall make connection of roof downspouts, exterior foundation drains, areaway drains, or other sources of surface runoff or ground water to a building sewer or building drain which in turn is connected directly or indirectly to a public sanitary sewer.

(O) The applicant for the building sewer permit shall notify the Superintendent when the building sewer is ready for inspection and connection to the public sewer. The connection shall be made under the supervision of the Superintendent or his or her representative.

(P) All excavations for building sewer installation shall be adequately guarded with barricades and lights so as to protect the public from hazard. Streets, sidewalks, parkways and other property disturbed in the course of the work shall be restored in a manner satisfactory to the village. Prior to any excavation, the public or sewer contractor shall notify all public and private utility companies.

(1983 Code, § 7-2-4) (Ord. 92-8, passed - -; Ord. 94-2, passed - -; Ord. 97-9, passed - -) Penalty, see § 53.99

**ORDINANCE NO. 08-09**

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**AN ORDINANCE AMENDING SECTION 9-5-2  
OF THE KIRKLAND ZONING ORDINANCE  
RELATIVE TO PERMITTED RESIDENTIAL USES  
IN THE B-1 GENERAL COMMERCIAL DISTRICT**

**WHEREAS**, the Village of Kirkland's Zoning Ordinance is intended to provide for the orderly development of the Village;

**WHEREAS**, the B-1 General Commercial District is intended to provide for the continued development of businesses and shopping facilities;

**WHEREAS**, the Corporate Authorities of the Village of Kirkland recognize that allowing residential occupancy on the second story or higher of structures housing businesses and shopping facilities in the B-1 District would provide for the continued development of business and shopping in the Village by allowing residents to live closer to business and shopping opportunities;

**WHEREAS**, the Corporate Authorities of the Village of Kirkland recognize that allowing residential occupancy on the second story or higher of structures housing businesses and shopping facilities in the B-1 District would provide for the continued development of business and shopping in the Village by maximizing the occupancy and use of those structures and by facilitating a more vibrant and active business and shopping district;

**WHEREAS**, the Corporate Authorities of the Village of Kirkland recognize that the primary function of property in the B-1 General Commercial District should still be for business and shopping and that residential uses are ancillary;

**WHEREAS**, the Corporate Authorities of the Village deem it to be in the best interest of the Village to allow residences on the second story or higher but prohibit residences on or below the first story of structures located in the B-1 General Commercial District;

**WHEREAS**, a public hearing was held before the Planning Commission on April 3, 2008, due notice of same having been published and all those members of the public desiring to speak given the opportunity;

**WHEREAS**, the Planning Commission approved amending the Zoning Ordinance to permit residences on the second story or higher but prohibit residences on or below the first story of

structures located in the B-1 General Commercial District.

**NOW THEREFORE BE IT ORDAINED** by the Mayor and Board of Trustees of the Village of Kirkland, DeKalb County, Illinois, as follows:

**Section 1:** The above stated recitals are incorporated herein.

**Section 2:** Section 9-5-2A of the Village of Kirkland's Zoning Ordinance is hereby amended as follows, with added text underlined and deleted text ~~stricken~~:

A. Permitted Uses: The following ~~retail business and service~~ uses are permitted:

Residential uses that are located on the second story or higher of a structure housing a business or shopping facility permitted in this District.

[Existing List of Permitted Uses]...

**Section 3:** Section 9-5-2C of the Village of Kirkland's Zoning Ordinance is hereby amended as follows, with added text underlined and deleted text ~~stricken~~:

C. Conditions of Use: All uses permitted in this District shall be commercial establishments dealing directly with consumers, or residences located on the second story or higher of a structure housing a business or shopping facility permitted in this District and otherwise meeting the standards for residences permitted in this District, and shall be subject to the following conditions.

shall All business, servicing or processing, except for off-street parking and loading, be conducted ~~with~~ within completely enclosed buildings.

those There shall be no manufacture, processing or treatment of products other than which are clearly incidental and essential to the business conducted on the same premises.

Such uses, operations or products shall not be objectionable due to odor, dust, smoke, noise, vibration or other similar causes.

When business uses are located adjacent to residence districts, adequate fencing or screen planting shall be provided along all adjacent lot lines or alleys or driveways and all lighting shall be installed so as to be directed away from the residence district.

this  
this Residential uses are not permitted on the first floor or below of any structure in District. Residential uses existing on the first floor or below of any structure in District as of the date of this amendment shall be permitted only until either the

the transfer of the property to another owner or damage or destruction to the  
property occurs as described in Section 9-12-5, which ever occurs first, at which  
time such residential use will not be permitted.

**Section 4:** The specific terms and conditions of this Ordinance shall prevail against all other existing ordinances of the Village to the extent that there might be any conflict.

**Section 5:** This Ordinance shall be in full force and effect from and after its passage and approval as provided by law.

Passed this 5<sup>TH</sup> day of MAY, 2008.

AYES: 6

NAYS: ∅

ABSENT: ∅

ABSTAIN: ∅

**VILLAGE OF KIRKLAND**

  
Michael Becker, Mayor

**ATTEST:**



Terri D'Amato, ~~Deputy~~ Clerk  
VILLAGE





**AMERICAN LEGAL**  
Publishing Corporation

One West Fourth Street, 3rd Floor  
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Invoice Date	Invoice No.	Ship Date
2/11/2019	0126647	

**INVOICE**

**Billing Address:**

Village of Kirkland  
Carol Steigman, Village Clerk  
511 W. Main St.  
Kirkland, IL 60146

Terms: Due Upon Receipt	Customer ID: 02041	Shipped Via:	P.O. #:
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Qty. Ordered	Qty. Shipped	Description	Unit Price	Tax	Total (\$)
1	1	Kirkland, IL Code of Ordinances	0.00	0.00	0.00
1	1	Internet Renewal - period: 3/5/2019 to 3/5/2020	495.00	0.00	495.00
			Shipping & Handling		0.00
<i>Please note our new address:</i> <b>One West Fourth Street, 3rd Floor, Cincinnati, OH 45202</b>			<b>Please Pay This Amount</b>		<b>\$495.00</b>

LAW OFFICES  
ZUKOWSKI, ROGERS, FLOOD & McARDLE  
50 VIRGINIA STREET  
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[www.zrfmlaw.com](http://www.zrfmlaw.com)

February 15, 2019

VIA EMAIL: [c.stiegman@villageofkirkland.com](mailto:c.stiegman@villageofkirkland.com)

Carol Steigman, Clerk  
Village of Kirkland  
511 West Main St.  
Kirkland, IL 60146

**Re: Prevailing Wage Act**

Dear Carol:

As you know, in June of each year, your public body has been required to pass an ordinance or resolution adopting the state's Prevailing Wage determination (or, at least theoretically, adopting your own rates if calculated as required by law). As a practical matter, this has meant that, when such ordinances or resolutions were passed, they effectively adopted the state's prevailing wage rates. Then your body had to send that adoption to the state confirming that you had passed such an ordinance or resolution applying the state's prevailing wage rates for your jurisdiction. *Under PA 100-1177, effective June 1 of this year, local governing bodies no longer have the duty to do this.* Instead, the revised law fully assigns the responsibility for determining prevailing wage rates to the Illinois Department of Labor and removes the previous duty for each public body to formally adopt the prevailing wage rates each year. The manner in which the Department will calculate rates also has changed, and now requires that if 30% or more of the workforce is subject to a collective bargaining agreement, then the union wage would become the area's prevailing wage. Again, this will be determined by the Department of Labor.

While public bodies are no longer required to make the prevailing wage rate determination, they still must follow other Prevailing Wage Rate procedures including providing notices to contractors and notices in bid documents and purchase orders for qualified works. Now is a good time to review your purchasing procedures and bid documents to ensure you are giving appropriate notice to bidders or contractors when the Prevailing Wage Act applies. The sample language provided by the Department of Labor for this purpose should still satisfy the law's requirements. See: <https://www2.illinois.gov/idol/Laws-Rules/CONMED/Documents/contract.pdf>.

Thus far, these changes are not all reflected on the Department of Labor's website. However, we will continue to monitor any changes from the Department of Labor to see how they interpret the Prevailing Wage Act under the new Governor's administration.

Sincerely yours,



Brad Stewart

BSS:dg

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**Kirkland Girls Softball Association**

510 North St.  
Kirkland Il..60146  
(847)878-4752  
ccooper1216@yahoo.com

To whom it concerns,

It's that time of year again! Time to start thinking about softball! We are hoping that you would consider sponsoring our league this year. KGSA is a non-for-profit organization that is heavily dependant on the generosity of our community. We take pride in offering our youth a safe and fun summer activity.

KGSA has some very exciting plans in the works for this year. We are hoping to make additions and improvements to our fields. These additions will include adding a concession stand, new dugouts and reworking the fields. Improving a program also means updating equipment. Your donations will help in the achievement of these goals and making sure our girls have the best opportunity to succeed.

In the past, when you donated \$150.00, your business name was placed on one of our teams uniforms. Due to the extreme generosity of our community, we have found that we have more sponsors than we have teams, thus not being able to display all our sponsors names on our team's uniforms. To remedy this problem we have decided not to put sponsor names on the uniforms and instead you will receive a plaque, with your name and a picture of all the teams. Your name or business name will also will be placed on a sponsor sign that will be located near the fields in the park, when finished. Also, this year we will be offering different levels of sponsorship. They are Platinum, Gold, Silver and Bronze, with \$300, \$250, \$200, and \$150 donations respectively. Although, any and all donations are welcome and greatly appreciated.

Thank you, in advance, for your support. If you have any questions feel free to contact me at 847-878-4752.

Sincerely,

Chris Cooper

KGSA President

**WATER POLLUTION CONTROL LOAN PROGRAM  
ORDINANCE AUTHORIZING LOAN AGREEMENT  
NON- HOME RULE ENTITY – VILLAGE OF KIRKLAND**

**ORDINANCE NUMBER: 2019-04**

**AN ORDINANCE** authorizing the Village of Kirkland, DeKalb County, Illinois, to borrow funds from the Water Pollution Control Loan Program

**WHEREAS**, the Village of Kirkland, DeKalb County, Illinois, operates its Water Pollution Control system (“the System”), and in accordance with the provisions of 65 ILCS 5/11-129 and the Local Government Debt Reform Act, 30 ILCS 350/1 (collectively, “the Act”) and;

**WHEREAS**, the Village Board of the Village of Kirkland have determined that it is advisable, necessary, and in the best interest of public health, safety, and welfare to improve the System, including the following:

**PROJECT DESCRIPTION:**

Stormwater improvements to part of Bull Run Creek, which includes: excavation of approximately 23,076 cubic yards of soil, shaping and regrading to construct 3.7 acres of compensatory storage/additional low elevation wetland areas that will be restored with native water tolerant species; construction of approximately 884 lineal feet of rock toe streambank protection and inlet and pipe protection, removal of existing storm sewer, tree removal, installation of storm sewer, and erosion control; together with any land or rights in the land and all electrical, mechanical, or other services necessary, useful or advisable to the construction and installation (the Project), all in accordance with the plans and specifications prepared by consulting engineers of the Village; which Project has a useful life of 20+ years; and

**WHEREAS**, the estimated cost of construction and installation of the Project, including engineering, legal, financial, and other related expenses is \$950,000, and there are insufficient funds on-hand and lawfully available to pay these costs; and

**WHEREAS**, the loan shall bear an interest rate as defined by 35 Ill. Adm. Code 365, which does not exceed the maximum rate authorized by the Bond Authorization Act, as amended, 30 ILCS 305/0.01 et seq., at the time of the issuance of the loan; and

**WHEREAS**, the principal and interest payment shall be payable semi-annually, and the loan shall mature in 20 years, which is within the period of useful life of the Project; and

**WHEREAS**, the costs are expected to be paid for with a loan to the Village of Kirkland from the Water Pollution Control Loan Program through the Illinois Environmental Protection Agency, the loan to be repaid from revenues generated from the system and the loan is authorized to be accepted at this time pursuant to the Act; and

**WHEREAS**, in accordance with the provisions of the Act, the Village of Kirkland is authorized to borrow funds from the Water Pollution Control Loan Program in the aggregate principal amount of \$950,000 to provide funds to pay the costs of the Project; and

**WHEREAS**, the loan to the Village of Kirkland shall be made pursuant to a Loan Agreement, including certain terms and conditions, between the Village of Kirkland and the Illinois Environmental Protection Agency;

**NOW THEREFORE**, be it ordained by the Corporate Authorities of the Village of Kirkland, DeKalb County, Illinois as follows:

#### **SECTION 1. INCORPORATION OF PREAMBLES**

The Corporate Authorities hereby find that the recitals contained in the preambles are true and correct, and incorporate them into this Ordinance by this reference.

#### **SECTION 2. DETERMINATION TO BORROW FUNDS**

It is necessary and in the best interests of the Village of Kirkland to construct the Project for the public health, safety and welfare, in accordance with the plans and specifications, as described; that the System continues to be operated in accordance with the provision of the Act; and that for the purpose of constructing the Project, it is hereby authorized that funds be borrowed by the Village of Kirkland in an aggregate principal amount (which can include construction period interest financed over the term of the loan) not to exceed \$950,000.

#### **SECTION 3. PUBLICATION**

This Ordinance, together with a Notice in the statutory form (attached hereto as Exhibit A), shall be published once within ten days after passage in the DeKalb Daily Chronicle, a daily newspaper published and of general circulation in DeKalb County, Illinois, and if no petition, signed by electors numbering 10% or more of the registered voters in the Village of Kirkland (i.e., 103) asking that the question of improving the System as provided in this Ordinance and entering into the Loan Agreement therefore be submitted to the electors of the Village of Kirkland, is filed with the Village of Kirkland Clerk within 30 days after the date of publication of this Ordinance and notice, then this Ordinance shall be in full force and effect. A petition form shall be provided by the Village of Kirkland Clerk to any individual requesting one.

#### **SECTION 4. ADDITIONAL ORDINANCES**

If no petition meeting the requirements of the Act or other applicable laws is filed during the 30-Day petition period, then the Corporate Authorities may adopt additional ordinances or proceedings supplementing or amending this Ordinance providing for entering into the Loan Agreement with the Illinois Environmental Protection Agency, prescribing all the details of the Loan Agreement, and providing for the collection, segregation and distribution of the revenues of the system, so long as the maximum amount of the Loan Agreement as set forth in this Ordinance is not exceeded and there is no material change in the Project or purposes described herein. Any additional ordinances or proceedings shall in all instances become effective in accordance with the Act or other applicable laws. This Ordinance, together with such additional ordinances or proceedings, shall constitute complete authority for entering into the Loan Agreement under applicable law.

However, notwithstanding the above, the Village of Kirkland may not adopt additional ordinances or amendments which provide for any substantive or material change in the scope and intent of this Ordinance, including but not limited to interest rate, preference, or priority of any other ordinance with this Ordinance, parity of any other ordinance with this Ordinance, or otherwise alter or impair the obligation of the Village of Kirkland, to pay the principal and interest due to the Water Pollution Control Loan Program without the written consent of the Illinois Environmental Protection Agency.

#### **SECTION 5. LOAN NOT INDEBTEDNESS OF VILLAGE OF KIRKLAND**

Repayment of the loan to the Illinois Environmental Protection Agency by the Village of Kirkland pursuant to this Ordinance is to be from revenues generated by the wastewater system users and the loan does not constitute an indebtedness of the Village of Kirkland within the meaning of any constitutional or statutory limitation.

#### **SECTION 6. APPLICATION FOR LOAN**

The VILLAGE PRESIDENT is hereby authorized to make application to the Illinois Environmental Protection Agency for a loan through the Water Pollution Control Loan Program, in accordance with the loan requirements set out in 35 Ill. Adm. Code 365.

#### **SECTION 7. ACCEPTANCE OF LOAN AGREEMENT**

The Corporate Authorities hereby authorize acceptance of the offer of a loan through the Water Pollution Control Loan Program, including all terms and conditions of the Loan Agreement as well as all special conditions contained therein and made a part thereof by reference. The

Corporate Authorities further agree that the loan funds awarded shall be used solely for the purposes of the project as approved by the Illinois Environmental Protection Agency in accordance with the terms and conditions of the Loan Agreement.

**SECTION 8. AUTHORIZATION OF THE VILLAGE PRESIDENT TO EXECUTE  
LOAN AGREEMENT**

The Village President is hereby authorized and directed to execute the Loan Agreement with the Illinois Environmental Protection Agency. The Corporate Authorities may authorize by resolution a person other than the Village President for the sole purpose of authorizing or executing any documents associated with payment requests or reimbursements from the Illinois Environmental Protection Agency in connection with this loan.

**SECTION 9. SEVERABILITY**

If any section, paragraph, clause or provision of this Ordinance is held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provision of this Ordinance.

**SECTION 10. REPEALER**

All ordinances, resolutions or orders, or parts thereof, which conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed.

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**PASSED** by the Corporate Authorities

On March 4, 2019

Approved March 4, 2019

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Ryan Block, Village President, Village of Kirkland  
DeKalb County, Illinois

AYES:

NAYS:

ABSENT:

PUBLISHED in the DeKalb Daily Chronicle on March 7, 2019.

RECORDED in the Village of Kirkland Records on March 4, 2019.

ATTEST:

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Village Clerk, Carol Stiegman, Village of Kirkland  
DeKalb County, Illinois



**NOTICE OF INTENT TO BORROW FUNDS  
AND RIGHT TO FILE PETITION**

NOTICE IS HEREBY GIVEN that, pursuant to Ordinance Number \_\_\_\_\_, adopted on March 4, 2019, the Village of Kirkland, of , DeKalb County, Illinois (the ENTITY), intends to enter into a Loan Agreement with the Illinois Environmental Protection Agency in an aggregate principal amount not to exceed \$950,000 and bearing annual interest at an amount not to exceed the maximum rate authorized by law at the time of execution of the Loan Agreement, for the purpose of paying the cost of certain improvement to the Water Pollution Control system of the Village of Kirkland. A complete copy of the Ordinance accompanies this notice.

NOTICE IS HEREBY FURTHER GIVEN that if a petition signed by 103 or more electors of the Village of Kirkland (being equal to 10% of the registered voters in the Village of Kirkland), requesting that the question of improving the Water Pollution Control system and entering into the Loan Agreement is submitted to the Village of Kirkland Village Clerk within 30 days after the publication of this Notice, the question of improving the Water Pollution Control system of the Village of Kirkland as provided in the Ordinance and Loan Agreement shall be submitted to the electors of the Village of Kirkland at the next election to be held under general election law on April 2, 2019. A petition form is available from the office of the Village of Kirkland Village Clerk.

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Carol Stiegman, Village of Kirkland Clerk  
Village of Kirkland, DeKalb County, Illinois

## **CERTIFICATION**

I, Carol Stiegman, do hereby certify that I am the duly elected, qualified and acting Clerk of the Village of Kirkland. I do further certify that the above and foregoing, identified as Ordinance Number \_\_\_\_\_ is true, complete, and correct copy of an ordinance otherwise identified as ORDINANCE AUTHORIZING LOAN AGREEMENT, passed by the Village Board of the Village of Kirkland on the 4th day of March, 2018 and approved by the Village President of the Village of Kirkland on the same said date, the original of which is part of the books and records within my control as Clerk of the Village of Kirkland.

Dated the 4<sup>th</sup> day of March, 2019