CITY OF CRYSTAL LAKE
AGENDA
CITY COUNCIL
REGULAR MEETING

City of Crystal Lake
100 West Woodstock Street, Crystal Lake, IL
City Council Chambers
January 3, 2017
7:30 p.m.

1. **Call to Order**

2. **Roll Call**

3. **Pledge of Allegiance**

4. **Approval of Minutes – December 20, 2016 Regular City Council Meeting**

5. **Accounts Payable**

6. **Public Presentation**
The public is invited to make an issue oriented comment on any matter of public concern not otherwise on the agenda. The public comment may be no longer than 5 minutes in duration. Interrogation of the City staff, Mayor or City Council will not be allowed at this time, nor will any comment from the Council. Personal invectives against City staff or elected officials are not permitted.

7. **Mayor's Report**

8. **City Council Reports**

9. **Consent Agenda**

   a. Copley Annexation Agreement reconsideration - request to be continued to the January 17, 2017 regular City Council meeting.

   b. Resolution authorizing a sign to be placed along the City rights-of-way recognizing Prairie Ridge High School's Varsity Football Team's 6a State Championship win.

   c. Referral of a text amendment to the Unified Development Ordinance related to the formula for calculating Impact Fees for development to the Planning and Zoning Commission.

   d. Foreign Fire Insurance Tax Board City Code Amendment.

10. **Crystal Lake Hotel Partners, 400 Tag Way-Stayridge Suites Special Use Permit Extension.**

11. **Space Management, 6905 Cog Circle - Annexation Public Hearing and approval of an Annexation Agreement, Rezoning to M-L PUD Manufacturing Limited Planned Unit Development upon Annexation; and Special Use Permits for mini warehouse self storage, two wireless communication towers, outdoor storage of materials, equipment and vehicles; and Variations for impervious surface coverage and fencing.**

12. **Library Expansion Advisory Referendum Question.**

13. **Repeal of Chapter 385, Article III; Transient Vendors.**

14. **Resolution authorizing the execution of a cooperative agreement with NASPO Value Point.**

15. **Council Inquiries and Requests.**

16. Adjourn to Executive Session for the purpose of discussing matters of pending and probable litigation, the sale, purchase or lease of real property, collective bargaining, and personnel.

17. Reconvene to Regular Session.

18. Adjourn.

If special assistance is needed in order to participate in a City of Crystal Lake public meeting, please contact Brad Mitchell, Assistant to the City Manager, at 815-459-2020, at least 24 hours prior to the meeting, if possible, to make arrangements.

Agenda Item No: 9a

City Council
Agenda Supplement

Meeting Date: January 3, 2017

Item: Motion to Reconsider - Continuation

Recommendation: Motion to continue the Copley Annexation Agreement reconsideration request to the January 17, 2017 City Council meeting.

Staff Contact: Michelle Rentzsch, Community Development Director

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Background:

At the September 20, 2016 regular City Council meeting, there was a motion to reconsider the Copley Annexation Agreement. That motion was tabled and continued to the October 18, 2016 regular City Council meeting and was subsequently continued to the January 3, 2017 City Council meeting.

The petitioner's attorney and city staff request this item to be considered at the January 17, 2017 City Council meeting to allow both parties time to review the Annexation Agreement.

Votes Required to Pass: A simple majority vote.

Agenda Item No: 9b

City Council
Agenda Supplement

Meeting Date: January 3, 2017

Item: Championship Signs

Staff recommendation: Motion to adopt a resolution authorizing signs to be placed along the City rights-of-way recognizing Prairie Ridge High School's Varsity Football Team for winning the 6A State Championship.

Staff Contact: Michael Magnuson, Director of Public Works

Background:
On July 1, 2008, the City Council adopted a resolution creating a Championship Signs Program that recognizes individuals or teams from the community who have won State championships. Because IDOT allows no more than two (2) championship signs on IDOT rights-of-way at a time, the Council approved the implementation of a program that places championship signs at the entrances to the City or around the high school(s) or private facility honoring those championship efforts when authorized by the City Council. The championship signs are to be installed for a one-year period, after which the signs will be taken down, with one sign given to the high school or club as a memento honoring the individual or team champions.

During the fall of 2016, the Prairie Ridge High School's Varsity Football Team won the 6A State Championship.

Recommendation:

Staff recommends that signs be placed in relative proximity to Prairie Ridge High School to recognize this team for their achievement.

Votes Required to Pass:

Simple majority

DRAFT

RESOLUTION

BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CRYSTAL LAKE that the City Manager is authorized to install championship signs, along the City rights-of-way, recognizing the Prairie Ridge High School's Varsity football team for winning the 6A State Championship, for a one-year period.

DATED this 3rd day of January, 2017

CITY OF CRYSTAL LAKE, an
Illinois municipal corporation,

By:_____
MAYOR

SEAL

ATTEST

_____
CITY CLERK

PASSED: January 3, 2017

APPROVED: January 3, 2017

Agenda Item No: 9c

City Council
Agenda Supplement

Meeting Date: January 3, 2017

Item: Referral of a text amendment to the UDO for changes related to the formula for calculating Impact Fees for development.

PZC Recommendation: Motion to refer the text amendment to the UDO to the Planning and Zoning Commission for review and recommendations.

Staff Contact: Michelle Rentzsch, Director of Community Development

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Background:

- A text amendment to the UDO must be referred by the City Council to the Planning and Zoning Commission for review and a recommendation.
- In light of some recent court rulings, it is essential that the impact fee schedule is an accurate reflection of the impact to schools from residential development.
- The proposed text amendment would amend the criteria for requiring park, recreation land and school site dedications. The text amendment would adjust the formula for calculating the impact fees to reflect recent case law.

Proposed provisions of the UDO to be amended

ARTICLE/SECTION	PROVISION TO BE AMENDED
A-1400 & A-1500	Updating the formula for calculating Impact Fees to reflect recent case law.
10-200A	Defining terms that are referred to in the proposed language within the UDO but that are not defined otherwise.

Votes Required to Pass: A simple majority vote.

Agenda Item No: 9d

City Council
Agenda Supplement

Meeting Date: January 3, 2017

Item: Foreign Fire Insurance Tax Board City Code Amendment

Staff Recommendation: Motion to adopt an ordinance amending City Code Section 11-9, Foreign Fire Insurance Tax Board.

Staff Contact: Paul DeRaedt, Fire Rescue Chief
George Koczwara, Director of Finance

Background:

In Illinois, a Foreign Fire Insurance Tax is levied on fire insurance companies which are not incorporated under the laws of the State of Illinois. These companies are required to pay a tax in an amount not to exceed two percent of the gross receipts from insurance policies affecting properties within the city limits. The tax is collected by the Illinois Municipal League "in the name of and for" the City. The City is required by statute to appropriate the tax moneys "only for the maintenance, use, and benefit of the department," and the foreign fire insurance board is empowered to determine the discrete purposes for which the moneys will be expended.

At the December 1, 2009 City Council meeting, the City Council adopted an ordinance amending the regulations governing the Crystal Lake Foreign Fire Insurance Tax Board following the passage of Public Act 09-0505 by the Illinois General Assembly. Section 11-9 of the City Code incorporates the adopted ordinance. The Board consists of seven trustees: the Fire Chief, who holds office by virtue of his rank, and six members, who are elected by the members of the Department.

The attached Ordinance amends the existing provisions of the City Code to further clarify the use of the existing proceeds of the Foreign Fire Insurance Tax Revenues.

Recommendation:

It is staff's recommendation to amend City Code Section 11-9, Foreign Fire Insurance Tax Board, in order to satisfy State Statute requirements and clarify the uses of foreign fire insurance taxes.

Votes Required to Pass:

Simple majority

ORDINANCE NO. _____
FILE NO. _____

DRAFT

AN ORDINANCE AMENDING SECTION 11-9 OF THE CITY CODE OF THE CITY OF CRYSTAL LAKE

WHEREAS, the Illinois Foreign Fire Insurance Company Fees Act, 65 ILCS 5/11-10-1 et seq., (the ***"FFI Act"***) provides that every corporation, company, and association that is not incorporated under the laws of Illinois and that is engaged in effecting fire insurance in the City of Crystal Lake ***("Foreign Fire Insurance Companies")*** pays a sum not exceeding 2% of the gross receipts received from fire insurance on property situated within the City; and

WHEREAS, the FFI Act specifically (i) authorizes the imposition of a foreign fire insurance tax at a rate not in excess of two percent (2%), (ii) regulates the collection and management of foreign fire insurance taxes, and (iii) provides for the establishment of a Foreign Fire Insurance Board (the "***FFI Board***") to manage such funds; and

WHEREAS, the City has previously determined that the rate of the tax or license fee to be paid by Foreign Fire Insurance Companies under the FFI Act will be 2%;

WHEREAS, Section 11-10-1 of the Illinois Municipal Code provides that foreign fire insurance tax revenues are to be paid "in the name and for the use of the municipality"; and

WHEREAS, Section 11-10-2 of the Illinois Municipal Code provides that the activities of the FFI Board are part of the City's operations and are to be included in the City's annual audit; and

WHEREAS, under Section 11-10-2 of the Illinois Municipal Code, the City Council is further authorized to appropriate foreign fire insurance tax receipts to the FFI Board; and

WHEREAS, Section 11-9 of the City Code of Crystal Lake (the "***City Code***") provides for the establishment of the FFI Board; and

WHEREAS, consistent with the requirements of Division 11-10 of the Illinois Municipal Code, the City Council has determined that it is necessary, appropriate, and in the best interests of the City and its residents to amend Section 11-9 of the City Code as hereinafter set forth;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of Crystal Lake, McHenry County, Illinois, as follows:

Section One: Recitals. The foregoing recitals are incorporated herein as findings of the Mayor and City Council.

Section Two: Amendment. Sections 11-9 of the City Code of the City of Crystal Lake is hereby amended in its entirety, so that said Section shall hereafter be and read as follows:

Section 11-9: Foreign Fire Insurance Tax Board.

(a) Foreign Fire Insurance Tax.

1. Imposition of Tax. Pursuant to Section 11-10-1 of the Illinois Municipal Code, 65 ILCS 5/11-10-1, the City hereby imposes upon every corporation, company, and association which is not incorporated under the laws of the State of Illinois and which is engaged in effecting fire insurance within the corporate limits of the City a sum in the amount of two percent (2%) of the gross receipts received from fire insurance upon property situated within the corporate limits of the City (the "***FFI Tax***").

2. Purpose of Tax. The FFI Tax is imposed for the exclusive purpose of providing for the maintenance, use, and benefit of the Fire Rescue Department of the City (the "***Department***"). For purposes of this Section 11-9, an expenditure of FFI Tax moneys shall be deemed to be for "the maintenance, use, and benefit of the fire department" only if used for:

   a. The acquisition or maintenance of firefighting equipment under the control of and on the premises of the Department;

   b. The acquisition or maintenance of training or conditioning equipment under the control of and on the premises of the Department to be used by firefighters of the Department;

   c. The acquisition or maintenance of equipment of the fire house under the control of and on the premises of the Department for the general benefit of firefighters;

   d. The payment of training or certification fees for the Department or its sworn members (but only to the extent such training or certification is expressly authorized by the Chief of the Department);

e. The cost for any bond required pursuant to this Section 11-9;

f. Costs of collection by the City of FFI Taxes or any audit of the FFI Tax fund by the City; and

g. Such other expenditures authorized by the Board (as hereinafter defined) and approved by resolution of the City Council;

(the foregoing hereinafter being referred to as an "***Authorized Expenditure***"). No Authorized Expenditure shall be for the benefit of any individual. FFI Tax moneys shall not be expended except for Authorized Expenditures approved by the Board in accordance with this Section 11-9.

(b) Tax Fund. Unless otherwise expressly provided pursuant to a resolution of the City Council, a City of Crystal Lake "FFI Tax Fund" is hereby created, and all revenue received by the City and appropriated to the Board's Treasurer from the FFI Tax shall be deposited in the FFI Tax Fund and shall be held and expended in accordance with this Section 11-9, as well as the City procurement policies.

(c) Foreign Fire Insurance Tax Board. The City of Crystal Lake Foreign Fire Insurance Tax Board (hereinafter the "***Board***") is hereby created to oversee the lawful expenditure of FFI Tax moneys.

1. The Board shall consist of seven Trustees: the Chief of the Department, who shall hold office by virtue of rank, and six members, who shall be elected at large each December on even-numbered years by the members of the Department. Each Trustee shall serve a term of two years or until his or her successor is duly elected and qualified. If there is an insufficient number of candidates to fill all these positions, the Board may operate with fewer than seven members, but not to fewer than four Trustees. Any vacancy that may occur shall be filled for the balance of the unexpired term by a special election called by the remaining members of the Board.

2. The members of the Board shall annually elect officers; from these officers shall be selected a Chair and a Treasurer. The Board may elect a Vice-Chair and Secretary.

3. The Trustees of the Board shall be authorized to make rules with respect to Board procedures and the management of the FFI Tax money appropriated to the Board; provided, however, that such

rules shall not be inconsistent with the provisions of this Section 11-9.

(d) Procedure for use and accounting of tax fund.

1. If the FFI Tax moneys are held in the FFI Tax Fund, the City Director of Finance shall provide the Treasurer of the Board a monthly accounting of receipts and expenditures of the fund.

2. If the moneys are held in an independent account pursuant to a resolution of the City Council, the Treasurer of the Board shall provide the Board and the City's Director of Finance with a monthly account of receipts and expenditures of the fund, within 10 days after the close of the previous month.

3. By the 7th of November of each year, the Board's Trustees shall approve a preliminary listing of the planned annual expenditures of the FFI Tax moneys expected to be received, and shall promptly forward same to the City Manager and Director of Finance. Planned annual expenditures shall be limited to Authorized Expenditures as defined in this Section 11-9.

4. The Board's Trustees, no later than the 14th of January of every year, shall adopt a budget of proposed expenditures (for the upcoming fiscal year) of the moneys expected to be received from the FFI Tax, and shall promptly forward same to the City Manager and Director of Finance. The final budget may be amended at any time by a majority of Trustees of the Board, prior to final adoption and consistent with established practice. Expenditures shall be made only for items specifically described in the final version as originally adopted or subsequently amended by the Board, and shall be limited to Authorized Expenditures as defined in this Section 11-9.

5. Any expenditure made from the FFI Tax moneys shall be made in accordance with City ordinances, rules, regulations, purchasing guidelines, and practices governing the procurement of goods and services as amended from time to time. In addition, consistent with the authority of the Board and the audit responsibilities of the City, expenditures of moneys from the FFI Tax Fund shall require the co-signatures of the Board's Treasurer and the City's Finance Director in accordance with the requirements of this Section 11-9.

6. The Board's Treasurer shall provide a bond to the City in an amount equal to 1.5 times the average amount of FFI Tax moneys received by the City to ensure the faithful performance by the Treasurer of duties imposed by law and the Board. The bond, the form and content of which shall be approved by the Mayor, shall be

conditioned on the faithful performance by the Treasurer of his or her duties, and shall indemnify the City and the FFI Tax Fund for any loss by reason of any neglect of duty or any act of the Treasurer.

7. To the extent allowed by law, the Board's Treasurer shall be responsible for paying the service charge levied by the Illinois Municipal League for the collection of the foreign fire insurance tax from the proceeds of that tax, provided that the service charge has not already been retained by the Illinois Municipal League prior to disbursement of the tax.

8. At no time shall the actions of the Board or its officers interfere with the rights of the Chief of the Department, the composition of the Department, or the Board of Fire and Police Commissioners, or in any way impede the ordinary operation of the Department. The City retains the right to withhold approval of any proposed expenditure of FFI Tax moneys for anything other than Authorized Expenditures approved by the Board.

9. As part of the annual municipal audit, the FFI Tax Fund (or any other account in which FFI Tax moneys are authorized to be deposited) shall be audited to verify the funds have been expended by the Board only for Authorized Expenditures approved by the Board. Unless included in the fees for the general audit of the City's finances, the cost of such audit is the responsibility of the Board payable from the FFI Tax moneys. The Board Treasurer shall cause to be completed an annual financial report of the FFI Tax fund and shall submit the same to the Board for approval. The Board Chair shall submit the financial records of the Board to the City Director of Finance for an annual audit.

(e) Limitation on Debt and Expenditures. Without the express authorization of the City Council, the Board shall not be permitted (1) to incur debt or (2) to enter into any contract or agreement for maintenance of existing equipment or for new equipment in excess of the unencumbered funds currently on deposit in, and authorized for expenditure from, the FFI Tax Fund at the time of execution of such contract or agreement.

(f) Open Meetings Act; Procedures. All meetings of the Board shall be held in accordance with the provisions of the Illinois Open Meetings Act, as may be amended from time to time, and the Board shall annually publish its regular meeting schedule, which shall include the location and time of all regular meetings. Meetings will be scheduled per the bylaws of the Board. Special meetings may be called by the Chair or at least three members of the Board. An agenda shall be published for all meetings, and during all such meetings, the Chair shall preside, or, in the absence of the Chair, the Vice Chair or Treasurer shall preside. The Chair of the Board

shall cause to be kept a complete record of the proceedings of each meeting of the Board.

(g) Annual Report. The Board shall, on or before May 31 of each year, make and file with the City Clerk an annual report of the activities of the Board during the prior year ended April 30, including a full and detailed account of all receipts and disbursements made from the FFI Tax Fund during the City's fiscal year ended immediately prior to the filing of such report. The FFI Tax Fund and all records relating thereto shall be subject to and part of the annual audit of the City.

Section Three. Effective Date. This Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form in the manner provided by law.

AYES:

NAYS:

ABSENT:

PASSED this ____ day of _____, 20__.

APPROVED by me this ____ day of _____, 20__.

_____
MAYOR

ATTEST:

_____
CITY CLERK

Agenda Item No: 10

City Council
Agenda Supplement

Meeting Date: January 3, 2017

Item: Crystal Lake Hotel Partners Staybridge Suites SUP Extension

Recommendation: Motion to grant a one-year extension to the SUP and zoning variations approval for Crystal Lake Hotel Partners at 400 Tag Way.

Contact: Michelle Rentzsch, Community Development Director

Background: The City's Unified Development Ordinance sets expiration time periods for certain approvals. A special use permit approval is valid for two years, unless extended by the City Council. A special use permit approval may be extended for a one-year period. The UDO does not limit the number of extensions for special use permits.

Previous Approvals:

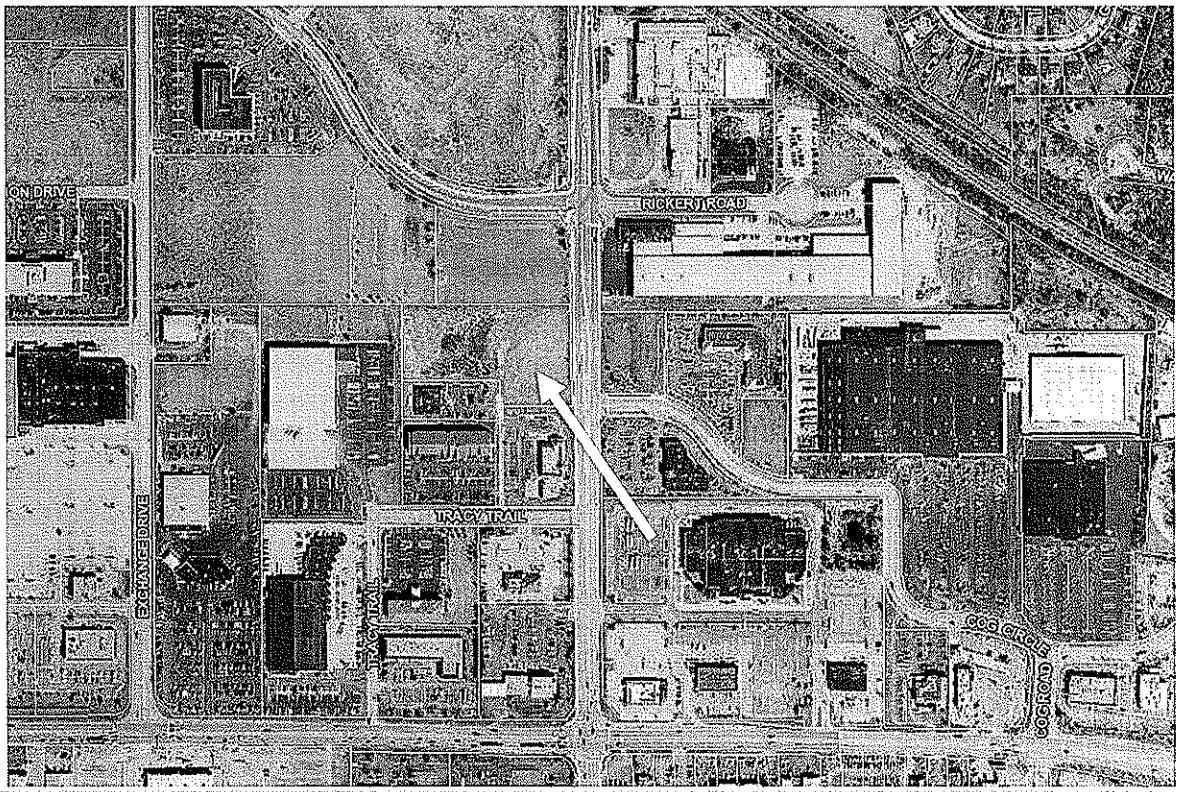
- The petitioner was granted their first one-year extension to July 2011.
- The City had approved a Comprehensive Extension for all PUD, SUP and Plat applications that extended this approval to July 2014.
- The petitioner was granted their second one-year extension to July 2015 and their third one-year extension to July 2016.

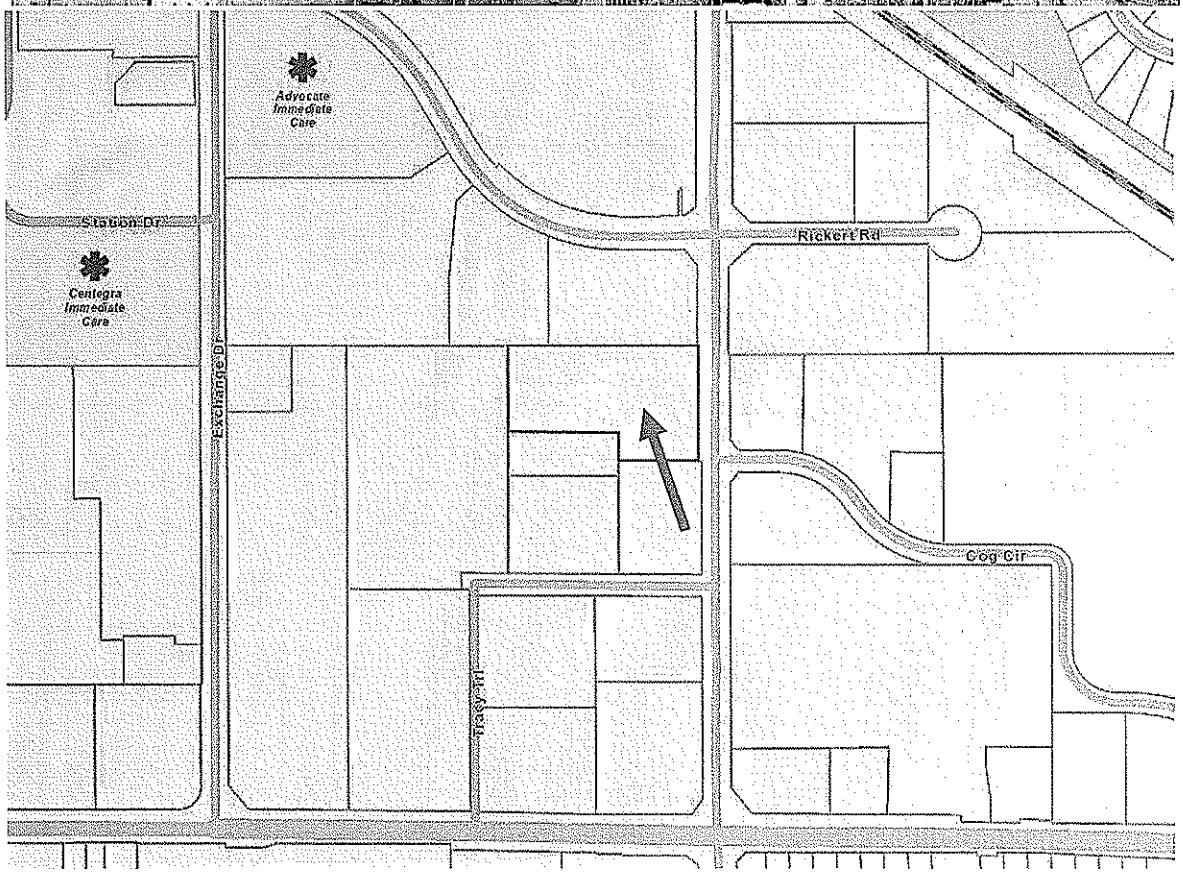
Key Factors:

- Request: To request a fourth one-year extension of the Crystal Lake Hotel Partners Staybridge Suites SUP and variations approval to July 2017.
- UDO Standard: The City Council has the authority to grant unlimited one-year extensions for special use permits.
- The City has been promoting our two approved hotel sites and keeping the zoning approval current is an important aspect of this marketing effort.

Votes Required to Pass: A simple majority vote.

Crystal Lake Hotel Partners Staybridge Suites – 400 Tag Way PIQ





Agenda Item No: 11

City Council
Agenda Supplement

Meeting Date: January 3, 2017 – Continued from the December 6, 2016 City Council meeting

ANNEXATION PUBLIC HEARING

Item: Space Management Annexation - 6905 Cog Circle

Requests:

1) Rezoning upon annexation to M-L PUD Manufacturing Limited Planned Unit Development,
2) Special Use Permit for mini warehouse self storage,
3) Special Use Permit for two wireless communication towers,
4) Special Use Permit for outdoor storage of materials, equipment and vehicles,
5) Variation from the Article 3-200 M-L zoning district bulk standards for the maximum impervious surface coverage to allow 95%, and
6) Variation from Article 4-700 to allow an 8-foot tall chain link fence with a barbwire crown.

Petitioner: Joe Gottemoller, attorney, on behalf of Pat Dunn, Dale Dunn, Paul Stany and Selma Stany

Recommendation: Motion to:
1) Adopt an ordinance authorizing execution of the annexation agreement and authorizing the Mayor and City Clerk to execute the declaration of covenants and restrictions document.
2) Adopt the annexation ordinance and approve the Planning and Zoning Commission recommendations, as modified, and adopt an ordinance for rezoning upon annexation to the M-L PUD Manufacturing-Limited Planned Unit Development District; granting special use permits for mini warehouse self storage, two wireless communication towers, and outdoor storage of materials, equipment and vehicles; and granting variations for maximum impervious coverage and the fence for the property located at 6905 Cog Circle.

Staff Contact: Michelle Rentzsch, Community Development Director

Background:

Existing Use: The property is currently occupied by multiple tenants and mini warehousing. The tenants include offices with storage, warehousing distribution, heating and cooling, a surveying company, a minor auto repair business and an artist studio.

History: This property is a county island, surrounded by the City. City staff contacted the property owner and encouraged them to file an application for annexation.

Key Factors:

- The petitioner is requesting to zone the property to M-L PUD – Manufacturing-Limited Planned Unit Development District, a variation from the maximum impervious surface coverage of 65% to allow 95%, a variation to allow the existing 8-foot chain link fence with a barbwire crown to remain, and special use permits to allow the existing mini warehouse self storage, two wireless communication towers and outdoor storage of materials, equipment and vehicles to remain.
- **Freestanding sign:** There is an existing 14-foot freestanding pole sign that is visible from Route 31. It has been the City's standard to accept freestanding pole signs on properties that are annexing as legal non-conforming structures.
- **Billboard:** After signing the petition to annex, the petitioner renegotiated the billboard lease for another 20-year term beyond the current lease termination date. The lease termination date is now June 30, 2046 for the billboard on the subject property (30 years). The annexation agreement contains language that would require covenants and restrictions be recorded on the land and the billboard would be removed after the expiration of the lease in 2046.

PZC Highlights:

- The PZC felt that the property had a hardship for the existing freestanding sign as the property is not visible from Cog Circle until you reach the subject property. The PZC recommended a sign variation for the freestanding business sign.
- The majority of the PZC felt that the billboard lease extended so far in the future that they weren't sure if it should be required to be removed. One PZC member felt the billboard should be removed at the end of the lease since it may negatively impact future development of the area.
- The PZC stated the Findings of Fact have been met.

The Planning and Zoning Commission recommended **approval (7-0)** of the petitioner's request and **recommended a variation from Article 4-1000 to allow the existing 14-foot freestanding sign to remain** with the following conditions of approval:

1. Approved plans, reflecting staff and advisory board recommendations, as approved by the City Council:
   A. Petition to Annex (Dunn and Stany, received 07/13/16)

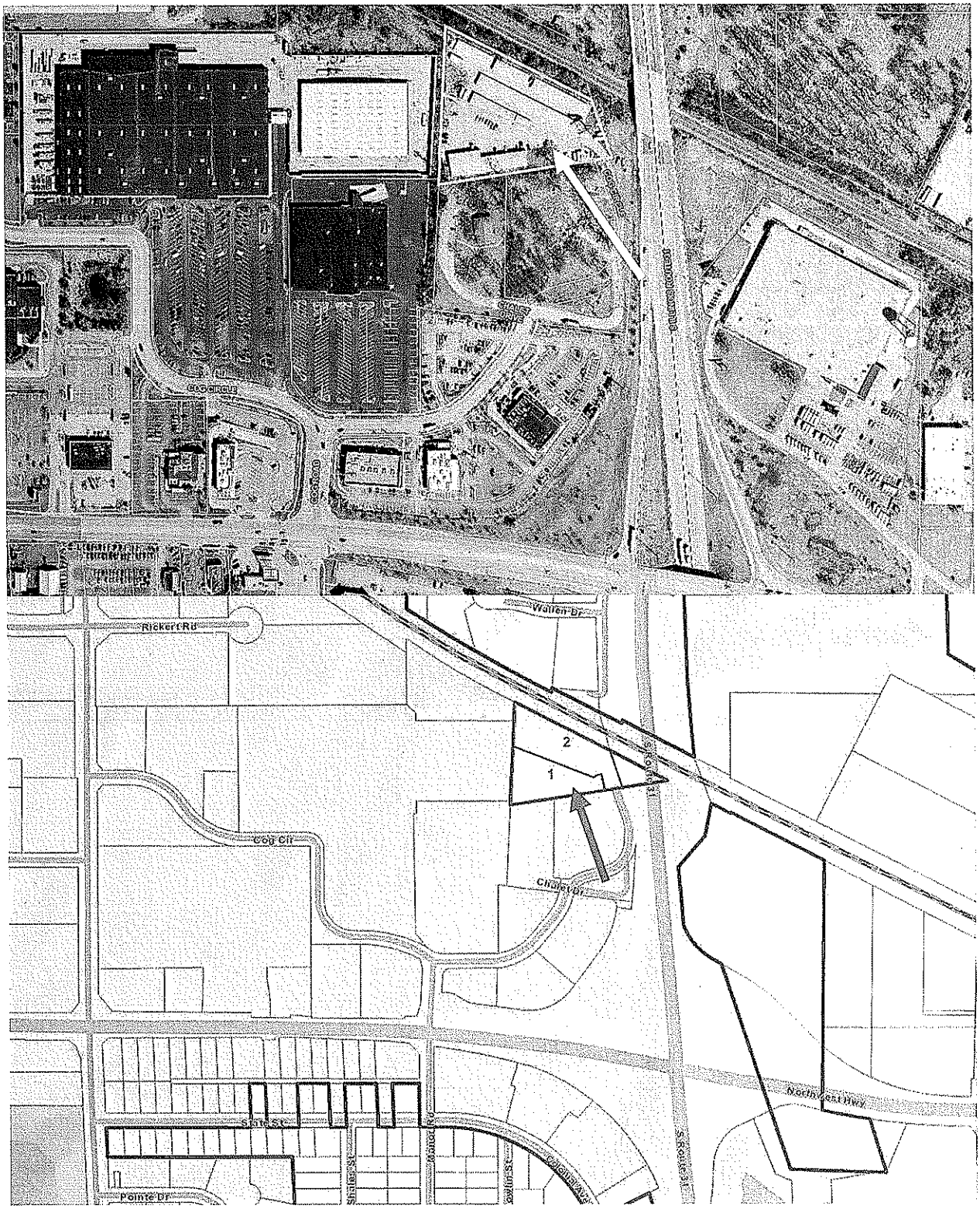
2. The outdoor storage should only be on an approved surface, the parking of vehicles on the grass is prohibited.

3. The petitioner shall comply with the requirements of the Community Development Department.

The draft annexation agreement is attached. This document has been reviewed by an attorney and staff and is an acceptable format. **The petitioner has agreed to the terms of the annexation agreement, including the conditions that stipulate the billboard's removal at the lease termination and the freestanding non-conforming sign (please see the attached letter).**

Votes Required to Pass: A super majority vote (5 votes) is required to approve the annexation agreement.

Space Management – 6905Cog Circle PIQ



Ord. No. 7294
File No. 115

DRAFT

The City of Crystal Lake Illinois

AN ORDINANCE AUTHORIZING THE EXECUTION OF AN ANNEXATION AGREEMENT

WHEREAS, Home Sate Bank Trust as Trustee of Trust Number 8027 (hereinafter, "the Owner") is the record title owner of a certain tract of land located in Algonquin Township in unincorporated McHenry County, Illinois, and legally described in Exhibit A attached hereto and by this reference incorporated herein and made a part hereof (the "Subject Property"); and

WHEREAS, there are no electors residing on the subject property; and

WHEREAS, the Subject Property consists of approximately 2.85 acres and is depicted on the plat of annexation attached as Exhibit B attached hereto (the "Plat of Annexation"); and

WHEREAS, the Subject Property is contiguous to the corporate limits of the City and is not within the corporate limits of any municipality; and

WHEREAS, the Owner desires and proposes to have the Subject Property annexed to the City of Crystal Lake pursuant to and in accordance with the provisions of Section 7-1-8 of the Illinois Municipal Code (the "Annexation"); and

WHEREAS, prior to approval of the Annexation, the City and the Owner desire to establish by agreement terms for the Annexation of the Subject Property; and

WHEREAS, pursuant to the provisions of Section 11-15.1-1 *et seq.* of the Illinois Municipal Code, a proposed annexation agreement, in substance and form substantially the same as the agreement attached hereto as Exhibit C, was submitted to the Corporate Authorities of the City of Crystal Lake and, pursuant to notice published in the Northwest Herald on September 5, 2016, as provided by statute, a public hearing was held thereon by the Corporate Authorities commencing on September 20, 2016.

WHEREAS, the Mayor and City Council of the City of Crystal Lake have found and determined that it is in the best interests of the City that an annexation agreement with the Owner be approved and the execution and attestation of such agreement be authorized;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CRYSTAL LAKE, MCHENRY ILLINOIS, AS FOLLOWS:

SECTION I: The foregoing recitals are incorporated as though fully set forth herein.

SECTION II: That the Mayor be and he is hereby authorized and directed to execute, and the City Clerk is directed to attest, the Annexation Agreement, a copy of which is attached hereto and made a part hereof as Exhibit C.

SECTION III: That this Ordinance shall be in full force and effect from and after its passage, approval and publication as provide by law.

AYES:

NAYS:

ABSENT:

PASSED this 3rd day of January, 2017.

APPROVED by me this 3rd day of January, 2017.

City of Crystal Lake, an
Illinois municipal corporation

_____

Aaron T. Shepley, Mayor

SEAL

ATTEST:

_____

Nick Kachiroubas, City Clerk

Passed: January 3, 2017
Approved: January 3, 2017

EHIBIT A
LEGAL DESCRIPTION OF SUBJECT PROPERTY

Lots 4 and 5 of C.O.G. Subdivision, being a Subdivision of part of the Southwest Quarter of Section 3, Township 43 North, Range 8 East of the Third Principal Meridian, according to the Plat thereof recorded December 23, 1977 as document no. 718831, in McHenry County, Illinois. Also, being that part of Cog Circle as vacated per document no. 2002R0087620 lying adjacent to Lots 4 & 5 of C.O.G. Subdivision, all being part of the Southwest Quarter of Section 3, Township 43 North, Range 8 East of the Third Principal Meridian, in McHenry County, Illinois.

Also, that part of the Southwest Quarter of Section 3, Township 43 North, Range 8 East of the Third Principal Meridian lying Easterly of Lot 5 of C.O.G. Subdivision, according to the Plat recorded December 23, 1977 as document no. 718831, described as follows: Commencing at the Northeast corner of said Lot 5 of C.O.G. Subdivision, thence Southeasterly along the South Right-of-Way line of the Chicago & Northwestern Railway 264.3 feet more or less to a point on the South Right-of-Way line of the Chicago & Northwestern Railway that is the intersection of the extension of the Southerly lot line of Lot 4 of C.O.G. Subdivision and the South Right-of-Way line of the Chicago & Northwestern Railway, thence Southwest along said extension of the Southerly lot line of Lot 4 of C.O.G. Subdivision to a point that is the intersection of the Westerly Right-of-Way line of State Route 31 and the Southeast corner of vacated Cog Circle as vacated per document no. 2002R0087620, thence Northwest along the East lot line of Lot 5 of C.O.G. Subdivision to the point of beginning, in McHenry County, Illinois. (For the purposes of annexing to the far side of the right-of-way.)

Commonly known as 6905 COG Circle, Crystal Lake, Illinois 60014 (PINs 19-03-378-008 & 19-03-378-009)

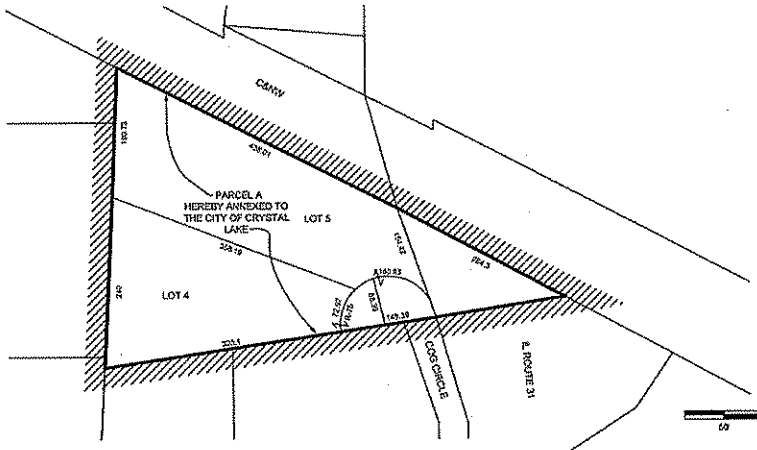
EXHIBIT B
PLAT OF ANNEXATION

PLAT OF ANNEXATION

PARCEL A: LOTS 4 AND 5 OF C.O.G. SUBDIVISION, BEING A SUBDIVISION OF PART OF THE SOUTHWEST QUARTER OF SECTION 3, TOWNSHIP 43 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED DECEMBER 23, 1977 AS DOCUMENT NO. 718831, IN MCHENRY COUNTY, ILLINOIS. ALSO, BEING THAT PART OF COG CIRCLE AS VACATED PER DOCUMENT NO. 2002R0087029 LYING ADJACENT TO LOTS 4 & 5 OF C.O.G. SUBDIVISION, ALL BEING PART OF THE SOUTHWEST QUARTER OF SECTION 3, TOWNSHIP 43 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN MCHENRY COUNTY, ILLINOIS.

ALSO, THAT PART OF THE SOUTHWEST QUARTER OF SECTION 3, TOWNSHIP 43 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN LYING EASTERLY OF LOT 5 OF C.O.G. SUBDIVISION, ACCORDING TO THE PLAT RECORDED DECEMBER 23, 1977 AS DOCUMENT NO. 718831, DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF SAID LOT 5 OF C.O.G. SUBDIVISION, THENCE SOUTHEASTERLY ALONG THE SOUTH RIGHT-OF-WAY LINE OF THE CHICAGO & NORTHWESTERN RAILWAY 264.3 FEET MORE OR LESS TO A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF THE CHICAGO & NORTHWESTERN RAILWAY THAT IS THE INTERSECTION OF THE EXTENSION OF THE SOUTHERLY LOT LINE OF LOT 4 OF C.O.G. SUBDIVISION AND THE SOUTH RIGHT-OF-WAY LINE OF THE CHICAGO & NORTHWESTERN RAILWAY, THENCE SOUTHWEST ALONG SAID EXTENSION OF THE SOUTHERLY LOT LINE OF LOT 4 OF C.O.G. SUBDIVISION TO A POINT THAT IS THE INTERSECTION OF THE WESTERLY RIGHT-OF-WAY LINE OF STATE ROUTE 31 AND THE SOUTHEAST CORNER OF VACATED COG CIRCLE AS VACATED PER DOCUMENT NO. 2002R0087029, THENCE NORTHWEST ALONG THE EAST LOT LINE OF LOT 5 OF C.O.G. SUBDIVISION TO THE POINT OF BEGINNING, IN MCHENRY COUNTY, ILLINOIS. (FOR THE PURPOSES OF ANNEXING TO THE FAR SIDE OF THE RIGHT-OF-WAY.)

PROPERTY INDEX NUMBER(S) (PIN) : 19-03-378-005, 19-03-378-039 COMMONLY KNOWN AS 6905 COG CIRCLE



APPROVED:

DATED: 9/14/16

ABIGAIL LYNN WILGREEN
062-060870
REGISTERED PROFESSIONAL ENGINEER
STATE OF ILLINOIS

LEGEND
BOUNDARY LINE (HEAVY SOLID LINE)
PARCEL LINE (SOLID LINE)
EXISTING CITY OF CRYSTAL LAKE CORPORATE LIMITS (SOLID LINE)

PREPARED BY:	City of Crystal Lake Community Development 100 West Woodstock St Crystal Lake, Illinois 60014
DRAWN BY:	DG
CHECKED BY:	KC
COMPLETION DATE:	8/22/16

City of Crystal Lake Illinois

SHEET 1 OF 1

EXHIBIT C
ANNEXATION AGREEMENT

Ord. No. 7295
File No. 115

DRAFT

The City of Crystal Lake Illinois

AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE CITY OF CRYSTAL LAKE, McHENRY COUNTY, ILLINOIS

WHEREAS, a written Petition, signed by the legal owners of all land within the territory hereinafter described, has been filed with the City Clerk of the City of Crystal Lake, McHenry County, Illinois, requesting that said territory be annexed to the City of Crystal Lake; and

WHEREAS, the said territory is not within the corporate limits of any municipality but is contiguous to the City of Crystal Lake; and

WHEREAS, said territory is not part of any public library district; and

WHEREAS, legal notices regarding the intention of the City to annex said territory have been sent to all public bodies required to receive such notice by State statute; and

WHEREAS, all Petitions, documents and other necessary legal requirements are in full compliance with the requirements of the Statues of the State of Illinois, specifically 65 ILCS 5/7-1-8; and

WHEREAS, annexation of the territory by the City is also authorized under, and is in compliance with the requirements of, Section 7-1-10 of the Illinois Municipal Code, 65ILCS 5/7-1-10; and

WHEREAS, it is in the best interests of the City of Crystal Lake that said territory be annexed thereto.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CRYSTAL LAKE, McHENRY COUNTY, ILLINOIS, as follows:

SECTION I: The foregoing recitals are hereby incorporated into and made a part of this Ordinance as if fully set forth.

SECTION II: That the territory legally described in Exhibit "A" attached hereto and made a part hereof, be and the same is hereby annexed to the City of Crystal Lake, McHenry County, Illinois.

SECTION III: That the City Clerk of the City of Crystal Lake is hereby directed to record in the Office of the Recorder of Deeds of McHenry County, Illinois, being the County in which the aforesaid annexed territory is situated, a certified copy of this Ordinance together with an accurate map of the territory hereby annexed, said map being attached hereto and made a part hereof and labeled Exhibit "B". Additionally, the City Clerk is authorized and directed to cause a certified copy of this Ordinance, together with an accurate map to be filed in the Office of the County Clerk of McHenry County, Illinois.

SECTION IV: That this Ordinance shall be in full force and effect from and after its passage and approval.

AYES:

NAYS:

ABSENT:

PASSED this 3rd day of January, 2017.

APPROVED by me this 3rd day of January, 2017.

City of Crystal Lake, an
Illinois municipal corporation

_____

Aaron T. Shepley, Mayor

SEAL

ATTEST:

_____

Nick Kachiroubas, City Clerk

Passed: January 3, 2017
Approved: January 3, 2017

CERTIFICATION

I, NICK KACHIROUBAS, do hereby certify that I am the duly elected, authorized and acting City Clerk of the City of Crystal Lake, County of McHenry, and State of Illinois, and that as such City Clerk I am the keeper of the records and minutes of the proceedings of the Mayor and Councilmembers to the said City.

I do hereby certify that the following "AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE CITY OF CRYSTAL LAKE, McHENRY COUNTY, ILLINOIS" is a true and correct copy of Ordinance Number _____ duly passed and approved at a regular meeting of said Mayor and Council; held on the _____ day of _____ 20__, at which time ___ councilmembers were present and ___ councilmembers were absent.

Motion was made by Councilmember _____ and seconded by Councilmember _____ that the following Ordinance be passed and approved. Upon roll-call vote, ___ councilmembers voted AYE and _____ councilmembers voted NAY; whereupon said Ordinance was declared duly passed and was thereupon approved by the Mayor.

_____
CITY CLERK

(SEAL)

Return to:
City of Crystal Lake
100 W. Woodstock Street
Crystal Lake, IL 60014

EXHIBIT A

Lots 4 and 5 of C.O.G. Subdivision, being a Subdivision of part of the Southwest Quarter of Section 3, Township 43 North, Range 8 East of the Third Principal Meridian, according to the Plat thereof recorded December 23, 1977 as document no. 718831, in McHenry County, Illinois. Also, being that part of Cog Circle as vacated per document no. 2002R0087620 lying adjacent to Lots 4 & 5 of C.O.G. Subdivision, all being part of the Southwest Quarter of Section 3, Township 43 North, Range 8 East of the Third Principal Meridian, in McHenry County, Illinois.

Also, that part of the Southwest Quarter of Section 3, Township 43 North, Range 8 East of the Third Principal Meridian lying Easterly of Lot 5 of C.O.G. Subdivision, according to the Plat recorded December 23, 1977 as document no. 718831, described as follows: Commencing at the Northeast corner of said Lot 5 of C.O.G. Subdivision, thence Southeasterly along the South Right-of-Way line of the Chicago & Northwestern Railway 264.3 feet more or less to a point on the South Right-of-Way line of the Chicago & Northwestern Railway that is the intersection of the extension of the Southerly lot line of Lot 4 of C.O.G. Subdivision and the South Right-of-Way line of the Chicago & Northwestern Railway, thence Southwest along said extension of the Southerly lot line of Lot 4 of C.O.G. Subdivision to a point that is the intersection of the Westerly Right-of-Way line of State Route 31 and the Southeast corner of vacated Cog Circle as vacated per document no. 2002R0087620, thence Northwest along the East lot line of Lot 5 of C.O.G. Subdivision to the point of beginning, in McHenry County, Illinois. (For the purposes of annexing to the far side of the right-of-way.)

Commonly known as 6905 COG Circle, Crystal Lake, Illinois 60014 (PINs 19-03-378-008 & 19-03-378-009)

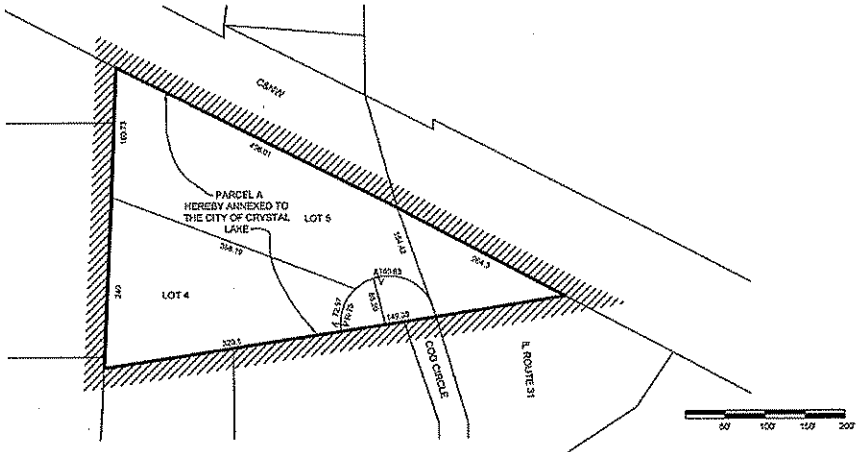
EXHIBIT B

PLAT OF ANNEXATION

PARCEL A: LOTS 4 AND 5 OF C.O.G. SUBDIVISION, BEING A SUBDIVISION OF PART OF THE SOUTHWEST QUARTER OF SECTION 3, TOWNSHIP 43 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED DECEMBER 23, 1977 AS DOCUMENT NO. 718631, IN MCHENRY COUNTY, ILLINOIS. ALSO, BEING THAT PART OF COG CIRCLE AS VACATED PER DOCUMENT NO. 2002R0057620 LYING ADJACENT TO LOTS 4 & 5 OF C.O.G. SUBDIVISION, ALL BEING PART OF THE SOUTHWEST QUARTER OF SECTION 3, TOWNSHIP 43 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN MCHENRY COUNTY, ILLINOIS.

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PROPERTY INDEX NUMBER(S) (PIN) : 19-03-378-008, 19-03-378-009 COMMONLY KNOWN AS 5905 COG CIRCLE



APPROVED:
COMMUNITY DEVELOPMENT DIRECTOR
DATED: 9/14/16

ABIGAIL LYNN WILDREEN
ILLINOIS PROFESSIONAL ENGINEER
STATE OF ILLINOIS

LEGEND
BOUNDARY LINE (HEAVY SOLID LINE)
PARCEL LINE (SOLID LINE)
EXISTING CITY OF CRYSTAL LAKE CORPORATE LIMITS (SOLID LINE)

PREPARED BY:	City of Crystal Lake Community Development 100 West Woodstock St Crystal Lake, Illinois 60014
DRAWN BY:	DD
CHECKED BY:	KC
COMPLETION DATE:	8/22/16

City of Crystal Lake Illinois

SHEET 1 OF 1

Ord. No. 7296
File No. 115

DRAFT

The City of Crystal Lake Illinois

AN ORDINANCE ZONING CERTAIN PROPERTY "M-L PUD" MANUFACTURING LIMITED PLANNED UNIT DEVELOPMENT DISTRICT AND GRANTING SPECIAL USE PERMITS AND VARIATIONS

WHEREAS, Home Sate Bank Trust as Trustee of Trust Number 8027 (hereinafter, the "Owner") is the owner of property legally described in Exhibit A, attached hereto (hereinafter, the "Subject Property"); and

WHEREAS, pursuant to an application filed by the Owner, the Planning and Zoning Commission of the City of Crystal Lake, pursuant to notice duly published on August 23, 2016 in the Northwest Herald, held a public hearing at 7:30 p.m., on September 7, 2016 at City Hall at 100 W. Woodstock Street, Crystal Lake, Illinois to consider the proposed zoning of the Subject Property to "M-L PUD" Manufacturing Limited Planned Unit Development District and granting of Special Use Permits for: A. mini warehouse self storage; B. two wireless communication towers; C. outdoor storage of materials, equipment and vehicles; and Variations from: A. Article 3-200 M-L zoning district bulk standards for the maximum impervious surface coverage to allow 95%; B. Article 4-700 to allow an 8-foot tall chain link fence with a barbwire crown; and

WHEREAS, on September 7, 2016, the Planning and Zoning Commission, having fully

heard and considered the testimony of all those present at the public hearing who wished to testify, made findings of fact as required by law and recommended to the Mayor and City Council of the City of Crystal Lake that the zoning of the Property be changed to "M-L PUD" Manufacturing-Limited Planned Unit Development and Special Use Permits for: A. mini warehouse self storage; B. two wireless communication towers; C. outdoor storage of materials, equipment and vehicles; and Variations from: A. Article 3-200 M-L zoning district bulk standards for the maximum impervious surface coverage to allow 95%; B. Article 4-700 to allow an 8-foot tall chain link fence with a barbwire crown all as more specifically set forth in that certain Report of the Planning and Zoning Commission in Case #2012-75, dated as of September 8, 2016; and

WHEREAS, the City Council of the City of Crystal Lake, pursuant to notice duly published on September 5, 2016 in the Northwest Herald, held a public hearing at 7:30 p.m., on September 20, 2016 at City Hall at 100 W. Woodstock Street, Crystal Lake, Illinois to consider the proposed annexation of the subject property; and

WHEREAS, said territory is the subject of a certain Annexation Agreement; and

WHEREAS, said territory has been duly annexed by ordinance to the City of Crystal Lake; and

WHEREAS, it is in the best interests of the City of Crystal Lake that Special Use Permits for: A. mini warehouse self storage; B. two wireless communication towers; C. outdoor storage of materials, equipment and vehicles; and Variations from: A. Article 3-200 M-L zoning district bulk standards for the maximum impervious surface coverage to allow 95%; B. Article 4-700 to allow an 8-foot tall chain link fence with a barbwire crown; and

WHEREAS, by the terms of said Annexation Agreement, said territory is to be zoned "M-L PUD" Manufacturing Limited Planned Unit Development zoning; and

WHEREAS, it is in the best interests of the City of Crystal Lake that the property legally described herein below be classified and zoned as indicated.

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CRYSTAL LAKE, McHENRY COUNTY, ILLINOIS, as follows:

SECTION I: Recitals: The foregoing recitals are hereby incorporated by reference as though fully set forth herein.

SECTION II: That the Subject Property is hereby zoned and classified "M-L PUD" Manufacturing Limited Planned Unit Development district.

SECTION III: That the Planned Unit Development, Special Use Permits and Variations are hereby granted for the Subject Property for outdoor storage of material and equipment subject to the following conditions:

1. Approved plans, reflecting staff and advisory board recommendations, as approved by the City Council:
   A. Petition to Annex (Dunn and Stany, received 07/13/16)

2. The outdoor storage should only be on an approved surface, the parking of vehicles on the grass is prohibited.

3. The petitioner shall comply with the requirements of the Community Development Department.

SECTION IV: That the City Clerk is hereby directed to amend the official zoning map of the City of Crystal Lake and all pertinent records of the City of Crystal Lake to show the Planned Unit Development, Special Use Permits, Variations and zoning classification of the above-described property in accordance with the provisions of this Ordinance, as provided by law.

SECTION V: That this Ordinance shall be in full force and effect from and after its passage, approval and publication as provide by law.

AYES:

NAYS:

ABSENT:

PASSED this 3rd day of January, 2017.

APPROVED by me this 3rd day of January, 2017.

City of Crystal Lake, an
Illinois municipal corporation

_____
Aaron T. Shepley, Mayor

SEAL

ATTEST:

_____
Nick Kachiroubas, City Clerk

Passed: January 3, 2017
Approved: January 3, 2017

EXHIBIT A

Lots 4 and 5 of C.O.G. Subdivision, being a Subdivision of part of the Southwest Quarter of Section 3, Township 43 North, Range 8 East of the Third Principal Meridian, according to the Plat thereof recorded December 23, 1977 as document no. 718831, in McHenry County, Illinois. Also, being that part of Cog Circle as vacated per document no. 2002R0087620 lying adjacent to Lots 4 & 5 of C.O.G. Subdivision, all being part of the Southwest Quarter of Section 3, Township 43 North, Range 8 East of the Third Principal Meridian, in McHenry County, Illinois.

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Commonly known as 6905 COG Circle, Crystal Lake, Illinois 60014 (PINs 19-03-378-008 & 19-03-378-009)

Agenda Item No: 12

City Council
Agenda Supplement

Meeting Date: January 3, 2017

Item: Library Expansion Advisory Referendum Question

City Council Discretion:

1) A motion to adopt an ordinance authorizing the Crystal Lake Public Library expansion advisory question to be placed on the April 4, 2017 election ballot.

2) No Action.

Staff Contact: Nick Kachiroubas, City Clerk

Background:

Following the results of the November 8, 2016 library building referendum (56% no / 44% yes), the Library Board conducted a meeting on December 21, 2016 to discuss future actions. At this meeting, the Library Board approved a recommendation to the City Council that an advisory referendum question be placed on the April 4, 2017 ballot. A letter dated December 22, 2016 from the Library Board is attached formally requesting the advisory referendum question. An advisory referendum, which is allowed under the State Election Code, is strictly advisory and has no legal effect if adopted or rejected.

The Crystal Lake Public Library is a semi-autonomous municipal corporation organized under the Local Library Act [75 ILCS 5/1-1 et seq.] and is governed by a Board of Library Trustees, appointed by the City of Crystal Lake Mayor with City Council approval. Day-to-day operations are managed by an Executive Director hired and supervised by the Library Board of Trustees. The Crystal Lake Library Board of Trustees does not have the ability to issue debt. Any library organized under the Local Library Act can only issue bonds with the permission of corporate authorities of the City. Because the Crystal Lake Library is a component unit of the City of Crystal Lake, the Library cannot issue debt on its own. Instead, any bond issuance would need to be approved by the City Council.

In the attached Library Board letter, the Library Board recommended modifying the referendum question wording for the April 4, 2017 ballot. The rational for the wording modification is outlined in the December 22, 2016 letter and summarized on page 2 of this agenda supplement.

Previous Language – November 8, 2016 Election	Requested Language – April 4, 2017 Election
"Shall bonds in the amount of $30,100,000 be issued by the City of Crystal Lake, McHenry County, Illinois, on behalf of the Crystal Lake Public Library, for the purpose of constructing a replacement library building adjacent to the existing library and acquiring necessary furnishings and equipment, which amounts to an estimated increase of $132 per year for a $200,000 market value home?"	"CITY OF CRYSTAL LAKE - PUBLIC LIBRARY ADVISORY QUESTION: Shall bonds in the amount of $30,100,000 be issued by the City of Crystal Lake, McHenry County, Illinois, on behalf of the Crystal Lake Public Library, for the purpose of constructing a replacement library building adjacent to the existing library and acquiring necessary furnishings and equipment, which amounts to an estimated increase of $132 per year for a home with a fair cash value of $200,000?"

Representatives from the Crystal Lake Library will be in attendance at the January 3, 2017 City Council meeting to formally request that the City Council adopt an ordinance authorizing the Crystal Lake Public Library expansion advisory question to be placed on the April 4, 2017 election.

Below are the next steps assuming that an advisory referendum question would be placed on the April 4, 2017 ballot.

April 4, 2017 Consolidated Election Timeline	
Last Day for local governing boards to adopt a resolution or ordinance for public questions to appear on the ballot	The day of January 17, 2017
Public Question Certification with the County. Last day for the City to submit the public question to the County.	January 26, 2017 (should be submitted a week in advance, since the County will do a layout and proof the submission).
Referendum Election Day	Tuesday, April 4, 2017

Votes Required to Pass:
Simple Majority

Ord. No. ____
File No. ____

DRAFT

The City of Crystal Lake Illinois

AN ORDINANCE TO PLACE ADVISORY REFERENDUM ON THE BALLOT AT THE NEXT ELECTION IN THE CITY OF CRYSTAL LAKE, ILLINOIS

WHEREAS, the City of Crystal Lake is a home rule unit of local government under and pursuant to Section 6 of Article VII of the Constitution of the State of Illinois and has the authority to exercise any power and perform any function pertaining to its government and affairs, including but not limited to the power to regulate for the protection of the public health, safety, morals, and welfare; and,

WHEREAS, the Crystal Lake Library is a semi-autonomous municipal corporation organized under the Local Library Act [75 ILCS 5/1-1 et seq.] and is governed by a board of library trustees, appointed by the City of Crystal Lake Mayor with City Council approval; and,

WHEREAS, the Crystal Lake Library can only issue bonds with the permission of corporate authorities of the City; and,

WHEREAS, the Crystal Lake Library has conducted four community engagement sessions to discuss the possibility of expanding the existing library; and,

WHEREAS, based on the outcome of the community engagement sessions, at their June 29, 2016 meeting, the Crystal Lake Library Board voted unanimously to recommend to the City Council that a new 75,000 square foot Library be built be built adjacent to the current location; and,

WHEREAS, the Crystal Lake Library Board is recommending that an advisory referendum question be placed at the next regularly scheduled election in the municipality; and,

WHEREAS, the Illinois Municipal Code (65 ILCS 5/3.1-40-60) allows the City of Crystal Lake, by a vote of the majority of the members of the City Council, to authorize an advisory question of public policy to be placed on the ballot at the next regularly scheduled election in the municipality; and,

WHEREAS, that the next regularly scheduled election in the City of Crystal Lake is April 4, 2017; and,

WHEREAS, the City of Crystal Lake has determined it is in the best interest of the health, safety and welfare of the residents of the City of Crystal Lake to place on the ballot at the next regularly scheduled election for the municipality to be held on April 4, 2017, an advisory question of public policy;

NOW THEREFORE BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CRYSTAL LAKE, MCHENRY COUNTY, ILLINOIS, AS FOLLOWS:

Section One. An advisory referendum shall be placed by the County Clerk of McHenry County on the April 4, 2017 ballot for all voters residing in the City of Crystal Lake to vote on the following question:

NONBINDING REFERENDUM

CITY OF CRYSTAL LAKE - PUBLIC LIBRARY ADVISORY QUESTION: Shall bonds in the amount of $30,100,000 be issued by the City of Crystal Lake, McHenry County, Illinois, on behalf of the Crystal Lake Public Library, for the purpose of constructing a replacement library building adjacent to the existing library and acquiring necessary furnishings and equipment, which amounts to an estimated increase of $132 per year for a home with a fair cash value of $200,000?	YES ____	NO ____

Section Two. Following the passage of this ordinance, the City Clerk shall forthwith forward to the McHenry County Clerk the foregoing advisory question of public policy in the form set forth above, along with a version of the foregoing question translated by certified translator into Spanish.

Section Three. Severability. If any section, paragraph or provision of this ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this ordinance.

Section Four. Repeal. All ordinances, resolutions, motions or parts thereof in conflict herewith shall be and the same are hereby repealed.

Section Five. Publication. This ordinance shall be in full force and effect forthwith upon its adoption, approval and publication in pamphlet form as provided by law.

DATED at Crystal Lake, Illinois, this 3rd day of January, 2017.

City of Crystal Lake, an
Illinois municipal corporation

_____
Aaron T. Shepley, Mayor

SEAL

ATTEST:

_____
Nick Kachiroubas, City Clerk

Passed:
Approved:

Crystal Lake Public Library
Learn • Enjoy • Explore

Crystal Lake Public Library
126 Paddock Street, Crystal Lake, IL 60014 | 815.459.1687 | fax 815.459.9581 | www.clpl.org

December 22, 2016

Mayor Aaron Shepley
Crystal Lake City Council
City of Crystal Lake
100 Woodstock St.
Crystal Lake, IL 60014

Dear Mayor & members of the City Council,

As you know, the Library Board has been working on resolving the problems and shortcomings with the current library facility for many, many years:

- 1995 - Last building addition– interim step until population of Crystal Lake stabilized
- 2004 – Advisory Referendum for $18.8 million to build a new Library at a different location. Referendum failed.
- 2005 – Public Opinion Survey conducted and Citizens Library Advisory Committee formed to study next steps. Conclusion – Stay where you are and Make do for now.
- 2007 – Project Shoehorn – stop gap improvements to maximize use of the current square footage to make do for another 5-7 years.
- 2010 – First Capital Reserve Study – assessment of current facility: projected life remaining in all elements of the structure & equipment; estimated costs to replace those components
- 2011 – Community Needs Assessment involving over 100 community members – Board members concluded that work on a better Library facility was again a priority
- 2011-12 – Space Needs Assessment with Anders Dahlgren of Library Planning Associates, included benchmarking & comparisons to other communities; defined all spaces needed to serve the community
- 2012 – Applied for Illinois State Library Construction Grant funds for a $28 million, 85,000 sf Library facility that included a 2-story parking structure at the current location. Crystal Lake was 47th out of 49 applications.
- 2012 – City Council & Library Board met to discuss next steps. City Council tasked Library Board with investigating all possible sites, including any vacant D47 schools.
- 2012-2013 – Site Comparison Study conducted. Grant application concept and 23 other locations evaluated; 39 total options considered. Ultimate conclusion – stay at current location & acquire additional adjacent properties to include surface parking.
- 2013-2014 – Development Study to determine feasibility of private funding. Conclusion – referendum needs to be passed first, then donors may be willing to contribute on top of base funding.

- 2014-present - work on acquiring adjacent properties.
- 2015 - Capital Reserve Study from 2010 was updated.
- 2015 - Construction Management firm hired to assist with estimating costs of project.
- 2015 - Public Policy Consultant hired to assist with public education steps.
- 2016 - Public Policy Consultant conducted a public survey on use and perceptions of Library services.
- 2016 - Facilitating Team (16 community, Board & Staff members) formed to spearhead Community Engagement Process.
- 2016 - Four Community Engagement Sessions, plus one condensed daytime session, held over the course of four months involving 358 attendees (192 unique individuals). Consensus - replace the current Library building.
- 2016 - Advisory Referendum on Nov 8 ballot. Considerable effort to educate the public on the building needs resulted in vote tally of 55% no, 45% yes.
- 2016 - Library Board considered alternate options again at November 16 Library Board meeting through a presentation from Joe Huberty, Engberg Anderson, and Doug Lim, Gilbane Construction Management. The Board discussed these alternatives at a special meeting on December 7. The consensus of the Board was that doing nothing is not an option and building a new Library is still the best use of taxpayer funds. Efforts need to continue to educate the public as to the needs and reasons why a new Library building is needed in Crystal Lake.

At its December 21, 2016 meeting, the Library Board approved the recommendation to the City Council that the referendum question be placed on the April 4, 2017 ballot for a new 75,000 sf Library to be built adjacent to the current location with a few changes to the wording for the Advisory Referendum ballot question: *"CITY OF CRYSTAL LAKE – PUBLIC LIBRARY ADVISORY QUESTION: Shall bonds in the amount of $30,100,000 be issued by the City of Crystal Lake, McHenry County, Illinois, on behalf of the Crystal Lake Public Library, for the purpose of constructing a replacement library building adjacent to the existing library and acquiring necessary furnishings and equipment, which amounts to an estimated increase of $132 per year for a home with a fair cash value of $200,000?"*

The Library Board recommends these changes because despite extensive efforts to educate voters on the wording of the ballot question there was still a lot of confusion.

- Some residents claimed that the question did not appear on their ballot. They were looking for mention of the library in the header of the question.
- Numerous residents reported confusion since their tax bill uses the term "fair cash value" while the ballot question referenced a "market value."

Please let me know if there are any questions. Thank you.

Sincerely,

Teresa Reece

Teresa Reece, President
Board of Library Trustees of the City of Crystal Lake

Agenda Item No: 13

City Council
Agenda Supplement

Meeting Date: January 3, 2017

Item: Repeal of Chapter 385, Article III; *Transient Vendors*

Staff Recommendation: A motion to repeal Chapter 385, Article III of the City Code; *Transient Vendors*, and prohibit transient and itinerant vendors from operating within the corporate limits of the City.

Staff Contact: Michelle Rentzsch, Director of Community Development
James Black, Chief of Police

Background:
Based on recent City Council direction, the prohibition of transient vendors was researched. For background, the City adopted Chapter 385, Article III, relating to the licensing and regulation of transient and itinerant vendors, into City Code on January 19, 1993. The adopted Code closely mirrors Illinois State law (see Chapter 225 ILCS Article 465; Transient Merchant Act of 1987). This State law grants authority to local units of government to license and regulate transient and itinerant vendors so long as the local authority does so in a manner consistent with State law. Additionally, under the Illinois Municipal Code (see Chapter 65 ILCS Article 5, Section 11-42-5), State law also grants local units of government the authority to prohibit transient and itinerant vendors from operating within their corporate limits.

Recommendation:
City staff recommends that Chapter 385, Article III of the City Code, regulating transient and itinerant vendors, be repealed. Staff further recommends transient and itinerant vendors be expressly prohibited from conducting business within the corporate limits of the City of Crystal Lake. The attached ordinance effectuates this repeal and prohibition.

The attached ordinance has been review by special counsel and is in an acceptable format.

Votes Required to Pass:

Simple Majority

DRAFT

The City of Crystal Lake Illinois

AN ORDINANCE AMENDING VARIOUS SECTIONS OF THE CODE OF ORDINANCES OF THE CITY OF CRYSTAL LAKE, ILLINOIS

WHEREAS, the City is a home rule municipality with authority under the provisions of Article VII, Section 6 of the Illinois Constitution; and

WHEREAS, 65 ILCS 5/11-42-5 of the Illinois Municipal Code provides that the corporate authorities of each municipality may license, tax, regulate, or prohibit hawkers, peddlers, pawnbrokers, itinerant merchants, transient vendors of merchandise, theatricals and other exhibitions, shows, and amusements and may license, tax, and regulate all places for eating or amusement; and

WHEREAS, the Mayor and City Council of the City of Crystal Lake and found and determined that it is in the best interests of the City to prohibit transient vendors from engaging in business within the corporate limits of the City, except as may be expressly allowed by the City Code;

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CRYSTAL LAKE AS FOLLOWS:

SECTION I: That Section 385-18 be amended to read as follows:

Prohibition of Itinerant Vendors and Transient Merchants

Except as otherwise provided in this Code, Itinerant Vendors and Transient Merchants, as defined herein, are prohibited from operating within the corporate limits of the City of Crystal Lake.

SECTION II: That Sections 385-19, 385-20, 385-21, 385-22, 385-23, 385-24, 385-25, 385-26, be deleted.

SECTION III: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION IV: That this Ordinance shall be in full force and effect from and after its passage, approval, and publication as provide by law.

DATED at Crystal Lake, Illinois, this 3rd day of January, 2017.

CITY OF CRYSTAL LAKE, an Illinois Municipal Corporation

BY: _____
AARON T. SHEPLEY, MAYOR

SEAL

ATTEST:

_____
CITY CLERK

PASSED: January 3, 2017

APPROVED: January 3, 2017

Published in pamphlet form by the authority of the Mayor and City Council of the City of Crystal Lake.

Agenda Item No: 14

City Council
Agenda Supplement

Meeting Date: January 3, 2017

Item: NASPO Value Point Cooperative Purchasing Agreement

Staff Recommendation: Motion to adopt a resolution authorizing the City Manager to execute a cooperative agreement with NASPO Value Point.

Staff Contact: Michael Magnuson, P.E., Director of Public Works
George J. Koczwara, Director of Finance

Background:
On December 18, 2012, City Council adopted a resolution authorizing the City Manager to execute several cooperative purchasing agreements. The primary role of public procurement is to obtain quality goods and services to support effective and efficient government while ensuring the prudent use of public funds. Effective public procurement adds value to government purchasing by:

- providing efficient delivery of products and services;
- obtaining best value through competition;
- offering fair and equitable competitive contracting opportunities for suppliers; and
- maintaining public confidence through ethical and transparent procurement practices.

Cooperative contracts are increasingly popular at the federal, state, and local levels. Cooperative purchasing is popular because it can save significant time and money in contract production as well as lower contract prices through the power of aggregation.

In simple terms, cooperative purchasing involves sharing procurement contracts between governments. The Government Contract Reference Book defines cooperative purchasing as two or more governments purchasing under the same contract. The ABA Model Procurement Code for State and Local Governments definition is more expansive: "Cooperative Purchasing means procurement conducted by, or on behalf of, one or more Public Procurement Units, as defined in this Code." Under this definition, one could construe state central procurement programs, many of which date back nearly 100 years, as the first form of cooperative purchasing.

In addition to the common concept of two or more governments sharing procurement contracts, cooperative purchasing may also include shared procurement programs and resources, including

advice and assistance. Cooperative purchasing in Illinois is authorized by the Illinois Intergovernmental Cooperation Act (5 ILCS 220).

In 2012, the City Council authorized the following cooperative agreements:

- Cooperative Purchasing through the U.S. Government's General Services Administration
- National Joint Powers Alliance
- HGACBuy
- Public Sourcing Solutions
- U.S. Communities
- National Intergovernmental Purchasing Alliance
- The Cooperative Purchasing Network
- National Cooperative Purchasing Alliance
- The State of Illinois Joint Purchasing Program
- Northwest Municipal Conference Suburban Purchasing Cooperative

At this time staff recommends the City Council approve an additional agreement with National Association of State Procurement Officials (NASPO) Value Point. Entering into this agreement will allow the City to purchase items from Snap-On. The Fleet and Facilities Division has previously purchased specialty tools from Snap-On and will request the purchase of vehicular diagnostic software in the near future. Our ability to purchase Snap-On equipment through NASPO will ensure we receive a competitive rate.

Recommendation:

It is the recommendation of the Public Works Department to authorize the City Manager to execute a cooperative agreement with National Association of State Procurement Officials.

This has been reviewed by the City's special counsel.

Votes Required to Pass:

Simple Majority

DRAFT

RESOLUTION

WHEREAS, cooperative purchasing can be of great benefit to the City of Crystal Lake by achieving lower bids for services, supplies, or work through aggregation with other purchasers; and

WHEREAS, cooperative purchasing has been demonstrated to be an effective tool to help local officials save taxpayer dollars; and

WHEREAS, cooperative purchasing often represents a viable alternative to a conventional bidding process in which a single public entity undertakes the process by itself for only its own needs.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CRYSTAL LAKE, of McHenry County, Illinois, that the City Manager be and he is hereby authorized to enroll the City of Crystal Lake as a participant in the following cooperative purchasing program:

- NASPO Value Point

DATED this 3rd, day of January, 2017

CITY OF CRYSTAL LAKE, an
Illinois municipal corporation,

By:_____
MAYOR

SEAL

ATTEST

_____
CITY CLERK

PASSED: January 3, 2017
APPROVED: January 3, 2017