

Village of Hampshire Village Board Meeting Thursday, September 1, 2016 – 7:00 PM Hampshire Village Hall – 234 S. State Street

AGENDA

- 1. Call to Order
- 2. Establish Quorum (Physical and Electronic)
- 3. Pledge of Allegiance
- 4. Citizen Comments
- 5. Approval of Minutes August 18, 2016
- 6. Village President's Report
 - a. Ella Johnson Memorial Library Proclamation
 - b. Approval Raffle License St. Charles Borromeo Catholic School
 - c. Approval of contract and bond to Layne Christensen Company for the project Manual for Well #9 Rehabilitation Project in the amount \$136,109.00.
 - d. Raffle License-Hampshire Sportsman & Conservation Club
 - e. Ordinance Authorizing the sale of certain municipal personal property. (Two -2013 Dodge Charges)
 - f. Discussion Paracha/EPA Ordinance
- 7. Village Board Committee Reports
 - a. Fields & Trails
 - b. Economic Development
 - c. Finance
 - 1)Accounts Payables
 - d. Planning/Zoning
 - e. Public Safety
 - f. Public Works
 - g. Village Services
- 8. New Business
- 9. Announcements
- 10. Executive Session:
- 11. Any items to be reported out of Executive Session
- 12. Adjournment

The Village of Hampshire, in compliance with the Americans With Disabilities Act, requests that persons with disabilities, who require certain accommodations to allow them to observe and/or participate in the meeting(s) or have questions about the accessibility of the meeting(s) or facilities, contact the Village at 847-683-2181 to allow the Village to make reasonable accommodations for these persons

VILLAGE OF HAMPSHIRE - BOARD OF TRUSTEES

Meeting Minutes - August 18, 2016

The regular meeting of the Village Board of Hampshire was called to order by Village President Jeffrey Magnussen at 7:00 p.m. in the Village of Hampshire Village Board Room, 234 S. State Street, on Thursday August 18, 2016.

Present: Mike Armato, George Brust, Marty Ebert, Jan Kraus, Mike Reid

Absent: Toby Koth

Staff & Consultants present: Village Finance Director Lori Lyons, Village Attorney Mark Schuster, Village Engineer Julie Morrison, and Hampshire Police Chief Brian Thompson

A quorum was established.

The Pledge of Allegiance was said.

Citizen Comments

Orris Ruth: He would like to see the stamped pavers on State Street to the bank and Fenzel then Rose Garden to the Car showroom, so it makes a complete square. Also plant more trees downtown.

Carl Palmisano: He thanked the Village Board for helping us have a successful Coon Creek event this year. Trustee Kraus thank you for the garbage cans, Trustee Brust for filming the parade for us, Police Chief having your men out there in force. Trustee Reid for everything you did and the Village President helping out with the tickets at the beer tent. Clerk Vasquez for getting the volunteers for shucking corn and in record time, over 4,000 ears finished in one hour and ten minutes.

Trustee Kraus moved, to approve the minutes of August 4, 2016.

Seconded by Trustee Brust Motion carried by voice vote

Ayes: All Nays: None Absent: Koth

VILLAGE PRESIDENT REPORT

Village President Magnussen congratulated and handed a \$50 check to our name the park winner Kate Mucci, showed her our new park sign. Ms. Mucci introduced us to her family.

Block Party Sunday September 4 from 3-10 p.m.- White Oak between Panama and Hampshire Park District preschool.

Trustee Armato moved, to approve the block party to be held on Sunday September 4 from 3-10 p.m.

Seconded by Trustee Ebert Motion carried by voice vote

Ayes: All Nays: None Absent: Koth

Resolution accepting a certain public improvement, to wit: the sanitary sewer extension referred to as the connecting sewer main in Tuscany Woods Subdivision.

Trustee Ebert moved, to approve Resolution 16-06; Resolution accepting a certain public improvement, to wit: the sanitary sewer extension referred to as the connecting sewer main in Tuscany Woods Subdivision.

> Seconded by Trustee Brust Motion carried by roll call vote

Ayes: Armato, Brust, Ebert, Kraus, Reid

Navs: None Absent: Koth

Ordinance adding additional charges for capital improvements and depreciation to the rates charged for use of water and sewer services in the Village

Trustee Ebert moved, to approve Ordinance 16-22; adding additional charges for capital improvements and depreciation to the rates charged for use of water and sewer services in the Village.

Trustee Reid is not happy about raising the fee, Trustee Brust also concurred with Trustee Reid but will support it. Trustee Armato mentioned people will not be happy especially the seniors. Village President Magnussen reported we need a reliable system, we fell behind back in 08-12 because times were tough for everyone but now we need to be proactive again.

> Seconded by Trustee Armato Motion carried by roll call vote Ayes: Armato, Brust, Ebert, Reid

Navs: Kraus Absent: Koth

Well #9

Village President Magnussen reported that Well #9 needs to be addressed first and that Layne Christensen price by \$6,109.00 so total price is now \$136,109.00 which will be on the September 1, 2016 Village Board agenda for approval.

VILLAGE BOARD COMMITTEE REPORTS

a. Village Services

No report

b. Field & Trails

No report

c. Economic Development

Trustee Brust thanked everyone who turned out for the ribbon cutting at Speedway & Calalantic. Announced he will be meeting with Hultgren tomorrow. His granddaughter was in a bad motorcycle accident and has a lot of issues and will be a very long process for her and the family. It's been a strain for all of us and thank you to everyone for their prayers and thoughts.

Village President Magnussen received a phone call from Verizon who is interested in the Elm Street water tower, they will be here Wednesday for a sight visit at 10 a.m.

Also, another company would like to put up a stand-alone repeater tower it looks like a street light on Route 20 and maybe Tamms too; they would lease the ground from the Village.

d. Finance

Accounts Payables

Trustee Reid moved, to approve accounts payable in the amount of \$212,883.62 to be paid on or before August 23, 2016.

Seconded by Trustee Kraus Motion carried by roll call vote

Ayes: Armato, Brust, Ebert, Kraus, Reid

Nays: None Absent: Koth

e. Planning/Zoning

No report

f. Public Safety

No report

g. Public Works

No report

New Business

Hampshire Business Development Concept – Trustee Armato reported this has worked well in Carpentersville, seeing the Village is short staffed, we can be proactive and see if we can find people in town who had or has a business to help us attract business or help the ones here. I know of two people who would volunteer to help us. Trustee Brust agreed that is a great idea and he believes Trustee Reid would be the most helpful on this committee.

More to come on this.

Village President Magnussen announced that John Carroll from Cal Atlantic will be leaving them to start a new venture with his daughter and the Village wishes him the best of luck. Tuscany Woods Unit 2 is the next subdivision that would start being built, they asked the board the five acre property on the south side of Rt. 72 and Romke if they can make that commercial instead of homes, plus change some of the lots sizes on the north side behind Unit 1, there is a 100 foot easement that is restricted where the gas main is.

Planning Commission will be meeting August 29 and ZBA on the 30 for Love's Travel.

Adjournment

Trustee Kraus moved, to adjourn the Village Board meeting at 8:04 p.m.

Seconded by Trustee Brust Motion carried by voice vote

Ayes: All Nays: None Absent: Koth

Linda	Vasquez,	Village	Clerk	

WHEREAS, The Ella Johnson Memorial Public Library serves a population of over 17,500 people, including all the residents of the Village of Hampshire; and

WHEREAS, the year 2016 marks the 80th year of consecutive library service in Hampshire, having begun as a WPA project by the Wednesday Club in 1936 and developing into the Ella Johnson Memorial Public Library in 1942 through the donation of \$5,000 by Mrs. Bertha Farrell Watts in the memory of her sister Ella Johnson; and

WHEREAS, libraries help change lives in their communities and librarians work to meet the changing needs of their communities, including providing resources for everyone and bring services outside of library walls; and

WHEREAS, libraries offer programs to meet community needs, providing residents with resume writing classes, homework help, literacy assistance, classes and technology assistance; and

WHEREAS, libraries and librarians bring together community members to enrich and shape the community and address local issues, helping provide opportunities for enrichment and growth for their communities as well as the individuals served; and

WHEREAS, Ella Johnson Library is recognized as a provider of excellent library services which exemplify the American Library Association Library' Library Bill of Rights and which meet the needs of the community the Library serves; and

WHEREAS, the month of September is National Sign Up for a Library Card Month,

NOW THEREFORE, I, Jeff Magnussen, Mayor of the Village of Hampshire, by the authority vested in me by the laws of the Village of Hampshire, do hereby proclaim the month of **September**, **2016** as

Ella Johnson Memorial Public Library Month

I urge all citizens to support the Ella Johnson Memorial Public Library District and utilize the services the Library provides to all citizens of Hampshire.

IN TESTIMONY WHEREOF, I	have hereunto set my hand	and affixed the	Seal of the
Village of Hampshire this	day of August in the year of	f 2016.	



234 S. State Street Hampshire, IL 60140 Phone: (847) 683-2181 Fax: (847) 683-4915

www.hampshireil.org

APPLICATION FOR CONDUCTING A RAFFLE (GOOD FOR ONE RAFFLE)

	(0000)	A ONE WATEL	
Name of Orga	nization: 5t. Charl	es Borroneo (atholic Schoo
Address:	297 E. Jefferson	egman, Hamps	hine_
	ization: Religious Charita		
Date when thi	is group was organized: 19	84	
If chartered or	r incorporated, date and place where	e papers were issued:	
Date when raf	ffle winners will be determined:	veryday in	2017
Time:	Location	: St. Charles B	orremo School
Area or Areas	where tickets will be sold: Kan	e County, IL	+ all States
Date of ticket	sales: Oct 2014	to March	2017
Price of each t	ticket: \$ 35 00 \ 20	rch	
Prizes to be av	warded and retail value of each, (Ma	by be listed on separate sheet)	
No.	<u>Prize</u>	Value of each	<u>Total Value</u>
Balo	Cash	\$ 50.00	16300.00
<u> </u>	Cash	#100.00	22 00. UD
15	cash	00.00 ±	3000.00
<u>a</u>	cash	41000.00	3000.00

TOTAL AGGREGATE VALUE OF ALL PRIZES

\$ 23,500,00

Presiding Officer: Fr. Sylvester Ma	50
Address: P.O. Boy 505 Hany	Date of
Phone: 1083 - 2391	Birth:
Secretary: Roger Paddock	
Address: 17NO30 Widneyer	Rd Hampshire
Phone: 483-3071	Date of Birth:
Raffle Manager: Jodi Heine	
Address: 171540 Walker Rd	1 Hampshine
Phone: 683 - 1238	Date of Birth:
I certify that this organization is not-for-profit; it has been the past five years; it has maintained a bona fide member its officers, operators, and workers at the raffle are bona f are of good moral character. I further certify that all of the is true, to the best of my knowledge.	ship engaged in carrying out its objectives; ide members of the organization and
Signed: Jodi Heine	
Title: SCB Calendar Con	mittee Chan person
Fee Schedule:	- 1
Aggregate Value	Fee:

***Each licensee, within thirty (30) days of the raffle, shall report to its membership and to the village clerk each of the following:

Less than \$500

\$5,001 and over

\$501-\$5,000

- a. Gross receipts generated by the conducting of the raffle;
- b. An itemized list of all reasonable operating expenses which have been deducted from the gross receipts;

None

\$10.00

\$25.00

- c. Net proceeds from the conducting of the raffle;
- d. An itemized list of the distribution of the net proceeds; and
- e. A list of prize winners.

Records required by this section shall be preserved for three (3) years, and the organization shall make available for public inspection their records relating to the operation of a raffle at reasonable times and places.



August 11, 2016

Mr. Stephen Dennison, P.E. Engineering Enterprise, Inc. 52 Wheeler Road Sugar Grove, IL 60554

Re: Hampshire 9

Mr. Dennison:

Layne Christensen submitted the low responsive bid for Hampshire's *Water Well No.* 9 *Rehabilitation* in May of 2015. Layne was issued a Notice of Award for the project on June 22, 2015. Unfortunately, circumstances curtailed the project from proceeding at that time. Layne's application for the project's Performance & Payment bonds has remained on hold since that time.

Layne has reviewed the original bid proposal and has submitted a revised proposal that Layne trusts will meet the Village's favorable approval to proceed with the project.

As there has been very little escalation in Layne's labor costs since May of 2015, Layne is holding the same proposed costs for the labor items. A new collective bargaining agreement with our field labor's union, Operating Engineers Local 150, is due October 1 of this year. Layne will continue to maintain the 2015 bid labor rates to the project's end as long as the project will be substantially underway before October 1.

There have been material cost increases from our some of our vendors since the original bid. These increases are reflected in several revised prices on the previously mentioned proposal.

If you have any questions, or if Layne be of service in any way, please do not hesitate to contact me.

Layne Christensen Company

William Balluff, P.E.

Project Manager

cc Michael McDonald, Layne Account Manager

Item No	Description		Bid	Rev Bid
1	Mob/8onds		8880	8880
2	Remove and haul		11800	11800
3	inspect all components	3800	3800	
4	hypot		675	675
5	C&R each (12)		1440 (120 each)	1440 (120 each)
6	F&I new 10" cpigs (6)		1068 (178 each)	1158 (193 each)
7	Rehab pipe 8&C (775)		16275 (21/ft)	16275 (21/ft)
8	Bail (16 hr)		6240 (390/hr)	6240 (390/hr)
9	TV Survey		1700	1700
10	10 st 13MQ/12MQL		32566	36944
11	Sun Star Type M conversion		18465	20100
12	10" x 2.5' stainless column	1167	1167	
13	airline (1550')		620 (.40/ft)	620 (.40/ft)
14	1 1/4" PVC trans conduit (775')		930 (1.20/ft	930 (1.20/ft
15	surge control (2)		2880 (1440 each)	2880 (1440 each)
16	Install		15600	15600
17	test (6 hr)		1050 (1 man)	1050 (1 man)
18	well disinfection		1650	1650
19	demob		3200	3200
			130006	136109
Mandator	y Alternates			
4A	#2 cable 785'		11775 (15/ft)	13188 (16.80 / ft)
7A	New 10" column coat, set screws 775'		60450 (78/ft)	60450 (78/ft)
10A	Goulds Pump Head, converted to BJ, fact test	10 st 12CMC	25834	29307
108	Rehab bowl		11600	11600
10C	new imp shaft		1490	1490
10D	B) impeller (1)		1520	1520
11A	BJ conversion to Type M		57533	59720
118	New BJ 350HP with flat		158576	163960
11C	New SunStar 350 HP		118969	118969
11D	Service B3 350 including flat		9825	9825

BASE BID TABLILATION WATER WELL NO. 9 REHABILITATION VILLAGE OF HAMPSHIRE, KANE COUNTY, ILLINOIS ORIGINAL BID (5/27/2015) MODIFIED BID (8/10/2018) BID TABULATION MUNICIPAL WELL & PUMP LAYNE CHRISTENSEN COMPANY LAYNE CHRISTENSEN COMPANY ENGINEER'S ESTIMATE BIDS RECO 5/27/2015 1212 Storbeck Drive 721 W. Illinois Avenue 721 W. Illinois Avenue 52 Wheeler Road Waupun, W) 53963 Aurora, IL 60506 Aurora, IL 60506 Sugar Grove, JL 60554 TEM HART CIMIT UNIT UNIT NO. TINU QUANTITY PRICE AMOUNT PRICE AMOUNT PRICE AMOUNT PRICE AMOUNT DESCRIPTION 8,170.00 8,170,00 8,880,00 8,880.00 6,880,00 00,088,8 13,500,00 \$ MOBILIZATION, INCLUDING PERFORMANCE AND PAYMENT BONDS LS REMOVE EXISTING PUMPING ASSEMBLY, MOTOR AND APPURTENANCES FROM THE LS 1 \$ 12,900,00 12,900,00 11,800,00 \$ 11,600.00 \$ 11,800.00 \$ 11,800.00 \$ 18,000,00 \$ WELL AND TRANSPORT TO SHOP FOR INSPECTION INSPECT PUMPING ASSEMBLY AND PREPARE MICROMETER REPORT, INSPECT SUBMERSIBLE MOTOR INCLUDING SEAL, OUTER CAN, BALANCE LINE, TERMINAL LS 1,820.00 1,820,00 \$ 3,800.00 \$ 3,800,00 \$ 3,800,00 \$ 3,800.00 \$ 1,400.00 \$ 1 S LEADS, ELECTRICAL CONNECTIONS, ETC., INSPECT COLUMN PIPING, SURGE CONTROL CHECK VALVES AND PREJARE COMPLETE INSPECTION REPORT LS 1 \$ 540,00 l s 540,00 \$ 675.00 S 875 00 \$ 675,00 \$ B75,00 1,500.00 \$

Bazos, Freeman, Schuster & Braithwaite LLC Attorneys at Law

MEMORANDUM

CONFIDENTIAL / ATTORNEY - CLIENT PRIVILEGE

TO: Village President and Board of Trustees

FROM: Mark Schuster / Village Attorney

DATE: August 15, 2016

RE: Well No. 9 Rehabilitation Project

Background

The Village advertised for bids for the Well No. 9 Rehabilitation Project in 2015, and after receiving bids on May 27, 2015, accepted the bid of Layne Christensen as the lowest responsible bid on June 18, 2015. However, for financial reasons, the Village then send a letter to Layne, dated June 29, 2015, excusing delivery of the Contract and bond, agreeing not to hold Layne in default, and providing that Layne would deliver the Contract within ten (10) days of future notice. To date, no such notice has been delivered to Layne.

Question Presented

What procedure is recommended for proceeding with the Well No. 9 Rehabilitation Project at this time?

Discussion

The INFORMATION FOR BIDDERS document in the Project Manual specifies the following:

- Bids were submitted by May 27, 2015.
- Bids must remain valid for 60 days.
- Village to award contract (no specific date is stated, but presumably within 60 days).
- Village accepted Layne Christensen bid at meeting on June 18, 2015:
 - "Trustee Ebert moved to accept the base bid of Layne Christensen Company in the total amount of \$130,006.00 for the Well No. 9 Rehabilitation Project." Vote 5-0.
- Village sent letter June 29, 2015 suspending project, excusing Layne from signing contract within 10 calendar days of award (and, providing that Layne would execute contract / deliver bond within 10 days after further notice).
- "Should there be reasons why the Contract cannot be awarded within the specified time, the time may be extended upon mutual agreement between Owner and Bidder." (IB-02).
 - Note: Bid was accepted / Contract was "awarded" by the Village, then time was suspended ... purportedly by agreement between the parties, but before any Contract was ever signed.

The GENERAL CONDITIONS state:

- Owner may suspend the Work for a period of not more than 90 days by written notice to Contractor, and by setting a date on which Work shall be resumed. (§18.1, GC-05-06).
- Owner may elect to abandon the Project and terminate the Contract. (§18.4, GC-06).
- If Work is suspended for more than 90 days, then Contractor may terminate the Contract. (§18.5, GC-06).
- If performance is suspended by failure of Owner to act within a time specified in the Contract, then an adjustment in the Contract Price or an extension of time may be made by Change Order, to compensate Contractor for costs of delay... (§18.6, GC-06).
 - Note: No Contract was ever executed for this Work.
 - Note: The notice sent by the Village did NOT specify any time to resume.

None of these guidelines from the Project Manual exactly fit the circumstances presented by this case.

Action(s) Needed

- A. It is recommended that the Board of Trustees award a contract for the work at the new price as if without bids. This action would need to be approved by a 2/3 vote of the Trustees (four (4) trustees, w/o the Village President's vote). The Contract would then be executed and delivered by Layne, together with the appropriate bonds, and work would commence and be concluded with 112 days.
- B. The Board could consider that its acceptance of the Layne bid in 2015 was tantamount to awarding the contract, and it could direct that a notice be send at this time, calling for Layne to execute and deliver the Contract now, together with an appropriate bond, such that work would commence and be concluded within the 112-day time frame called for in the Project Manual. There would also need to be a Change Order for the new price. This approach is NOT recommended, but if approved by at least four (4) trustees (without the Village President's vote), would amount to the same result as "A" above.



234 S. State Street Hampshire, IL 60140 Phone: (847) 683-2181 Fax: (847) 683-4915 www.hampshireil.org

APPLICATION FOR CONDUCTING A RAFFLE (GOOD FOR ONE RAFFLE)

Name of Organization: Hampshire Sportsmon and Conscruction club
Address: 19NOBI Felsmith rd Hompshire
Type of Organization: Religious Charitable Veterans Educational Labor Fraternal Not fou Profit
Date when this group was organized: Oct. 1956
If chartered or incorporated, date and place where papers were issued:
Date when raffle winners will be determined: 11-16-16
Time: 7:00 P.M. Location: The KAVE
Area or Areas where tickets will be sold: Hompshire orca
Date of ticket sales: Present to 11-16-16
Price of each ticket: 10:00
Prizes to be awarded and retail value of each, (May be listed on separate sheet)
No. <u>Prize</u> <u>Value of each</u> <u>Total Value</u>
1 Sig Sour Pistol \$80000 800

TOTAL AGGREGATE VALUE OF ALL PRIZES

Presiding Officer: David Waite	
Address: 1910081 7clsmith rd	 Date of
Phone: 847-323-4157	Birth: 18-1-57
Secretary: Robert Goodon	
Address: 78 Lockmon cir.	ElgiN IL 60123
Phone: 847 - 204- 7660	$E_{g,N}$ F_{b} 60123 Date of $2-7-50$
Raffle Manager: DAVID WAITE	
Address: 19NO81 7clsmith rd	Hampshire Il.
Phone: 847-323-4/57	Date of Birth: 10-1-1957
I certify that this organization is not-for-profit; it has been the past five years; it has maintained a bona fide member its officers, operators, and workers at the raffle are bona f are of good moral character. I further certify that all of the is true, to the best of my knowledge.	ship engaged in carrying out its objectives; fide members of the organization and
Signed: Daird Waits	
Title: President	

Fee Schedule:

Aggregate Value

<u>Fee:</u> None

Less than \$500 \$501-\$5,000

\$10.00

\$5,001 and over

\$25.00

- ***Each licensee, within thirty (30) days of the raffle, shall report to its membership and to the village clerk each of the following:
 - a. Gross receipts generated by the conducting of the raffle;
 - b. An itemized list of all reasonable operating expenses which have been deducted from the gross receipts;
 - c. Net proceeds from the conducting of the raffle;
 - d. An itemized list of the distribution of the net proceeds; and
 - e. A list of prize winners.

Records required by this section shall be preserved for three (3) years, and the organization shall make available for public inspection their records relating to the operation of a raffle at reasonable times and places.

AGENDA SUPPLEMENT

TO: President Magnussen and Village Board

FROM: Lori Lyons, Finance Director

FOR: September 1, 2016 Village Board Meeting

RE: Sale of Surplus Police Vehicles

Background. The Village's two new 2016 Dodge Chargers have been placed into service leaving two surplus vehicles in the Village fleet.

Analysis. The Village has had prior success in selling its retired police vehicles through eBay, and has the credit card necessary to facilitate the sale through that means. It is the desire of Village staff to again utilize eBay motors to market the surplus vehicles.

Recommendation. Staff recommends approval of the attached ordinance authorizing the sale of two 2013 Dodge Charger police squads through online auction on eBay motors.

No. 16 - XX

AN ORDINANCE AUTHORIZING THE SALE OF CERTAIN MUNICIPAL PERSONAL PROPERTY (Two - 2013 Dodge Chargers)

WHEREAS, the Village of Hampshire is the owner of certain motor vehicles, being two 2013 Dodge Charges which had in the past been utilized for police patrol purposes; and

WHEREAS, said police vehicles have exceeded their useful life and the Police Department has no other need for the motor vehicles; and

WHEREAS, the Corporate Authorities have therefore determined that the motor vehicles are not necessary or useful to the Village and that the best interests of the Village would be served by sale and conveyance of said vehicles; and

WHEREAS, the Village is authorized under the Illinois Municipal Code, Section 11-76-4, to authorize the sale of personal property in such manner as the corporate authorities may designated, with or without advertising the sale; and

WHEREAS, the Village will solicit bids for the purchase of said vehicles through the internet site eBay to the highest bidder.

NOW THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF HAMPSHIRE, KANE COUNTY, ILLINOIS AS FOLLOWS:

Section 1. Pursuant to Section 11-76-4 of the Illinois Municipal Code, 65 ILCS 5/11-76-4, the Corporate Authorities determine and find that the following described personal property, to wit: two 2013 Dodge Charger 4-door motor vehicles, VIN: # 2C3CDXAG0DH716277 and 2C3CDXAG2DH716278, now owned by the Village, are no longer necessary or useful to the Village and the best interests of the Village will be served by their sale.

Section 2. The Village shall be and hereby is authorized and directed to transfer and sell said personal property to the highest bidder on the internet auction site, E-Bay; and, the Village President and Village Clerk shall be and hereby are authorized to execute and deliver to the Buyer an appropriate Motor Vehicle title and/or Bill of Sale, upon receipt of said sum.

Section 3. Any and all ordinances, resolutions, and orders, or parts thereof, which are in conflict with the provisions of this Ordinance, to the extent of any such conflict, are hereby superseded and waived.

Section 4. If any section, subdivision, sentence or phrase of this Ordinance is for any reason held to be void, invalid, or unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance.

Section 9. This Ordinance shall be in full force and effect from and after its passage and approval as provided by law.

ADOPTED THIS 1st DAY OF September, 2016, pursuant to roll call vote as follows:

ATTEST	·:			
			village Fresidetil	
			Village President	
А	PPROVED `	THIS 1st DAY	OF September, 2016.	
A	BSTAIN:			_
	BSENT:			_
N	AYS:			_
A	YES:			_

Bazos, Freeman, Schuster & Braithwaite LLC Attorneys at Law

MEMORANDUM

CONFIDENTIAL / ATTORNEY - CLIENT PRIVILEGE

TO:

Village President and Board of Trustees

FROM:

Mark Schuster / Village Attorney

DATE:

September 1, 2016

RE:

Paracha / EPA Ordinance

Background

Engineers [LandTech] working for Invesman, LLC (a company owned by Akhtar Perveen) have requested that the Village enact an ordinance to prohibit use of (or drilling of new) groundwater for any potable water purpose, including wells for drinking water, in a certain, defined area surrounding the intersection of Dietrich Road and U.S. Highway 20 in the Village. The purpose of the ordinance is reported to be to assist Paracha in obtaining a "No Further Remediation" letter from IEPA for the property (the property referred to as "Hampshire Oasis" and formerly a Shell station). Historically, at least two significant spills occurred at that location, which are being addressed by Invesman's current efforts with IEPA.

The current owner of the property is 8801, LLC, which obtained the property after judicial sale on the foreclosure action of <u>United Central Bank v. Dany Investment, LLC, Hampshire Plaza, LLC, Umar Paracha, individually</u> (and others), Case No. 10 C 3176 (N.D. Ill.). The involvement of this owner in this proposal is under review.

Question Presented

Should the Village enact an ordinance to prohibit the use of groundwater for potable water purposes in the area of the Hampshire Oasis property and the existing Travel Centers of America station (including the Village's own use of wells in that area)?

Discussion

LandTech Engineers have reported to the Village that Umar Paracha (ostensibly, for Invesman, LLC) is requesting that the Village enact an ordinance which would prohibit the installation or drilling of any well, or use of any existing wells as a potable water supply, or any other use of groundwater for potable water purposes, and expressly including any such use by the Village, in the area of Dietrich Road and U.S. Highway 20.

LandTech has been working with IEPA to obtain a "no further remediation" letter for the Hampshire Oasis property. It is reported that Paracha hopes to attract new development to the location after concluding with the IEPA. It is reported that Paracha intends to re-open the restaurant use at this site, and he has mentioned attracting a 2nd hotel to the area.

The ordinance should also prohibit the Village from utilizing any well in this area. If the Village is included, no further action by the Village would be needed.

Note 1: If, on the other hand, the Village intends to exclude itself from the prohibition, then the Village must also enter into a "Memorandum of Understanding" with IEPA. The purpose of the Memorandum of Understanding would to specify certain responsibilities to be assumed by the Village, in order to satisfy the requirements set forth at 35 Ill. Adm. Code 742.1015(i). The regulations require that the Village ensure the long-term integrity of the groundwater or water well ordinance as an environmental "institutional control" and to manage any risk to human health and the environment from contamination that is left in place in the Village. Duties under the Memorandum of Understanding would include notifying the IEPA of any proposed ordinance changes; maintaining and reviewing a registry of all sites within the Village limits that have received "No Further Remediation" determinations; determining whether the potential source of potable water has been or may be affected by contamination left in place; and taking action from time to time, as necessary, to ensure that the potential source of potable water is protected from contamination.

Note 2: The Village Engineer has reviewed this proposed Ordinance and has no objection to its terms and provisions, including prohibiting the Village from use of groundwater in this area for any potable purpose.

Action(s) Needed

- A. Confirm that the Village may be included within the prohibition to be established by this Ordinance.
- B. Confirm the interest of the current property owner in this matter.
- C. Consider giving notice to Travel Centers of America of this proposed action.
- D. Consider and enact an Ordinance "Prohibiting the Use of Groundwater as a Potable Water Supply by the Installation or Use of Potable Water Supply Wells or By Any Other Method in Certain Territory Located within the Village."

VILLAGE OF HAMPSHIRE

Accounts Payable

September. 1, 2016

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

Total: \$78,109.88

To be paid on or before September 7, 2016

Village President:	
Attest:	
Village Clerk:	
Date:	

TIME: 13:18:47 TD: AP430000.WOW OPEN INVOICES REPORT

DATE: 08/30/2016 VILLAGE OF HAMPSHIRE PAGE: 1

INVOICE VENDOR # INVOICE #

VENDOR #	INVOICE	ITEM	DESCRIPTION	STATUS	ACCOUNT NUMBER	INV. DATE P.O.#		PROJECT	INVOICE AMT/ ITEM AMT
ALGR	ALPHA GR 19700	2000		АВ	01-002-002-4340	08/26/2016 PRINT/ADV/FORMS	090116	08/26/2016	203.22 203.22
	19747		ORD VIOLATION DOOR STICKERS ORD VIOLATION DOOR STICKERS ORD VIOLATION DOOR STICKERS		31-001-002-4340 30-001-002-4340		090116 ISING ING/FOR	08/26/2016	57.06 19.02 19.02 19.02
							VENDOR	TOTAL:	260.28
APWA	082616		IC WORKS ID:668594	AB	01-003-002-4430	08/10/2016 DUES	090116	08/26/2016	310.00 310.00
							VENDOR	TOTAL:	310.00
B&F	B&F CONS 44637	01 02	JULY REINSPECTIONS		01-000-000-2060 01-000-000-2059	08/26/2016 CALATLANTIC - TUS WM RYAN HOMES - S BLDG.INSP.SERVICE	CANY WO ECURITY		550.00
							VENDOR	TOTAL:	16,289.12
ВР	BPGAS 48131608		ACCT#4990222749	АВ	01-002-003-4660	08/26/2016 GASOLINE/OIL	090116	08/26/2016	1,447.3! 1,447.3
							VENDOR	TOTAL:	1,447.31
BPCI	BPCI0012	4124	ING CONSULTANTS,	АВ	01-001-002-4380	08/10/2016 OTHER PROF.SERVIC			
							VENDOR	TOTAL:	0.92
BUBR	BUCK BRO 95213	OTHERS,	, INC.	AB	(08/26/2016	090116	08/26/2016	59.01

DATE: 08/30/2016

ID: AP430000.WOW

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INVOICE

VENDOR #	INVOICE #	ITEM	DESCRIPTION	INVOICE STATUS	ACCOUNT NUMBER	INV. DATE P.O.#	ВАТСН	DUE DATE PROJECT	INVOICE AMT/ ITEM AMT
			INV#95213			OPERATING SUPPLIE			59.01
							VENDOR	TOTAL:	59.01
CAON	CALL ONE AUG 2016A	01 02 03 04	TRAN DESC.1126416 TRAN DESC.1126417 TRAN DESC.1126418 TRAN DESC.1126419 TRAN DESC.1126420	АВ	01-001-002-4230 30-001-002-4230 01-003-002-4230 31-001-002-4230	7/15/2016 COMMUNICATION SET COMMUNICATION SET COMMUNICATION SET COMMUNICATIONS ST	090116 RVICES RVICES RVICES ERVICES	08/26/2016	953.32 246.36 79.44 79.44 275.02
		05 06	TRAN DESC.1126420 TRAN DESC.1126422		30-001-002-4230 01-002-002-4230	COMMUNICATION SEI	RVICES RVICES		79.44 193.62
	SEPT 2016	01 02 03 04 05 06	TRANS#1126416 TRANS#1126417 TRANS#1126418 TRANS#1126419 TRANS#1126420 TRANS#1126422	АВ	01-001-002-4230 30-001-002-4230 01-003-002-4230 31-001-002-4230 30-001-002-4230 01-002-002-4230	8/15/2016 COMMUNICATION SEI COMMUNICATION SEI COMMUNICATIONS SE COMMUNICATION SEI COMMUNICATION SEI COMMUNICATION SEI	090116 RVICES RVICES RVICES ERVICES RVICES RVICES	08/26/2016	951.08 245.90 79.44 79.44 274.33 79.44 192.53
							VENDOR	TOTAL:	1,904.40
CEFL	CENTURION	7 FLEE	ET SERVICES INC	חח	0	8/26/2016 MAINTENANCE - VE	090116	09/26/2016	555 27
	2939	01	AIR LEAK	AD	01-003-002-4110	MAINTENANCE - VE	HICLES	0072072010	555.27
	3171	01	MATERIAL FOR ROOF SWEEPER			8/18/2016 MAINTENANCE - VE			
	3172	01	INV#3172	AB	01-003-002-4110	8/26/2016 MAINTENANCE - VE	090116 HICLES	08/26/2016	4,639.99 4,639.99
							VENDOR	TOTAL	7,588.25
COED	COMMONWEA	ALTH E	EDISON	AR	0	8/26/2016	090116	08/26/2016	8.021.81
	221. 2010	01 02 03	EDISON ACCT#5175128047 ACCT#2244132001 ACCT#0710116073	110	01-003-002-4260 01-003-002-4260 01-003-002-4260	STREET LIGHTING STREET LIGHTING STREET LIGHTING			2,044.99 1,697.13 68.37

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INVOICE

VENDOR #	INVOICE # ITEM DESCRIPTION	STATUS		INV. DATE P.O.#	BATCH	DUE DATE PROJECT	INVOICE AMT/ ITEM AMT
	O4 ACCT#3461028010 O5 ACCT#1329062027 O6 ACCT#0524674020 O7 ACCT#4623084055 O8 ACCT#0657057031 O9 ACCT#4997016005 10 ACCT#6987002019 12 ACCT#6987002019 12 ACCT#6289511058 13 ACCT#2599100000 14 ACCT#2289551008 15 ACCT#2676085011 16 ACCT#2676085011 16 ACCT#0255144168 17 ACCT#2323117051 18 ACCT#0729114032 19 ACCT#17101073024 20 ACCT#1939142034		01-003-002-4260 01-003-002-4260 01-003-002-4260 01-003-002-4260 01-003-002-4260 30-001-002-4260 30-001-002-4260 30-001-002-4260 30-001-002-4260 30-001-002-4260 30-001-002-4260 30-001-002-4260 30-001-002-4260 31-001-002-4260 31-001-002-4260	STREET LIGHTING STREET LIGHTING STREET LIGHTING STREET LIGHTING STREET LIGHTING UTILITIES	VENDOR	TOTAL:	52.03 10.77 16.16 35.74 159.83 107.90 630.89 58.14 45.40 233.85 95.57 1,645.17 307.66 50.70 77.84 499.49 184.18 8,021.81
CONEEN	CONSTELLATION NEW ENERGY SEPT 2016 01	AB 5 3 9 7	30-001-002-4260 30-001-002-4260 30-001-002-4260 31-001-002-4260 31-001-002-4260	08/26/2016 UTILITIES UTILITIES UTILITIES UTILITIES UTILITIES UTILITIES	090116	08/26/2016	17,260.38 32.75 .1,578.01 4,530.09 10,906.91 212.62
COPS	01 INV#103778		01-006-002-4330	08/17/2016 TESTING SERVICES	090116	08/26/2016	475.00 475.00 475.00
DEBU	DELUXE CORPORATION 61501920 . 01 INV#61501920	АВ		6/11/2016 PRINT/ADV/FORMS			644.01 644.01 644.01
GALL	GALLS, LLC 005875343	АВ	0	8/26/2016	090116	08/26/2016	308.90

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			INVOICE
11000 #	TATTOTOR	4	C C A C C C

VENDOR #		ITEM	DESCRIPTION	STATUS	ACCOUNT NUMBER	INV. DATE P.O.#		PROJECT	INVOICE AMT/ ITEM AMT
					01-002-003-4690				308.90
							VENDOR	TOTAL:	308.90
	GRAINGER 91931287	726	INV#9193128726	AB		8/11/2016 MAINTENANCE SUPP		08/30/2016	226.20 226.20
							VENDOR	TOTAL:	226.20
HDSUWA HD SUPP F979658		Y WAT	ERWORKS LTD	AB	0	8/18/2016	090116	08/30/2016	2,310.00
	13.30.0	01	INV#F979658	_		METERS/EQUIPMENT			2,310.00
							VENDOR	TOTAL:	2,310.00
583835-	7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7		NAL OFFICE SUPPLY	AB	0	8/26/2016	090116	08/26/2016	7.56
	500000		INV#583835-0			OFFICE SUPPLIES			. 7.56
	584091-0		INV#584091~0	AB		8/26/2016 OFFICE SUPPLIES	090116	08/26/2016	110.06 110.06
							VENDOR	TOTAL:	117.62
IPRF ILLING 32613		B PUBL	IC RISK FUND	AB	0	8/16/2016	090116	08/26/2516	4,971.00
	32013	02	ACCT#1355-00000 INV#32613 ACCT#1355-00000 INV#32613 ACCT#1355-00000 INV#32613		31G01-002-4210 30-061-002-4210		ICE ICE	00/20/2010	1,657.00 1,657.00 1,657.00
							VENDOR	TOTAL:	4,971.00
JATH .	JAKE THE	STRI	PER INC						
15	15642	01	INV#15642	AB	01-002-005-4930	8/19/2016 VEHICLES	090116	08/26/2016	1,815.00 1,815.00
							VENDOR	TOTAL:	1,815.00
KONMIN	KONICA N 24111890		A BUSINESS SOLUTI	AB	٥	8/22/2016	090116	08/30/2016	81,65

ID: AP430000.WOW

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DATE: 08/30/2016 VILLAGE OF HAMPSHIRE PAGE: 5 TIME: 13:18:47

INVOICE VENDOR # INVOICE # STATUS INV. DATE P.O. # BATCH DUE DATE INVOICE AMT/ ITEM DESCRIPTION ACCOUNT NUMBER PROJECT 01 INV#241118909 01-002-002-4340 PRINT/ADV/FORMS 81.65 VENDOR TOTAL: 81.65 MENA MENARDS - SYCAMORE 28340 08/26/2016 090116 08/26/2016 147.41 01 INV#28340 01-003-003-4680 OPERATING SUPPLIES 147.41 VENDOR TOTAL: 147.41 NIMCA NIMCA AB 08/05/20 01 MEMBERSHIP DUES FOR 2016/201/ 01-001-002-4430 DUES 2016-2017 08/05/2016 090116 08/26/2016 55.00 55.00 VENDOR TOTAL: 55.00 NOEA NORTH EAST MULTI-REGIONAL 209663 08/16/2016 090116 08/26/2016 375.00 01 INV#209663 01-002-002-4310 TRAINING 375.00 VENDOR TOTAL: 375.00 OSEL O'SHEA ELECTRIC, INC 9319 AΒ 08/26/2016 090116 08/26/2016 380.00 01 INV#9319 01-003-002-4270 STREET LIGHT MAINT. 380.00 VENDOR TOTAL: 380.00 PEBASO PETER BAKER & SON CO. 08/07/2016 090116 08/26/2016 12547 AB 49.49 01-003-002-4130 MAINTENANCE - STREETS 01 FOT HOLE PATCH 49.49 VENDOR TOTAL: 49.49 QUCO OUILL CORPORATION 47.05 08/11/2016 090116 08/30/2016 8188456 AB 01 INV#8188456 31-001-003-4650 OFFICE SUPPLIES 23.50 02 INV#8188456 30-001-003-4650 OFFICE SUPPLIES 23.55

08/11/2016 090116 08/30/2016 39.98

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INVOICE

VENDOR #	INVOICE			STATUS		INV.	DATE	P.O.#	ватсн	DUE DATE PROJECT	INVOICE AMT/ ITEM AMT
		01	INV#8214287		30-001-003-4650	OFF	ICE SU	PPLIES			39.98
									VENDOR	TOTAL:	87.03
RKQUSE	5786A			АВ						08/26/2016	577.10
,		01	INV#5786		01-002-002-4100	MAI	MIENAN	CF - BID		TOTAL:	577.10 577.10
SHIN	SHERWIN 1850-7		AMS CO PAINT FOR CROSSWALK	AB	01-003-002-4130	08/26/	/2016	CE - STR	090116	08/26/2016	220.89 220.89
		01	PAINT FOR GROSSWALK		01-003-002-4130	11/11	. I I Bivilio	011		TOTAL:	
SHWI	SHERWIN SS066750	O1) O1	TRIES, INC STATE ST. CROSSWALK AND OTHERS	AB S	01-003-002-4130	08/12/ MAI	/2016 INTENAN	CE - STR	090116 EETS	08/26/2016	592.00 592.00
									VENDOR	TOTAL:	592.00
STCO	18129		FIERS, INC. INV#18129	АВ	01-001-002-4470				090116	08/30/2016	1,310.00 1,310.00
,									VENDOR	TOTAL:	1,310.00
SUBLAB	SUBURBAN 133194A		RATORIES, INC	AB		04/12/	2016		090116	08/26/2016	533.50
		01	INV#133194		31-001-002-4380	OTF	IR PROF	. SERVIC	ES		533.50
	134282B	01	INV#134282	АВ	30-001-002-4380		100 100 100			08/26/2016	147.50 147.50
									VENDOR	TOTAL:	681.00
TEME	TESSENDO 18222	ORF ME	CHANICAL SERVICE	AB		08/16/	2016		090116	08/30/2016	1,LG8.74

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INVOICE VENDOR # INVOICE # INV. DATE P.O. # BATCH DUE DATE INVOICE AMT/ STATUS ITEM DESCRIPTION ACCOUNT NUMBER PROJECT ITEM AMT 01 AC BAD=TAMMS FARM BP STATION, 01 AC BAD=TAMMS FARM BP STATION, 30-001-002-4120 MAINT. EQUIP.
02 AC BAD=TAMMS FARM BP STATION, 31-001-002-4160 MAINT. UTILITY SYSTEM 554.37 554.37 VENDOR TOTAL: 1,108.74 TRAFFIC CONTROL & PROTECTION TRCOPR 08/26/2016 090116 08/26/2016 97.60 87350 AB 01 INV#87350 01-003-002-4130 MAINTENANCE = STREETS 97.60 VENDOR TOTAL: 97.60 TRUG TRUEGREEN #2749 080116 08/04/2016 090116 08/26/2016 3.736.35 52-001-002-4920 SSA#2 01 INV#51604001 180.00 02 INV#51610341 52-001-002-4920 SSA#2 61.00 52-001-002-4921 SSA#10 03 INV#51604004 . 184.00 04 INV#51603995 52-001-002-4923 SSA#3 50.00 52-001-002-4926 SSA#6 05 INV#51603982 358.00 541.00 06 INV#51603986 52-001-002-4926 SSA#6 52-001-002-4926 SSA#6 07 INV#51597120 181.00 OB INV#61610344 52-001-002-4927 SSA#7 142.00 09 INV#51597129 52-001-002-4928 SSA#8 82.00 62.35 52-001-002-4928 SSA#8 10 INV#51604011 11 INV#51603994 52-001-002-4931 SSA#11 -60.00 12 INV#51603988 52-001-002-4931 SSA#11 68.00 220.00 52-001-002-4931 SSA#11 13 INV#51604006 1.4 INV#51604008 52-001-002-4931 SSA#11 161.00 52-001-002-4931 SSA#11 747.00 15 INV#51597135 1.6 INV#51597126 52-001-002-4932 SSA#12 82.00 17 INV#51597123 52-001-002-4932 SSA#12 557.00 VENDOR TOTAL: 3,736.35 USBL USA BLUEBOOK 08/11/2016 090116 08/30/2016 031767 130.96 01 INV#031767 30-001-003-4670 MAINTENANCE SUPPLIES 130,96 08/15/2016 090116 08/30/2016 506.42 034195 506.42 01 INV#034195 30-001-003-4670 MAINTENANCE SUPPLIES VENDOR TOTAL: 637.38 VAIN VAFCON INCORPORATED

AB

08/15/2016 090116 08/30/2016 806.00

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DATE: 08/30/2016 VILLAGE OF HAMPSHIRE PAGE: 8 TIME: 13:18:47

INVOICE

VENDOR #	INVOICE # ITEN	4 DESCRIPTION	STATUS		INV. DATE	P.O.#	BATCH	DUE DATE PROJECT	INVOICE AMT/ ITEM AMT
				30-001-001-4020					806.00
VAIN	0.2	PORATED PROGRAMING NEEDED FROM STORM DAMAGE. ACT-PAK PROGRAMMED T UNIT WRONG. VAFCON MADE THE CORRECT.	HE	** (*OMMENT **		TILITY SYS	090116 TEM	08/30/2016	449.34 449.34
							VENDOR	TOTAL:	1,255.34
Alch	VIKING CHEMIC 35985	CAL COMPANY WELL 7 & 10/13 T.P.	AB	30-001-003-4680	08/16/2016 OPERATING	G SUPPLIES	090116	08/30/2016	1,843.23 1,843.23
							VENDOR	TOTAL:	. 1,843.23
CAMA	VERIZON WIRE 9770433499 01	LESS ACCT#880495288-00001	AB	01-002-002-4230	08/26/2016 COMMUNICA	ATION SERV	ICES	08/26/2016 TOTAL:	342.10
VWVH	02 03 04	LESS ADM PD STR WTR SWR		01-001-002-4230 01-002-002-4230 01-003-002-4230 30-001-002-4230 31-001-002-4230	COMMUNICA COMMUNICA COMMUNICA	ATION SERV ATION SERV ATION SERV ATION SERV ATIONS SER	TICES TICES TICES TICES VICES		. 68.00 263.50 93.39 29.99 46.98
WATR	PREVENTATIVE 201254 01	MAINTENANCE TICKET #201254	АВ	01-003-002-4110	MAINTENAM	ICE - VEHI	CLES		21.50 21.50 21.50 78,109.88