



**CITY OF CRYSTAL LAKE
AGENDA
CITY COUNCIL
REGULAR MEETING**

**City of Crystal Lake
100 West Woodstock Street, Crystal Lake, IL
City Council Chambers
August 16, 2016
7:30 p.m.**

- 1. Call to Order**
- 2. Roll Call**
- 3. Pledge of Allegiance**
- 4. Approval of Minutes – August 2, 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) Lakeside Legacy Foundation, 401 Country Club – Temporary Class “19” Liquor License request for their Art Fair at the Dole to be held on September 3 & September 4, 2016.**
- 10. Adoption of an ordinance marking the fourth and fifth parallel parking spaces from the Grant Street Intersection of Railroad Street restricted to 30-minute parking.**
- 11. Murphy Oil USA, 985 Central Park Drive – City Code Amendment to increase the number of Class “13” Liquor Licenses from the current permitted 22 licenses to 23 licenses.**
- 12. Crystal Lake Rib House, 540 E. Terra Cotta Ave. - City Code Amendment to increase the number of Class “28” Liquor Licenses from the current permitted 2 to 3 licenses and to increase the number of Video Gaming Licenses from the current permitted 2 to 3 licenses.**
- 13. Labemi’s, 109 N. Main St. - City Code Amendment to increase the number of Class “28” Liquor Licenses from the current permitted 3 to 4 licenses and to increase the number of Video Gaming Licenses from the current permitted 3 to 4 licenses.**
- 14. Wings Etc., 5899 Northwest Highway - City Code Amendment to increase the number of Class “28” Liquor Licenses from the current permitted 4 to 5 licenses and to increase the number of Video Gaming Licenses from the current permitted 4 to 5 licenses.**
- 15. Moe B. Dicks, 1050 North Shore Drive - City Code Amendment to increase the number of Class “28” Liquor Licenses from the current permitted 5 to 6 licenses and to increase the number of Video Gaming Licenses from the current permitted 5 to 6 licenses.**
- 16. U-Haul Moving Partners, Inc., 4504 Northwest Highway - Annexation Public Hearing and approval of an Annexation Agreement, Rezoning to M-Manufacturing Planned Unit Development District upon Annexation and a Special Use permit for bulk inside storage and outdoor storage of vehicles.**

17. **Barrington Harris Bank Trust #114690 (D’Andrea Banquet), 4419 Route 14-Annexation of the property and City Code Amendment to increase the number of Class “12” Liquor License from the current permitted 2 to 3 licenses.**
18. **Bid award and Resolution authorizing the execution of a contract with Berger Excavating Contractors Inc., for the construction of parking lots and a trail at Three Oaks Recreation Area.**
19. **Resolution authorizing the execution of Suburban Purchasing Cooperative Contracts #142 & #144 Vehicle Purchase for 2016 Ford F250 Pickup & Ford F350 Cab & Chassis.**
20. **Council Inquiries and Requests.**
21. **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.**
22. **Reconvene to Regular Session.**
23. **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.



CITY OF CRYSTAL LAKE
AGENDA
CITY COUNCIL
REGULAR MEETING

City of Crystal Lake
100 West Woodstock Street, Crystal Lake, IL
City Council Chambers
August 16, 2016
7:30 p.m.

1. **Call to Order**
2. **Roll Call**
3. **Pledge of Allegiance**
4. **Approval of Minutes – August 2, 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) Lakeside Legacy Foundation, 401 Country Club – Temporary Class “19” Liquor License request for their Art Fair at the Dole to be held on September 3 & September 4, 2016.
10. **Adoption of an ordinance marking the fourth and fifth parallel parking spaces from the Grant Street Intersection of Railroad Street restricted to 30-minute parking.**
11. **Murphy Oil USA, 985 Central Park Drive – City Code Amendment to increase the number of Class “13” Liquor Licenses from the current permitted 22 licenses to 23 licenses.**
12. **Crystal Lake Rib House, 540 E. Terra Cotta Ave. - City Code Amendment to increase the number of Class “28” Liquor Licenses from the current permitted 2 to 3 licenses and to increase the number of Video Gaming Licenses from the current permitted 2 to 3 licenses.**
13. **Labemi's, 109 N. Main St. - City Code Amendment to increase the number of Class “28” Liquor Licenses from the current permitted 3 to 4 licenses and to increase the number of Video Gaming Licenses from the current permitted 3 to 4 licenses.**
14. **Wings Etc., 5899 Northwest Highway - City Code Amendment to increase the number of Class “28” Liquor Licenses from the current permitted 4 to 5 licenses and to increase the number of Video Gaming Licenses from the current permitted 4 to 5 licenses.**
15. **Moe B. Dicks, 1050 North Shore Drive - City Code Amendment to increase the number of Class “28” Liquor Licenses from the current permitted 5 to 6 licenses and to increase the number of Video Gaming Licenses from the current permitted 5 to 6 licenses.**
16. **U-Haul Moving Partners, Inc., 4504 Northwest Highway - Annexation Public Hearing and approval of an Annexation Agreement, Rezoning to M-Manufacturing Planned Unit Development District upon Annexation and a Special Use permit for bulk inside storage and outdoor storage of vehicles.**

17. **Barrington Harris Bank Trust #114690 (D'Andrea Banquet), 4419 Route 14-Annexation of the property and City Code Amendment to increase the number of Class "12" Liquor License from the current permitted 2 to 3 licenses.**
18. **Bid award and Resolution authorizing the execution of a contract with Berger Excavating Contractors Inc., for the construction of parking lots and a trail at Three Oaks Recreation Area.**
19. **Resolution authorizing the execution of Suburban Purchasing Cooperative Contracts #142 & #144 Vehicle Purchase for 2016 Ford F250 Pickup & Ford F350 Cab & Chassis.**
20. **Council Inquiries and Requests.**
21. **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.**
22. **Reconvene to Regular Session.**
23. **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: August 16, 2016

Item: Temporary Liquor License – Lakeside Legacy Foundation,
401 Country Club Road

Staff Recommendation: Motion to approve issuance of a Class “19” Temporary
Liquor License to Lakeside Legacy Foundation

Staff Contact: Eric T. Helm, Deputy City Manager

Background:

The City has received a request from Lakeside Legacy Foundation, 401 Country Club Road, for the issuance of a Class “19” Temporary Liquor License in order to sell beer, wine and alcoholic liquor drinks at their Art Fair at the Dole on September 3, 2016 from 10:00 a.m. - 5:00 p.m. and September 4, 2016 from 10:00 a.m. - 4:00 p.m. in front of their premise. A diagram is attached outlining the enclosed area where liquor will be served.

Section 329-5-S of the City Code permits the issuance of a Class “19” Temporary Liquor License for the retail sale of beer, wine and alcoholic liquor drinks for consumption upon the premises specified in the license where sold. The license shall be issued to not-for-profit corporations qualified to do business in the State of Illinois. The license shall be for a period not to exceed three (3) days, and shall be issued only for special events sponsored by the not-for-profit corporation requesting the license.

Attached for City Council review is a copy of all support documentation regarding this request.

Votes Required to Pass:

Simple majority



Agenda Item No: 10

**City Council
Agenda Supplement**

<u>Meeting Date:</u>	August 16, 2016
<u>Item:</u>	Railroad Street Parking Restriction Modifications
<u>Staff Recommendation:</u>	Motion to adopt an ordinance making the fourth and fifth parallel parking spaces from the Grant Street intersection on the northeast side of Railroad Street restricted to 30-minute parking only.
<u>Staff Contact:</u>	Abigail Wilgreen, City Engineer

Background:

A request was brought to the City's Traffic Safety Committee by one of the business owners along Railroad Street to convert two of the five on-street parallel parking spaces in front of Trident Autobody at 80 Railroad Street to 30-minute parking spaces. They are currently limited to two-hour parking. The reasons for the change are that some of the businesses experience a high turnover of customers and that it would help customers find more convenient places to park if a few spaces were limited to 30 minutes. There are several other 30-minute parking spots in the downtown area.

The committee reviewed the matter and decided to ask the Downtown Association and the neighboring business owners about their thoughts regarding the change. The Downtown Association indicated that they were in favor of this change as long as there were no objections with the business owners. The committee sent a letter to all the business owners along Railroad Street. Only one of the business owners replied, and they were in favor of the change. The committee recommends implementing this change.

Votes Required to Pass:

Simple majority



The City of Crystal Lake Illinois

DRAFT

ORDINANCE

BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF CRYSTAL LAKE, as follows

SECTION I: That two parking spaces on the northeast side of Railroad Street, being the fourth and fifth parallel parking spaces from the Railroad Street and Grant Street intersection, be restricted to 30-minute parking only.

SECTION II: That any person, firm, or corporation violating any provision of this Ordinance shall be fined in accordance with Chapter 1, Article II providing for General Penalty Provision in the Code of Ordinances of the City of Crystal Lake, Illinois.

SECTION III: That suitable signs and markers shall be erected.

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

SECTION V: All ordinances and parts of ordinances in conflict herewith are hereby repealed.

DATED at Crystal Lake, Illinois, this 16th day of August, 2016.

CITY OF CRYSTAL LAKE, an Illinois Municipal
Corporation

BY: _____
Mayor

SEAL

ATTEST:

City Clerk

PASSED: August 16, 2016

APPROVED: August 16, 2016

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



Agenda Item No: 11

**City Council
Agenda Supplement**

Meeting Date: August 16, 2016

Item: City Code Amendment to Increase the Number of Class "13" Liquor Licenses – Applicant: Murphy Oil USA #7600, 985 Central Park Drive

Staff Recommendation: Motion to adopt an ordinance increasing the number of Class "13" Liquor Licenses from the current permitted 22 licenses to 23 licenses.

Staff Contact: Eric T. Helm, Deputy City Manager

Background:

The City has received a request from Murphy Oil USA, for the adoption of an ordinance providing for an amendment to the liquor license provisions of the City Code increasing the number of Class "13" Liquor Licenses from the current permitted 22 licenses to 23 licenses.

Murphy Oil, USA will be located at 985 Central Park Drive and is anticipating completing construction on August 1, 2016.

The City Code permits the issuance of a Class "13" liquor license for the sale of alcoholic liquors on the premises specified in the license in packages only, but not for consumption on the premises where sold between the hours of 7:00 a.m. and 1:00 a.m. Monday, Tuesday, Wednesday, Thursday, Friday, and 7:00 a.m. Saturday and 2:00 a.m. Sunday, and 7:00 a.m. Sunday and 2:00 a.m. Monday.

The applicant does not currently hold a liquor license with the City of Crystal Lake. The applicants, Robert Andrew Clyde, President and CEO, and Gregory L. Smith, Corporate Secretary, have completed a criminal investigation which has revealed no past criminal history. The issuance of the license will be dependent on submitting all of the required paperwork.

The following chart compares gas stations in the City that have a liquor license:

<i>Location</i>	<i>Address</i>	<i>Liquor License</i>	<i>Approx. Sq. Footage</i>	<i>Approval</i>
Murphy Oil USA	985 Central Park Drive	Class 13	1,400	Pending
Crystal Lake Mobil	250 N. Route 31	Class 13	2,436	Council Approved in 2016
Open Pantry/Shell	4811 Route 14	Class 13	2,975	Approved via Annexation
Citgo Convenience Store/McDonalds	7615 Route 176	Class 13	4,500	Approved via Annexation
Casey's General Store	639 Terra Cotta	Class 13	4,558	Council Approved in 2016
Bucky's Express	8108 Pyott Rd.	Class 13	7,054	Council Approved in 2014
Sam's Club	5670 Northwest Highway	Class 13	Small Store	Council Approved in 1992

In addition, the below table shows the approximate square footages of a few gasoline stations that do not have liquor licenses:

	<i>Address</i>	<i>Approx. Sq. Footage</i>
Mobil	Route 14 and Florence	1,000
Shell	681 Terra Cotta (Route 14 and 176)	1,200
Marathon	220 W. Virginia (Route 14 and McHenry)	1,500

Other establishments currently holding a Class "13" liquor license include: 7-Eleven, Bucky's Express (approved-not yet issued), Midwest Petroleum (by McDonald's), Convenient Food Mart, Cost Plus World Market, Crystal Lake Food & Liquor, CVS Pharmacy, Fresh Market, Fresh Thyme Farmer's Market, General Store, Joseph's Marketplace, LaRosita of Mesos Group, Inc., Oak Street Food & Liquor, Open Pantry/Shell #801, Osco Drug, Sam's Club, Target, Walgreens (Rte. 31 & Rte. 14) and Wal-Mart, and Casey's General Store (approved-not yet issued).

Votes Required to Pass:

Simple majority



The City of Crystal Lake Illinois

DRAFT

**AN ORDINANCE AMENDING THE CODE
OF THE CITY OF CRYSTAL LAKE**

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

SECTION I: That CHAPTER 329 LIQUOR LICENSES Section 329-6 Limitations on licenses shall be amended as follows:

Class 13 License shall be increased from 22 to 23.

SECTION II: That this Ordinance shall be in full force and effect from and after its passage and approval according to law.

SECTION III: That all Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

DATED at Crystal Lake, Illinois, this 16th day of August, 2016.

City of Crystal Lake, an
Illinois municipal corporation

Aaron T. Shepley, Mayor

SEAL

ATTEST:

Nick Kachiroubas, City Clerk

Passed: August 16, 2016

Approved: August 16, 2016



Agenda Item No: 12

**City Council
Agenda Supplement**

Meeting Date: August 16, 2016

Item: City Code Amendment to Increase the Number of Class "28" Liquor Licenses and to Increase the Number of Video Gaming Licenses - Applicant: Crystal Lake Rib House, 540 E. Terra Cotta Ave.

Staff Recommendation:

1. Motion to adopt an ordinance increasing the number of Class "28" Liquor Licenses from the current permitted, 2 licenses to 3 licenses.
2. Motion to adopt an ordinance increasing the number of Video Gaming License from the current permitted, 2 licenses to 3 licenses.

Staff Contact: Eric T. Helm, Deputy City Manager

Background:

At the April 5, 2016 City Council meeting, the City Council amended Chapters 268, 329 and 248 of the City Code to allow video gaming. Per the City Code, when an applicant desires to offer video gaming at its establishment, it must receive both a supplemental liquor license and a video gaming license. The City Council evaluates whether the number of supplemental liquor licenses should be increased. Following this consideration, the Mayor grants the supplemental liquor license. Similarly, the City Council also evaluates whether the number of video gaming licenses should be increased. Following this consideration, the City Manager grants the actual video gaming license.

The City has received a request from the Crystal Lake Rib House for the issuance of a Class "28" Supplemental Liquor License and a Video Gaming License. The petitioner is requesting the supplemental Class "28" license in order to operate video game machines in their establishment. Section 329-5-AB of the City Code permits the issuance of a Class "28" liquor license, which authorizes the retail sale of alcoholic liquors, for consumption on the premises, at a bar or restaurant, as defined by § 268-3 of this Code, to an applicant which possesses a valid video gaming location license issued by the Illinois Gaming Board and which also holds, for a period of not less than one year, a current and valid liquor license to sell alcoholic liquor at such bar or restaurant.

Application Review

City staff has reviewed the application from the Crystal Lake Rib House and compared it to the City Code requirements. City staff has reviewed the application for completeness and determined that it meets all of the necessary conditions. The below table depicts the applicant's compliance with the City Code requirements:

<u>Requirement</u>	<u>City Code Section</u>	<u>Compliance Status</u>
The establishment is an eligible bar or restaurant.	268-3 Definitions	Yes. Restaurant/Bar
The establishment has held a liquor license for at least 12 months.	268-3 Definitions	Yes. The establishment has held a Class "4" Liquor License since 2012.
Applicant submitted necessary documents, including site plan.	268-3 (C)	Yes.
Applicant has a State Video Gaming License.	268-3 (C)	Yes.
Applicant will be using a licensed video game terminal operator.	268-3 (C)	Yes. Awesome Hand Gaming
The establishment is outside of the 100 foot radius of any church or school in the vicinity.	State of Illinois Requirement	Yes.
*Location screening and supervision	268-3 (K)	Yes, but City Council has discretion on location (see below).
Signage	268-3 (N)	Yes. The terminals will not be visible from the street. There is no advertising of the availability of video gaming.
Applicant will be using an approved video surveillance system.	268-3 (O)	Yes. The terminal operator will provide video surveillance specifications upon approval of the Video Gaming license.
Video Gaming is incidental to establishment's business.	268-3 (P)	Yes.

*Location Screening and Supervision Requirement

The location and placement of the video gaming terminals is governed by State administrative code and the City code. The City code was drafted to provide the City Council and City Manager’s office discretion on where the machines are located.

State Administrative Code Title 11 / Section 1800.810	Criteria Met?	City Code Section 268-3 (K)	Criteria Met?
All video gaming terminals must be located in an area restricted to persons over 21 years of age. For all licensed video gaming locations that restrict admittance to patrons 21 years of age or older, a separate restricted area is not required. Any licensed video gaming location that allows minors to enter where video gaming terminals are located shall separate any video gaming terminals from the area accessible by minors. <i>In those licensed video gaming locations where separation from minors under 21 is required, a physical barrier to the gaming area is required, which may consist of a short partition, gate or rope or other means of separation.</i> No barrier shall visually obscure the entrance to the gaming area from an employee of the licensed video gaming location who is over the age of 21.	Yes	Video gaming terminals shall be placed in an area restricted to individuals age 21 or over. If individuals under the age of 21 are allowed in any portion of the licensed establishment, the video gaming terminals <i>shall be located in a segregated area which shall not be accessible to persons under the age of 21.</i> If an establishment's layout does not reasonably allow for a completely segregated area, the video gaming terminals shall be located in an area determined by the City Manager or his/her designee as being the most segregated area of the establishment...The area constructed for video gaming shall be constructed in such a manner so that video gaming terminals may not be visible from the exterior of the building in which they are located.	Yes / Council Discretion

The City Council has approved two video gaming applications. Since the City Council will want to consistently apply location and screening standards, the below table summarizes the screening and location requirements of the two recently approved video gaming establishments.

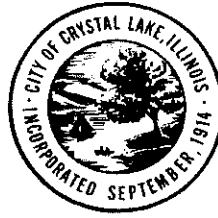
<u>Establishment</u>	<u>Screening and Location</u>
The Cottage, 6 E. Crystal Lake Avenue	In rear of restaurant and screened with “slotted” wall. Visible from employee service areas.
Fire Bar and Grill, 435 Angela Lane	In side-rear of the restaurant. Separate room provided with 4’ wall and Plexiglas enclosure. Visible from employee working at the bar.

Site Plan Review

The petitioner’s site plan is included in this application. The site plan shows that the video gaming terminals will be placed in a segregated area which shall not be accessible to persons under the age of 21.

Votes Required to Pass:

Simple majority



The City of Crystal Lake Illinois

DRAFT

**AN ORDINANCE AMENDING THE CODE
OF THE CITY OF CRYSTAL LAKE**

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

SECTION I: That CHAPTER 268 Gambling Section 268-3E(2) Limitations on licenses shall be amended as follows:

1. Video Gaming Licenses shall be increased from 2 to 3.

SECTION II: That this Ordinance shall be in full force and effect from and after its passage and approval according to law.

SECTION III: That all Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

DATED at Crystal Lake, Illinois, this 16th day of August, 2016.

City of Crystal Lake, an
Illinois municipal corporation

Aaron T. Shepley, Mayor

SEAL

ATTEST:

Nick Kachiroubas, City Clerk

Passed: August 16, 2016

Approved: August 16, 2016



The City of Crystal Lake Illinois

DRAFT

**AN ORDINANCE AMENDING THE CODE
OF THE CITY OF CRYSTAL LAKE**

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

SECTION I: That CHAPTER 329 LIQUOR LICENSES Section 329-6 Limitations on licenses shall be amended as follows:

1. Class 28 License shall be increased from 2 to 3.

SECTION II: That this Ordinance shall be in full force and effect from and after its passage and approval according to law.

SECTION III: That all Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

DATED at Crystal Lake, Illinois, this 16th day of August, 2016.

City of Crystal Lake, an
Illinois municipal corporation

Aaron T. Shepley, Mayor

SEAL

ATTEST:

Nick Kachiroubas, City Clerk

Passed: August 16, 2016

Approved: August 16, 2016



Agenda Item No: 13

**City Council
Agenda Supplement**

Meeting Date:

August 16, 2016

Item:

City Code Amendment to Increase the Number of Class "28" Liquor Licenses and to Increase the Number of Video Gaming Licenses - Applicant: Labemi's, 109 N. Main St.

Staff Recommendation:

1. Motion to adopt an ordinance increasing the number of Class "28" Liquor Licenses from the current permitted, 3 licenses to 4 licenses.
2. Motion to adopt an ordinance increasing the number of Video Gaming License from the current permitted, 3 licenses to 4 licenses.

Staff Contact:

Eric T. Helm, Deputy City Manager

Background:

At the April 5, 2016 City Council meeting, the City Council amended Chapters 268, 329 and 248 of the City Code to allow video gaming. Per the City Code, when an applicant desires to offer video gaming at its establishment, it must receive both a supplemental liquor license and a video gaming license. The City Council evaluates whether the number of supplemental liquor licenses should be increased. Following this consideration, the Mayor grants the supplemental liquor license. Similarly, the City Council also evaluates whether the number of video gaming licenses should be increased. Following this consideration, the City Manager grants the actual video gaming license.

The City has received a request from Labemi's for the issuance of a Class "28" Supplemental Liquor License and a Video Gaming License. The petitioner is requesting the supplemental Class "28" license in order to operate video game machines in their establishment. Section 329-5-AB of the City Code permits the issuance of a Class "28" liquor license, which authorizes the retail sale of alcoholic liquors, for consumption on the premises, at a bar or restaurant, as defined by § 268-3 of this Code, to an applicant which possesses a valid video gaming location license issued by the Illinois Gaming Board and which also holds, for a period of not less than one year, a current and valid liquor license to sell alcoholic liquor at such bar or restaurant.

Application Review

City staff has reviewed the application from Labemi's and compared it to the City Code requirements. City staff has reviewed the application for completeness and determined that it meets all of the necessary conditions. The below table depicts the applicant's compliance with the City Code requirements:

<u>Requirement</u>	<u>City Code Section</u>	<u>Compliance Status</u>
The establishment is an eligible bar or restaurant.	268-3 Definitions	Yes. Bar/Restaurant
The establishment has held a liquor license for at least 12 months.	268-3 Definitions	Yes. The establishment has held a Class "9" Liquor License since 1983.
Applicant submitted necessary documents, including site plan.	268-3 (C)	Yes.
Applicant has a State Video Gaming License.	268-3 (C)	Yes.
Applicant will be using a licensed video game terminal operator.	268-3 (C)	Yes. Awesome Hand Gaming
The establishment is outside of the 100 foot radius of any church or school in the vicinity.	State of Illinois Requirement	Yes.
*Location screening and supervision	268-3 (K)	Yes, but City Council has discretion on location (see below).
Signage	268-3 (N)	Yes. The terminals will not be visible from the street. There is no advertising of the availability of video gaming.
Applicant will be using an approved video surveillance system.	268-3 (O)	Yes. The terminal operator will provide video surveillance specifications upon approval of the Video Gaming license.
Video Gaming is incidental to establishment's business.	268-3 (P)	Yes.

*Location Screening and Supervision Requirement

The location and placement of the video gaming terminals is governed by State administrative code and the City code. The City code was drafted to provide the City Council and City Manager's office discretion on where the machines are located.

State Administrative Code Title 11 / Section 1800.810	Criteria Met?	City Code Section 268-3 (K)	Criteria Met?
All video gaming terminals must be located in an area restricted to persons over 21 years of age. For all licensed video gaming locations that restrict admittance to patrons 21 years of age or older, a separate restricted area is not required. Any licensed video gaming location that allows minors to enter where video gaming terminals are located shall separate any video gaming terminals from the area accessible by minors. <i>In those licensed video gaming locations where separation from minors under 21 is required, a physical barrier to the gaming area is required, which may consist of a short partition, gate or rope or other means of separation.</i> No barrier shall visually obscure the entrance to the gaming area from an employee of the licensed video gaming location who is over the age of 21.	Yes	Video gaming terminals shall be placed in an area restricted to individuals age 21 or over. If individuals under the age of 21 are allowed in any portion of the licensed establishment, the video gaming terminals <i>shall be located in a segregated area which shall not be accessible to persons under the age of 21.</i> If an establishment's layout does not reasonably allow for a completely segregated area, the video gaming terminals shall be located in an area determined by the City Manager or his/her designee as being the most segregated area of the establishment....The area constructed for video gaming shall be constructed in such a manner so that video gaming terminals may not be visible from the exterior of the building in which they are located.	Yes / Council Discretion

The City Council has approved two video gaming applications. Since the City Council will want to consistently apply location and screening standards, the below table summarizes the screening and location requirements of the two recently approved video gaming establishments.

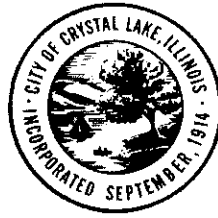
<u>Establishment</u>	<u>Screening and Location</u>
The Cottage, 6 E. Crystal Lake Avenue	In rear of restaurant and screened with "slotted" wall. Visible from employee service areas.
Fire Bar and Grill, 435 Angela Lane	In side-rear of the restaurant. Separate room provided with 4' wall and Plexiglas enclosure. Visible from employee working at the bar.

Site Plan Review

The petitioner's site plan is included in this application. The site plan shows that the video gaming terminals will be placed in a segregated area which shall not be accessible to persons under the age of 21.

Votes Required to Pass:

Simple majority



The City of Crystal Lake Illinois

DRAFT

**AN ORDINANCE AMENDING THE CODE
OF THE CITY OF CRYSTAL LAKE**

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

SECTION I: That CHAPTER 329 LIQUOR LICENSES Section 329-6 Limitations on licenses shall be amended as follows:

1. Class 28 License shall be increased from 3 to 4.

SECTION II: That this Ordinance shall be in full force and effect from and after its passage and approval according to law.

SECTION III: That all Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

DATED at Crystal Lake, Illinois, this 16th day of August, 2016.

City of Crystal Lake, an
Illinois municipal corporation

Aaron T. Shepley, Mayor

SEAL

ATTEST:

Nick Kachiroubas, City Clerk

Passed: August 16, 2016

Approved: August 16, 2016



The City of Crystal Lake Illinois

DRAFT

**AN ORDINANCE AMENDING THE CODE
OF THE CITY OF CRYSTAL LAKE**

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

SECTION I: That CHAPTER 268 Gambling Section 268-3E(2) Limitations on licenses shall be amended as follows:

1. Video Gaming Licenses shall be increased from 3 to 4.

SECTION II: That this Ordinance shall be in full force and effect from and after its passage and approval according to law.

SECTION III: That all Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

DATED at Crystal Lake, Illinois, this 16th day of August, 2016.

City of Crystal Lake, an
Illinois municipal corporation

Aaron T. Shepley, Mayor

SEAL

ATTEST:

Nick Kachiroubas, City Clerk

Passed: August 16, 2016

Approved: August 16, 2016



Agenda Item No: 14

**City Council
Agenda Supplement**

Meeting Date:

August 16, 2016

Item:

City Code Amendment to Increase the Number of Class "28" Liquor Licenses and to Increase the Number of Video Gaming Licenses - Applicant: Wings Etc., 5899 Northwest Highway, Unit G

Staff Recommendation:

1. Motion to adopt an ordinance increasing the number of Class "28" Liquor Licenses from the current permitted, 4 licenses to 5 licenses.
2. Motion to adopt an ordinance increasing the number of Video Gaming License from the current permitted, 4 licenses to 5 licenses.

Staff Contact:

Eric T. Helm, Deputy City Manager

Background:

At the April 5, 2016 City Council meeting, the City Council amended Chapters 268, 329 and 248 of the City Code to allow video gaming. Per the City Code, when an applicant desires to offer video gaming at its establishment, it must receive both a supplemental liquor license and a video gaming license. The City Council evaluates whether the number of supplemental liquor licenses should be increased. Following this consideration, the Mayor grants the supplemental liquor license. Similarly, the City Council also evaluates whether the number of video gaming licenses should be increased. Following this consideration, the City Manager grants the actual video gaming license.

The City has received a request from Wings Etc. for the issuance of a Class "28" Supplemental Liquor License and a Video Gaming License. The petitioner is requesting the supplemental Class "28" license in order to operate video game machines in their establishment. Section 329-5-AB of the City Code permits the issuance of a Class "28" liquor license, which authorizes the retail sale of alcoholic liquors, for consumption on the premises, at a bar or restaurant, as defined by § 268-3 of this Code, to an applicant which possesses a valid video gaming location license issued by the Illinois Gaming Board and which also holds, for a period of not less than one year, a current and valid liquor license to sell alcoholic liquor at such bar or restaurant.

Application Review

City staff has reviewed the application from Wings Etc. and compared it to the City Code requirements. City staff has reviewed the application for completeness and determined that it meets all of the necessary conditions. The below table depicts the applicant's compliance with the City Code requirements:

Requirement	City Code Section	Compliance Status
The establishment is an eligible bar or restaurant.	268-3 Definitions	Yes. Bar/Restaurant
The establishment has held a liquor license for at least 12 months.	268-3 Definitions	Yes. The establishment has held a Class "4" Liquor License since 2006.
Applicant submitted necessary documents, including site plan.	268-3 (C)	Yes.
Applicant has a State Video Gaming License.	268-3 (C)	Yes.
Applicant will be using a licensed video game terminal operator.	268-3 (C)	Yes. Gold Rush Amusement
The establishment is outside of the 100 foot radius of any church or school in the vicinity.	State of Illinois Requirement	Yes.
Location screening and supervision	268-3 (K)	Prior to the issuance of the license, the petitioner will need to ensure that gaming machines cannot be viewed from the exterior of the building. The petitioner will need to build a wall barrier and tint the windows. Due to the size of the establishment, the video gaming machines are located near the front entrance of the establishment.
Signage	268-3 (N)	Yes. The terminals will not be visible from the street. There is no advertising of the availability of video gaming.
Applicant will be using an approved video surveillance system.	268-3 (O)	Yes. The terminal operator will provide video surveillance specifications upon approval of the Video Gaming license.
Video Gaming is incidental to establishment's business.	268-3 (P)	Yes.

*Location Screening and Supervision Requirement

The location and placement of the video gaming terminals is governed by State administrative code and the City code. The City code was drafted to provide the City Council and City Manager's office discretion on where the machines are located.

State Administrative Code Title 11 / Section 1800.810	Criteria Met?	City Code Section 268-3 (K)	Criteria Met?
All video gaming terminals must be located in an area restricted to persons over 21 years of age. For all licensed video gaming locations that restrict admittance to patrons 21 years of age or older, a separate restricted area is not required. Any licensed video gaming location that allows minors to enter where video gaming terminals are located shall separate any video gaming terminals from the area accessible by minors. <i>In those licensed video gaming locations where separation from minors under 21 is required, a physical barrier to the gaming area is required, which may consist of a short partition, gate or rope or other means of separation.</i> No barrier shall visually obscure the entrance to the gaming area from an employee of the licensed video gaming location who is over the age of 21.	Yes	Video gaming terminals shall be placed in an area restricted to individuals age 21 or over. If individuals under the age of 21 are allowed in any portion of the licensed establishment, the video gaming terminals <i>shall be located in a segregated area which shall not be accessible to persons under the age of 21.</i> If an establishment's layout does not reasonably allow for a completely segregated area, the video gaming terminals shall be located in an area determined by the City Manager or his/her designee as being the most segregated area of the establishment...The area constructed for video gaming shall be constructed in such a manner so that video gaming terminals may not be visible from the exterior of the building in which they are located.	Council Discretion

The City Council has approved two video gaming applications. Since the City Council will want to consistently apply location and screening standards, the below table summarizes the screening and location requirements of the two recently approved video gaming establishments.

<u>Establishment</u>	<u>Screening and Location</u>
The Cottage, 6 E. Crystal Lake Avenue	In rear of restaurant and screened with "slotted" wall. Visible from employee service areas.
Fire Bar and Grill, 435 Angela Lane	In side-rear of the restaurant. Separate room provided with 4' wall and Plexiglas enclosure. Visible from employee working at the bar.

Site Plan Review

The petitioner's site plan is included in this application. The site plan shows that the video gaming terminals will be placed in a segregated area which shall not be accessible to persons under the age of 21.

Votes Required to Pass:

Simple majority



DRAFT

The City of Crystal Lake Illinois

**AN ORDINANCE AMENDING THE CODE
OF THE CITY OF CRYSTAL LAKE**

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

SECTION I: That CHAPTER 329 LIQUOR LICENSES Section 329-6 Limitations on licenses shall be amended as follows:

1. Class 28 License shall be increased from 4 to 5.

SECTION II: That this Ordinance shall be in full force and effect from and after its passage and approval according to law.

SECTION III: That all Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

DATED at Crystal Lake, Illinois, this 16th day of August, 2016.

City of Crystal Lake, an
Illinois municipal corporation

Aaron T. Shepley, Mayor

SEAL

ATTEST:

Nick Kachiroubas, City Clerk

Passed: August 16, 2016

Approved: August 16, 2016



The City of Crystal Lake Illinois

DRAFT

**AN ORDINANCE AMENDING THE CODE
OF THE CITY OF CRYSTAL LAKE**

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

SECTION I: That CHAPTER 268 Gambling Section 268-3E(2) Limitations on licenses shall be amended as follows:

1. Video Gaming Licenses shall be increased from 4 to 5.

SECTION II: That this Ordinance shall be in full force and effect from and after its passage and approval according to law.

SECTION III: That all Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

DATED at Crystal Lake, Illinois, this 16th day of August, 2016.

City of Crystal Lake, an
Illinois municipal corporation

Aaron T. Shepley, Mayor

SEAL

ATTEST:

Nick Kachiroubas, City Clerk

Passed: August 16, 2016

Approved: August 16, 2016



Agenda Item No: 15

**City Council
Agenda Supplement**

Meeting Date:

August 16, 2016

Item:

City Code Amendment to Increase the Number of Class "28" Liquor Licenses and to Increase the Number of Video Gaming Licenses - Applicant: Moe B. Dicks, 1050 North Shore Drive

Staff Recommendation:

1. Motion to adopt an ordinance increasing the number of Class "28" Liquor Licenses from the current permitted, 5 licenses to 6 licenses.
2. Motion to adopt an ordinance increasing the number of Video Gaming License from the current permitted, 5 licenses to 6 licenses.

Staff Contact:

Eric T. Helm, Deputy City Manager

Background:

At the April 5, 2016 City Council meeting, the City Council amended Chapters 268, 329 and 248 of the City Code to allow video gaming. Per the City Code, when an applicant desires to offer video gaming at its establishment, it must receive both a supplemental liquor license and a video gaming license. The City Council evaluates whether the number of supplemental liquor licenses should be increased. Following this consideration, the Mayor grants the supplemental liquor license. Similarly, the City Council also evaluates whether the number of video gaming licenses should be increased. Following this consideration, the City Manager grants the actual video gaming license.

The City has received a request from Moe B. Dicks for the issuance of a Class "28" Supplemental Liquor License and a Video Gaming License. The petitioner is requesting the supplemental Class "28" license in order to operate video game machines in their establishment. Section 329-5-AB of the City Code permits the issuance of a Class "28" liquor license, which authorizes the retail sale of alcoholic liquors, for consumption on the premises, at a bar or restaurant, as defined by § 268-3 of this Code, to an applicant which possesses a valid video gaming location license issued by the Illinois Gaming Board and which also holds, for a period of not less than one year, a current and valid liquor license to sell alcoholic liquor at such bar or restaurant.

Application Review

City staff has reviewed the application from Moe B Dicks and compared it to the City Code requirements. City staff has reviewed the application for completeness and determined that it meets all of the necessary conditions. The below table depicts the applicant's compliance with the City Code requirements:

<u>Requirement</u>	<u>City Code Section</u>	<u>Compliance Status</u>
The establishment is an eligible bar or restaurant.	268-3 Definitions	Yes. Bar
The establishment has held a liquor license for at least 12 months.	268-3 Definitions	Yes. The establishment has held a Class "1" Liquor License since 1987.
Applicant submitted necessary documents, including site plan.	268-3 (C)	Yes.
Applicant has a State Video Gaming License.	268-3 (C)	Yes.
Applicant will be using a licensed video game terminal operator.	268-3 (C)	Yes. Awesome Hand Gaming
The establishment is outside of the 100 foot radius of any church or school in the vicinity.	State of Illinois Requirement	Yes.
Location screening and supervision	268-3 (K)	Prior to the issuance of the license, the petitioner will need to ensure that that gaming machines cannot be viewed from the exterior of the building. The petitioner will either need to build a barrier or tint the windows. Due to the size of the establishment, the video gaming machines are located near the front entrance of the establishment.
Signage	268-3 (N)	Yes. The terminals will not be visible from the street. There is no advertising of the availability of video gaming.
Applicant will be using an approved video surveillance system.	268-3 (O)	Yes. The terminal operator will provide video surveillance specifications upon approval of the Video Gaming license.
Video Gaming is incidental to establishment's business.	268-3 (P)	Yes.

*Location Screening and Supervision Requirement

The location and placement of the video gaming terminals is governed by State administrative code and the City code. The City code was drafted to provide the City Council and City Manager's office discretion on where the machines are located.

State Administrative Code Title 11 / Section 1800.810	Criteria Met?	City Code Section 268-3 (K)	Criteria Met?
All video gaming terminals must be located in an area restricted to persons over 21 years of age. For all licensed video gaming locations that restrict admittance to patrons 21 years of age or older, a separate restricted area is not required. Any licensed video gaming location that allows minors to enter where video gaming terminals are located shall separate any video gaming terminals from the area accessible by minors. <i>In those licensed video gaming locations where separation from minors under 21 is required, a physical barrier to the gaming area is required, which may consist of a short partition, gate or rope or other means of separation.</i> No barrier shall visually obscure the entrance to the gaming area from an employee of the licensed video gaming location who is over the age of 21.	Yes	Video gaming terminals shall be placed in an area restricted to individuals age 21 or over. If individuals under the age of 21 are allowed in any portion of the licensed establishment, the video gaming terminals <i>shall be located in a segregated area which shall not be accessible to persons under the age of 21.</i> If an establishment's layout does not reasonably allow for a completely segregated area, the video gaming terminals shall be located in an area determined by the City Manager or his/her designee as being the most segregated area of the establishment....The area constructed for video gaming shall be constructed in such a manner so that video gaming terminals may not be visible from the exterior of the building in which they are located.	Council Discretion

The City Council has approved two video gaming applications. Since the City Council will want to consistently apply location and screening standards, the below table summarizes the screening and location requirements of the two recently approved video gaming establishments.

<u>Establishment</u>	<u>Screening and Location</u>
The Cottage, 6 E. Crystal Lake Avenue	In rear of restaurant and screened with "slotted" wall. Visible from employee service areas.
Fire Bar and Grill, 435 Angela Lane	In side-rear of the restaurant. Separate room provided with 4' wall and Plexiglas enclosure. Visible from employee working at the bar.

Site Plan Review

The petitioner's site plan is included in this application. The site plan shows that the video gaming terminals will be placed in a segregated area which shall not be accessible to persons under the age of 21.

Votes Required to Pass:

Simple majority



The City of Crystal Lake Illinois

DRAFT

**AN ORDINANCE AMENDING THE CODE
OF THE CITY OF CRYSTAL LAKE**

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

SECTION I: That CHAPTER 268 Gambling Section 268-3E(2) Limitations on licenses shall be amended as follows:

1. Video Gaming Licenses shall be increased from 5 to 6.

SECTION II: That this Ordinance shall be in full force and effect from and after its passage and approval according to law.

SECTION III: That all Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

DATED at Crystal Lake, Illinois, this 16th day of August, 2016.

City of Crystal Lake, an
Illinois municipal corporation

Aaron T. Shepley, Mayor

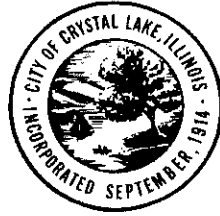
SEAL

ATTEST:

Nick Kachiroubas, City Clerk

Passed: August 16, 2016

Approved: August 16, 2016



The City of Crystal Lake Illinois

DRAFT

**AN ORDINANCE AMENDING THE CODE
OF THE CITY OF CRYSTAL LAKE**

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

SECTION I: That CHAPTER 329 LIQUOR LICENSES Section 329-6 Limitations on licenses shall be amended as follows:

1. Class 28 License shall be increased from 5 to 6.

SECTION II: That this Ordinance shall be in full force and effect from and after its passage and approval according to law.

SECTION III: That all Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

DATED at Crystal Lake, Illinois, this 16th day of August, 2016.

City of Crystal Lake, an
Illinois municipal corporation

Aaron T. Shepley, Mayor

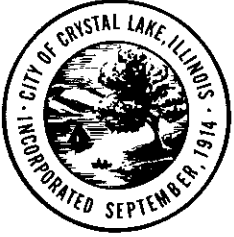
SEAL

ATTEST:

Nick Kachiroubas, City Clerk

Passed: August 16, 2016

Approved: August 16, 2016



Agenda Item No: 16

**City Council
Agenda Supplement**

Meeting Date: August 16, 2016

ANNEXATION PUBLIC HEARING

Item: U-Haul Moving Partners, Inc. Annexation

Requests:

- 1) Rezoning upon annexation to M- Manufacturing Planned Unit Development,
- 2) Special Use Permit for bulk inside storage, and
- 3) Special Use Permit for outdoor storage of vehicles.

Petitioner: U-Haul Partners, Inc.,
4504 Northwest Highway

Recommendation: Motion to:

- 1) Adopt an ordinance authorizing execution of the annexation agreement.
- 2) Adopt the annexation ordinance.
- 3) Approve the Planning and Zoning Commission recommendations and adopt an ordinance for rezoning upon annexation to the M- Manufacturing Planned Unit Development district and granting special use permits for bulk inside storage and outdoor storage of vehicles for the property located at 4504 Northwest Highway.

Staff Contact: Michelle Rentzsch, Community Development Director

Background:

Existing Use: The property is currently a U-Haul storage and rental facility with its ancillary outdoor storage of vehicles and equipment. The property also has a billboard on the premises.

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 – Manufacturing Planned Unit Development and special use permits to allow bulk inside storage and outdoor storage of vehicles and equipment.
- The two existing freestanding signs would be allowed to remain and would be considered non-conforming structures.
- The billboard on the property would be allowed to remain until the expiration of the current lease agreement. After the lease expires, the property owner would have 120 days to remove the billboard structure.

PZC Highlights:

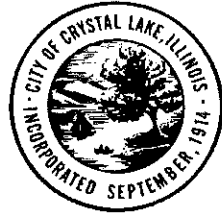
- The PZC stated the Findings of Fact have been met.

The Planning and Zoning Commission recommended **approval (6-0)** of the petitioner’s request 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 (U-Haul, 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. The petitioner requests that the existing conditions be accepted for the term of the agreement. The petitioner has agreed to remove the billboard at the expiration of the lease, which is October 2016. This document has been reviewed by an attorney and staff and is an acceptable format.

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



DRAFT

The City of Crystal Lake Illinois

**AN ORDINANCE AUTHORIZING THE EXECUTION
OF AN ANNEXATION AGREEMENT**

WHEREAS, U-Haul Moving Partners, Inc. (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 8.415 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 July 31, 2016, as provided by statute, a public hearing was held thereon by the Corporate Authorities commencing on August 16, 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 16th day of August, 2016.

APPROVED by me this 16th day of August, 2016.

City of Crystal Lake, an
Illinois municipal corporation

Aaron T. Shepley, Mayor

SEAL

ATTEST:

Nick Kachiroubas, City Clerk

Passed: August 16, 2016

Approved: August 16, 2016

EXHIBIT A
LEGAL DESCRIPTION OF SUBJECT PROPERTY

Parcel 1:

All that part of Sections 3 and 10, Township 43 North, Range 8 East of the Third Principal Meridian, lying Easterly of the Easterly Right of Way line of State Route 31, Southerly of the Southerly right of way line of the Chicago and North Western Railroad, Westerly of the center line of Sands Road, Northerly of the Northerly right of way line of U.S. Route 14 and Easterly of the Easterly right of way line of the ramp connecting State Route 31 with U.S. Route 14 (Except the East 660 feet, as measured at right angles to the east line thereof; also excepting that part conveyed to State of Illinois for State Route 31, by warranty deed from Dodge Incorporated, recorded September 2, 1970, as document number 529742; also excepting that part taken by the State of Illinois, Department of Transportation, in final judgment order filed July 21, 1998 in McHenry County Circuit Court as case no. 97-ED-10), in McHenry County, Illinois.

4504 Northwest Highway, Crystal Lake, Illinois 60014
PIN: 19-03-451-001

EXHIBIT B PLAT OF ANNEXATION

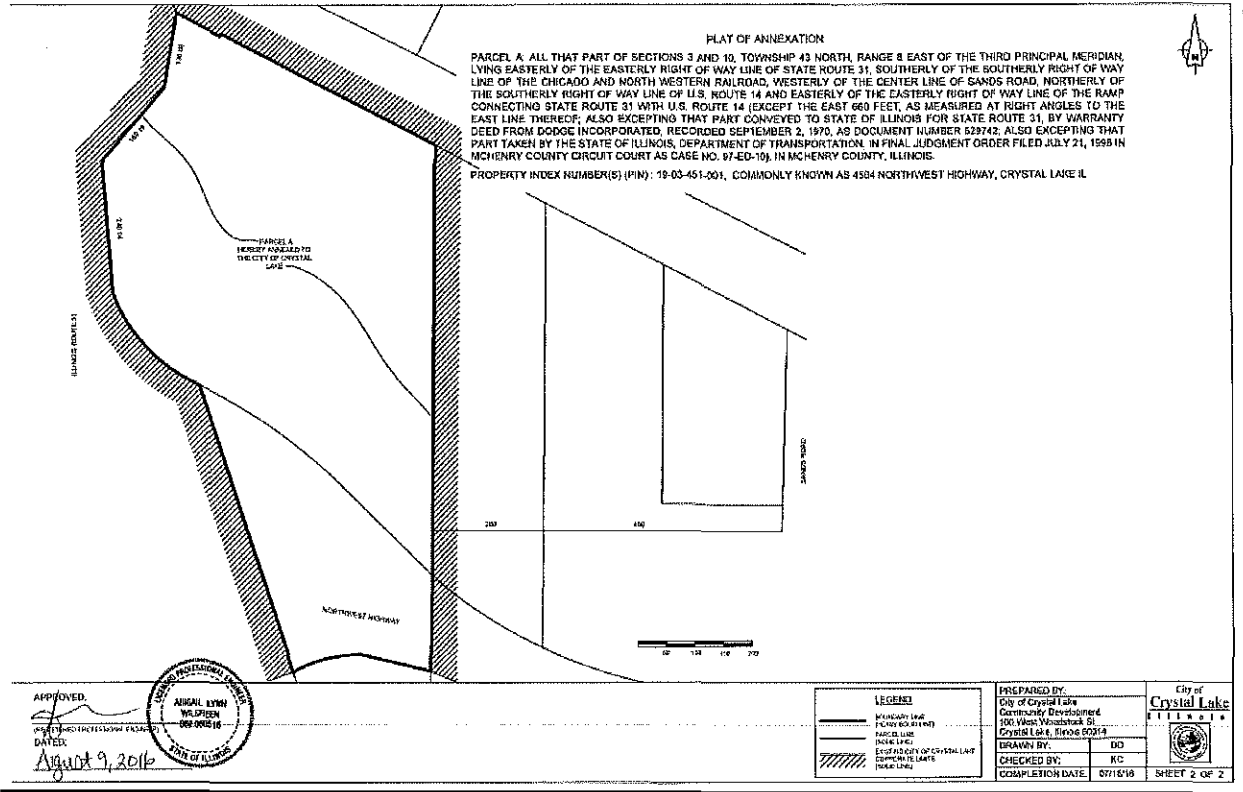


EXHIBIT C
ANNEXATION AGREEMENT



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 Statutes 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 16th day of August, 2016.

APPROVED by me this 16th day of August, 2016.

City of Crystal Lake, an
Illinois municipal corporation

Aaron T. Shepley, Mayor

SEAL

ATTEST:

Nick Kachiroubas, City Clerk

Passed: August 16, 2016

Approved: August 16, 2016

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.

(SEAL)

CITY CLERK

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

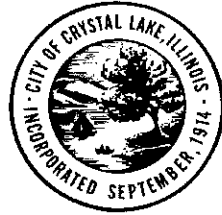
EXHIBIT 'A'

LEGAL DESCRIPTION

Parcel 1:

All that part of Sections 3 and 10, Township 43 North, Range 8 East of the Third Principal Meridian, lying Easterly of the Easterly Right of Way line of State Route 31, Southerly of the Southerly right of way line of the Chicago and North Western Railroad, Westerly of the center line of Sands Road, Northerly of the Northerly right of way line of U.S. Route 14 and Easterly of the Easterly right of way line of the ramp connecting State Route 31 with U.S. Route 14 (Except the East 660 feet, as measured at right angles to the east line thereof; also excepting that part conveyed to State of Illinois for State Route 31, by warranty deed from Dodge Incorporated, recorded September 2, 1970, as document number 529742; also excepting that part taken by the State of Illinois, Department of Transportation, in final judgment order filed July 21, 1998 in McHenry County Circuit Court as case no. 97-ED-10), in McHenry County, Illinois.

4504 Northwest Highway, Crystal Lake, Illinois 60014
PIN: 19-03-451-001



DRAFT

The City of Crystal Lake Illinois

AN ORDINANCE ZONING CERTAIN PROPERTY
“M-PUD” MANUFACTURING PLANNED UNIT DEVELOPMENT
DISTRICT AND
GRANTING SPECIAL USE PERMITS

WHEREAS, U-Haul Moving partners, Inc. (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 July 19, 2016 in the Northwest Herald, held a public hearing at 7:30 p.m., on August 3, 2016 at City Hall at 100 W. Woodstock Street, Crystal Lake, Illinois to consider the proposed zoning of the Subject Property to “M-PUD” Manufacturing Planned Unit Development District and granting of Special Use Permits for: A. Bulk inside storage and B. Outdoor storage of vehicles; and

WHEREAS, on August 3, 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-PUD” Manufacturing Planned Unit Development District and granting of Special Use Permits for: A. Bulk inside storage and B.

Outdoor storage of vehicles all as more specifically set forth in that certain Report of the Planning and Zoning Commission in Case #2012-78, dated as of August 4, 2016; and

WHEREAS, the City Council of the City of Crystal Lake, pursuant to notice duly published on July 31, 2016 in the Northwest Herald, held a public hearing at 7:30 p.m., on August 16, 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. Bulk inside storage and B. Outdoor storage of vehicles be approved; and

WHEREAS, by the terms of said Annexation Agreement, said territory is to be zoned "M-PUD" Manufacturing 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-PUD" Manufacturing Planned Unit Development district.

SECTION III: That Special Use Permits are hereby granted for the Subject Property for outdoor storage of vehicles 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 (U-Haul, 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 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 16th day of August, 2016.

APPROVED by me this 16th day of August, 2016.

City of Crystal Lake, an
Illinois municipal corporation

Aaron T. Shepley, Mayor

SEAL

ATTEST:

Nick Kachiroubas, City Clerk

Passed: August 16, 2016

Approved: August 16, 2016

EXHIBIT A

Parcel 1:

All that part of Sections 3 and 10, Township 43 North, Range 8 East of the Third Principal Meridian, lying Easterly of the Easterly Right of Way line of State Route 31, Southerly of the Southerly right of way line of the Chicago and North Western Railroad, Westerly of the center line of Sands Road, Northerly of the Northerly right of way line of U.S. Route 14 and Easterly of the Easterly right of way line of the ramp connecting State Route 31 with U.S. Route 14 (Except the East 660 feet, as measured at right angles to the east line thereof; also excepting that part conveyed to State of Illinois for State Route 31, by warranty deed from Dodge Incorporated, recorded September 2, 1970, as document number 529742; also excepting that part taken by the State of Illinois, Department of Transportation, in final judgment order filed July 21, 1998 in McHenry County Circuit Court as case no. 97-ED-10), in McHenry County, Illinois.

4504 Northwest Highway, Crystal Lake, Illinois 60014
PIN: 19-03-451-001



Agenda Item No: 17

**City Council
Agenda Supplement**

Meeting Date: August 16, 2016

Item: Annexation of a Surrounded Property

Recommendation: 1.) Motion to adopt an annexation ordinance for the Barrington Harris Bank Trust 114690 property, located at 4419 Route 14, as legally described in the annexation ordinance.
2.) Motion to adopt an ordinance increasing the number of Class "12" Liquor Licenses from the current permitted 2 licenses to 3 licenses.

Staff Contact: Michelle Rentzsch, Director of Community Development

Background: As part of the Centennial Strategic Plan, the City Council identified a key strategy in development and reinvestment in the community by exploring annexation opportunities.

Pursue annexation of strategic properties in order to provide better realignment of corporate boundaries.

Key Factors:

- This commercial property is completely surrounded by the City and could be involuntarily annexed.
- The City has been able to work with a number of property owners over the past years to get them to successfully annex with a voluntary petition. Because the City asked them, these following properties have voluntarily annexed to the City: Gary Reece (Heartland Cabinets), Smith Cartage, Blomsness Thebault, Athans Company, Parrish and Querhammer Funeral Home. A few others (UHaul, Whiskey Business and the neighboring strip center, Hughes Signs, Geske & Sons, Copley Roofing, and ASR – a strip center next to Countryside) are in the process of voluntarily annexing.
- In July of 2016, the final letters (attached) were sent to the remaining 15 properties that have not voluntarily annexed to the City.

SUMMARY OF CORRESPONDENCE AND RESPONSES FOR SUBJECT PROPERTY

July 1, 2016 letter advising of certified mail with annexation notice	No response
April 25, 2016 invitation to annex letter	No response
August 8, 2014 invitation to annex letter	No response
August 9, 2013 email from owner stating that he is not interested in	

annexation	
September 26, 2012 invitation to annex letter	No response
August 3, 2012 invitation to annex letter	No response

Benefits to annexing these completely surrounded parcels:

- This annexation would secure the sales tax from this business that benefits from being a part of the Crystal Lake community and receives City services;
- This annexation would ensure that no additional billboards, cell towers, or other potential undesirable land uses are established on this lot which is internal to our community; and
- This annexation would ensure parity for those property owners that voluntarily annexed when the City asked that of them.

Background:

This property is completely surrounded by the City and has been asked repeatedly since 2012 to annex.

Harris Bank Trust #114690 (D’Andrea Banquets) is a 2.254-acre parcel located at 4419 Route 14 and is improved with D’Andrea Banquets and part of its associated parking area. In earlier letters requesting annexation, the response has been that there was no interest in annexation. In response to the legal notice regarding this annexation being recently sent, there has been no response.

Liquor License

Per Section 329-6 (B) of the City of Crystal Lake Municipal Code upon annexation of a property:

In the event that any person, firm or corporation holding a local license in the County of McHenry shall be annexed to the City of Crystal Lake, the City of Crystal Lake shall issue a license upon annexation of the property to the City of Crystal Lake in compliance with this chapter regardless of the numerical limitation on licenses. The license issued shall be of the same type and nature that was issued by the County of McHenry. Any license issued as a result of annexation of property to the City of Crystal Lake shall be considered in computing the number of licenses and limitations thereon.

D’Andrea Banquets currently holds a Class “A” liquor license with McHenry County. A Class “A” license allows for the sale of alcohol upon the premises and the sale of unbroken packaged alcohol. Alcohol is not allowed for sale between the hours of 2:00 a.m. and 6:00 a.m. regardless of the day of the week.

Upon annexation, the establishment will be under Crystal Lake’s jurisdiction for liquor licensing. In accordance with City licenses, a Class “12” Banquet/Special Occasion Facility liquor license would be most appropriate for D’Andrea Banquets. Other current license holders include, Four Seasons Banquet and Park Place.

Class “12” liquor licenses are subject to the recommendations of the City Council in determining their serving hours. In December of 2014, the City Council provided Four Seasons Banquet Hall with the following hours: Sunday, Monday, Tuesday, Wednesday and Thursday, the hours of

12:00 p.m. until 1:00 a.m. the following day, and on Friday and Saturday from 12:00 p.m. until 2:00 a.m. on the following day.

It is staff's recommendation to provide the same hours for D'Andrea Banquets.

Votes Required to Pass: Simple majority vote (4 votes) necessary to adopt an annexation ordinance pursuant to 65 ILCS 5/7-1-13.



DRAFT

The City of Crystal Lake Illinois

**AN ORDINANCE AMENDING THE CODE
OF THE CITY OF CRYSTAL LAKE**

WHEREAS, D'Andrea Banquets, will be involuntarily annexed into the City of Crystal Lake, therefore the Municipal Code (the "Code") shall be amended to increase the number of Class 12 liquor licenses from 2 to 3, in order to allow for the issuance of a liquor license to operate a banquet facility located at 4419 Route 14.

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

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

SECTION II: Amendment to Section 329-6. CHAPTER 329 LIQUOR LICENSES Section 329-6 Limitations on licenses shall be amended as follows:

1. Class 12 License shall be increased from 2 to 3.

SECTION III: Condition on License. Said license shall be subject to the restriction that the retail sale of alcoholic liquor upon the licensed premises shall be limited on Sunday, Monday, Tuesday, Wednesday and Thursday to the hours of 12:00 p.m. until 1:00 a.m. the following day, and on Friday and Saturday from 12:00 p.m. until 2:00 a.m. on the following day.

SECTION IV: Effective Date. This Ordinance shall be in full force and effect from and after its passage and approval according to law.

SECTION V: Repeal of Conflicting Ordinances. That all Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

DATED at Crystal Lake, Illinois, this 16th day of August, 2016.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

PASSED: August 16, 2016

APPROVED: August 16, 2016

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



DRAFT

The City of Crystal Lake Illinois

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

WHEREAS, there exists certain unincorporated territory that is legally described in Exhibit A and depicted in Exhibit B attached hereto and made a part hereof (the "*Territory*"), which Territory is not more than 60 acres and is wholly surrounded by the corporate limits of the City of Crystal Lake (the "*City*"); and

WHEREAS, the Territory is currently located within the Cary Fire Protection District, and the City provides library services within its corporate limits; and

WHEREAS, the Territory is also located within Algonquin Township, and the County of McHenry; and

WHEREAS, the Mayor and City Council of the City have determined that the Territory qualifies for annexation pursuant to 65 ILCS 5/7-1-13, and have therefore caused a notice that the City is contemplating annexation of the Territory pursuant to 65 ILCS 5/7-1-13 (the "*Notice*," a copy of which is attached hereto as Exhibit C) to be delivered via certified mail to the owners of record or properties located within the Territory at least 15 days prior to the passage of this Ordinance; and

WHEREAS, the Mayor and City Council of the City have also caused such Notice to be published in the *Northwest Herald*, a newspaper of general circulation within the Territory, not less than ten (10) days prior to the passage of this Ordinance; and

WHEREAS, in accordance with Division 7-1 of the Illinois Municipal Code, 65 ILCS 5/7-1-1 *et seq.*, the Mayor and City Council of the City of Crystal Lake have also caused the Notice to be

sent by certified mail, not less than ten (10) days prior to the passage of this Ordinance, to: the Algonquin Township Supervisor; Algonquin Township Road Commissioner; the Trustees of Algonquin Township; the Trustees of the Cary Fire Protection District, the County Board of the County of McHenry [in care of the County Board Chair, and County Clerk]; and

WHEREAS, an Affidavit that service via certified mail of said Notice as hereinabove described is attached hereto as Exhibit D and made a part hereof; and

WHEREAS, the Mayor and City Council of the City have determined that it is in the best interests of the City and its residents that said Territory be annexed thereto.

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

SECTION I: That the Territory legally described in Exhibit A to this Ordinance be and the same is hereby annexed to the City of Crystal Lake, McHenry County, Illinois.

SECTION II: That the City Clerk of the City is hereby authorized and directed to record in the Office of the Recorder of Deeds of McHenry County, Illinois, a certified copy of this Ordinance (including all exhibits attached hereto).

SECTION III: That this Ordinance shall be in full force and effect from the after its passage and approval, and when a certified copy thereof, together with Exhibits A-D are recorded in the Office of the Recorder of Deeds of McHenry County, Illinois, and filed in the Office of the County Clerk of McHenry County, Illinois; and thereupon said Territory shall be subject to the jurisdiction of the City of Crystal Lake.

AYES:

NAYS:

ABSENT:

PASSED this 16th day of August, 2016.

APPROVED by me this 16th day of August, 2016.

City of Crystal Lake, an
Illinois municipal corporation

Aaron T. Shepley, Mayor

SEAL

ATTEST:

Nick Kachiroubas, City Clerk

Passed: August 16, 2016

Approved: August 16, 2016

EXHIBIT A

Legal Description of the Territory

That part of the Northeast Quarter of Section 10, Township 43 North, Range 8 East of the Third Principal Meridian, described as follows: Commencing at the North Quarter corner of said Section 10; thence Southerly along the West line of the Northeast Quarter of said Section 10, a distance of 215.41 feet to the center line of U.S. Route 14; thence south 80 degrees, 07 minutes, 14 seconds East along said center line, a distance of 435.60 feet to the place of beginning; thence continuing South 80 degrees, 07 minutes, 14 seconds East along said center line of U.S. Route 14, a distance of 89.17 feet to a point of curvature; thence Southeasterly along said center line, along a curve having a radius of 2864.80 feet on said curve is convexed Southerly for an arc distance of 31.28 feet; thence South 20 degrees, 23 minutes, 15 seconds East, 62.83 feet to the Southerly right of way line of said U.S. Route 14; thence Southeasterly along said Southerly right of way line, along a curve having a radius of 2919.80 feet, as said curve is convexed southerly for, an arc distance of 155.15 feet; thence south 22 degrees, 42 minutes, 21 seconds West along a non-tangential line, for a distance of 212.47 feet; thence South 86 degrees, 31 minutes, 17 seconds West, 62.13 feet; thence south 80 degrees, 52 minutes, 22 seconds West, 154.04 feet; thence South 88 degrees, 10 minutes, 27 seconds West, 12.33 feet; thence South 1 degree, 49 minutes, 33 seconds East, 102.00 feet; thence South 88 degree, 10 minutes, 27 seconds West, 163.05 feet; thence North 1 degree, 49 minutes, 33 seconds West, 102.00 feet; thence North 71 degrees, 21 minutes, 11 seconds West, 70.39 feet thence North 21 degrees, 48 minutes, 00 seconds West, 229.34 feet to the Southerly right of way line of a ramp connecting State Route 31 with U.S. Route 14; thence Northeasterly along said Southerly right of way line, along a curve having a radius of 569.80 feet, as said curve is convexed Northwesterly, for an arc distance of 76.96 feet; thence North 20 degrees, 23 minutes, 14 seconds West, along a non-tangential line, 33.01 feet to the center line of construction of aforementioned ramp connecting State Route 31 with U.S. Route 14; thence Easterly along said center line of construction, along a curve having a radius of 502.8 feet, said curve is convexed Northerly, for an arc distance of 276.30 feet to the place of beginning, in McHenry County, Illinois.

Commonly known as: 4419 Route 14, Crystal Lake, IL
P.I.N.: 19-10-200-003

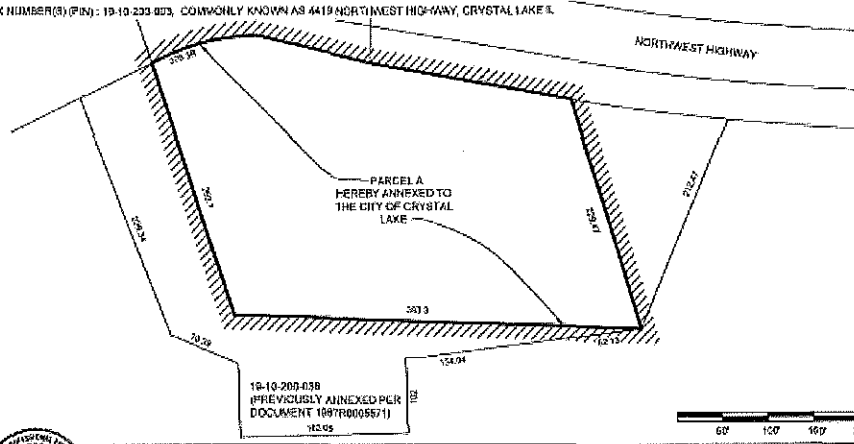
EXHIBIT B

Plat of Annexation

PLAT OF ANNEXATION

PARCEL A: THAT PART OF THE NORTHEAST QUARTER OF SECTION 10, TOWNSHIP 43 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTH QUARTER CORNER OF SAID SECTION 10; THENCE SOUTHERLY ALONG THE WEST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 10, A DISTANCE OF 215.41 FEET TO THE CENTER LINE OF U.S. ROUTE 14; THENCE SOUTH 80 DEGREES, 07 MINUTES, 14 SECONDS EAST ALONG SAID CENTER LINE, A DISTANCE OF 435.60 FEET TO THE PLACE OF BEGINNING; THENCE CONTINUING SOUTH 60 DEGREES, 07 MINUTES, 14 SECONDS EAST ALONG SAID CENTER LINE OF U.S. ROUTE 14, A DISTANCE OF 89.17 FEET TO A POINT OF CURVATURE; THENCE SOUTHEASTERLY ALONG SAID CENTER LINE, ALONG A CURVE HAVING A RADIUS OF 284.99 FEET ON SAID CURVE IS CONVEXED SOUTHERLY FOR AN ARC DISTANCE OF 31.28 FEET; THENCE SOUTH 20 DEGREES, 23 MINUTES, 15 SECONDS EAST 52.83 FEET TO THE SOUTHERLY RIGHT OF WAY LINE OF SAID U.S. ROUTE 14; THENCE SOUTHEASTERLY ALONG SAID SOUTHERLY RIGHT OF WAY LINE, ALONG A CURVE HAVING A RADIUS OF 2919.00 FEET, AS SAID CURVE IS CONVEXED SOUTHERLY FOR AN ARC DISTANCE OF 158.16 FEET; THENCE SOUTH 22 DEGREES, 42 MINUTES, 21 SECONDS WEST ALONG A NON-TANGENTIAL LINE, FOR A DISTANCE OF 212.47 FEET; THENCE SOUTH 88 DEGREES, 31 MINUTES, 17 SECONDS WEST, 62.13 FEET; THENCE SOUTH 80 DEGREES, 52 MINUTES, 22 SECONDS WEST, 194.04 FEET; THENCE SOUTH 88 DEGREES, 10 MINUTES, 27 SECONDS WEST, 12.33 FEET; THENCE SOUTH 1 DEGREE, 49 MINUTES, 33 SECONDS EAST, 102.80 FEET; THENCE SOUTH 88 DEGREE, 16 MINUTES, 27 SECONDS WEST, 185.05 FEET; THENCE NORTH 1 DEGREE, 49 MINUTES, 33 SECONDS WEST, 152.90 FEET; THENCE NORTH 71 DEGREES, 21 MINUTES, 11 SECONDS WEST, 78.50 FEET; THENCE NORTH 21 DEGREES, 48 MINUTES, 08 SECONDS WEST, 228.34 FEET TO THE SOUTHERLY RIGHT OF WAY LINE OF A RAMP CONNECTING STATE ROUTE 31 WITH U.S. ROUTE 14; THENCE NORTHEASTERLY ALONG SAID SOUTHERLY RIGHT OF WAY LINE, ALONG A CURVE HAVING A RADIUS OF 599.89 FEET, AS SAID CURVE IS CONVEXED NORTHWESTERLY, FOR AN ARC DISTANCE OF 75.06 FEET; THENCE NORTH 20 DEGREES, 23 MINUTES, 14 SECONDS WEST, ALONG A NON-TANGENTIAL LINE, 33.01 FEET TO THE CENTER LINE OF CONSTRUCTION OF AFOREMENTIONED RAMP CONNECTING STATE ROUTE 31 WITH U.S. ROUTE 14; THENCE EASTERLY ALONG SAID CENTER LINE OF CONSTRUCTION, ALONG A CURVE HAVING A RADIUS OF 602.8 FEET, SAID CURVE IS CONVEXED NORTHERLY, FOR AN ARC DISTANCE OF 274.30 FEET TO THE PLACE OF BEGINNING, IN MCHEERY COUNTY, ILLINOIS.

PROPERTY INDEX NUMBER(S) (PIN): 19-10-200-038, COMMONLY KNOWN AS 4419 NORTHWEST HIGHWAY, CRYSTAL LAKE, IL.



APPROVED: *[Signature]*
 JAMES LYNN
 CLERK OF BOARD OF SUPERVISORS
 DATED: August 9, 2016
 STATE OF ILLINOIS

LEGENDS	
	PROPOSED ANNEXATION
	EXISTING BOUNDARY
	EXISTING RIGHT OF WAY
	EXISTING CENTER LINE OF CONSTRUCTION

PREPARED BY: City of Crystal Lake Community Development 100 West Woodstock St Crystal Lake, IL 60144	DRAWN BY: DC
CHECKED BY: MC	COMPLETION DATE: 8/9/16

CWOT
Crystal Lake
 ILLINOIS

 SHEET 1 OF 1



Agenda Item No: 18

**City Council
Agenda Supplement**

Meeting Date: August 16, 2016

Item: Three Oaks Recreation Area Parking Lot and Trail Construction

Staff Recommendation: A motion awarding the bid for the construction of parking lots and a trail and adopting a resolution authorizing the City Manager to execute a contract with the lowest responsive and responsible bidder, Berger Excavating Contractors Inc., for the construction of parking lots and a trail and accepting the base bid, alternate number one, alternate number two, and alternate number six in the total bid amount of \$863,607.21, and authorizing the City Manager to approve up to 6.5% percent in justifiable contract amendments from a contingency allowance.

Staff Contact: Eric T. Helm, Deputy City Manager

Background:

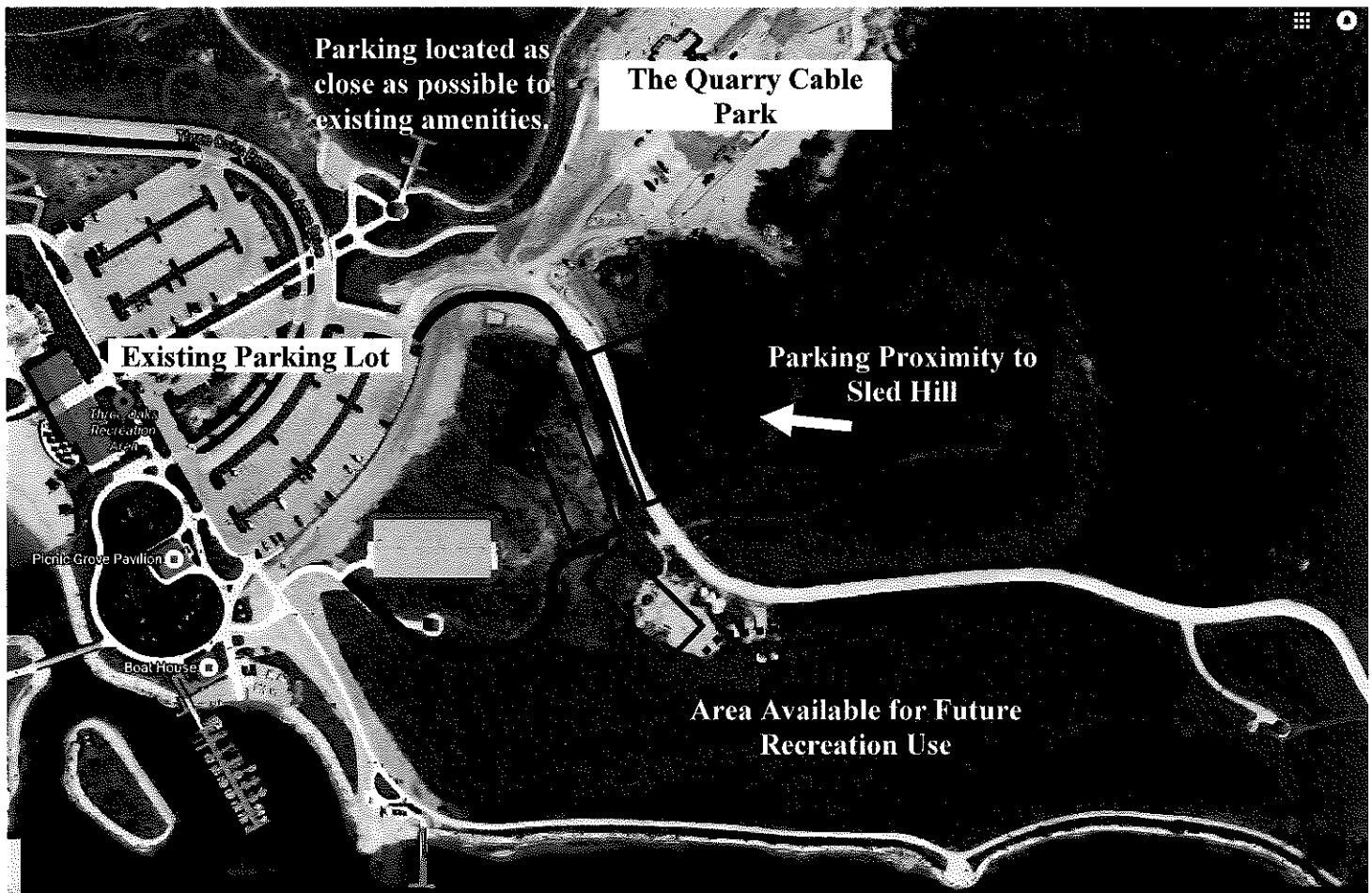
The Three Oaks Recreation Area experiences a shortage of parking spaces for patrons on peak weekends, holidays, and during special events. In addition, there is a need to construct a trail that would connect the Pingree Road trail and the east shoreline trail. City Staff has worked to identify plans and pricing for these improvements. In the 2015/2016 budget, the City Council approved funds to design the parking lot and trail improvement. The City engaged Civiltech Engineering to perform the design and create the construction documents for public bid. In the winter of 2016, City staff bid the project. Using these bid figures, City staff presented the costs of the parking lot and the trail to the City Council at the 2016 / 2017 budget workshop. At that time, the City Council decided to re-bid the project in hopes of receiving better contractor bid participation.

This agenda supplement presents the final plans and results of the re-bidding. If approved by the City Council, the parking lot and trail construction could begin in Fall 2016 and be completed in Spring 2017.

Parking Lot Facility Concept

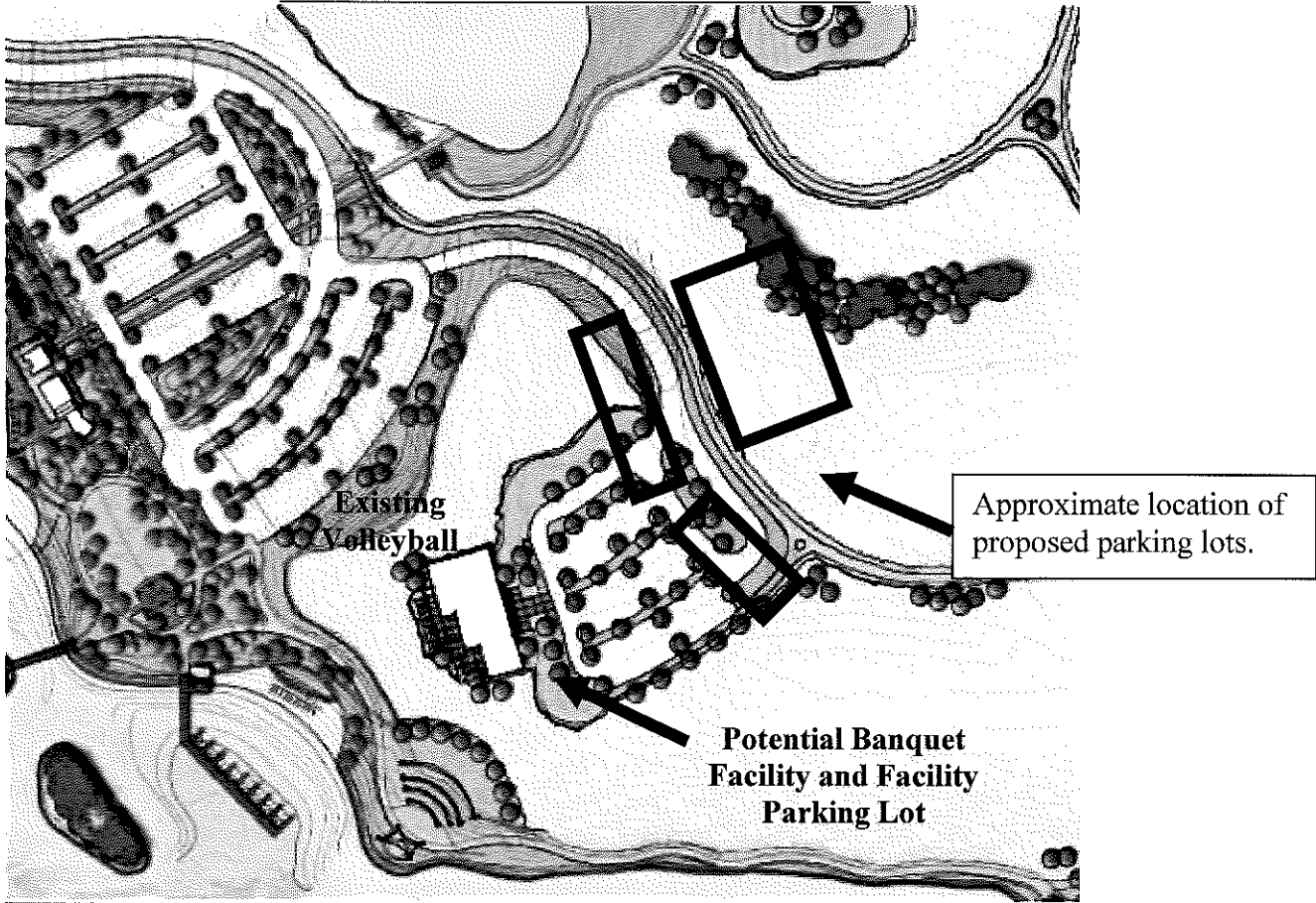
City staff worked with Civiltech engineering to design the parking lot amenities. The below map depicts the overall parking lot concept. The goals of the design concept included the following:

1. ***Patron Convenience and Usability:*** Topographical challenges prevent the creation of more parking spaces directly to the east or west of the existing lot. The proposed parking lots are designed to be as close as possible to the existing amenities. These lots would provide patrons easy access to the sled hill, the picnic grove, beach, and marina. In addition the trails from the parking lots will be paved, further enhancing the convenience for the public.
2. ***Provide flexibility for future amenities:*** The construction of the proposed parking lots will still allow large areas of the park to the south and east to remain available for future development.



3. *Consistency with existing master plan.* In 2010, Hitchcock Design Group created a master plan for the Three Oaks Recreation Area. In the master plan, the area of the proposed parking lots are currently proposed to be a parking lot for a banquet facility and un-programmed open space. If the City Council chooses to pursue additional amenities to the south of the proposed parking lot, whether it is a banquet facility, additional green space or a pavilion, the existence of the proposed parking lots would not interfere with these plans.

2010 Three Oaks Recreation Area Master Plan



Trail Facility Concept

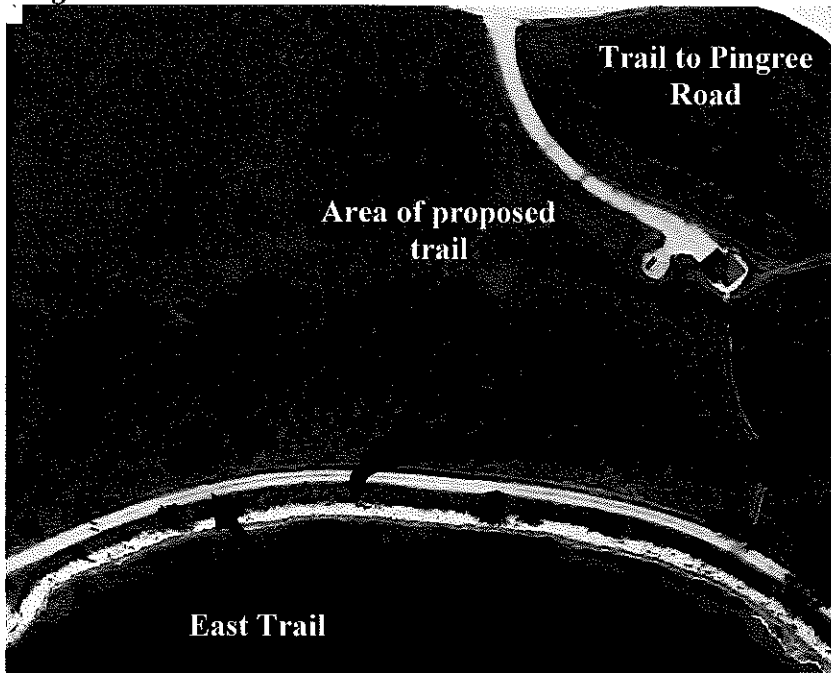
In the 2016 / 2017 budget workshop, two trails were discussed, one near the Main Street Entrance and one near Pingree Road. During the final design, City staff feels that the trail near the Main Street park entrance can be improved with minimal improvements such as brush/tree trimming and stone/trail screening placement. Costs could be minimized by using existing City staff resources. Improvements to this area will not require large amounts of grading.

On the other hand, the Pingree Trail/East Lake Trail connection needs extensive grading. For this reason, this trail connection was included in this bid. This area is currently used as an “informal” trail that has been created by regular pedestrian traffic. The existing primitive trail is very steep and susceptible to erosion. The plans in the bid call for a more gradual trail down the hill that will provide a safe passage.

Main Street Trail

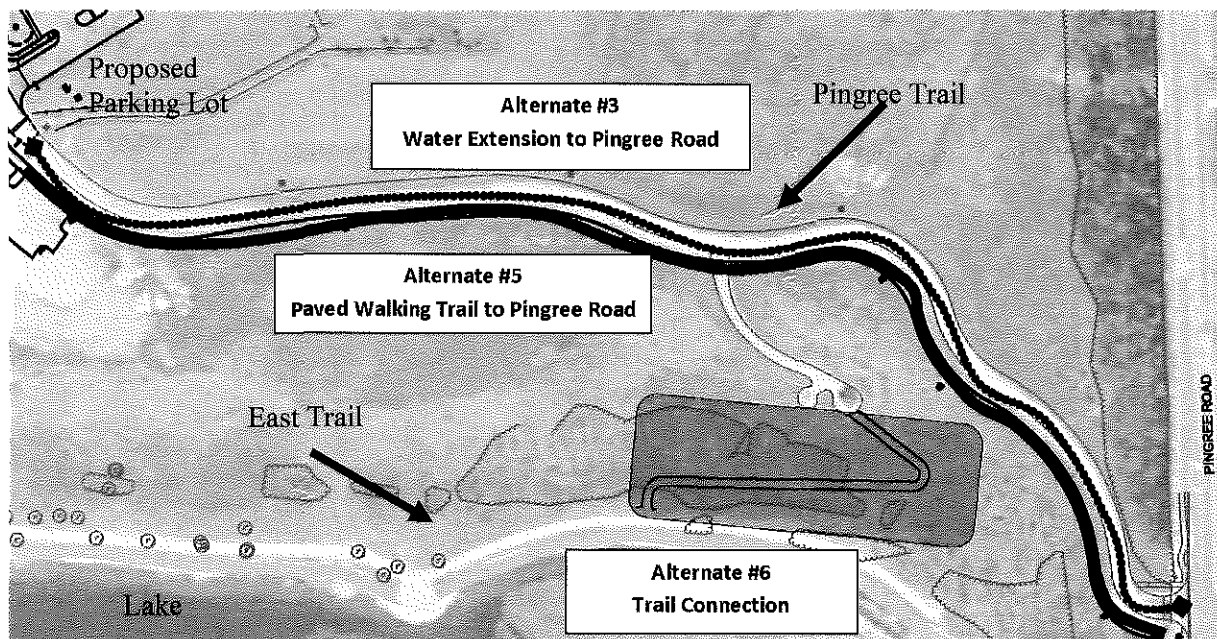
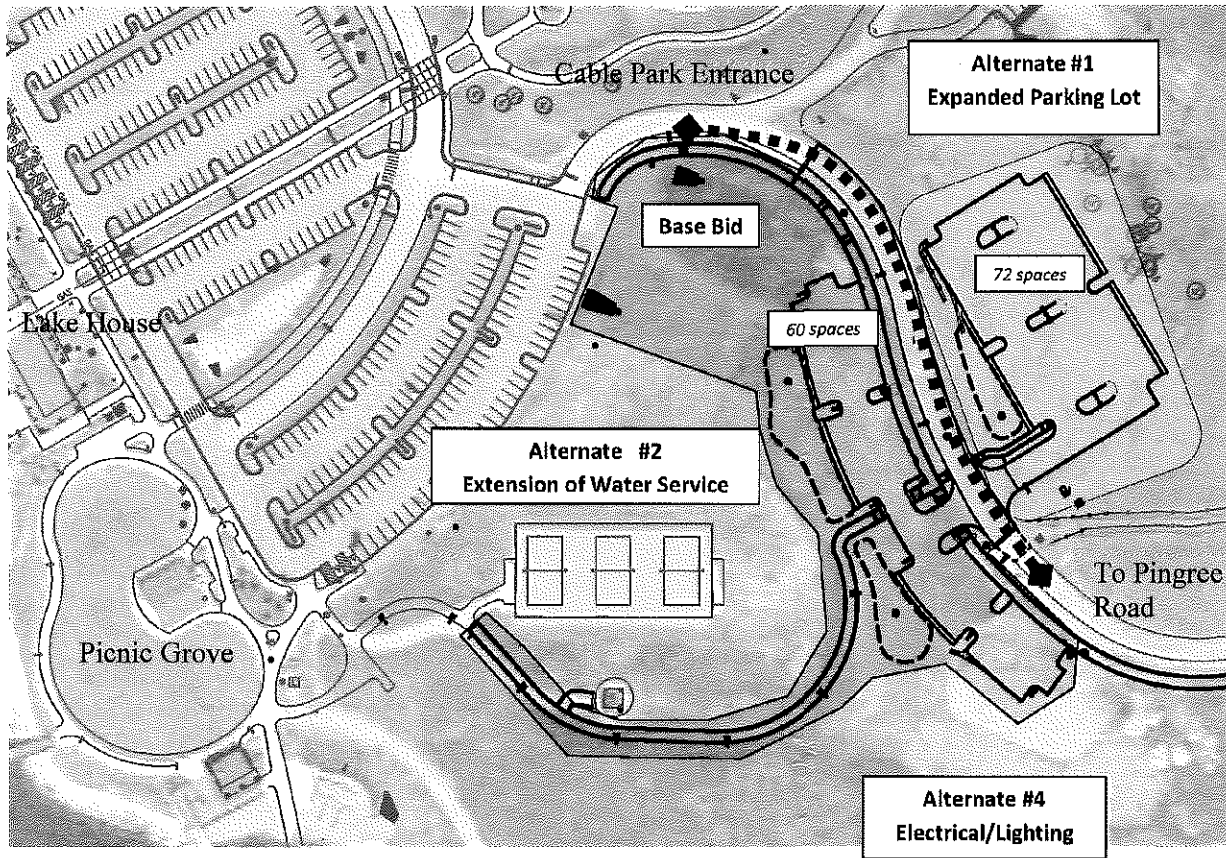


Pingree Trail / East Lake Trail Connection



Final Plans and Bid Strategy

The plans and bid strategy were tailored to provide the City the most flexibility in choosing amenities based on bid pricing. The below maps show the proposed amenities and bid strategy. A narrative for each bid item and the bid results are depicted on page 6.



Bid Results

The City received six bids for the construction of the base bid and alternates.

<i>Firm</i>	<i>Base</i>	<i>Alt 1</i>	<i>Alt 2</i>	<i>Alt 3</i>	<i>Alt 4</i>	<i>Alt 5</i>	<i>Alt 6</i>	<i>Total</i>
Berger Exc.	\$542,111.60	\$189,754.81	\$74,909.25	\$179,719.00	\$166,606.65	\$38,580.00	\$56,831.55	\$1,248,512.86
Copenhaver	\$630,435.00	\$211,806.50	\$80,180.00	\$196,537.00	\$205,543.20	\$46,532.00	\$147,790.50	\$1,518,824.20
Maneval	\$677,478.90	\$221,595.60	\$69,913.60	\$178,756.80	\$196,991.03	\$51,343.80	\$176,586.20	\$1,572,665.93
Clauss Brothers	\$655,048.05	\$245,933.50	\$83,500.80	\$224,515.50	\$190,646.05	\$58,898.90	\$127,989.55	\$1,586,532.35
Team REIL	\$670,790.70	\$259,509.70	\$56,859.30	\$229,084.10	\$203,849.30	\$63,221.80	\$123,403.30	\$1,606,718.20
Landmark Contractors	\$739,907.80	\$237,138.23	\$111,641.25	\$277,619.56	\$158,533.20	\$66,325.90	\$234,384.35	\$1,825,550.29

The bid specifications were created with the following base bid and alternate bid elements.

Base Bid – Parking Lot

- 60 space parking lot
- Pave existing gravel trail to connect the proposed parking lot to the existing parking lot
- New paved trail from the proposed parking lot to the marina/picnic grove area.
- Electrical conduit for lighting.
- Stormwater bioinfiltration basins and stormwater piping. Similar to the existing parking lot, bioswales would be used to treat stormwater and allow for appropriate drainage.

Alternate Number 1 – Expanded Parking Lot

- 72 space parking lot
- Stormwater bioinfiltration basins, stormwater piping and a small retaining wall.

Alternate Number 2 – Water Service Line Extension

- Extension of water service line from the existing connection to an area east of the proposed parking lot.
- Water service line would be capped for potential future expansion to the east.

Alternate Number 3 – Water Service Line Extension to Pingree Road

- Extension of water service line from the proposed parking lot area to Pingree Road.

Alternate Number 4 - Parking Lot Lighting

- The base bid includes the conduit for the lighting of the parking lots. This alternate would provide electrical poles and wiring. The proposed poles and fixtures would match the existing parking lot fixtures.
- Provide for ComEd electrical service connection and lighting controller/equipment.

Alternate Number 5 – Paved Walking Trail to Pingree Road

- Provide a paved asphalt surface next to the existing gravel trail/emergency roadway.

Alternate Number 6 – Trail connecting the Pingree Trail to the East Trail

- Gravel screening trail and necessary grading.

Recommendation

City staff reviewed the bid pricing and prioritized each alternate based on the availability of budgeted funds. Based on the immediate park needs, some of the alternates are more necessary than others at this time. Based on this analysis, it is recommended that the City Council select the base bid, alternate 1, alternate 2, alternate 4 and alternate 6. The rationale for City Staff's recommendation is outlined below.

RECOMMENDED: Base Bid (60 space parking lot, trail connection, electrical conduit, and stormwater infrastructure): The selection of the base bid would provide the most basic elements of the project. Parking is currently limited and more parking is necessary to meet patron demand. The base bid would also provide asphalt trails connecting the parking lots to the existing amenities.

RECOMMENDED: Alternate 1 (additional 72 parking spaces): Since the bid pricing for this alternate was within the City's budget, the addition of 72 spaces is recommended. This is necessary to meet existing parking demand.

RECOMMENDED: Alternate 2 (Water Service from the existing water line to an area east of the proposed parking lot): The City may need to extend water service eastward based on the park's future development needs. With the construction of the proposed parking lot, it is advantageous to install this infrastructure now, under the proposed improvements, so that the water service could be provided to the east of the property without disturbing the new driveway and parking lots.

NOT RECOMMENDED: Alternate 3 (Extend water service to Pingree Road): This alternate was included in the bid to identify pricing to extend water service to Pingree Road. It is not essential that this alternate be selected now and this work could be completed in the future based on the availability of budgeted funds. Also, since the City Council's vision for the east end of the park may change, it is important not to install permanent utilities, such as water piping, in this area.

RECOMMENDED (FOR BUDGET YEAR 2017/2018): Alternate 4 (Electrical Service): Lighting would assist in the security of the parking lot and also provide the City flexibility in using the parking lot for special events. The proposed lighting would include the same fixtures as those in the existing lot.

NOT RECOMMENDED: Alternate 5 (Paving trail from proposed parking lot to Pingree Road): The current gravel trail from the existing parking lot to Pingree Road is in good condition and is not in immediate need of being paved. It is not essential that this alternate be selected now and this work could be completed in the future based on the availability of budgeted funds. Also, since the City Council's vision for the east end of the park may change, it is important not to install permanent asphalt trails that would be difficult to relocate.

RECOMMENDED: Alternate 6 (Trail Connecting Pingree Trail to the East Trail): The cost to connect two of the park's existing trails, the trail that leads to Pingree Road and the East Trail adjacent to the lake, is desirable and within budget.

If the City Council agreed with the recommendation of choosing the base bid, alternate 1, alternate 2, alternate 4 and alternate 6, Berger Excavating Contractors would be the lowest responsive and responsible bidder. The City Manager's Office and Community Development Department have reviewed all bids received for completeness and accuracy in accordance with the Invitation to Bid document. City Staff has checked references and all references are positive.

<i>Firm</i>	<i>Base Parking Lot</i>	<i>Alt 1 Parking Lot</i>	<i>Alt 2 Water Ext.</i>	<i>Alt 4 Lighting</i>	<i>Alt 6 East Trail</i>	<i>Total</i>
√ Berger Excavating	\$542,111.60	\$189,754.81	\$74,909.25	\$166,606.65	\$56,831.55	\$1,030,213.86
Copenhaver Construction	\$630,435.00	\$211,806.50	\$80,180.00	\$205,543.20	\$147,790.50	\$1,275,755.20
Clauss Brothers Inc.	\$655,048.05	\$245,933.50	\$83,500.80	\$190,646.05	\$127,989.55	\$1,303,117.95
Team REIL	\$670,790.70	\$259,509.70	\$56,859.30	\$203,849.30	\$123,403.30	\$1,314,412.30
Maneval Construction	\$677,478.90	\$221,595.60	\$69,913.60	\$196,991.03	\$176,586.20	\$1,342,565.33
Landmark Contractors	\$739,907.80	\$237,138.23	\$111,641.25	\$158,533.20	\$234,384.35	\$1,481,604.83

√ - Indicates lowest responsive and responsible bidder

Budget Summary and Total Project Cost Summary

The City budgeted \$931,020 for the parking lots and trial improvements in the 2016 / 2017 Three Oaks Development Fund. In order to authorize work that is within the budgeted amount, it is staff's recommendation to award the contract for the construction of the base bid, alternate 1, alternate 2 and alternate 6 to Berger Excavating in the total bid amount of \$863,607.20 at the August 16, 2016 City Council Meeting.

If the City Council desires to install the parking lot lighting, in the amount of \$166,606 (alternate 4), it could allocate this amount in the 2017 / 2018 budget year. City staff would then prepare a contract amendment with Berger Excavating, for the City Council to consider after May 1, 2017, in the amount of \$166,606.65. Berger has notified the City in writing that it would honor the bid pricing for the lighting until May 1, 2017 to provide the City this flexibility. Also, funds would be needed for landscaping and signage in the next budget year.

<i>Item</i>	<i>2016 / 2017 Budget Year Expenses</i>	<i>Proposed 2017 / 2018 Budget Year Expenses</i>
Base – Parking Lot	\$542,111	
Alt 1 – Expanded Parking Lot	\$189,755	
Alt 2 – Water Service	\$74,909	
Alt 4 – Lighting	-	\$166,606
Alt 6 – East Trail Connection	\$56,832	-
Total Contract Amount:	\$863,607	\$166,606
Contingency*:	\$56,134	-
<i>Total Construction Costs:</i>	<i>\$919,741</i>	<i>\$166,606</i>
<u>City Direct Costs</u>		
Concrete and Asphalt Testing:	\$11,200	-
Signage and Landscaping:	-	\$15,000
Total Budget Year Project Cost	\$930,941	\$181,606

*City staff is proposing a 6.5% contingency, as opposed to a 10% contingency, to better align the construction costs with budgeted funds.

Votes Required to Pass:

Simple majority vote of the City Council.



DRAFT

RESOLUTION

BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CRYSTAL LAKE that the City Manager be and he is hereby authorized and directed to execute a contract for parking lots and trail improvement at the Three Oaks Recreation Area between the City of Crystal Lake and Berger Excavating Contractors Incorporated in the amount of \$863,607.21, and authorizing the City Manager to approve up to 6.5 percent in justifiable contract amendments from a contingency allowance.

DATED this 16th day of August, 2016.

CITY OF CRYSTAL LAKE, an
Illinois municipal corporation,

By: _____
MAYOR

SEAL

ATTEST

CITY CLERK

PASSED:
APPROVED:



Agenda Item No: 19

**City Council
Agenda Supplement**

Meeting Date:

August 16, 2016

Item:

Suburban Purchasing Cooperative Contracts #142 and #144, Vehicle Purchase - 2017 Ford F-Series Trucks

Staff Recommendation:

Motion to adopt a resolution authorizing the City Manager to execute agreements with Currie Motors, in Frankfort, IL, for the purchase of one (1) Ford F250 Pickup in the amount submitted through the Suburban Purchasing Cooperative, Contract #142 and Landmark Ford, in Springfield, IL for the purchase of one (1) Ford F350 Cab & Chassis in the amount submitted through the Suburban Purchasing Cooperative, Contract #144.

Staff Contact:

Victor Ramirez, Director of Public Works

Background:

The Public Works Department requested fleet vehicle replacements as part of the Fiscal Year 2016/2017 Budget. Two new Ford trucks were requested and will replace two utility vehicles; a 1992 Fleet and Facilities Division vehicle and a 2003 Streets Division vehicle. The existing vehicles will be declared as surplus once the new units are integrated into the fleet.

As members of the Suburban Purchasing Cooperative Program, the City is able to take advantage of the cooperative members' leveraged contract. This program allows members to combine purchasing power, which significantly reduces costs. All items that are bid through the Cooperative follow the same public procurement statutes that the City follows during the competitive, sealed bidding process.

Recommendation:

The Public Works Department recommends purchasing two Ford trucks. One in the amount of \$34,967 (with plow and options) from Currie Motors in Frankfort, Illinois, and the other from Landmark Ford in Springfield, IL in the amount of \$32,743 (with plow and options). Both will be purchased through the Suburban Purchasing Cooperative Program. Funds have been budgeted for these purchases.

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 execute Purchase Agreements between the CITY OF CRYSTAL LAKE and Currie Motors (Frankfort, IL) for the purchase of one (1) Ford F250 Truck in the amount submitted and between the CITY OF CRYSTAL LAKE and Landmark Ford (Springfield, IL) for the purchase of one (1) Ford F350 Cab & Chassis in the amount submitted.

DATED this 16th day of August, 2016.

CITY OF CRYSTAL LAKE, an
Illinois municipal corporation,

By: _____
MAYOR

SEAL

ATTEST

CITY CLERK

PASSED: August 16, 2016
APPROVED: August 16, 2016