



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

City of Crystal Lake  
100 West Woodstock Street, Crystal Lake, IL  
City Council Chambers  
December 20, 2016  
7:30 p.m.

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. Administration of Oath of Office
  - a. Swearing in Ceremony for newly promoted Fire Rescue Battalion/Bureau Chief Richard Kaiser Jr., Fire Rescue Lieutenant Brian Tamason, Police Sergeant Scott Koertgen and Police Sergeant Kevin Doherty; new Police Officer Joseph Spino, Police Officer Alexander Laub, Police Officer Salvatore Alfano; and new Firefighter Paramedic David Syzdek and Firefighter Paramedic Ramon Vega.
5. Approval of Minutes – December 6, 2016 Regular City Council Meeting
6. Accounts Payable
7. 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.*
8. Mayor's Report
9. City Council Reports
10. Consent Agenda
  - a. Knights of Columbus Council #3880, 451 W. Terra Cotta. – Two Temporary Class “16” Liquor License requests for a Polish Dinner Fundraiser to be held on January, 14, 2017 and a Parish St. Patrick dinner on March 18, 2017.
  - b. Abatement Ordinance - Taxable General Obligation Bond, Series 2009A and 2009B
  - c. Abatement Ordinance - General Obligation Refunding Bonds, Series 2009C
  - d. Abatement Ordinance - General Obligation Bonds, Series 2012
  - e. Abatement Ordinance - General Obligation Bonds, Series 2013A
  - f. Abatement Ordinance – General Obligation Refunding Bonds, Series 2014
  - g. Abatement Ordinance – Special Service Area No. 43, Crystal Heights Subdivision.
  - h. Abatement Ordinance – Special Service Area No. 44, Tracy Trail Subdivision.
11. Coleman’s Crystal Lake Bar and Grill, 7608 Virginia Road - City Code Amendment to increase the number of Class “25” Liquor Licenses from the current permitted 2 to 3 licenses.
12. Kumi Sushi, 1145 S. IL Route 31 - City Code Amendment to increase the number of Class “28” Liquor Licenses from the current permitted 12 to 13 licenses and to increase the number of Video Gaming Licenses from the current permitted 12 to 13 licenses.

13. **Overly, Et. Al., 390LT Terra Cotta Ave. - Rezoning from E-Estate to M-Manufacturing and Waiver of Fees.**
14. **Urban Air Trampoline, 220 Exchange Drive – Alternative Use Permit to allow All Other Amusement and Recreation Use and Variation from the three year time limit for any alternative use.**
15. **95 E. Crystal Lake Avenue – SW Corner of Crystal Lake Ave. and Main St., Conceptual Review.**
16. **Intergovernmental Agreement for the one-year extension of the Boundary Line Agreement between the City of Crystal Lake and the City of Woodstock.**
17. **Property Tax Levy Ordinance / Truth in Taxation Public Hearing.**
18. **Council Inquiries and Requests.**
19. **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.**
20. **Reconvene to Regular Session.**
21. **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: 10a.**

**City Council  
Agenda Supplement**

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**Meeting Date:** December 20, 2016

**Item:** Class 16 Temporary Liquor License Requests –  
Knights of Columbus Council #3880

**Staff Recommendation:** Motion to approve issuance of two Class “16” Temporary  
Liquor Licenses to the Knights of Columbus Council #3880

**Staff Contact:** Eric T. Helm, Deputy City Manager

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**Background:**

The City has received a request from the Knights of Columbus Council #3880 for the issuance of two Class “16” Temporary Liquor Licenses in order to sell beer and wine at their Polish Dinner Fundraiser, on January 14, 2017 from 6:00 p.m. to 9:30 p.m. and the Parish St. Patrick dinner, on March 18, 2017 from 6:00 p.m. to 9:30 p.m.. Both events are being held at the St. Thomas the Apostle Church, Oak Street Church Community Center at 451 W. Terra Cotta.

Section 329-5-P of the City Code permits the issuance of a Class “16” Temporary Liquor License for the retail sale of beer and wine 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: 10b**

**City Council  
Agenda Supplement**

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**Meeting Date:** December 20, 2016

**Item:** Taxable General Obligation Bond, Series 2009 Abatement

**Staff Recommendation:** Motion to adopt the Abatement Ordinance for the 2009A and 2009B Taxable General Obligation Bond Issue

**Staff Contact:** George Koczvara, Director of Finance  
Laura Herrig, Assistant Finance Director

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**Background:**

In 2009, Taxable General Obligation Bonds were issued to provide for funding of construction of public improvements associated with the Three Oaks Recreation Area project and various water and sewer system improvements. At the time these bonds were issued, dedicated revenue streams were identified that would provide for the repayment of this obligation.

In the case of the Three Oaks Recreation Area project, home rule sales tax and incremental TIF property taxes, if available, will be transferred from time to time to the Bond Fund and utilized to abate the pledged taxes. Water and sewer user fees are utilized to pay capital improvement costs.

Under the terms of the bond agreement, the City obligates the full faith and credit of the City if dedicated revenues fall short. If dedicated revenues fall short, the City is required to collect property taxes as a means to repay the debt obligation. Since dedicated revenues will meet expectations, City staff recommends that the City Council approve the attached abatement ordinance that provides official direction to the County Clerk to defray collecting property taxes next year for this bond issue. The City attorney has reviewed the attached ordinance.

**Votes Required to Pass:**

Simple majority



**DRAFT**

**The City of Crystal Lake**

**AN ORDINANCE ABATING THE TAX HERETOFORE LEVIED FOR THE YEAR 2016  
TO PAY THE PRINCIPAL AND INTEREST ON \$17,435,000 TAXABLE GENERAL  
OBLIGATION BONDS, SERIES 2009 OF THE CITY OF CRYSTAL LAKE, MCHENRY  
COUNTY, ILLINOIS**

WHEREAS, the Mayor and City Council (the “Corporate Authorities”) of the City of Crystal Lake, McHenry County, Illinois (the “City”), by Ordinance adopted on the 15<sup>th</sup> day of September, 2009 (the “Ordinance”), did provide for the issue of \$17,435,000 Taxable General Obligation Bonds (the “Bonds”), and the levy of a direct annual tax sufficient to pay the principal of and interest on the Bonds; and

WHEREAS, the City will have money in the “Bond Fund” established pursuant to Section 14 of the Ordinance for the purpose of paying the principal of and interest on the Bonds up to and including April 30, 2018; and

WHEREAS, it is necessary and in the best interests of the City that the tax heretofore levied for the year 2016 to pay the principal of and interest on the Bonds be abated.

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

Section 1. Abatement of Tax. The tax heretofore levied for the year 2016 in the Ordinance is hereby abated in its entirety.

Section 2. Filing of Ordinance. Forthwith upon the adoption of this Ordinance, the City Clerk shall file a certified copy hereof with the County Clerk of the County of McHenry, Illinois, and it shall be the duty of said County Clerk to abate said tax levied for the year 2016 in accordance with the provisions hereof.

Section 3. Effective Date. This Ordinance shall be in full force and effect immediately upon its passage by the Corporate Authorities and signing and approval by the Mayor.

DATED at Crystal Lake, Illinois, this 20<sup>th</sup> day of December, 2016.

Passed by the Corporate Authorities on: \_\_\_\_\_  
Approved: \_\_\_\_\_

City of Crystal Lake, an  
Illinois municipal corporation

\_\_\_\_\_  
Aaron T. Shepley, Mayor

AYES:

NAYS:

ABSENT:

Recorded in the City Records on

SEAL

ATTEST:

\_\_\_\_\_  
Nick Kachiroubas, City Clerk

Passed: December 20, 2016  
Approved: December 20, 2016

MINUTES of a regular public meeting of the Mayor and City Council of the City of Crystal Lake, McHenry County, Illinois, held at 100 W. Woodstock Street, Crystal Lake, Illinois, in said City at 7:30 o'clock p.m., on the 20<sup>th</sup> day of December, 2016.

The Mayor called the meeting to order and directed the City Clerk to call the roll.

Upon the roll being called, the following Council members answered present: \_\_\_\_\_

\_\_\_\_\_.

The following were absent from the meeting: \_\_\_\_\_

The Mayor announced that the next item of business before the City Council was the consideration of the adoption of an ordinance abating the tax heretofore levied for the year 2016 to pay the principal of and interest on the \$17,435,000 Taxable General Obligation Bonds, Series 2009 of the City. Following a full and complete discussion thereof, including a public recital of the nature of the matter being considered and such other information as would inform the public of the business being conducted, Councilmember \_\_\_\_\_ presented an ordinance as follows:

Passed by the Corporate Authorities on:

AYES:

NAYS:

ABSENT:

Recorded in the City Records on

ATTEST:

\_\_\_\_\_  
CITY CLERK



**Agenda Item No: 10c**

**City Council  
Agenda Supplement**

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**Meeting Date:** December 20, 2016

**Item:** General Obligation Refunding Bonds, Series 2009C  
Abatement

**Staff Recommendation:** Motion to adopt the Abatement Ordinance for the 2009C  
General Obligation Refunding Bond Issue

**Staff Contact:** George Koczvara, Director of Finance  
Laura Herrig, Assistant Finance Director

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**Background:**

In 2009, General Obligation Refunding Bonds were issued to provide for the refunding of Series 1998 General Obligation Bonds, (originally issued to provide financing for the Municipal Complex expansion and to provide for the replacement of water and sewer mains), realizing net debt service savings from the refunding. At the time these bonds were issued, dedicated revenue streams were identified that would provide for the repayment of this obligation. Funds to pay debt associated with the 1998 expansion of the Municipal Complex will come from General Fund revenues. Water and Sewer user fees are utilized to repay water and sewer improvement costs.

Under the terms of the bond agreement, the City obligates the full faith and credit of the City if dedicated revenues fall short. If dedicated revenues fall short or no alternative sources are available, the City is required to collect property taxes as a means to repay the debt obligation. Since dedicated revenues and/or other sources will be available, City staff recommends that the City Council approve the attached abatement ordinance that provides official direction to the County Clerk to defray collecting property taxes next year for this bond issue. The City attorney has reviewed the attached ordinance.

**Votes Required to Pass:**

Simple majority





DRAFT

**The City of Crystal Lake**

**AN ORDINANCE ABATING THE TAX HERETOFORE LEVIED FOR THE YEAR 2016  
TO PAY THE PRINCIPAL AND INTEREST ON \$4,675,000 GENERAL OBLIGATION  
REFUNDING BONDS, SERIES 2009C OF THE CITY OF CRYSTAL LAKE,  
MCHENRY COUNTY, ILLINOIS**

WHEREAS, the Mayor and City Council (the “Corporate Authorities”) of the City of Crystal Lake, McHenry County, Illinois (the “City”), by Ordinance adopted on the 15<sup>th</sup> day of September, 2009 (the “Ordinance”), did provide for the issue of \$4,675,000 General Obligation Refunding Bonds (the “Bonds”), and the levy of a direct annual tax sufficient to pay the principal of and interest on the Bonds; and

WHEREAS, the City will have money in the “Bond Fund” established pursuant to Section 13 of the Ordinance for the purpose of paying the principal of and interest on the Bonds up to and including April 30, 2018; and

WHEREAS, it is necessary and in the best interests of the City that the tax heretofore levied for the year 2016 to pay the principal of and interest on the Bonds be abated.

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

Section 1. Abatement of Tax. The tax heretofore levied for the year 2016 in the Ordinance is hereby abated in its entirety.

Section 2. Filing of Ordinance. Forthwith upon the adoption of this Ordinance, the City Clerk shall file a certified copy hereof with the County Clerk of the County of McHenry, Illinois, and it shall be the duty of said County Clerk to abate said tax levied for the year 2016 in accordance with the provisions hereof.

Section 3. Effective Date. This Ordinance shall be in full force and effect immediately upon its passage by the Corporate Authorities and signing and approval by the Mayor.

DATED at Crystal Lake, Illinois, this 20<sup>th</sup> day of December, 2016.

Passed by the Corporate Authorities on \_\_\_\_\_  
Approved \_\_\_\_\_

City of Crystal Lake, an  
Illinois municipal corporation

\_\_\_\_\_  
Aaron T. Shepley, Mayor

AYES:

NAYS:

ABSENT:

Recorded in the City Records on

SEAL

ATTEST:

\_\_\_\_\_  
Nick Kachiroubas, City Clerk

Passed: December 20, 2016  
Approved: December 20, 2016

MINUTES of a regular public meeting of the Mayor and City Council of the City of Crystal Lake, McHenry County, Illinois, held at 100 W. Woodstock Street, Crystal Lake, Illinois, in said City at 7:30 o'clock p.m., on the 20<sup>th</sup> day of December, 2016.

The Mayor called the meeting to order and directed the City Clerk to call the roll.

Upon the roll being called, the following Council members answered present: \_\_\_\_\_

\_\_\_\_\_.

The following were absent from the meeting: \_\_\_\_\_

\_\_\_\_\_.

The Mayor announced that the next item of business before the City Council was the consideration of the adoption of an ordinance abating the tax heretofore levied for the year 2016 to pay the principal of and interest on the \$4,675,000 General Obligation Refunding Bonds, Series 2009C of the City. Following a full and complete discussion thereof, including a public recital of the nature of the matter being considered and such other information as would inform the public of the business being conducted, Councilmember \_\_\_\_\_ presented an ordinance as follows:

Passed by the Corporate Authorities on:

AYES:

NAYS:

ABSENT:

Recorded in the City Records on

ATTEST:

\_\_\_\_\_  
CITY CLERK



**Agenda Item No: 10d**

**City Council  
Agenda Supplement**

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**Meeting Date:** December 20, 2016

**Item:** General Obligation Bonds, Series 2012 Abatement

**Staff Recommendation:** Motion to adopt the Abatement Ordinance for the 2012 General Obligation Bond Issue

**Staff Contact:** George Koczvara, Director of Finance  
Laura Herrig, Assistant Finance Director

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**Background:**

In 2012, General Obligation Bonds were issued to finance the cost of Wastewater Treatment Plant improvements, Water Plant upgrades, water and sewer main replacements and to provide for the refunding of Series 2004 General Obligation Bonds, originally issued to provide financing for the Southeast Emergency Communications Center (SEECOM), construction of water and sanitary sewer mains along with related road construction in the area of the Crystal Heights Subdivision (SSA #43), and to provide for various water and sewer projects, realizing net debt service savings from the refunding.

At the time these 2012 bonds were issued, dedicated revenue streams were identified that would provide for the repayment of this obligation. Water and Sewer user fees will be used to repay water and sewer improvement costs. The portion associated with SEECOM will be repaid from contributions from SEECOM's participating agencies. In the case of the Crystal Heights water and sewer project, Crystal Heights SSA #43 participants will cover their annual debt obligation.

Under the terms of the bond agreement, the City obligates the full faith and credit of the City if dedicated revenues fall short. If dedicated revenues fall short or no alternative sources are available, the City is required to collect property taxes as a means to repay the debt obligation. Since dedicated revenues and/or other sources will be available, City staff recommends that the City Council approve the attached abatement ordinance that provides official direction to the County Clerk to defray collecting property taxes next year for this bond issue.

**Votes Required to Pass:**

Simple majority



DRAFT

**The City of Crystal Lake**

**AN ORDINANCE ABATING THE TAX HERETOFORE LEVIED FOR THE YEAR 2016  
TO PAY THE PRINCIPAL AND INTEREST ON \$9,235,000 GENERAL OBLIGATION  
BONDS, SERIES 2012 OF THE CITY OF  
CRYSTAL LAKE, MCHENRY COUNTY, ILLINOIS**

WHEREAS, the Mayor and City Council (the “Corporate Authorities”) of the City of Crystal Lake, McHenry County, Illinois (the “City”), by Ordinance adopted on the 18<sup>th</sup> day of September, 2012 (the “Ordinance”), did provide for the issue of \$9,235,000 General Obligation Bonds (the “Bonds”), and the levy of a direct annual tax sufficient to pay the principal of and interest on the Bonds; and

WHEREAS, the City will have money in the “Bond Fund” established pursuant to Section 16 of the Ordinance for the purpose of paying the principal of and interest on the Bonds up to and including April 30, 2018; and

WHEREAS, it is necessary and in the best interests of the City that the tax heretofore levied for the year 2016 to pay the principal of and interest on the Bonds be abated.

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

Section 1. Abatement of Tax. The tax heretofore levied for the year 2016 in the Ordinance is hereby abated in its entirety.

Section 2. Filing of Ordinance. Forthwith upon the adoption of this Ordinance, the City Clerk shall file a certified copy hereof with the County Clerk of the County of McHenry, Illinois, and it shall be the duty of said County Clerk to abate said tax levied for the year 2016 in accordance with the provisions hereof.

Section 3. Effective Date. This Ordinance shall be in full force and effect immediately upon its passage by the Corporate Authorities and signing and approval by the Mayor.

DATED at Crystal Lake, Illinois, this 20<sup>th</sup> day of December, 2016.

Passed by the Corporate Authorities on \_\_\_\_\_  
Approved \_\_\_\_\_

City of Crystal Lake, an  
Illinois municipal corporation

\_\_\_\_\_  
Aaron T. Shepley, Mayor

AYES:

NAYS:

ABSENT:

Recorded in the City Records on

SEAL

ATTEST:

\_\_\_\_\_  
Nick Kachiroubas, City Clerk

Passed: December 20, 2016

Approved: December 20, 2016

MINUTES of a regular public meeting of the Mayor and City Council of the City of Crystal Lake, McHenry County, Illinois, held at 100 W. Woodstock Street, Crystal Lake, Illinois, in said City at 7:30 o'clock p.m., on the 20<sup>th</sup> day of December, 2016.

The Mayor called the meeting to order and directed the City Clerk to call the roll.

Upon the roll being called, the following Council members answered present: \_\_\_\_\_  
\_\_\_\_\_.

The following were absent from the meeting: \_\_\_\_\_  
\_\_\_\_\_.

The Mayor announced that the next item of business before the City Council was the consideration of the adoption of an ordinance abating the tax heretofore levied for the year 2016 to pay the principal of and interest on the \$9,235,000 General Obligation Bonds, Series 2012 of the City. Following a full and complete discussion thereof, including a public recital of the nature of the matter being considered and such other information as would inform the public of the business being conducted, Councilmember \_\_\_\_\_ presented an ordinance as follows:

Passed by the Corporate Authorities on:

AYES:

NAYS:

ABSENT:

Recorded in the City Records on

ATTEST:

\_\_\_\_\_  
CITY CLERK



**Agenda Item No: 10e**

**City Council  
Agenda Supplement**

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**Meeting Date:** December 20, 2016

**Item:** General Obligation Bonds, Series 2013A Abatement

**Staff Recommendation:** Motion to adopt the Abatement Ordinance for the 2013A General Obligation Bond Issue

**Staff Contact:** George Koczvara, Director of Finance  
Laura Herrig, Assistant Finance Director

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**Background:**

In 2013, General Obligation Bonds were issued to finance the cost of Wastewater Treatment Plant improvements, waterworks, sewerage, and wastewater system improvements and pay certain costs associated with the issuance of the Bonds. At the time these bonds were issued, dedicated revenue streams were identified that would provide for the repayment of this obligation. Water and Sewer user fees shall be used to repay costs for water and sewer improvements.

Under the terms of the bond agreement, the City obligates the full faith and credit of the City if dedicated revenues fall short. If dedicated revenues fall short or no alternative sources are available, the City is required to collect property taxes as a means to repay the debt obligation. Since dedicated revenues and/or other sources will be available, City staff recommends that the City Council approve the attached abatement ordinance that provides official direction to the County Clerk to defray collecting property taxes next year for this bond issue.

**Votes Required to Pass:**

Simple majority





DRAFT

**The City of Crystal Lake**

**AN ORDINANCE ABATING THE TAX HERETOFORE LEVIED FOR THE YEAR 2016  
TO PAY THE PRINCIPAL AND INTEREST ON \$9,465,000 GENERAL OBLIGATION  
BONDS, SERIES 2013A OF THE CITY OF  
CRYSTAL LAKE, MCHENRY COUNTY, ILLINOIS**

WHEREAS, the Mayor and City Council (the “Corporate Authorities”) of the City of Crystal Lake, McHenry County, Illinois (the “City”), by Ordinance adopted on the 18<sup>th</sup> day of June, 2013 (the “Ordinance”), did provide for the issue of \$9,465,000 General Obligation Bonds (the “Bonds”), and the levy of a direct annual tax sufficient to pay the principal of and interest on the Bonds; and

WHEREAS, the City will have money in the “Bond Fund” established pursuant to Section 15 of the Ordinance for the purpose of paying the principal of and interest on the Bonds up to and including April 30, 2018; and

WHEREAS, it is necessary and in the best interests of the City that the tax heretofore levied for the year 2016 to pay the principal of and interest on the Bonds be abated.

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

Section 1. Abatement of Tax. The tax heretofore levied for the year 2016 in the Ordinance is hereby abated in its entirety.

Section 2. Filing of Ordinance. Forthwith upon the adoption of this Ordinance, the City Clerk shall file a certified copy hereof with the County Clerk of the County of McHenry, Illinois, and it shall be the duty of said County Clerk to abate said tax levied for the year 2016 in accordance with the provisions hereof.

Section 3. Effective Date. This Ordinance shall be in full force and effect immediately upon its passage by the Corporate Authorities and signing and approval by the Mayor.

DATED at Crystal Lake, Illinois, this 20<sup>th</sup> day of December, 2016.

Passed by the Corporate Authorities on \_\_\_\_\_  
Approved \_\_\_\_\_

City of Crystal Lake, an  
Illinois municipal corporation

\_\_\_\_\_  
Aaron T. Shepley, Mayor

AYES:

NAYS:

ABSENT:

Recorded in the City Records on

SEAL

ATTEST:

\_\_\_\_\_  
Nick Kachiroubas, City Clerk

Passed: December 20, 2016  
Approved: December 20, 2016

MINUTES of a regular public meeting of the Mayor and City Council of the City of Crystal Lake, McHenry County, Illinois, held at 100 W. Woodstock Street, Crystal Lake, Illinois, in said City at 7:30 o'clock p.m., on the 20<sup>th</sup> day of December, 2016.

The Mayor called the meeting to order and directed the City Clerk to call the roll.

Upon the roll being called, the following Council members answered present: \_\_\_\_\_

\_\_\_\_\_.

The following were absent from the meeting: \_\_\_\_\_

\_\_\_\_\_.

The Mayor announced that the next item of business before the City Council was the consideration of the adoption of an ordinance abating the tax heretofore levied for the year 2016 to pay the principal of and interest on the \$9,465,000 General Obligation Bonds, Series 2013A of the City. Following a full and complete discussion thereof, including a public recital of the nature of the matter being considered and such other information as would inform the public of the business being conducted, Councilmember \_\_\_\_\_ presented an ordinance as follows:

Passed by the Corporate Authorities on:

AYES:

NAYS:

ABSENT:

Recorded in the City Records on

ATTEST:

\_\_\_\_\_  
CITY CLERK



**Agenda Item No: 10f**

**City Council  
Agenda Supplement**

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**Meeting Date:** December 20, 2016

**Item:** General Obligation Refunding Bonds, Series 2014  
Abatement

**Staff Recommendation:** Motion to adopt the Abatement Ordinance for the 2014  
General Obligation Bond Issue

**Staff Contact:** George Koczvara, Director of Finance  
Laura Herrig, Assistant Finance Director

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**Background:**

In 2014, General Obligation Refunding Bonds were issued to provide for the refunding of an outstanding loan with the Illinois Environmental Protection Agency (loan proceeds originally used for the expansion of Wastewater Treatment facilities), and to pay certain costs associated with the issuance of the Bonds. At the time these bonds were issued, dedicated revenue streams were identified that would provide for the repayment of this obligation. Water and Sewer user fees shall be used to repay costs associated with the refunding.

Under the terms of the bond agreement, the City obligates the full faith and credit of the City if dedicated revenues fall short. If dedicated revenues fall short or no alternative sources are available, the City is required to collect property taxes as a means to repay the debt obligation. Since dedicated revenues and/or other sources will be available, City staff recommends that the City Council approve the attached abatement ordinance that provides official direction to the County Clerk to defray collecting property taxes next year for this bond issue.

**Votes Required to Pass:**

Simple majority



DRAFT

**The City of Crystal Lake**

**AN ORDINANCE ABATING THE TAX HERETOFORE LEVIED FOR THE YEAR 2016  
TO PAY THE PRINCIPAL AND INTEREST ON \$7,610,000 GENERAL OBLIGATION  
REFUNDING BONDS, SERIES 2014 OF THE CITY OF  
CRYSTAL LAKE, MCHENRY COUNTY, ILLINOIS**

WHEREAS, the Mayor and City Council (the “Corporate Authorities”) of the City of Crystal Lake, McHenry County, Illinois (the “City”), by Ordinance adopted on the 1<sup>st</sup> day of April, 2014 (the “Ordinance”), did provide for the issue of \$7,610,000 General Obligation Refunding Bonds (the “Bonds”), and the levy of a direct annual tax sufficient to pay the principal of and interest on the Bonds; and

WHEREAS, the City will have money in the “Bond Fund” established pursuant to Section 12 of the Ordinance for the purpose of paying the principal of and interest on the Bonds up to and including April 30, 2018; and

WHEREAS, it is necessary and in the best interests of the City that the tax heretofore levied for the year 2016 to pay the principal of and interest on the Bonds be abated.

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

Section 1. Abatement of Tax. The tax heretofore levied for the year 2016 in the Ordinance is hereby abated in its entirety.

Section 2. Filing of Ordinance. Forthwith upon the adoption of this Ordinance, the City Clerk shall file a certified copy hereof with the County Clerk of the County of McHenry, Illinois, and it shall be the duty of said County Clerk to abate said tax levied for the year 2016 in accordance with the provisions hereof.

Section 3. Effective Date. This Ordinance shall be in full force and effect immediately upon its passage by the Corporate Authorities and signing and approval by the Mayor.

DATED at Crystal Lake, Illinois, this 20<sup>th</sup> day of December, 2016.

Passed by the Corporate Authorities on \_\_\_\_\_  
Approved \_\_\_\_\_

City of Crystal Lake, an  
Illinois municipal corporation

\_\_\_\_\_  
Aaron T. Shepley, Mayor

AYES:

NAYS:

ABSENT:

Recorded in the City Records on

SEAL

ATTEST:

\_\_\_\_\_  
Nick Kachiroubas, City Clerk

Passed: December 20, 2016

Approved: December 20, 2016

MINUTES of a regular public meeting of the Mayor and City Council of the City of Crystal Lake, McHenry County, Illinois, held at 100 W. Woodstock Street, Crystal Lake, Illinois, in said City at 7:30 o'clock p.m., on the 20<sup>th</sup> day of December, 2016.

The Mayor called the meeting to order and directed the City Clerk to call the roll.

Upon the roll being called, the following Council members answered present: \_\_\_\_\_

\_\_\_\_\_.

The following were absent from the meeting: \_\_\_\_\_

\_\_\_\_\_.

The Mayor announced that the next item of business before the City Council was the consideration of the adoption of an ordinance abating the tax heretofore levied for the year 2016 to pay the principal of and interest on the \$7,610,000 General Obligation Refunding Bonds, Series 2014 of the City. Following a full and complete discussion thereof, including a public recital of the nature of the matter being considered and such other information as would inform the public of the business being conducted, Councilmember \_\_\_\_\_ presented an ordinance as follows:

Passed by the Corporate Authorities on:

AYES:

NAYS:

ABSENT:

Recorded in the City Records on

ATTEST:

\_\_\_\_\_  
CITY CLERK



**Agenda Item No: 10g**

**City Council  
Agenda Supplement**

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**Meeting Date:** December 20, 2016

**Item:** Special Service Area Number 43, Crystal Heights  
Subdivision Abatement

**Staff Recommendation:** Motion to adopt the Abatement Ordinance for certain  
properties within Special Service Area Number 43, Crystal  
Heights Subdivision

**Staff Contact:** George Koczvara, Director of Finance  
Laura Herrig, Assistant Finance Director

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**Background:**

In April, 2005, construction began on the Crystal Heights water main, sanitary sewer, and road construction projects. Prior to construction, residents signed Participation Agreements, in which owners agreed to pay their proportionate share of the total project cost. The agreement served as a funding mechanism to pay for the improvements.

Several residents in the Crystal Heights area failed to pay their proportionate share of the project costs as agreed upon in the Participation Agreement. This failure on their part resulted in a shortage of funds required for the payment of annual outstanding bond obligations associated with the project. As a consequence, the City of Crystal Lake enacted Special Service Area #43 (SSA43).

Enacting the SSA #43 allowed the City to recoup the necessary delinquent funds through property taxes. Property owners who had paid their proportionate share of the project cost in full are able to receive reimbursement of the SSA #43 property tax on their tax bills.

To prevent property owners from having to escrow funds unnecessarily it is recommended that taxes for Special Service Area Number 43 property owners be abated for those participants who have paid their obligation in full.

**Votes Required to Pass:**

Simple majority





DRAFT

**The City of Crystal Lake**

**AN ORDINANCE ABATING THE TAX HERETOFORE LEVIED FOR THE TAX  
YEAR 2016 FOR CERTAIN PROPERTIES IN THE CRYSTAL HEIGHTS  
SUBDIVISION, CITY OF CRYSTAL LAKE, MCHENRY COUNTY, ILLINOIS**

WHEREAS, the Mayor and City Council (the “Corporate Authorities”) of the City of Crystal Lake, McHenry County, Illinois (the “City”), by Ordinance adopted on the 4th day of May, 2004 (the “Ordinance”), did provide for establishing Special Service Area Number 43, Crystal Heights Subdivision and the imposition of a tax at a rate sufficient to pay the cost of providing special services in and for such area; and

WHEREAS, on the 4<sup>th</sup> day of May, 2004, the City entered into an agreement with the owners of property within the Crystal Heights Subdivision, Crystal Lake, Illinois, that allowed owners to connect their property to water and sewer mains of the City in exchange for payment of the owner’s proportionate share of the total actual construction cost of the water and sewer mains; and

WHEREAS, some owners have prepaid the entire balance together with accrued interest before the final payment date;

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

Section 1. Abatement of Tax. The tax heretofore levied for the tax year 2016 in the

Ordinance is hereby abated for:

- 415 E Crystal Lake Avenue (PIN 19-04-127-018),
- 14 John Street (PIN 19-04-127-003),
- 24 John Street (PIN 19-04-127-005 and 19-04-127-006),
- 25 John Street (PIN 19-04-126-022),
- 30 John Street (PIN 19-04-127-007),
- 31 John Street (PIN 19-04-126-023),
- 37 John Street (PIN 19-04-126-024),
- 42 John Street (PIN 19-04-127-009),
- 43 John Street (PIN 19-04-126-025),
- 66 John Street (PIN 19-04-127-022),
- 11 Kent Avenue (PIN 19-04-201-022),
- 16 Kent Avenue (PIN 19-04-202-013),
- 23 Kent Avenue (PIN 19-04-201-007),
- 29 Kent Avenue (PIN 19-04-201-020),
- 33 Kent Avenue (PIN 19-04-201-010),
- 41 Kent Avenue (PIN 19-04-201-011),
- 52 Kent Avenue (PIN 1-04-202-019), Crystal Lake, Illinois.

Section 2. Filing of Ordinance. Forthwith upon the adoption of this Ordinance, the City Clerk shall file a certified copy hereof with the Treasurer of the County of McHenry, Illinois, and it shall be the duty of said Treasurer to abate said tax levied associated with the parcels identified in Section 1 of this Ordinance, for the tax year 2016 in accordance with the provisions hereof.

Section 3. Effective Date. This Ordinance shall be in full force and effect

immediately upon its passage by the Corporate Authorities and signing and approval by the Mayor.

DATED at Crystal Lake, Illinois, this 20<sup>th</sup> day of December, 2016.

Passed by the Corporate Authorities on \_\_\_\_\_  
Approved \_\_\_\_\_

City of Crystal Lake, an  
Illinois municipal corporation

\_\_\_\_\_  
Aaron T. Shepley, Mayor

AYES:

NAYS:

ABSENT:

Recorded in the City Records on

SEAL

ATTEST:

\_\_\_\_\_  
Nick Kachiroubas, City Clerk

Passed: December 20, 2016  
Approved: December 20, 2016

MINUTES of a regular public meeting of the Mayor and City Council of the City of Crystal Lake, McHenry County, Illinois, held at 100 W. Woodstock Street, Crystal Lake, Illinois, in said City at 7:30 o'clock p.m., on the 20<sup>th</sup> day of December, 2016.

The Mayor called the meeting to order and directed the City Clerk to call the roll.

Upon the roll being called, the following Council members answered present: \_\_\_\_\_

\_\_\_\_\_.

The following were absent from the meeting: \_\_\_\_\_

\_\_\_\_\_.

The Mayor announced that the next item of business before the City Council was the consideration of the adoption of an ordinance abating the tax heretofore levied for the tax year 2016 for certain properties in the Crystal Heights Subdivision of the City. Following a full and complete discussion thereof, including a public recital of the nature of the matter being considered and such other information as would inform the public of the business being conducted, Councilmember \_\_\_\_\_ presented an ordinance as follows:

Passed by the Corporate Authorities on:

AYES:

NAYS:

ABSENT:

Recorded in the City Records on

ATTEST:

\_\_\_\_\_  
CITY CLERK



**Agenda Item No: 10h**

**City Council  
Agenda Supplement**

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**Meeting Date:**

December 20, 2016

**Item:**

Special Service Area Number 44, Tracy Trail Subdivision  
Property Tax Abatement

**Staff Recommendation:**

Motion to adopt the Abatement Ordinance for certain  
properties within Special Service Area Number 44, Tracy  
Trail Subdivision

**Staff Contact:**

George Koczvara, Director of Finance  
Laura Herrig, Assistant Finance Director

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**Background:**

In the summer of 2007, construction began on Tracy Trail. Prior to construction, property owners adjacent to Tracy Trail signed Participation Agreements, in which owners agreed to pay their proportionate share of the total project cost. The agreement served as a funding mechanism to pay for the improvements.

In the event an owner defaulted in the payment or payments due, the unpaid balance was to be paid from taxes collected by the City from Special Service Area #44. In the event those property owners made their payments, they would be entitled to a rebate for the excess payment they made.

To prevent property owners from having to escrow funds unnecessarily it is recommended that taxes for Special Service Area Number 44 property owners be abated for those participants who have paid their proportionate share.

**Votes Required to Pass:**

Simple majority



DRAFT

**The City of Crvstal Lake**

**AN ORDINANCE ABATING THE TAX HERETOFORE LEVIED FOR THE TAX  
YEAR 2015 FOR CERTAIN PROPERTIES IN THE TRACY TRAIL SUBDIVISION,  
CITY OF CRYSTAL LAKE, MCHENRY COUNTY, ILLINOIS**

WHEREAS, the Mayor and City Council (the "Corporate Authorities") of the City of Crystal Lake, McHenry County, Illinois (the "City"), by Ordinance adopted on the 24th day of April, 2007 (the "Ordinance"), did provide for establishing Special Service Area Number 44, Tracy Trail Subdivision and bonds, if issued, should be retired by the levy of Bond Taxes, being a direct annual tax sufficient to pay the principal and interest thereon; and

WHEREAS, in March, 2007, the City entered into an agreement with the owners of property within the Tracy Trail Subdivision, Crystal Lake, Illinois, for the purpose of completing street improvements to Tracy Trail as required by the Code of Ordinances of the City in order that Tracy Trail would be accepted by the City as a part of the City's public street system in exchange for payment of the owner's proportionate share of the total actual cost of improving Tracy Trail; and

WHEREAS, one owner has made their annual payment and shall be entitled to a rebate of 2016 taxes unless they are abated;

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

Section 1. Abatement of Tax. The tax heretofore levied for the tax year 2016 in the Ordinance is hereby abated for:

485 Pingree Road (PIN 19-04-476-006) Crystal Lake, Illinois

595 Tracy Trail (PIN 19-04-400-023) Crystal Lake, Illinois

600 Tracy Trail (PIN 19-04-476-012), Crystal Lake, Illinois

Section 2. Filing of Ordinance. Forthwith upon the adoption of this Ordinance, the City Clerk shall file a certified copy hereof with the Treasurer of the County of McHenry, Illinois, and it shall be the duty of said Treasurer to abate said tax levied associated with the parcels identified in Section 1 of this Ordinance, for the tax year 2016 in accordance with the provisions hereof.

Section 3. Effective Date. This Ordinance shall be in full force and effect immediately upon its passage by the Corporate Authorities and signing and approval by the Mayor.

DATED at Crystal Lake, Illinois, this 20<sup>th</sup> day of December, 2016.

Passed by the Corporate Authorities on \_\_\_\_\_  
Approved \_\_\_\_\_

City of Crystal Lake, an  
Illinois municipal corporation

\_\_\_\_\_  
Aaron T. Shepley, Mayor

AYES:

NAYS:

ABSENT:

Recorded in the City Records on

SEAL

ATTEST:

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Nick Kachiroubas, City Clerk

Passed: December 20, 2016

Approved: December 20, 2016



MINUTES of a regular public meeting of the Mayor and City Council of the City of Crystal Lake, McHenry County, Illinois, held at 100 W. Woodstock Street, Crystal Lake, Illinois, in said City at 7:30 o'clock p.m., on the 20<sup>th</sup> day of December, 2016.

The Mayor called the meeting to order and directed the City Clerk to call the roll.

Upon the roll being called, the following Council members answered present: \_\_\_\_\_

\_\_\_\_\_.

The following were absent from the meeting: \_\_\_\_\_

\_\_\_\_\_.

The Mayor announced that the next item of business before the City Council was the consideration of the adoption of an ordinance abating the tax heretofore levied for the tax year 2016 for certain properties in the Tracy Trail Subdivision of the City. Following a full and complete discussion thereof, including a public recital of the nature of the matter being considered and such other information as would inform the public of the business being conducted, Councilmember \_\_\_\_\_ presented an ordinance as follows:

Passed by the Corporate Authorities on:

AYES:

NAYS:

ABSENT:

Recorded in the City Records on

ATTEST:

\_\_\_\_\_  
CITY CLERK



**Agenda Item No: 11**

**City Council  
Agenda Supplement**

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**Meeting Date:** December 20, 2016

**Item:** City Code Amendment to Increase the Number of Class "25" Liquor Licenses – Applicant: Coleman's Crystal Lake Bar and Grill

**Staff Recommendation:** Motion to adopt an ordinance increasing the number of Class "25" Liquor Licenses from the current permitted 2 licenses to 3 licenses.

**Staff Contact:** Eric T. Helm, Deputy City Manager

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**Background:**

The City has received a request from Coleman's Crystal Lake Bar and Grill, located at 7608 Virginia Road, to change their liquor license classification from a Class "7" liquor license, to a Class "25" liquor license. The petitioner wishes to make this change to allow for earlier serving times. Their current Class "7" license allows sales to begin at 11:00 a.m. Monday-Thursday and 12:00 p.m. on Sunday. The Class "25" license allows for sales to begin at 7:00 a.m. each day of the week.

Under the Class "25" license, the petitioner would no longer be able to sell in an open, unroofed area, immediately contiguous to the building. The petitioner is agreeable to this change as they do not have an outdoor patio area.

Section 329-5-H of the City Code permits the issuance of a Class "25" liquor license for the retail sale, of alcoholic liquor, for consumption, on the premises as well as the retail sale of alcoholic liquor in the original package between the hours of 7:00 a.m. and 1:00 a.m. Monday, Tuesday, Wednesday, Thursday; 7:00 a.m. and 2:00 a.m. Friday and Saturday; and 7:00 a.m. on Sunday and 1:00 a.m. on Monday. A Class A Type restaurant may be located on the premises.

Two establishments currently hold a Class "25" liquor license, Williams Street Tap and Garfield's Beverage Depot. In addition, the holders of Class "24" licenses are also allowed to sell alcoholic liquor for consumption on the premises, daily, beginning at 7:00 AM. Class "24" license holders include Benedicts la Strata and Colonial Café.

If the City Council elects to increase the number of Class "25" liquor license to accommodate a license for Coleman's Crystal Lake Bar and Grill, the number of Class "7" licenses will automatically be reduced.

**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 25 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 20<sup>th</sup> day of December, 2016.

City of Crystal Lake, an  
Illinois municipal corporation

\_\_\_\_\_  
Aaron T. Shepley, Mayor

SEAL

ATTEST:

\_\_\_\_\_  
Nick Kachiroubas, City Clerk

Passed: December 20, 2016

Approved: December 20, 2016



**Agenda Item No: 12**

**City Council  
Agenda Supplement**

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**Meeting Date:** December 20, 2016

**Item:** City Code Amendment to Increase the Number of Class "28" Liquor Licenses and to Increase the Number of Video Gaming Licenses - Applicant: Kumi Sushi, 1145 S. IL Rte 31.

**Staff Recommendation:**

1. Motion to adopt an ordinance increasing the number of Class "28" Liquor Licenses from the current permitted 12 licenses to 13 licenses.
2. Motion to adopt an ordinance increasing the number of Video Gaming License from the current permitted 12 licenses to 13 licenses.

**Staff Contact:** Eric T. Helm, Deputy City Manager

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**Background:**

Chapter 268 of the City Code establishes the regulations for video gaming in the City of Crystal Lake. 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 Kumi Sushi 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 Kumi Sushi 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
The establishment has held a liquor license for at least 12 months.	268-3 Definitions	Yes. The establishment has held a Class "2" 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.
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.

### Site Plan Review

The attached site plan depicts the petitioners request to use an existing booth area in their establishment as a gaming area. The petitioner will remove the booth and use the existing wall for the gaming area. The new gaming area will be limited to patrons over the age of 21. There will be no dining services in this area. City staff performed a site visit and recommends approval of the suggested site plan.

### **Votes Required to Pass:**

Simple majority

**Proposed Location:**

Proposed video gaming location



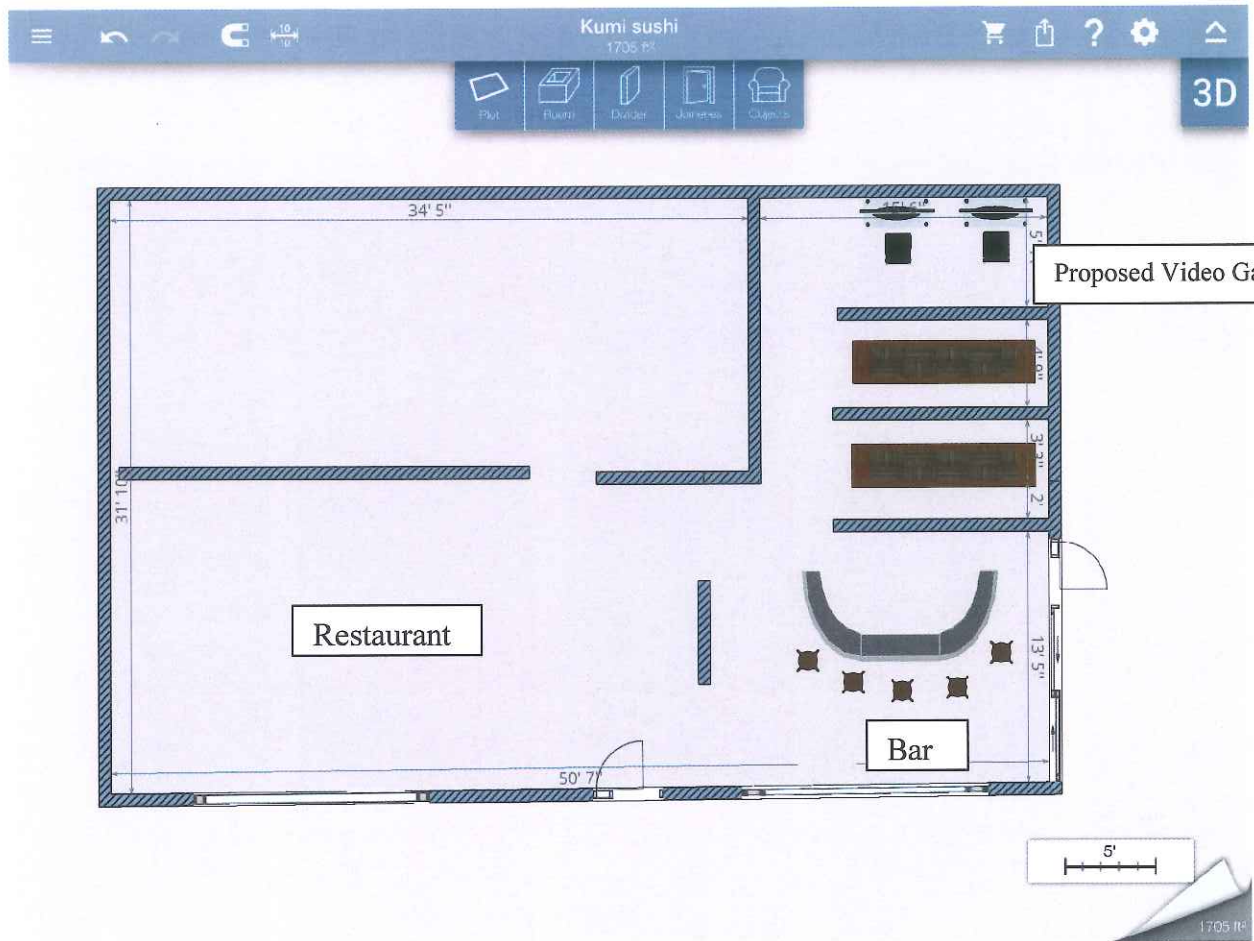
Bar

Proposed wall location



Current booth that will be removed for two video game terminals.

**Proposed Layout:**





**Property In Question Map:**







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 12 to 13.

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 20<sup>th</sup> day of December, 2016.

City of Crystal Lake, an  
Illinois municipal corporation

\_\_\_\_\_  
Aaron T. Shepley, Mayor

SEAL

ATTEST:

\_\_\_\_\_  
Nick Kachiroubas, City Clerk

Passed: December 20, 2016

Approved: December 20, 2016



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

1. Video Gaming Licenses shall be increased from 12 to 13.

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 20<sup>th</sup> day of December, 2016.

City of Crystal Lake, an  
Illinois municipal corporation

\_\_\_\_\_  
Aaron T. Shepley, Mayor

SEAL

ATTEST:

\_\_\_\_\_  
Nick Kachiroubas, City Clerk

Passed: December 20, 2016

Approved: December 20, 2016



**Agenda Item No: 13**

**City Council  
Agenda Supplement**

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**Meeting Date:** December 20, 2016

**Item:** Overly Et Al. Rezoning – 390LT E. Terra Cotta Ave

**Requests:**

- 1) Rezoning from E – Estate to M – Manufacturing zoning district.
- 2) The petitioner is requesting a waiver of the application fee of \$505.

**Petitioner:** Todd Marler, real estate agent representing the petitioners

**PZC Recommendation:** To approve the PZC recommendation and adopt an ordinance granting the rezoning of the property from E – Estate to M – Manufacturing at 390LT E. Terra Cotta Avenue.

**Staff Contact:** Michelle Rentzsch, Community Development Director

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**Background:**

Existing Use: The property is currently vacant land.

History: This property was a county island, meaning it was surrounded by the City. The property was involuntarily annexed on September 6, 2016. When a property is annexed it is automatically zoned E – Estate.

The petitioner is requesting a waiver of the application fee for the rezoning.

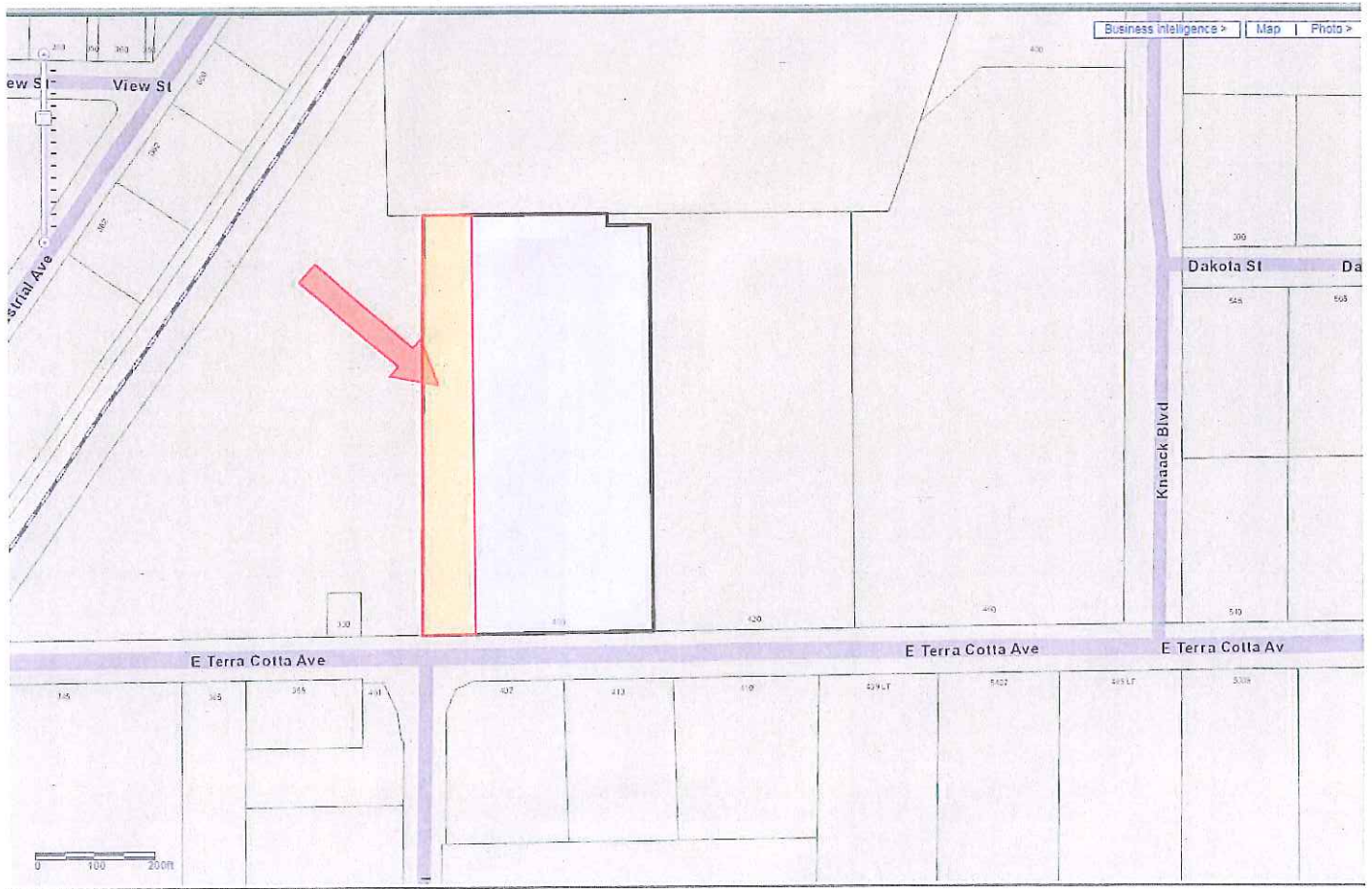
**PZC Highlights:**

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

The Planning and Zoning Commission recommended **approval (5-0)** of the petitioner's request to rezone the property from E – Estate to M – Manufacturing.

**Votes Required to Pass:** A simple majority vote.

# OVERLY – PIQ



Ord. No. ....

File No. ....



DRAFT

**The City of Crystal Lake Illinois**

**AN ORDINANCE GRANTING REZONING  
AT 390LT E. TERRA COTTA AVENUE**

WHEREAS, pursuant to the terms of a Application (File #2016-53) before the Crystal Lake Planning and Zoning Commission, the Applicant has requested Rezoning from "E" Estate to "M" Manufacturing; and

WHEREAS, the Planning and Zoning Commission of the City of Crystal Lake, pursuant to notice duly published on November 22, 2016 in the Northwest Herald, held a public hearing at 7:30 p.m., on December 7, 2016 at City Hall at 100 W. Woodstock Street, Crystal Lake, Illinois to consider the proposed rezoning; and

WHEREAS, on December 7, 2016, the Planning and Zoning Commission, having fully heard and considered the testimony of all those present at the public hearing who wished to testify, made findings of fact as required by law and recommended to the Mayor and City Council of the City of Crystal Lake that the proposed rezoning be approved, all as more specifically set forth in that certain Report of the Planning and Zoning Commission in Case #2016-53, dated as of December 8, 2016; and

WHEREAS, it is in the best interests of the CITY OF CRYSTAL LAKE that the Rezoning be granted as requested in said Application.

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 the following described property be and same is rezoned from "E" Estate to "M" Manufacturing at the property legally described as follows:

That part of the Northeast Quarter of Section 33, Township 44 North, Range 8 East of the Third Principal Meridian, described as follows: Beginning at the center of said Section 33, thence Easterly along the south line of said Northeast Quarter, 93.7 feet to the place of beginning; thence North 1 degree 13 minutes 58 seconds East along a line parallel with the West line of

said Northeast Quarter, 756.35 feet; thence South 89 degrees 32 minutes 32 seconds West, 93.7 feet; thence South 1 degree 13 minutes 58 seconds East, 755.50 feet; thence South 89 degrees 32 minutes 32 seconds East, 93.7 feet to the place of beginning, all in McHenry County, Illinois.

commonly known as 390LT E. Terra Cotta Avenue (PIN 14-33-251-008), currently under development in Crystal Lake, McHenry County, Illinois.

Section II: That the City Clerk be and 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 granting Rezoning in accordance with the provisions of this Ordinance, as provided by law.

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

DATED at Crystal Lake, Illinois, this 20th day of December, 2016.

City of Crystal Lake, an  
Illinois municipal corporation

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Aaron T. Shepley, Mayor

SEAL

ATTEST:

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Nick Kachiroubas, City Clerk

Passed: December 20, 2016

Approved: December 20, 2016



**Agenda Item No: 14**

**City Council  
Agenda Supplement**

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<b><u>Meeting Date:</u></b>	December 20, 2016
<b><u>Item:</u></b>	Urban Air Trampoline – 220 Exchange Drive
<b><u>Request:</u></b>	<ol style="list-style-type: none"><li>1. Alternative Use Permit to allow Urban Air Trampoline, an All Other Amusement &amp; Recreation use at 220 Exchange Drive.</li><li>2. Variation from Article 9-200 H b. Alternative Use criteria stating a three-year time limit for any Alternative Use. The request is to remove this criterion.</li></ol>
<b><u>Petitioner:</u></b>	Jennifer Keilman, petitioner
<b><u>PZC Recommendation:</u></b>	To approve the PZC recommendation and adopt an ordinance granting an Alternative Use Permit and a variation from the three year time limit for any Alternative Use to allow Urban Air Trampoline at 220 Exchange Drive.
<b><u>Staff Contact:</u></b>	Michelle Rentzsch, Community Development Director

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**Background:**

- Existing Use: The unit is currently vacant. The former user was Sky High Volleyball.
- Previous Approvals: In 2004, Sky High Volleyball and Willow Creek Church were granted Special Use Permits to occupy the building. Sky High Volleyball moved across the street to 215 Exchange Drive in 2013. Willow Creek Church currently occupies a portion of 220 Exchange Drive.

**PZC Highlights:**

- Mandeep Sidu and Vikas Sharma, owners of a competing business, addressed the PZC during the public comment portion of the meeting stating they had objections to this business because there is already a trampoline business in town and the subject property is zoned manufacturing and the proposed use isn't industrial.
- The PZC stated that the uses of this property have been commercial recreational uses in the past.
- The PZC felt that the Findings of Fact had been met.

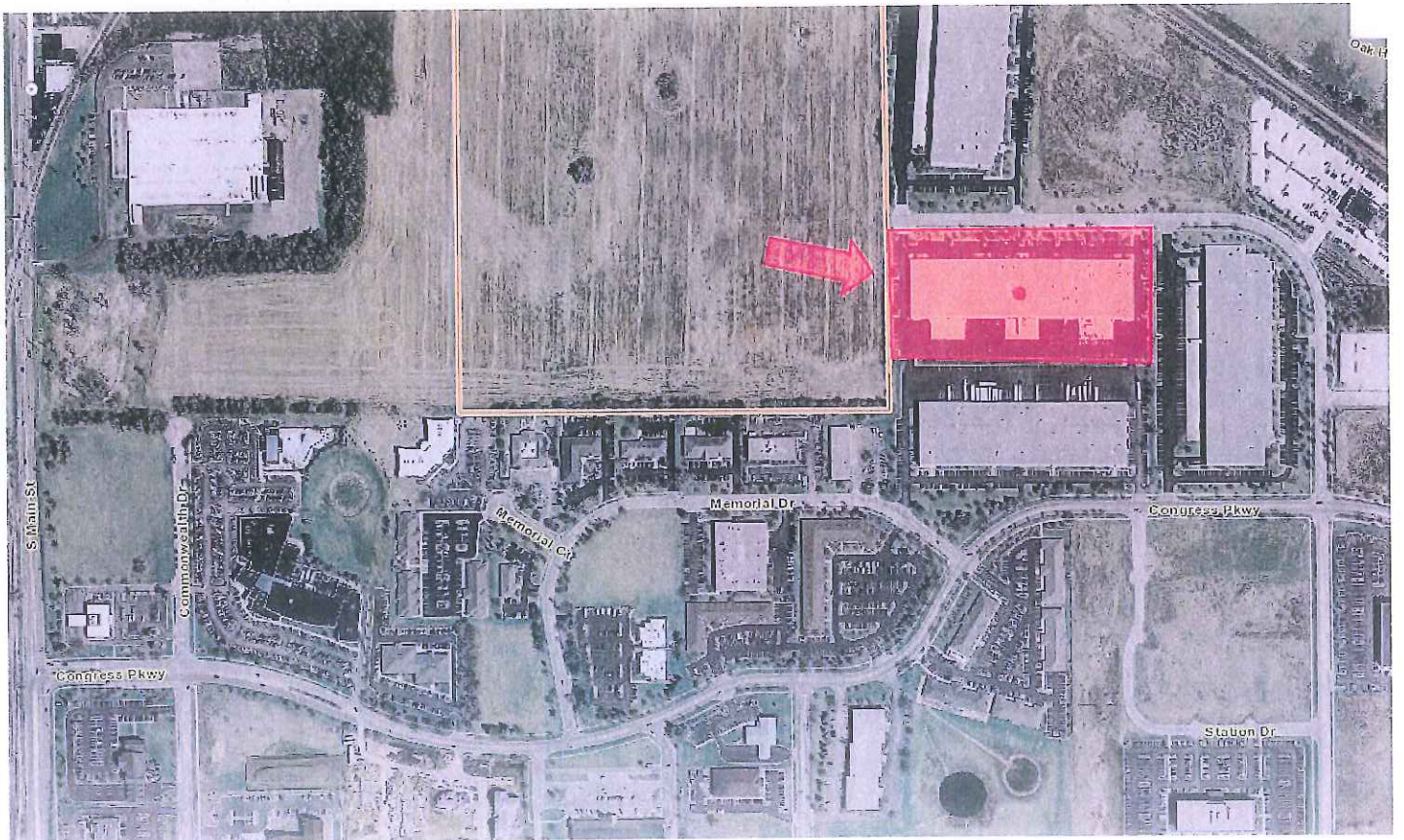
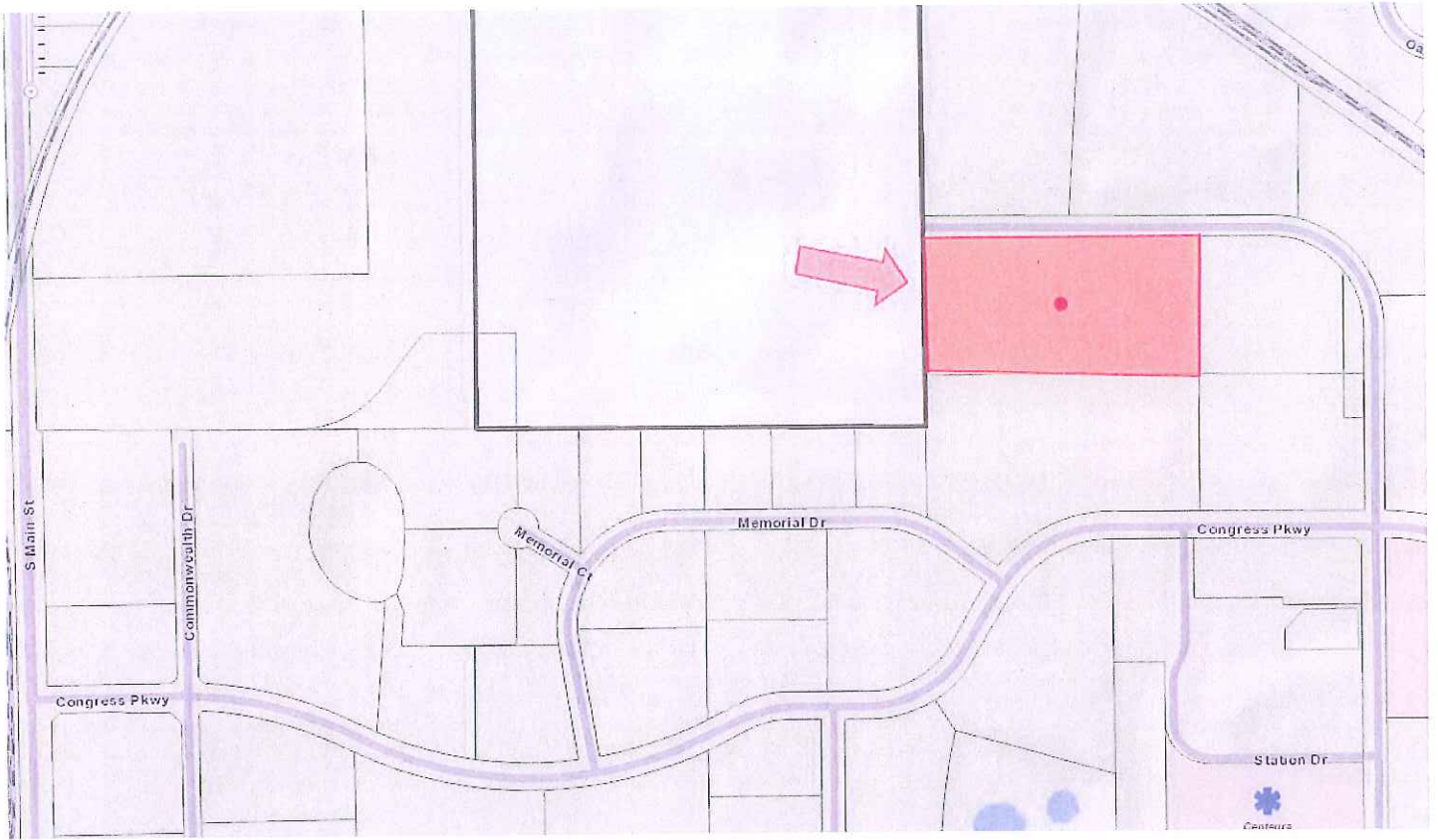
The PZC recommended **approval (5-0)** of the petitioner's request with the following conditions:

1. Approved plans, reflecting staff and advisory board recommendations, as approved by the City Council:
  - A. Application (Deneault, dated 11/14/16, received 11/15/16)
  - B. Additional Information & Floor Plan (Urban Air, received 11/15/16)
2. The Alternative Use Permit is approved for Urban Air Trampoline only and only as illustrated on the attached plans. Any expansion of the use would require review and amendment of this Alternative Use Permit.
3. The Alternative Use Permit is approved without a time limit on the permit.
4. The petitioner shall address all of the review comments and requirements of the Community Development and Fire Rescue Departments.

**Votes Required to Pass:** A simple majority vote.



# 2016-51 Urban Air Trampoline





DRAFT

**The City of Crystal Lake Illinois**

**AN ORDINANCE GRANTING AN ALTERNATIVE USE PERMIT  
AND A VARIATION AT 220 EXCHANGE DRIVE**

WHEREAS, pursuant to the terms of a Petition (File #2016-51) before the Crystal Lake Planning and Zoning Commission, the Petitioner has requested the granting of an Alternative Use Permit to allow Urban Air Trampoline, an All Other Amusement & Recreation use, and a Variation from Article 9-200 H b. Alternative Use criteria stating a three-year time limit for any Alternative Use to remove this criterion; and

WHEREAS, the Planning and Zoning Commission of the City of Crystal Lake, pursuant to notice duly published on November 22, 2016 in the Northwest Herald, held a public hearing at 7:30 p.m., on December 7, 2016 at City Hall at 100 W. Woodstock Street, Crystal Lake, Illinois to consider the proposed variation(s); and

WHEREAS, on December 7, 2016, the Planning and Zoning Commission, having fully heard and considered the testimony of all those present at the public hearing who wished to testify, made findings of fact as required by law and recommended to the Mayor and City Council of the City of Crystal Lake that the proposed variation(s) be approved, all as more specifically set forth in that certain Report of the Planning and Zoning Commission in Case #2016-51, dated as of December 8, 2016; and

WHEREAS, it is in the best interests of the CITY OF CRYSTAL LAKE that the Alternative Use Permit and a Variation be granted as requested in said Petition.

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 an Alternative Use Permit to allow Urban Air Trampoline, an All Other Amusement & Recreation use, and a Variation from Article 9-200 H b. Alternative Use criteria stating a three-year time limit for any Alternative Use to remove this criterion be granted for the property commonly known as 220 Exchange Drive (19-04-252-001), City of Crystal Lake, Illinois.

Section II: That the Alternative Use Permit and a Variation be granted with the following conditions:

1. Approved plans, reflecting staff and advisory board recommendations, as approved by the City Council:
  - A. Application (Deneault, dated 11/14/16, received 11/15/16)
  - B. Additional Information & Floor Plan (Urban Air, received 11/15/16)
2. The Alternative Use Permit is approved for Urban Air Trampoline only and only as illustrated on the attached plans. Any expansion of the use would require review and amendment of this Alternative Use Permit.
3. The Alternative Use Permit is approved without a time limit on the permit.
4. The petitioner shall address all of the review comments and requirements of the Community Development and Fire Rescue Departments.

Section III: That the City Clerk be and is hereby directed to amend all pertinent records of the City of Crystal Lake to show the granting of a Variation in accordance with the provisions of this Ordinance, as provided by law.

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

DATED at Crystal Lake, Illinois, this 20th day of December, 2016.

City of Crystal Lake, an  
Illinois municipal corporation

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Aaron T. Shepley, Mayor

SEAL

ATTEST:

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Nick Kachiroubas, City Clerk

Passed: December 20, 2016

Approved: December 20, 2016



**Agenda Item No: 15**

**City Council  
Agenda Supplement**

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<b><u>Meeting Date:</u></b>	December 20, 2016
<b><u>Item:</u></b>	95 E. Crystal Lake Avenue Conceptual
<b><u>Request:</u></b>	Conceptual Review – SW Corner of Crystal Lake Ave. and Main St.
<b><u>Petitioner:</u></b>	Lee Wolfson, petitioner
<b><u>Staff Contact:</u></b>	Michelle Rentzsch, Community Development Director

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**Background:**

- The site is the former Hines Lumber property.
- In 2006, the Hummel development was approved for this property. The development featured mixed-use five and six story buildings.
- The Hummel development included 170 condominium units and 14,248 square feet of commercial space.
- The petitioner is requesting a Conceptual PUD review for a mixed use development including 217 residential apartments and approximately 10,000 square feet of commercial space.
- The building would be a Texas Wraparound design with luxury apartments and retail units. A Texas Wraparound design is a building with a parking garage located in the interior of the building with the living space wrapped around the exterior. This design allows the parking garage to not be visible from the exterior.
- The site is located in the Crystal Lake Avenue and Main Street TIF district. The TIF redevelopment plan calls for a five to six story mixed use building at this location.

*Main Street and Crystal Lake Ave Intersection*

- The final intersection improvements, which represent the ultimate downtown intersection improvement, include a dedicated left, through and right-turn lane for all four legs of the intersection.
- The intersection improvements will take place in 2018.
- The proposed development will dedicate land along both roadways so the intersection can be completed.

### *Railroad*

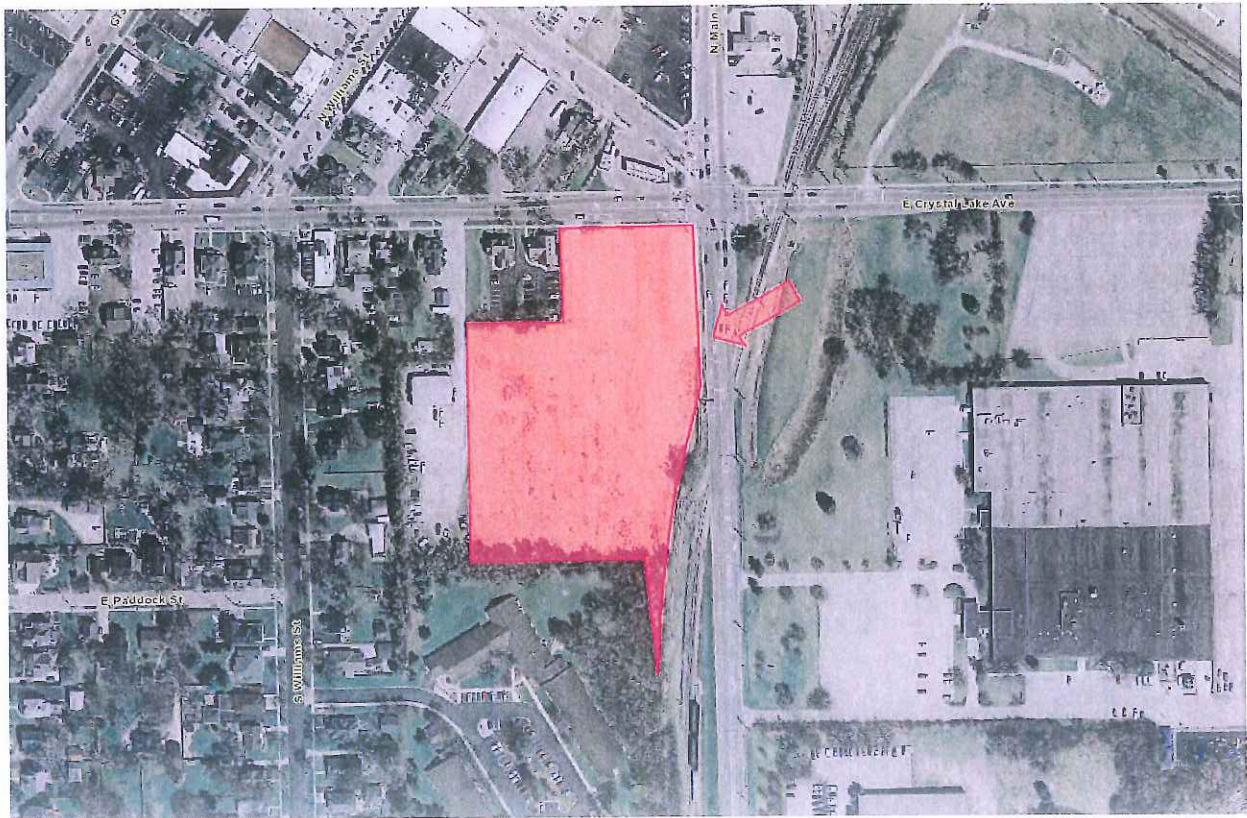
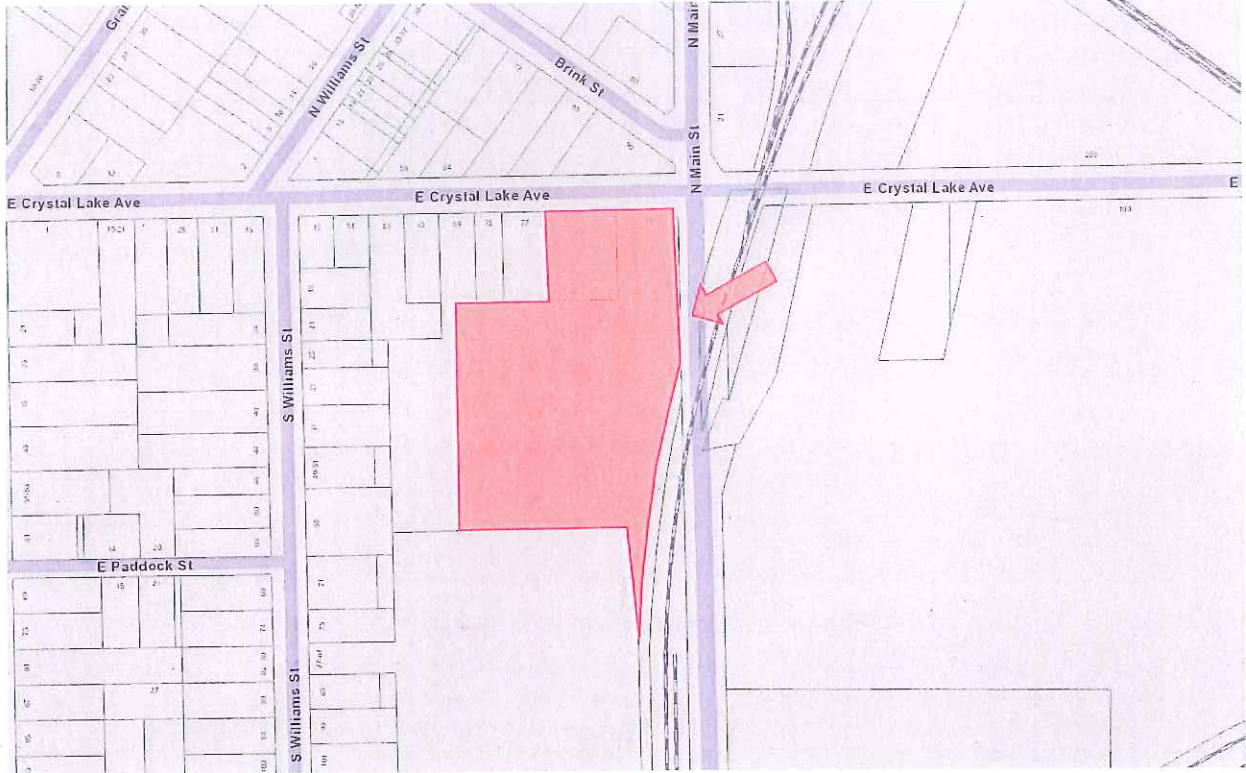
When Immanuel Lutheran Church received their subdivision approval, there was discussion that Teckler Boulevard needed to cross the railroad tracks and connect to Congress Parkway at Main Street. In addition to this intersection improvement, future modifications to the area would remove the at-grade track crossings on Main Street and Crystal Lake Avenue, create a new rail storage yard and install a new spur for train maneuvering. These improvements would benefit all properties in this area including those at the intersection at Main Street and Crystal Lake Avenue. A phased implementation plan is being finalized for City Council's consideration in the near future.

### **PZC Discussion:**

- The PZC discussed the architecture of the building. They were pleased to see the traditional architectural style. The PZC asked the petitioner to take a look at the architecture for Willow Creek Church. The PZC thought the two corners should complement each other since the corners are the gateway to downtown.
- The PZC asked what type of retail uses the petitioner would attract to the site. The petitioner stated the retail component should provide services and retail options for the residents of the property as well as the general public. The retail would be a mix of local and national businesses.
- The PZC expressed excitement for the project and encouraged the petitioner to continue to work closely with City staff.



(#2016-50) 95 E. Crystal Lake Avenue – Conceptual Review





**Agenda Item No: 16**

**City Council  
Agenda Supplement**

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**Meeting Date:** December 20, 2016

**Item:** BOUNDARY LINE AGREEMENT - WOODSTOCK

**Recommendation:** City Council's discretion.

- a) Motion to approve the Intergovernmental Agreement for the one-year extension of the Boundary Line Agreement between the City of Crystal Lake and the City of Woodstock.
- b) No action, allowing the Boundary Line Agreement to expire.

**Staff Contact:** Michelle Rentzsch, Community Development Director

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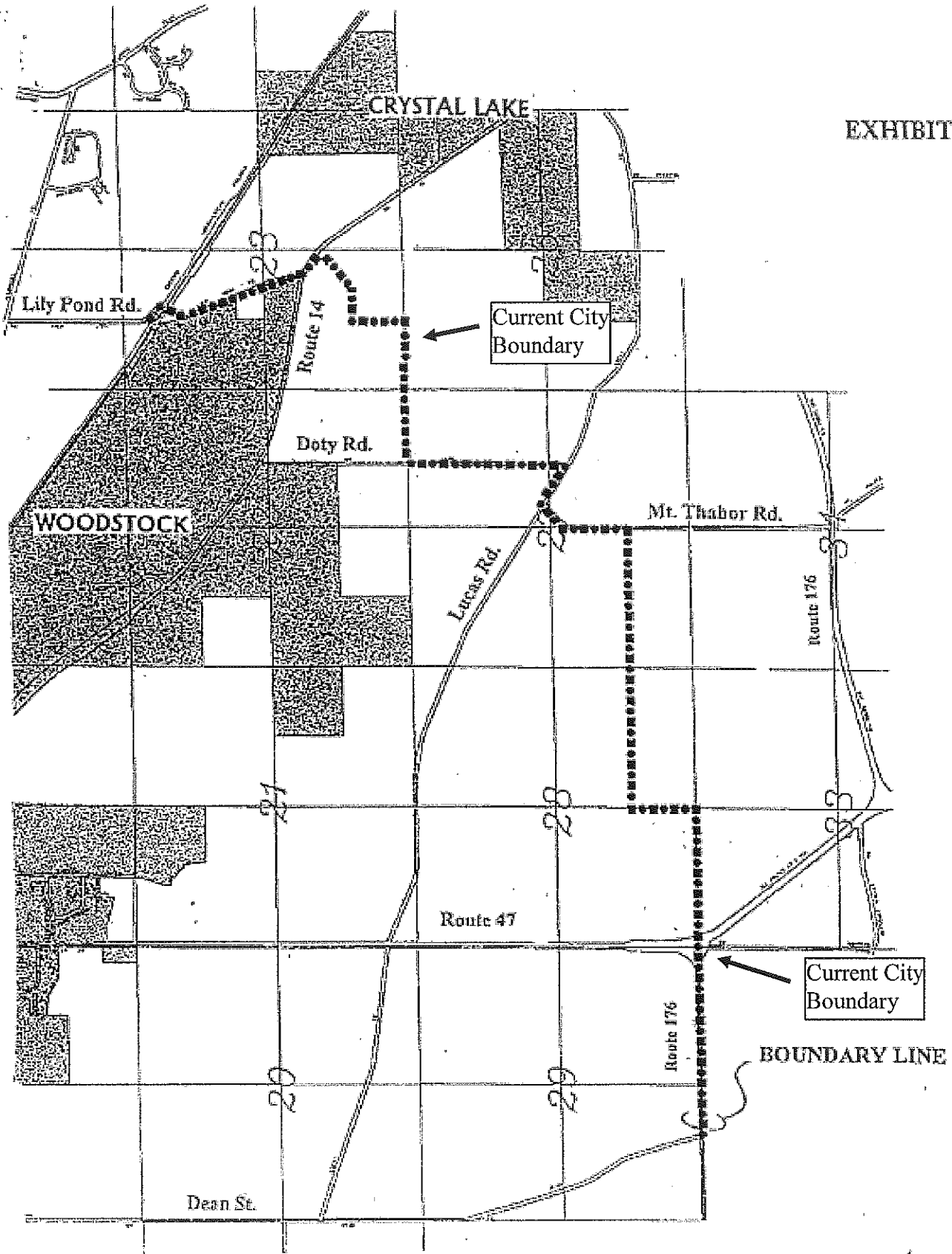
**Background:**

- In 1996 the City of Crystal Lake and the City of Woodstock agreed and approved a Boundary Line Agreement (BLA) between the two municipalities.
- The BLA is valid for 20 years and expired December 2, 2016.
- The City is currently working with the City of Woodstock on a new agreement and the one-year extension will allow time for both municipalities to work out the details.
- The existing agreement is attached.

**Votes Required to Pass:** A simple majority vote.

Current Boundary Line Agreement Map

EXHIBIT 1







**Agenda Item No: 17**

**City Council  
Agenda Supplement**

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<b><u>Meeting Date:</u></b>	December 20, 2016
<b><u>Item:</u></b>	Property Tax Levy Ordinance/Truth in Taxation Public Hearing
<b><u>Staff Recommendation:</u></b>	Motion to adopt the 2016 property tax levy ordinance and certificate of compliance.
<b><u>Staff Contact:</u></b>	Gary J. Mayerhofer, City Manager George Koczwarra, Director of Finance Laura Herrig, Assistant Finance Director

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**Background:**

In order to collect a property tax, government agencies in the State of Illinois are required to establish a "tax levy" and comply with the Truth in Taxation Act. The tax levy is a projection of monies the government agency expects to obtain through the annual property tax. The Truth in Taxation law requires taxing districts to disclose by publication and to hold a public hearing on their intention to adopt an aggregate levy in amounts more than 105% of the amount of property taxes extended the prior levy year.

The City of Crystal Lake City Council must adopt a property tax levy and annually certify to the county clerk, on or before the last Tuesday in December, the amount to be levied. The process for the adoption of the tax levy is as follows:

The resolution determining the maximum 2016 tax levy was adopted on November 15, 2016. Adoption of this resolution was merely a procedural requirement and the actual levy ordinance is considered during the public hearing at the December 20, 2016 City Council meeting.

The process in determining the actual tax levy is challenging because the actual dollars collected from the 2016 tax levy are not received until fiscal year 2017-2018, for which the City has not yet considered an annual budget. The City's 2016 tax levy will be incorporated into property tax bills, which homeowners will receive during the calendar year 2017, and will be utilized by the City to fund a portion of the 2017-2018 City Budget (the City operates on a May 1 through April 30 fiscal/budget year). The tax levy

adopted by the City of Crystal Lake is filed with the McHenry County Clerk, whose office determines the actual "tax rate" necessary in order to raise the dollars levied by the City. The City levies in dollars needed rather than a specific tax rate. As a result, the City does not receive any additional dollars if the assessed valuation of property in the City increases. Rather, the amount of the City tax levy remains the same and is spread over a greater total assessed valuation of property (which can result in a decrease in the actual City tax rate).

Property owners in the City of Crystal Lake will note that the City is only one of many taxing bodies that appear on the property tax bill. **Since 1997, the City has not levied a property tax for the General Fund.** The City's tax levy, therefore, is made up of the following funds:

- Crossing Guard Fund
- Fire Pension Fund
- Fire Rescue Fund
- Illinois Municipal Retirement Fund (IMRF)
- Library Operating Fund
- Library IMRF Fund
- Police Pension Fund

The impact of a proposed property tax levy on an individual homeowner is determined by estimating the Equalized Assessed Value (EAV). The actual City EAV will be calculated by the County Assessor. It is estimated that the City's 2016 EAV will be \$1,033,258,969, which is a 5.5% increase over the 2015 EAV.

The tax levies for the Fire and Police Pensions have been actuarially determined. The intention of the actuaries' study is to continue to fund pension benefits as outlined in State Statutes. Both the Fire and Police Pension Boards have recommended that the City Council adopt a levy consistent with amounts presented in the actuarial reports. The proposed levy amounts are \$2,091,066 for the Police Pension and \$1,609,399 for the Fire Pension. The Fire Pension Fund is currently 68.14% funded (down slightly from 68.69% last year), and the Police Pension Fund is currently 57.77% funded (down from 58.62% last year).

The proposed levy for the Illinois Municipal Retirement Fund (IMRF) and the City's share of Social Security and Medicare taxes (FICA) is \$1,675,889, a decrease of \$20,265 as sufficient resources are on hand to supplement fiscal year 2017-2018 funding requirements. In accordance with State Statute, the municipal contribution rate for IMRF is actuarially determined each year by IMRF. Contributions are calculated as a percentage of covered payroll.

The proposed 2016 property tax levy incorporates an increase in the City's levy for Fire Rescue operations (\$75,659), an increase in the City's levy for the school crossing guard program (\$9,870) and for the Library (\$31,471 as recommended by the Board of Library Trustees). No property tax will be levied for General Fund operations (City Administration, Community Development, Public Works (Streets, Fleets and Storm

Sewer), Information Technology and Police). Below is the proposed 2016 tax levy as compared to the 2015 levy.

	Actual 2015 Levy	Proposed 2016 Levy
General	\$0	\$0
City IMRF/FICA	1,693,154	1,675,889
Fire Rescue	6,455,822	6,531,481
Crossing Guard	45,130	55,000
Police Pension	1,992,358	2,091,066
Fire Pension	1,693,213	1,609,399
Subtotal	<u>\$11,879,677</u>	<u>\$11,962,835</u>
Library Funds	4,494,520	4,525,991
<b>Total</b>	<b><u>\$16,374,197</u></b>	<b><u>\$16,488,826</u></b>

The following is the projected effect that the proposed 2016 tax levy will have on property tax rates as compared to the effects of the City's 2015 property tax levy. The projection below reflects an estimated increase of 5.5% in the City's overall EAV for tax year 2016.

	Actual 2015 Levy Rate	Proposed 2016 Levy Rate
General	0.000000	0.000000
City IMRF	0.093937	0.088132
City FICA	0.078941	0.074063
Fire Rescue	0.659166	0.632124
Crossing Guard	0.004608	0.005323
Police Pension	0.203428	0.202376
Fire Pension	0.172884	0.155759
Subtotal	<u>1.212964</u>	<u>1.157777</u>
Library Funds	0.458909	0.438031
<b>Total</b>	<b><u>1.671873</u></b>	<b><u>1.595808</u></b>

Determining the impact of the City's tax levy on area home values is dependent on several factors: the assessed value of a property as determined by each township's assessor, the equalization multiplier assigned by each township supervisor, the equalization multiplier assigned by the State and exemptions specific to each property and property owner, (homestead, senior, senior freeze, etc.). The City of Crystal Lake spans four different townships: Algonquin Township, Nunda Township, Dorr Township and Grafton Township.

**Summary:**

The adoption of the attached ordinance would:

- 1) Maintain a zero General Fund levy, which has been in place since 1997. The General Fund, which is the largest fund of the City's Budget, funds general City services, such as police, public works, planning, building, vehicle and equipment maintenance, administration and legal. This fund would continue to be supported primarily through sales and income tax revenues.
- 2) Provide funding for pension and IMRF obligations as mandated by Illinois law.
- 3) Provide funding to support Fire Rescue operations.
- 4) Provide funding to support Library operations.

**Because of increases in Equalized Assessed Valuation, the City's property tax rate will decrease by 4.55%.**

The attached spreadsheet shows the total 2015 rates for neighboring communities with similar municipal services.

**Recommendation:**

It is the recommendation of the City Manager and Director of Finance to adopt the proposed 2016 property tax levy ordinance and certificate of compliance.

**Votes Required to Pass:**

Simple Majority

## EXISTING 2015 PROPERTY TAX RATES

	Crystal Lake	Algonquin	Barrington Hills	Cary	Fox River Grove	Huntley	Lake in the Hills	Lakewood	Marengo	McHenry	Woodstock
I.M.R.F.	0.093937	0.049964	0.006068	0.055509	0.032677	0.017175	0.090953	0.041724 0.481421	0.070473	0.073230	0.120716
Fire Protection	0.659166										
Firemen Pension	0.172884										
Police Pension	0.203428	0.219468	0.162442	0.177714	0.298280	0.081754	0.217685		0.251713	0.279615	0.278515
Police		0.229461	0.495807	0.246705	0.037704		0.106081	0.176521	0.383702	0.100521	0.591508
Protection/System											
School Crossing	0.004608	0.002248	0.000583	0.000026	0.001843						0.009658
Guard											
Corporate		0.082941	0.269232	0.028271	0.235909	0.347419	0.334363	0.361438	0.424979	0.220147	0.258834
Bonds			0.063083		0.104113						0.155531
Insurance		0.062455									
ESDA		0.000625		0.000003					0.002172		
Audit			0.006566	0.000124	0.020109		0.002167	0.002985	0.015779	0.004848	0.008933
Liability Ins.			0.019904	0.055509	0.061164	0.041220	0.034712		0.059478	0.091722	0.132547
Social Security	0.078941	0.068701	0.033983	0.055509	0.073732	0.034350	0.117884	0.039798	0.102418	0.103416	0.156931
Unemployment Ins.			0.000486	0.000003				0.002247	0.005370		
Cemetery						0.000206			0.000092		
Street & Bridge			0.444085								
Street Lighting			0.000655				0.050084		0.048570		
Workman's Comp									0.068356		
Garbage									0.000092		0.106230
Parks											0.072430
Special Recreation											0.036215
Band											0.038630
PY Adjustment											
Alg-LITH Fire District		1.025641	-0.010108			-0.004483	1.025641				

	Crystal Lake	Algonquin	Barrington Hills	Cary	Fox River Grove	Huntley	Lake in the Hills	Lakewood	Marengo	McHenry	Woodstock
Barrington Fire			0.521359								
Cary Fire District				0.621952							
Fox River Grove Fire					0.829673						
Huntley Fire District						0.859491			0.384534		
Marengo Fire District									0.204071		
Marengo Rescue Squad										0.628240	
McHenry Fire District											0.965629
Woodstock Fire Rescue											2.932307
<b>Total*</b>	1.212964	1.741504	2.014145	1.241325	1.695204	1.377132	1.97957	1.106134	2.021799	1.501739	2.932307

\*Excludes Library



**DRAFT**

**AN ORDINANCE FOR THE LEVY  
AND ASSESSMENT OF TAXES  
FOR THE CITY OF CRYSTAL LAKE  
FOR THE FISCAL YEAR BEGINNING  
THE 1<sup>ST</sup> DAY OF MAY, 2016 TO  
THE 30<sup>TH</sup> DAY OF APRIL, 2017**

**ADOPTED BY THE  
CITY COUNCIL  
OF THE  
CITY OF CRYSTAL LAKE**

**December 20, 2016**

**Published in pamphlet form by the authority of the City Council of the  
City of Crystal Lake, McHenry County, Illinois, this 20<sup>th</sup> day of December, 2016.**

**AN ORDINANCE FOR THE LEVY AND ASSESSMENT OF TAXES  
FOR THE CITY OF CRYSTAL LAKE FOR THE FISCAL YEAR BEGINNING THE 1<sup>ST</sup>  
DAY OF MAY, 2016 TO  
THE 30<sup>TH</sup> DAY OF APRIL, 2017**

WHEREAS, the City Council of Crystal Lake in the County of McHenry and State of Illinois did on the 19<sup>th</sup> day of April, 2016, pass the Annual Budget in accordance with Chapter 65 5/8-2.-9.1, *et. seq.* of the Illinois Compiled Statutes, for the City for the fiscal year beginning on the 1<sup>st</sup> day of May 2016 the amount of which is ascertained to be Ninety-Six Million One Hundred Sixty-Six Thousand Eight Hundred Fifty-Nine Dollars and No Cents (\$96,166,859), including inter-fund transfers, which said Budget Resolution was duly published on the 19<sup>th</sup> day of April, 2016.

WHEREAS, the Board of Library Trustees did, on the 19<sup>th</sup> day of October, 2016, approve Resolution 1617-5 to revise the Library's 2016-2017 appropriation.

WHEREAS, pursuant to State Law (Public Act 95-950), the Mayor and City Council hereby accept the Compliance Reports submitted by the Crystal Lake Firefighters' Pension Fund and the Crystal Lake Police Pension Fund for the year ended April 30, 2016.

WHEREAS, the Mayor and City Council of the City of Crystal Lake did on the 15<sup>th</sup> day of November, 2016, determine that the levy of the City of Crystal Lake for 2016 would not exceed \$16,488,826 exclusive of debt service (or \$21,004,451 inclusive of debt service) and, therefore, the City of Crystal Lake did on the 10<sup>th</sup> day of December, 2016, publish a Notice pursuant to Chapter 35, Illinois Compiled Statutes 200/18-55 *et. seq.*, entitled "Truth in Taxation Act" and all provisions of said Act were fully complied with by the City of Crystal Lake.

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

Section 1: That the total amount of appropriations for all corporate purposes legally made to be collected from the tax levy of the current fiscal year is hereby ascertained to be the sum of Sixteen Million Four Hundred Eighty-Eight Thousand Eight Hundred Twenty-Six Dollars and No Cents (\$16,488,826).



Section 2: That the sum of Sixteen Million Four Hundred Eighty-Eight Thousand Eight Hundred Twenty-Six Dollars and No Cents (\$16,488,826) being the total of appropriations heretofore legally made that are to be collected from the tax levy of the City of Crystal Lake for the purpose of providing for the Illinois Municipal Retirement and Federal Insurance Contributions Act Fund (the City's contributions to IMRF and for Social Security and Medicare taxes), Police Pension Fund, Fire Pension Fund, Library Operating Fund, Library IMRF Fund (the Library's contributions to IMRF), the Library Federal Insurance Contributions Act Fund (the Library's contributions for Social Security and Medicare taxes), Fire Rescue Fund and School Crossing Guard Fund, and Debt Service Funds as appropriated for the current fiscal year by annual appropriation of the City of Crystal Lake for the Fiscal Year 2016-2017, passed by the Mayor and City Council of said City at the legally convened meeting of April 19, 2016 be, and the same is hereby levied upon all of the taxable property in the City of Crystal Lake subject to taxation for the current year, the specific amounts as levied for the various funds heretofore named being included herein by being placed in separate columns under the heading "Tax Levy" that appears over them, the tax so levied being for the current fiscal year of said City, and for the said appropriation to be collected from said tax levy, the total of which has been ascertained as aforesaid and being as follows:

	<u>APPROPRIATION</u>	<u>TAX LEVY</u>
<b>GENERAL FUND</b>	\$29,007,425	\$0
<b>HOME RULE SALES TAX FUND</b>	\$6,441,374	\$0
<b>WATER &amp; SEWER FUND</b>	\$12,012,350	\$0
<b>WATER &amp; SEWER CAPITAL IMPROVEMENT FUND</b>	\$9,968,929	\$0
<b>WATER &amp; SEWER PARTICIPATION FEES FUND</b>	\$1,285,000	\$0
<b>FIRE RESCUE FUND</b>	\$10,402,841	\$6,531,481
<b>SCHOOL CROSSING GUARD FUND</b>	\$90,255	\$55,000
<b>MOTOR FUEL TAX FUND</b>	\$3,318,009	\$0
<b>ROAD &amp; VEHICLE LICENSES FUND</b>	\$2,338,210	\$0
<b>DEBT SERVICE FUNDS</b>	\$4,081,334	\$0

	<u>APPROPRIATION</u>	<u>TAX LEVY</u>
FOREIGN FIRE INSURANCE FUND	\$53,200	\$0
TIF FUNDS	\$13,177	\$0
CAPITAL REPLACEMENT FUND	\$3,142,046	\$0
THREE OAKS RECREATION AREA FUND	\$664,877	\$0
THREE OAKS CAPITAL FUND	\$114,330	\$0
THREE OAKS DEVELOPMENT FUND	\$945,020	\$0
CITY IMRF/FICA CONTRIBUTIONS FUND		
IMRF	\$920,106	\$910,631
FICA	\$773,137	\$765,258
INSURANCE FUND	\$48,200	\$0
RESTRICTED POLICE FUNDS FUND	\$335,000	\$0
POLICE PENSION FUND	\$2,703,500	\$2,091,066
FIRE PENSION FUND	\$1,649,000	\$1,609,399
LIBRARY-OPERATING FUND	\$4,751,664	\$4,023,529
LIBRARY IMRF/FICA CONTRIBUTIONS FUND		
IMRF	\$310,352	\$310,352
FICA	\$192,110	\$192,110
LIBRARY-CONSTRUCTION & REPAIR FUND	\$117,094	\$0
LIBRARY-AMES TRUST FUND	\$0	\$0
LIBRARY-GIFT & MEMORIAL FUND	\$85,500	\$0
LIBRARY-PER CAPITA GRANT FUND	\$0	\$0
LIBRARY-WORKING CASH FUND	\$0	\$0

	<u>APPROPRIATION</u>	<u>TAX LEVY</u>
<b>LIBRARY-SPECIAL RESERVE FUND</b>	<u>\$1,400,000</u>	<u>\$0</u>
<b>GRAND TOTAL - ALL FUNDS</b>	\$97,164,040	\$16,488,826

Section 3: That the total amount of Sixteen Million Four Hundred Eighty-Eight Thousand Eight Hundred Twenty-Six Dollars and No Cents (\$16,488,826) ascertained above, be and is hereby levied and assessed on all property subject to taxation within the City of Crystal Lake according to the value of said property as assessed and equalized for state and county purposes for the current year.

Section 4: That this Levy Ordinance is adopted pursuant to the procedures set forth in the Illinois Municipal Code.

Section 5: That there is hereby certified to the County Clerk of McHenry County, Illinois, the several sums above, constituting said total amount, and the total amount of Sixteen Million Four Hundred Eighty-Eight Thousand Eight Hundred Twenty-Six Dollars and No Cents (\$16,488,826), which total amount the City of Crystal Lake requires to be raised by taxation for the current fiscal year of the City, and the City Clerk of the City is hereby ordered and directed to file with the County Clerk of the County on or before the time required by law, a certified copy of this Ordinance.

Section 6: That the rate percent be ascertained and tax extended as provided by law against the property included in the City of Crystal Lake.

Section 7: That the provisions of the Truth in Taxation Act, Chapter 35, Illinois Compiled Statutes, 200/18-55 *et. seq.*, were complied with by the City of Crystal Lake.

Section 8: Pursuant to Statute, in compliance with Public Act 83-881, the City of Crystal Lake did file on April 21, 2016 an Estimate of Revenue by Source with the McHenry County Clerk's office.

Section 9: Pursuant to the Illinois State Constitution of 1970, the City of Crystal Lake is a Home

Rule unit of government, and as such, is not subject to the Act adopted by the Legislature in 1991 providing for tax levy limitations, nor is the City of Crystal Lake subject to individual fund rate limitations.

Section 10: That this Ordinance shall take effect and be in full force and effect immediately on and after its passage and approval.

ADOPTED this 20<sup>th</sup> day of December 2016, pursuant to a roll call vote as follows:

AYES:

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NAYS:

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APPROVED this 20<sup>th</sup> day of December 2016.

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Aaron Shepley, Mayor

ATTEST:

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Nick Kachiroubas, City Clerk