



CITY OF CRYSTAL LAKE
AGENDA

CITY COUNCIL
REGULAR MEETING

City of Crystal Lake
100 West Woodstock Street, Crystal Lake, IL
City Council Chambers
December 16, 2014
7:30 p.m.

1. **Call to Order**
2. **Roll Call**
3. **Pledge of Allegiance**
4. **Approval of Minutes – December 2, 2014 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. **Council Reports**
9. **Consent Agenda**
 - a. **Annexation Petition Referral – Blomsness Thebault Co., Sands Road north of Route 14 – Refer the petitioner's request to the January 21, 2015 Planning & Zoning Commission meeting for zoning consideration and to the February 3, 2015 City Council meeting for the Annexation Public Hearing.**
 - b. **Adoption of an Ordinance ratifying and amending Ordinance No. 6990 for the Levy and Assessment of Taxes for the City of Crystal Lake for the Fiscal Year beginning on the 1st day of May, 2013 to the 30th day of April, 2014.**
 - c. **Abatement Ordinance - Taxable General Obligation Bond, Series 2009**
 - d. **Abatement Ordinance - General Obligation Refunding Bonds, Series 2009C**
 - e. **Abatement Ordinance - General Obligation Bonds, Series 2012**
 - f. **Abatement Ordinance - General Obligation Bonds, Series 2013A**
 - g. **Abatement Ordinance – General Obligation Refunding Bonds, Series 2014**
 - h. **Abatement Ordinance – Special Service Area No. 43, Crystal Heights Subdivision.**
 - i. **Abatement Ordinance – Special Service Area No. 44, Tracy Trail Subdivision.**
 - j. **City Code Amendment, Liquor License Provisions – Ordinance decreasing the number of Class “3” liquor licenses from the current 7 licenses to 6 licenses, the number of Class “9” liquor licenses from the current 6 licenses to 5 licenses, and the number of Class “13” liquor licenses from the current 23 licenses to 22 licenses.**

10. **Lapetina property, 8611 Huntley Road - Annexation Public Hearing; Ordinances authorizing execution of the annexation agreement and annexation of the property; Ordinance rezoning the property upon annexation to the “B-2 – PUD” General Commercial, Planned Unit Development district; and an Ordinance approving the annexation agreement as provided for the property located at 8611 Huntley Road.**
11. **My Happy Place Comics, 19 E. Berkshire Drive – Amendment to the Unified Development Ordinance to Allow gift, novelty and souvenir stores as a Special Use in the B-1 Neighborhood Commercial zoning district.**
12. **Four Seasons Banquet Hall, Inc., 22 Crystal Lake Plaza - City Code Amendment to Increase the Number of Class “12” Liquor Licenses from the current permitted 2 licenses to 3 licenses.**
13. **10216 Route 31, Algonquin, IL (unincorporated) - County Zoning Request for a Conditional Use Permit for a 300 square foot off-premise commercial advertising sign.**
14. **Bid Award and adoption of a resolution authorizing execution of a purchase agreement for Clear Southern Rock Salt and Solar Salt.**
15. **Three Oaks Recreation Area – Ordinance amending the City Code, Chapter 241, Article 47 – Picnic Pavilion rental rates increase.**
16. **Property Tax Levy Ordinance / Truth in Taxation Public Hearing**
17. **Council Inquiries and Requests**
18. **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.**
19. **Reconvene to Regular Session.**
20. **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: December 16, 2014

Item: Blomsness Thebault Co- Annexation Referral
6813 Sands Road

Recommendation: Motion to refer the petitioner's request to the January 21, 2015, Planning & Zoning Commission meeting for zoning consideration and to the February 3, 2015, City Council meeting for the annexation public hearing.

Staff Contact: James Richter II, Planning & Economic Development Manager

Background: The petitioner is requesting annexation of a single parcel that totals approximately 5.02 acres, located on Sands Road, north of Route 14. The parcel is improved with Blomsness Thebault Company and its associated carnival ride/equipment repair business and ancillary outdoor storage.

The petitioner respectfully requests that this matter be referred to the January 21, 2015, Planning & Zoning Commission meeting for zoning consideration and the February 3, 2015, City Council meeting for the annexation public hearing.

Votes Required to Pass: A simple majority vote.



Agenda Item No: 9b

**City Council
Agenda Supplement**

Meeting Date: December 16, 2014

Item: Ordinance Ratifying and Amending Ordinance No. 6990 for the Levy and Assessment of Taxes for the City of Crystal Lake for the Fiscal Year Beginning the 1st Day of May, 2013 to the 30th Day of April, 2014.

Staff Recommendation: Motion to adopt an Ordinance Ratifying and Amending Ordinance No. 6990 for the Levy and Assessment of Taxes for the City of Crystal Lake for the Fiscal Year Beginning the 1st Day of May, 2013 to the 30th Day of April, 2014.

Staff Contact: Gary J. Mayerhofer, City Manager
George Koczwarra, Director of Finance

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 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 attached ordinance reaffirms Ordinance No. 6990 for the Levy and Assessment of the 2013 property taxes.

Recommendation:

It is the recommendation of the City Manager and Director of Finance to adopt an Ordinance Ratifying and Amending Ordinance No. 6990 for the Levy and Assessment of Taxes for the City of Crystal Lake for the Fiscal Year Beginning the 1st Day of May, 2013 to the 30th Day of April, 2014.

Votes Required to Pass:

Simple majority



Agenda Item No: 9c

**City Council
Agenda Supplement**

<u>Meeting Date:</u>	December 16, 2014
<u>Item:</u>	Taxable General Obligation Bond, Series 2009 Abatement
<u>Staff Recommendation:</u>	Motion to adopt the Abatement Ordinance for the 2009A and 2009B Taxable General Obligation Bond Issue
<u>Staff Contact:</u>	George Koczvara, Director of Finance Laura Herrig, Assistant Finance Director

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



ORDINANCE NUMBER _____
File No. _____

ORDINANCE abating the tax heretofore levied for the Year 2014 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 15th 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, 2016; and

WHEREAS, it is necessary and in the best interests of the City that the tax heretofore levied for the year 2014 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 2014 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 2014 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.

Passed by the Corporate Authorities on _____

Approved _____

MAYOR

AYES:

NAYS:

ABSENT:

Recorded in the City Records on

ATTEST:

DEPUTY CITY CLERK



Agenda Item No: 9d

**City Council
Agenda Supplement**

<u>Meeting Date:</u>	December 16, 2014
<u>Item:</u>	General Obligation Refunding Bonds, Series 2009C Abatement
<u>Staff Recommendation:</u>	Motion to adopt the Abatement Ordinance for the 2009C General Obligation Refunding Bond Issue
<u>Staff Contact:</u>	George Koczvara, Director of Finance Laura Herrig, Assistant Finance Director

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



ORDINANCE NUMBER _____
File No. _____

ORDINANCE abating the tax heretofore levied for the Year 2014 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 15th 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, 2016; and

WHEREAS, it is necessary and in the best interests of the City that the tax heretofore levied for the year 2014 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 2014 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 2014 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.

Passed by the Corporate Authorities on _____

Approved _____

MAYOR

AYES:

NAYS:

ABSENT:

Recorded in the City Records on

ATTEST:

DEPUTY CITY CLERK



Agenda Item No: 9e

**City Council
Agenda Supplement**

<u>Meeting Date:</u>	December 16, 2014
<u>Item:</u>	General Obligation Bonds, Series 2012 Abatement
<u>Staff Recommendation:</u>	Motion to adopt the Abatement Ordinance for the 2012 General Obligation Bond Issue
<u>Staff Contact:</u>	George Koczvara, Director of Finance Laura Herrig, Assistant Finance Director

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



ORDINANCE NUMBER _____
File No. _____

ORDINANCE abating the tax heretofore levied for the Year 2014 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 18th 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, 2016; and

WHEREAS, it is necessary and in the best interests of the City that the tax heretofore levied for the year 2014 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 2014 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 2014 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.

Passed by the Corporate Authorities on _____

Approved _____

MAYOR

AYES:

NAYS:

ABSENT:

Recorded in the City Records on

ATTEST:

DEPUTY CITY CLERK



Agenda Item No: 9f

**City Council
Agenda Supplement**

Meeting Date: December 16, 2014

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

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



ORDINANCE NUMBER _____
File No. _____

ORDINANCE abating the tax heretofore levied for the Year 2014 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 18th 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, 2016; and

WHEREAS, it is necessary and in the best interests of the City that the tax heretofore levied for the year 2014 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 2014 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 2014 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.

Passed by the Corporate Authorities on _____

Approved _____

MAYOR

AYES:

NAYS:

ABSENT:

Recorded in the City Records on

ATTEST:

DEPUTY CITY CLERK



Agenda Item No: 9g

**City Council
Agenda Supplement**

<u>Meeting Date:</u>	December 16, 2014
<u>Item:</u>	General Obligation Refunding Bonds, Series 2014 Abatement
<u>Staff Recommendation:</u>	Motion to adopt the Abatement Ordinance for the 2014 General Obligation Bond Issue
<u>Staff Contact:</u>	George Koczvara, Director of Finance Laura Herrig, Assistant Finance Director

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



ORDINANCE NUMBER _____
File No. _____

ORDINANCE abating the tax heretofore levied for the Year 2014 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 1st 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, 2016; and

WHEREAS, it is necessary and in the best interests of the City that the tax heretofore levied for the year 2014 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 2014 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 2014 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.

Passed by the Corporate Authorities on _____

Approved _____

MAYOR

AYES:

NAYS:

ABSENT:

Recorded in the City Records on

ATTEST:

DEPUTY CITY CLERK



Agenda Item No: 9h

**City Council
Agenda Supplement**

Meeting Date: December 16, 2014

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

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, staff conferred with the McHenry County Treasurer, and 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



ORDINANCE NUMBER _____
File No. _____

ORDINANCE abating the tax heretofore levied for the Tax Year 2014 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 4th 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 2014 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),

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),
29 Kent Avenue (PIN 19-04-201-020),
33 Kent Avenue (PIN 19-04-201-010),
41 Kent Avenue (PIN 19-04-201-011), 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 2014 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.

Passed by the Corporate Authorities on _____

Approved _____

MAYOR

AYES:

NAYS:

ABSENT:

Recorded in the City Records on

ATTEST:

DEPUTY CITY CLERK



Agenda Item No: 9i

**City Council
Agenda Supplement**

Meeting Date: December 16, 2014

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 Koczwarra, Director of Finance
Laura Herrig, Assistant Finance Director

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, staff conferred with the McHenry County Treasurer, and 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



ORDINANCE NUMBER _____

File No. _____

ORDINANCE abating the tax heretofore levied for the Tax Year 2014 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 2014 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 2014 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 Deputy 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 2014 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.

Passed by the Corporate Authorities on _____

Approved _____

MAYOR

AYES:

NAYS:

ABSENT:

Recorded in the City Records on

ATTEST:

DEPUTY CITY CLERK



Agenda Item No: 9J

**City Council
Agenda Supplement**

<u>Meeting Date:</u>	December 16, 2014
<u>Item:</u>	City Code Amendment – Liquor License Provisions
<u>Staff Recommendation:</u>	Adopt an Ordinance decreasing the number of Class “3” liquor licenses from the current 7 licenses to 6 licenses, the number of Class “9” liquor licenses from the current 6 licenses to 5 licenses, and the number of Class “13” liquor licenses from the current 23 licenses to 21 licenses.
<u>Staff Contact:</u>	Eric Helm, Deputy City Manager

Background:

Due to the closing of China Palace which held a Class “3” liquor license, the closing of The London Club which held a Class “9” liquor license, and the closing of Dominicks and K-Mart which held Class “13” liquor licenses, the Council may wish to consider adoption of an Ordinance amending the liquor license restriction provisions of the City Code decreasing the number of Class “3” liquor licenses from the current 7 licenses to 6 licenses, decreasing the number of Class “9” liquor license from the current 6 licenses to 5 licenses and decreasing the number of Class “13” liquor licenses from the current 23 licenses to 21 licenses.

Adoption of the attached ordinance will bring the Liquor License restrictions of the City Code into compliance with the number of licenses actually held in the City with the following exceptions: A Class “9” liquor license has been created but not yet issued for Al & Joe’s Deli and a Class “13” liquor license has been created but not yet issued for Bucky’s Express.

Votes Required to Pass:

Simple majority.

DRAFT



**ORDINANCE AMENDING THE CODE
OF THE CITY OF CRYSTAL LAKE, ILLINOIS**

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

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

1. Class 3 License shall be decreased from 7 to 6.
2. Class 9 License shall be decreased from 6 to 5.
3. Class 13 License shall be decreased from 23 to 21.

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 December, 2014.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

PASSED:
APPROVED:

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



Agenda Item No: 10

**City Council
Agenda Supplement**

Meeting Date: December 16, 2014

Item: ANNEXATION PUBLIC HEARING

Lapetina Annexation

1. Rezoning upon annexation of 4.7 acres at the northwest corner of Huntley Road and Ackman Road.
2. Comprehensive Land Use Plan Amendment from Estate Residential to Commerce.

Elaine Lapetina, petitioner
8611 Huntley Road

PZC Recommendation:

- 1) Motion to adopt ordinances authorizing execution of the annexation agreement and annexation of the property;
- 2) Motion to approve the Planning and Zoning Commission recommendations and to adopt an ordinance for rezoning upon annexation to the B-2PUD General Commercial Planned Unit Development district; and
- 3) Motion to approve the annexation agreement as provided, for the property located at 8611 Huntley Road.

Staff Contact: James Richter II, Planning & Economic Development Manager

Background:

- Site Conditions: The property is currently improved with a residence, a number of accessory structures (total of four barns and agricultural buildings) and two 140-foot tall cell phone towers.
- History: The petitioner previously sought annexation into the City in 2005, but the request was denied. At the time, some of the key concerns identified were the requested "B-2 Highway Service" zone without a specific plan for the property; concerns expressed by the PZC and Council about the storage (indoor and outdoor) on the property; and concerns by the petitioner with the requirement to pave the property within 5 years. On September 3, 2013, the City Council reviewed a request from the petitioner regarding potential annexation of the property. The City Council asked many questions of the petitioner and of staff regarding the effects of annexation on the City. While there was no formal vote

regarding the matter, there was a general consensus from the City Council that this request could move forward with the annexation request. Soon thereafter, the petitioner submitted a petition for annexation.

- McHenry County: The McHenry County Planning & Development inspection reports have been attached for your reference. Many of the violations were regarding property maintenance, outside storage, and business uses on the subject property. The City will have better control over the property relative to property maintenance and the business uses would be acceptable under the proposed zoning classification.

Key Factors:

- Request: Annexation public hearing and the approval of the Annexation Agreement. Also the request to rezone the property to “B-2 PUD” General Commercial, Planned Unit Development, as well as Comprehensive Land Use Plan Amendment from Estate Residential to Commerce.
- Concerns Addressed: Over the course of the past year, the petitioner has heard the concerns of staff and the Planning & Zoning Commission, and has accordingly made the following changes to their request:
 - The petitioner has agreed to dedicate 40 feet of property along Bard Road, as well as a 35-foot by 35-foot corner “clip” at the intersection of Bard and Huntley Roads for future traffic improvements;
 - The Lapetinas have revised their petition to include all 4.7 acres, including the cell towers (previously excluded);
 - The petitioner has provided a landscape plan to implement screening to improve aesthetics;
 - In lieu of seeking Special Use Permits to allow outside storage, display, the existing residential use, and the cell towers, the petitioner has changed their request to seek permission to allow the existing uses for a term not to exceed the length of the Annexation Agreement (20 years is being requested). To the extent that such uses are not in compliance with the City’s UDO, these uses will be considered legal non-conforming uses.
 - The petitioner has agreed to revisit the City with a Special Use Permit request at such time as they plan to add a third cell tower on the property.

PZC Highlights:

- The Planning & Zoning Commission reviewed the petitioner’s requests three times over the past year. The Commission’s concern regarding the appropriateness of B-2 zoning and Commerce on the subject property has been consistent, although the Commission eventually approved a motion to recommend approval in light of the efforts that have been made by the petitioner to address the Commission’s concerns.

The Planning and Zoning Commission recommended **approval (5-1)** of the petitioner’s request. Commissioner Goss felt that B-1 zoning would be more appropriate for this property.

The draft annexation agreement is attached. 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

ORDINANCE NO. _____
FILE NO. _____

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

WHEREAS, a written Petition, signed by all of the legal owners and all of the electors of record 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, JOSEPH J. AND ELAINE M. LAPETINA, has entered into a valid and binding Annexation Agreement relating to said territory; and

WHEREAS, all Petitions, documents and other necessary legal requirements are in full compliance with the requirements of said Annexation Agreement and with the Statutes of the State of Illinois, specifically 65 ILCS 5/7-1-8; 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: That the following described territory:

PARCEL A: Beginning at the intersection of the center lines of Ackman Road and Huntley Road; thence North 0 degrees 53 minutes 35 seconds West, along the center line of said Huntley Road, 470.0 feet; thence South 89 degrees 06 minutes 25 seconds West at right angles to the last described line, 470 feet; thence South 0 degrees 53 minutes 40 seconds East, 467.65 feet to the center line of said Ackman Road; thence North 89 degrees 23 minutes 35 seconds East, along said center line, 470.0 feet to the point of beginning, in McHenry County, Illinois (excepting the South 50 feet thereof, dedicated for highway purposes) and (also excepting therefrom the South 200 feet of the West 200 feet, as measured along the South and West line thereof of the above described property).

PARCEL B: The South 200 feet of the West 200 feet, as measured along the South and West lines thereof of the following described property: beginning at the intersection of the center lines of Ackman Road and Huntley Road; thence North 0 degrees 53 minutes 35 seconds West, along the center line of said Huntley Road, 470.0 feet; thence South 89 degrees 06 minutes 25 seconds West at right angles to the last described line, 470 feet; thence South 0 degrees 53 minutes 40 seconds East, 467.55 feet to the center line of said Ackman Road; thence North 89 degrees 23 minutes 35 seconds East, along said center line, 470.0 feet to the point of beginning, in McHenry County, Illinois (excepting the South 50 feet thereof, dedicated for highway purposes).

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 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 "I".

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 an accurate map is 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 ____ day of _____, 20__.

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

MAYOR

ATTEST:

CITY CLERK

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

DRAFT

ORDINANCE NO. _____
FILE NO. _____

AN ORDINANCE ZONING CERTAIN PROPERTY "B-2 PUD" GENERAL COMMERCIAL PLANNED UNIT DEVELOPMENT

WHEREAS, certain 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, by the terms of said Annexation Agreement, said territory is to be zoned "B-2PUD" General Commercial Planned Unit Development; and

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

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 the same is hereby zoned and classified "B-2PUD" General Commercial Planned Unit Development:

PARCEL A: Beginning at the intersection of the center lines of Ackman Road and Huntley Road; thence North 0 degrees 53 minutes 35 seconds West, along the center line of said Huntley Road, 470.0 feet; thence South 89 degrees 06 minutes 25 seconds West at right angles to the last described line, 470 feet; thence South 0 degrees 53 minutes 40 seconds East, 467.65 feet to the center line of said Ackman Road; thence North 89 degrees 23 minutes 35 seconds East, along said center line, 470.0 feet to the point of beginning, in McHenry County, Illinois (excepting the South 50 feet thereof, dedicated for highway purposes) and (also excepting therefrom the South 200 feet of the West 200 feet, as measured along the South and West line thereof of the above described property).

PARCEL B: The South 200 feet of the West 200 feet, as measured along the South and West lines thereof of the following described property: beginning at the intersection of the center lines of Ackman Road and Huntley Road; thence North 0 degrees 53 minutes 35 seconds West, along the center line of said Huntley Road, 470.0 feet; thence South 89 degrees 06 minutes 25 seconds West at right angles to the last described line, 470 feet; thence South 0 degrees 53 minutes 40 seconds East, 467.55 feet to the center line of said Ackman Road; thence North 89 degrees 23 minutes 35 seconds East, along said center line, 470.0 feet to the point of beginning, in McHenry County, Illinois (excepting the South 50 feet thereof, dedicated for highway purposes)

SECTION II: That the City Clerk be and he 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 and classification of the above-described property 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 and approval as provided by law.

AYES:

NAYS:

ABSENT:

PASSED this ____ day of _____, 20__.

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

MAYOR

ATTEST:

CITY CLERK

DRAFT

ORDINANCE NO. _____
FILE NO. _____

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

WHEREAS, it is in the best interests of the City of Crystal Lake, McHenry County, Illinois, that a certain Annexation Agreement, a copy of which is attached hereto and incorporated herein, be entered into; and

WHEREAS, JOSEPH J. AND ELAINE M. LAPETINA, Owner, is ready, willing and able to enter into said Agreement and to perform the obligations as required thereunder; and

WHEREAS, the statutory procedures provided in Division 15.1 of Article 11 of the Illinois Municipal Code, as amended, for the execution of said Annexation Agreement have been fully complied with.

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 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.

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

AYES:

NAYS:

ABSENT:

PASSED this ____ day of _____, 20__.

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

MAYOR

ATTEST:

CITY CLERK



Agenda Item No: 11

**City Council
Agenda Supplement**

Meeting Date: December 16, 2014

Item: REPORT OF THE PLANNING & ZONING COMMISSION
My Happy Place Comics

Request:

1. UDO Text Amendment to allow Gift, Novelty, and Souvenir Stores as a Special Use in the B-1 Neighborhood Commercial zoning district.
2. Special Use Permit to allow a Gift, Novelty, and Souvenir Store.

Petitioner: Deneen Perron (My Happy Place Comics), petitioner

PZC Recommendation: To approve the PZC recommendations and adopt an ordinance granting the UDO Text Amendment and Special Use Permit at 19 B E. Berkshire Drive.

Staff Contact: James Richter II, Planning and Economic Development Manager

Background:

- Existing Use: This site is developed as an in-line multi-tenant building. Half of Coventry Plaza was developed as a PUD, while the subject building was developed under B-1 zoning.

Key Factors:

- Request: Text Amendment to allow Gift, Novelty, and Souvenir Stores as a Special Use in the B-1 Neighborhood Commercial zoning district. The UDO currently allows Gift, Novelty, and Souvenir stores as a Permitted Use in the B-2 and B-4 zoning districts.
- Request: Special Use Permit for My Happy Place Comics a Gift, Novelty, and Souvenir store.

The permitted uses table below illustrates the proposed text amendment. Changes are shown in bold print.

TABLE 2-300 Permitted Uses Table														
Service Uses														
		F	E	RE	R-1	R-2	R-3A	R-3B	O	B-1	B-2	B-4	M-L	M
Miscellaneous Store Retailers	Gift, Novelty, and Souvenir Stores									S	P	P		

PZC Highlights:

- The PZC found that Gift, Novelty, and Souvenir Stores are an acceptable special use in the B-1 Neighborhood zoning district.
- The PZC expressed concern that there would not be sufficient parking available during the author/artist signing events.
- The petitioner stated that the events would most likely occur on the weekends and agreed to work with the neighboring businesses when they hold the special events.
- The PZC stated that the Findings of Fact had been met.

The PZC recommended **approval (6-0)** 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 (Deneen Perron, received 11/10/14)
 - B. Floor Plan (Deneen Perron, received 11/10/14)
2. None of the petitioner’s customers or employees shall park on the street or in the nearby gas station or daycare lots.
3. 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.

DRAFT

ORDINANCE NO. _____
FILE NO. _____

AN ORDINANCE GRANTING A SPECIAL USE PERMIT
AT 19 BERKSHIRE DRIVE UNIT B

WHEREAS, pursuant to the terms of a Petition (File #2014-51) before the Crystal Lake Planning and Zoning Commission, the Petitioner has requested the issuance of a Special Use Permit to allow to allow a Gift, Novelty, and Souvenir Store for the property located at 19 Berkshire Drive Unit B; and

WHEREAS, it is in the best interests of the CITY OF CRYSTAL LAKE that the Special Use Permit be issued as requested in said Petition.

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

Section I: That a Special Use Permit be issued to allow a Gift, Novelty, and Souvenir Store for the property commonly known as 19 Berkshire Drive Unit B (19-08-426-006), Crystal Lake, Illinois.

Section II: Said Special Use is issued with the following conditions:

1. Approved plans, reflecting staff and advisory board recommendations, as approved by the City Council:
 - A. Application (Deneen Perron, received 11/10/14)
 - B. Floor Plan (Deneen Perron, received 11/10/14)
2. None of the petitioner's customers or employees shall park on the street or in the nearby gas station or day care lots.
3. 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 the official zoning map of the City of Crystal Lake and all pertinent records of the City of Crystal Lake to show the issuance of a Special Use Permit 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 and approval as provided by law.

DATED at Crystal Lake, Illinois, this _____ day of _____, _____.

MAYOR

ATTEST:

CITY CLERK

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



Agenda Item No: 12

**City Council
Agenda Supplement**

Meeting Date: December 16, 2014

Item: City Code Amendment to Increase the Number of Class "12"
Liquor Licenses– Applicant: Four Seasons Banquet Hall, Inc.

Staff Recommendation: Motion to adopt an ordinance increasing the number of Class "12"
Liquor Licenses from the current permitted 2 licenses to 3 licenses.

Staff Contact: Eric Helm, Deputy City Manager

Background:

The City has received a request from the owners of Four Seasons Banquet Hall, Inc. for the Council to consider the adoption of an ordinance providing for an amendment to the liquor license restriction provisions of the City Code, increasing the number of Class "12" liquor licenses from the current 2 licenses to 3 licenses. Four Seasons Banquet Hall, Inc. is located at 22 Crystal Lake Plaza, which has been vacant for several years. On April 15, 2014, the Council granted a Special Use Permit for a banquet facility at this location.

Section 329-5(N) of the City Code permits the issuance of a Class "12" liquor license for the retail sale of alcoholic liquor for consumption on the premises specified in the license where sold. The license shall be issued to a special occasion facility organized for the purposes of providing banquets, wedding and other receptions, meetings, parties or other special events upon a contractual engagement. The special occasion facility shall not be open to the general public and shall be limited to the contracting party and his/her invited guests.

Section 329-5(N) further provides that "no Class 12 License shall be issued until the Local Liquor Control Commission and the Mayor and City Council have established the hours of operation for the Class 12 License. No Class 12 License shall be open for business except during the hours established by this chapter, provided, however, that the Mayor and City Council may in their discretion extend said hours upon request" Accordingly, the attached proposed ordinance increasing the number of Class 12 licenses from 2 to 3 includes a limitation as to the number of hours that alcoholic beverages may be served by the licensee.

The applicant does not currently hold a liquor license with the City of Crystal Lake and a fingerprint/background search by the Illinois State Police and FBI revealed no criminal history under the applicant's name.

Other current holders of a Class "12" liquor license are Lakeside Legacy Foundation and Park Place.

Votes Required to Pass:

Simple majority

DRAFT



**ORDINANCE AMENDING THE CODE
OF THE CITY OF CRYSTAL LAKE, ILLINOIS**

WHEREAS, the Mayor and City Council are authorized to increase the number of liquor licenses available in the various classifications set forth in Chapter 329-6 of the City of Crystal Lake Municipal Code; and

WHEREAS, Four Seasons Banquet Hall, Inc. has requested that Section 329-6 of the City of Crystal Lake Municipal Code (the "Code") 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 at 22 Crystal Lake Plaza; and

WHEREAS, the Mayor and City Council have found and determined that it is appropriate and in the best interests of the City and its residents to approve such amendment subject to the establishment of hours during which alcoholic liquor may be sold for consumption on the premises of the licensee.

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. In the event that a Class 12 License is issued to Four Seasons Banquet, Inc. 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 December, 2014.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

PASSED:

APPROVED:

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



Agenda Item No: 13

**City Council
Agenda Supplement**

Meeting Date: December 16, 2014

Item: COUNTY ZONING REQUEST

David Hinz, Owner, and Mixed Media, LLC, Tenant
10216 Route 31, Algonquin, IL (unincorporated)

Staff Recommendation: Motion to object to the proposed variation, directing staff to proceed with an objection at the County zoning hearing.

Staff Contact: James Richter II, Planning & Economic Development Manager

Background: As is customary with County Zoning requests within the City's mile and a half planning jurisdiction, the City received notice of this request.

The property in question consists of approximately 0.48 acres and is zoned "B-1V" Neighborhood Business district with "B-1" zoning to the north and south, "R-1" zoning to the east and Village of Algonquin manufacturing zoning to the west.

In 2012, the petitioner applied for a variation to allow a sign to be 65 feet instead of 100 feet from the residential zoning district for a sign greater than 150 square feet. That petition (#12-38) was withdrawn. In 2013, the petitioner applied for a variation to allow a minimum setback of 10 feet instead of the required 35-foot setback from the road easement line of Route 31 for a sign thirty-five (35) feet in height. Both times, the City Council directed staff to object at the County Zoning hearing, as did the Village of Algonquin. Petition (#13-20) was denied by the County Board.

The current petition, filed under the *McHenry County Unified Development Ordinance*, is for a conditional use permit for a 300-square-foot digital off-premise commercial advertising sign. The County UDO also requires a conditional use permit for an off-premise advertising sign located within 500 feet of a residential zoning district. No variations are being requested at this time. Please reference the attached County information.

The hearing on this matter is to be held on January 7, 2014, at 1 p.m.

Votes Required to Pass: A simple majority vote.



Agenda Item No: 14

**City Council
Agenda Supplement**

Meeting Date: December 16, 2014

Item: Clear Southern Rock Salt and Solar Salt Bid

Staff Recommendation: Motion to award the bid for the purchase and delivery of clear southern rock salt and solar salt to the lowest responsive, responsible bidder, Cargill Inc., and to adopt a resolution authorizing the City Manager to execute a one-year purchase agreement with Cargill Inc. for clear southern rock salt in the amount of \$99.10 per ton, and \$150.00 per ton for solar salt.

Staff Contact: Victor Ramirez P.E., Director of Public Works

Background:

On December 8, 2014, the City of Crystal Lake publicly opened and read aloud the bids received for a one-year contract for the purchase and delivery of clear southern rock salt and solar salt. Clear southern rock salt is used daily by the Public Works Department for the City's water softening processes at Water Treatment Plants 2, 3, 4, and 5, and solar salt is used for the softening process at Water Treatment Plant 1. The City expects to use approximately 3,500 tons of rock salt and 400 tons of solar salt during the term of this contract.

The following is a breakdown of the bids received:

Bidder	Clear Southern Rock Salt	Solar Salt
√ Cargill Inc. St. Clair, MI	\$99.10 per ton	\$150.00 per ton
Morton Salt Chicago, IL	No bid	No bid
North American Salt Overland Park, KS	No Bid	No Bid

√ Indicates recommended lowest responsive and responsible bidder

Discussion:

This bid was originally scheduled to be opened on November 25th. However, despite being publicly posted and sent directly to over fifteen salt suppliers, including the three commercial salt suppliers who regularly bid the City's Clear Southern Rock Salt and Solar Salt provision, at the time of the original bid opening, no bids had been received, therefore, the City extended the bid opening. The commodity was again sent directly to the salt suppliers and staff called each supplier directly to request bids out of concern that the City would not have salt to treat the City's water supply in the upcoming year.

Cargill was the only supplier that returned a bid to supply the City's Water Treatment Plants with salt. While many of the suppliers expressed a desire to place a bid, they were not able to supply the salt because many, if not all, of the salt stockpiles were depleted as a result of last year's harsh winter. North American (also known as Compass Materials) and Morton Salt did not bid due to the shortage of salt in North America and their road salt commitments.

Morton Salt offered a verbal quote to supply salt that would have to be trucked in from Nevada, however; they would not accept any contract contingencies such as guaranteed delivery dates, and the delivered cost was quoted at over \$300 per ton.

Cargill's price for both clear southern rock salt and solar salt reflects a \$15.00 per ton increase each from the 2014 unit price of \$84.10 for clear southern rock salt and \$135.00 for solar salt. The Public Works Department will stay in contact with the salt suppliers throughout the year to track market prices and determine if the commodity should be rebid mid-year, after the suppliers' contractual road salt commitments have been fulfilled. *Given the climate of the salt industry right now, this is really the only option that the City has for the provision of water softening salt.*

Recommendation:

The Public Works Department has reviewed the bid received for completeness and accuracy in accordance with the "Invitation to Bid" document. Cargill Inc. has provided salt to the City of Crystal Lake in past years. They have been a very responsive supplier to the City's salt requirements. It is staff's recommendation to award the contract for clear southern rock salt and solar salt to the lowest responsive and responsible bidder, Cargill Inc., and to authorize the City Manager to execute a purchase agreement with Cargill Inc. for the purchase and delivery of clear southern rock salt and solar salt.

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 a one-year Purchase Agreement between the CITY OF CRYSTAL LAKE and Cargill Inc. for the provision of Clear Southern Rock Salt and Solar Salt.

DATED this _____ day of _____, 2014.

CITY OF CRYSTAL LAKE, an
Illinois municipal corporation,

By: _____
MAYOR

SEAL

ATTEST

CITY CLERK

PASSED: _____

APPROVED: _____



Agenda Item No: 15

City Council Agenda Supplement

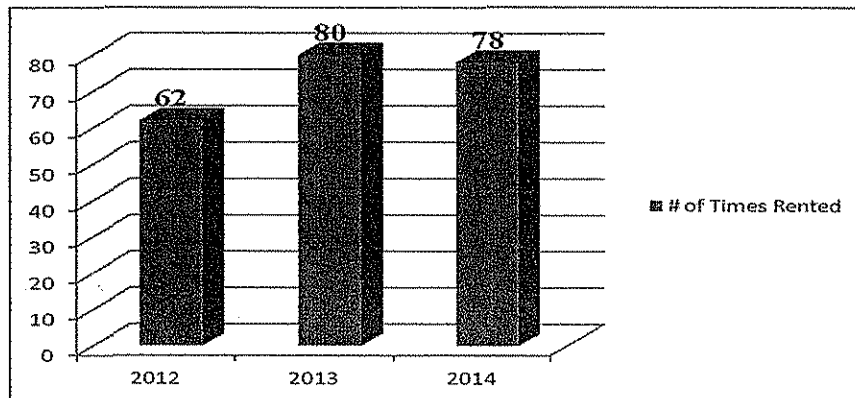
<u>Meeting Date:</u>	December 16, 2014
<u>Item:</u>	Three Oaks Recreation Picnic Pavilion Rental Rates Increase
<u>Staff Recommendation:</u>	Motion to adopt an ordinance amending Chapter 241-47 pertaining to the fees of Three Oaks Recreation Area.
<u>Staff Contact:</u>	Brad Mitchell, Assistant to the City Manager

Background:

City staff recommends that the existing fees for the picnic pavilion at the Three Oaks Recreation of the City Code 241-47 be amended. The recommendation is listed below:

Amend Section 241-47 C. (1) Pavilion A – Picnic Grove

The City's picnic pavilion continues to be a popular amenity at Three Oaks Recreation Area. In 2014, the picnic pavilion was reserved both on Saturday and Sunday of every weekend in June through September. The interest to rent the picnic pavilion continues to grow, as shown below in the chart that shows the number of times that the picnic pavilion was rented each year from 2012 to 2014:



As City staff continues to explore options for revenue enhancements, one option would be to adjust pavilion rental rates to be comparable with other similar organizations that rent similar-sized pavilions. City staff conducted a pavilion rental rate survey of other McHenry County organizations, and the results indicate that the rates to rent the picnic pavilion at Three Oaks Recreation Area are lower than other comparable organizations.

Given the pavilion rental market rates of similar organizations and continued high interest to rent the picnic pavilion, it is staff's recommendation that the picnic pavilion rental rates be increased to the same level as the Crystal Lake Park District, as indicated below:

Resident Pavilion Rates

Group Size	Three Oaks (Current Rates)	Three Oaks (Proposed New Rates)	Crystal Lake Park District	Woodstock	Huntley	Algonquin	Lake in the Hills	McHenry	
	Res.	Res.	Res.	Res.	Res/Org	Res.	Res.	Res.	Res. Corp
1-50	\$50	\$75	\$75	\$25	\$80	\$80	\$50	\$55	
>50							\$75		
50-100	\$65	\$110	\$110	\$25	\$80			\$83	
51-150									
101-150	\$80	\$145	\$145	\$50	\$100	\$105			
151 - 200	\$100	\$180	\$180	\$50	\$100	\$105		\$110	
201-250			\$215						\$220

Non-Resident Pavilion Rates

Group Size	Three Oaks (Current Rates)		Three Oaks (Proposed New Rates)		Crystal Lake Park District	Woodstock	Huntley	Algonquin	Lake in the Hills	McHenry	
	NR-Off	NR-Peak	NR-Off	NR-Peak	NR	NR	NR/Org	NR	NR	NR	NR Corp
1-50	\$100	\$120	<i>\$130</i>	<i>\$150</i>	\$150	\$50	\$100	\$120	\$200	\$75	\$110
>50										\$100	
50-100	\$130	\$150	<i>\$200</i>	<i>\$220</i>	\$220	\$50	\$100				\$165
51-150											
101-150	\$160	\$180	<i>\$270</i>	<i>\$290</i>	\$290	\$100	\$125	\$145			
151 - 200	\$200	\$220	<i>\$340</i>	<i>\$360</i>	\$360	\$100	\$125	\$145			\$220
201-250					\$430						\$440

Snapshot of Proposed New Picnic Pavilion Rental Rates:

Pavilion A	Three Oaks					
	Group Size		Res.	NR - Off	NR - Peak	
	1-50		\$50 \$75	\$100 \$130	\$120 \$150	
	50-100		\$65 \$110	\$130 \$200	\$150 \$220	
	101-150		\$80 \$145	\$160 \$270	\$180 \$290	
	151 - 200		\$100 \$180	\$200 \$340	\$220 \$360	

The City would still provide a non-resident off-season rate, which would be a lower rate than renting the picnic pavilion during the peak season (Memorial Day to Labor Day).

In regards to Pavilion B (Island Pavilion) and Pavilion C (Volleyball Pavilion), these rates would remain the same. Staff is exploring options to increase rental of these two pavilions, including potentially allowing for grilling at these locations. Currently, no grilling is allowed at these two pavilions.

Votes Required to Pass:

Simple majority vote of the City Council



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**ORDINANCE AMENDING THE CODE
OF THE CITY OF CRYSTAL LAKE, ILLINOIS**

WHEREAS, The City of Crystal owns and operates the Three Oaks Recreation Area; and

WHEREAS, City staff continually explores options for revenue enhancements for the Three Oaks Recreation Area to contribute to rising operation and maintenance costs; and

WHEREAS, Residents and non-residents can rent out of the picnic pavilion at the Three Oaks Recreation Area; and

WHEREAS; there continues to be a high interest to rent the picnic pavilion; and

WHEREAS, City staff conducted a rate survey and found that the picnic pavilion rental rates are lower than comparable organizations; and

WHEREAS; the Mayor and City Council have determined that rates to rent the picnic pavilion shall be increased to be comparable with other similar organization that rent out pavilions.

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

SECTION I: That CHAPTER 241 Fees, Article 47 Three Oaks Recreation Area Fees shall be amended as follows:

§ 241-47. Three Oaks Recreation Area Fees

C. Pavilion Rental Rates

(1) Pavilion A – Picnic Grove

Number of People	Resident		Nonresident	
	Fee	Deposit	Fee	Deposit
1-50 (off)	\$75	\$50	\$130	\$50
1-50 (summer)	\$75	\$50	\$150	\$50
51-100 (off)	\$110	\$100	\$200	\$100
51-100 (summer)	\$110	\$100	\$220	\$100
101-150 (off)	\$145	\$150	\$270	\$150
101-150 (summer)	\$145	\$150	\$290	\$150
151-200 (off)	\$180	\$200	\$340	\$200
151-200 (summer)	\$180	\$200	\$360	\$200

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 December, 2014.

CITY OF CRYSTAL LAKE, an
Illinois municipal corporation,

By: _____
MAYOR

SEAL

ATTEST

CITY CLERK

PASSED: December 16, 2014
APPROVED: December 16, 2014

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



Agenda Item No: 16

City Council Agenda Supplement

Meeting Date: December 16, 2014

Item: Property Tax Levy Ordinance/Truth in Taxation
Public Hearing

Staff Recommendation: Motion to adopt the 2014 property tax levy ordinance and certificate of compliance.

Staff Contact: Gary J. Mayerhofer, City Manager
George Koczwarra, Director of Finance
Laura Herrig, Assistant Finance Director

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 2014 tax levy was adopted on November 18, 2014. Adoption of this resolution was merely a procedural requirement and the actual levy ordinance is considered during the public hearing at the December 16, 2014 City Council meeting.

The process in determining the actual tax levy is challenging because the actual dollars collected from the 2014 tax levy are not received until fiscal year 2015/2016, for which the City has not yet considered an annual budget. The City's 2014 tax levy will be incorporated into property tax bills, which homeowners will receive during the calendar

year 2015, and will be utilized by the City to fund a portion of the 2015/2016 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 2014 EAV will be \$946,386,384, which is a 4.50% decrease over the 2013 EAV.

The tax levies for the Fire and Police Pensions have been actuarially determined. The State of Illinois Actuary determines an amount and each of the Pension Funds retains a third party actuary to verify amounts computed by the State. 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 the levy amount in the actuarial reports. The levy amounts are \$1,869,923 for the Police Pension and \$1,767,761 for the Fire Pension. Attached are recommendation letters received by the City from the respective Boards. The Fire Pension Fund is currently 62.3% funded and the Police Pension Fund is currently 56.9% funded.

The recommended levy for the Illinois Municipal Retirement Fund (IMRF) and the City's share of Social Security and Medicare taxes (FICA) is \$1,687,000. 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. It is anticipated that the Fire Rescue operating budget will increase largely as a result of increased personnel costs due to the Firefighters' Collective Bargaining Agreement.

Below is the projected effect that the recommended 2014 tax levy will have on property tax rates as compared to the effects of the City's 2013 property tax levy. The projections below reflect an estimated decrease of -4.5% in the City's overall EAV for tax year 2014.

	Actual 2013 Levy Rate	Estimated 2014 Levy Rate
General	0.000000	0.000000
City IMRF	0.094991	0.097212
City FICA	0.077368	0.081045
Library Operations	0.397747	0.433149
Library IMRF	0.028563	0.030592
Library FICA	0.017294	0.019396
Police Pension	0.199153	0.197586
Fire Rescue	0.627953	0.681801
Crossing Guard	0.004553	0.004768
Fire Pension	0.174576	0.187868
Total	1.622198	1.733417

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.

The amount of money estimated to be raised by the proposed 2014 tax levy is \$16,342,323, an increase of 2.04% over the aggregate extension for 2013. **The portion directly attributable to the City, without the Library request, is a 1.3% increase.** Additional dollars raised from the 2014 property tax levy will be used to offset increases related to the firefighters' collective bargaining agreement, the operations of the Crystal Lake Library and as required by the Illinois Pension Code and the Federal Insurance Contributions Act.

Assuming a home assessed at \$200,000 in 2013 experiences the same decline in EAV as anticipated for the City overall, the impact of the City's recommended 2014 property tax levy is estimated to add \$16.01 to the annual tax bill or \$1.33 per month.

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.

The attached spreadsheet shows the total 2013 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 2014 property tax levy ordinance and certificate of compliance.

Votes Required to Pass:

Simple majority

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**AN ORDINANCE FOR THE LEVY
AND ASSESSMENT OF TAXES
FOR THE CITY OF CRYSTAL LAKE
FOR THE FISCAL YEAR BEGINNING
THE 1ST DAY OF MAY, 2014 TO
THE 30TH DAY OF APRIL, 2015**

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

December 16, 2014

**Published in pamphlet form by the authority of the City Council of the
City of Crystal Lake, McHenry County, Illinois, this 16th day of December, 2014.**

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**AN ORDINANCE FOR THE LEVY AND ASSESSMENT OF TAXES
FOR THE CITY OF CRYSTAL LAKE FOR THE FISCAL YEAR BEGINNING THE 1ST
DAY OF MAY, 2014 TO
THE 30TH DAY OF APRIL, 2015**

WHEREAS, the City Council of Crystal Lake in the County of McHenry and State of Illinois did on the 15th day of April, 2014, 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 1st day of May 2014 the amount of which is ascertained to be Ninety Million Eighteen Thousand Thirty-One Dollars and No Cents (\$91,321,364), including inter-fund transfers, which said Budget Resolution was duly published on the 15th day of April, 2014.

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, 2014.

WHEREAS, the Mayor and City Council of the City of Crystal Lake did on the 18th day of November, 2014, determine that the levy of the City of Crystal Lake for 2014 would not exceed \$16,342,323 exclusive of debt service (or \$21,101,844 inclusive of debt service) and, therefore, the City of Crystal Lake did on the 6th day of December, 2014, 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, 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 Three Hundred Forty-Two Thousand Three Hundred Twenty-Three Dollars and No Cents (\$16,342,323).

Section 2: That the sum of Sixteen Million Three Hundred Forty-Two Thousand Three Hundred Twenty-Three Dollars and No Cents (\$16,342,323) 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 Fund (the City's contributions to IMRF and Social Security), Police Pension Fund, Fire

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Pension Fund, Library Operating Fund, Library Pension Fund (the Library's contributions to IMRF and Social Security), 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 2014-2015, passed by the Mayor and City Council of said City at the legally convened meeting of April 15, 2014 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>AMOUNT APPROPRIATED</u>	<u>TAX LEVY</u>
GENERAL FUND	\$29,712,751	\$0
HOME RULE SALES TAX	\$5,851,552	\$0
WATER & SEWER FUND	\$10,073,654	\$0
WATER AND SEWER CAPITAL IMPROVEMENT	\$3,988,000	\$0
WATER AND SEWER BONDED PROJECT FUND	\$4,837,344	\$0
WATER AND SEWER PARTICIPATION FEES FUND	\$220,000	\$0
FIRE RESCUE FUND	\$9,320,861	\$6,415,488
SCHOOL CROSSING GUARD FUND	\$62,705	\$45,119
MOTOR FUEL TAX FUND	\$4,810,122	\$0
ROADS & VEHICLE LICENSE FUND	\$2,411,080	\$0
DEBT SERVICE FUNDS	\$4,651,138	\$0
FOREIGN FIRE INSURANCE FUND	\$60,150	\$0
TIF FUNDS	\$47,500	\$0

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	<u>AMOUNT</u> <u>APPROPRIATED</u>	<u>TAX LEVY</u>
CAPITAL REPLACEMENT FUND	\$3,097,933	\$0
THREE OAKS RECREATION AREA FUND	\$549,145	\$0
THREE OAKS CAPITAL FUND	\$44,000	\$0
THREE OAKS DEVELOPMENT FUND	\$398,826	\$0
ILLINOIS MUNICIPAL RETIREMENT/SOCIAL SECURITY FUND		
IMRF	\$981,130	\$920,000
SOCIAL SECURITY	\$768,350	\$767,000
INSURANCE FUND	\$104,725	\$0
POLICE PENSION FUND	\$2,327,695	\$1,869,923
FIRE PENSION FUND	\$1,370,560	\$1,767,761
LIBRARY-OPERATING FUND	\$4,056,997	\$4,085,541
LIBRARY-PENSION FUND		
IMRF	\$288,873	\$288,545
SOCIAL SECURITY	\$177,821	\$182,946
LIBRARY-CONSTRUCTION & REPAIR FUND	\$32,940	\$0
LIBRARY-AMES TRUST FUND	\$3,500	\$0
LIBRARY-GIFT & MEMORIAL FUND	\$18,905	\$0
LIBRARY-PER CAPITA FUND	\$83,740	\$0
LIBRARY-WORKING CASH	\$0	\$0
LIBRARY-SPECIAL RESERVE FUND	<u>\$969,367</u>	<u>\$0</u>
GRAND TOTAL - ALL FUNDS	\$91,321,364	\$16,342,323

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Section 3: That the total amount of Sixteen Million Three Hundred Forty-Two Thousand Three Hundred Twenty-Three Dollars and No Cents (\$16,342,323) 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 Three Hundred Forty-Two Thousand Three Hundred Twenty-Three Dollars and No Cents (\$16,342,323), which total amount the City of Crystal Lake requires to be raised by taxation for the current fiscal year of the City, and the Deputy 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 26, 2013 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.

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ADOPTED this 16th day of December 2014, pursuant to a roll call vote as follows:

AYES:

NAYS:

APPROVED this 16th day of December 2014.

Aaron Shepley, Mayor

ATTEST:

Eric Helm, Deputy City Clerk