

Village of Hampshire
Village Board Meeting
Thursday June 5, 2014 – 7:00 PM
Hampshire Village Hall – 234 S. State Street

AGENDA

1. Call to Order
2. Establish Quorum (Physical and Electronic)
3. Pledge of Allegiance
4. Citizen Comments
5. Approval of Minutes – May 15, 2014
6. Village President's Report
 - a) Raffle – Coon Creek Country Days
 - b) Village of Hampshire Coon Creek Contribution to Coon Creek Days
 - c) Appointment of Board of Trustees as Building Code Board of Appeals
 - d) Adoption rules and procedure for the board of appeals
 - e) Elburn Coop
 - f) Ordinance Hampshire Municipal Code to provide for local prosecution offenses for driving under the influence. driving
 - g) Hampshire Park District- Impact Fees
 - h) Proposed insurance settlement for equipment damaged Well 10/13.
 - i) Discussion- Electrical Aggregation
- 7) Village Board Committee Reports
 - a) Economic Development
 - b) Finance
 1. Accounts Payable
 - c) Planning/Zoning
 - d) Public Safety
 - e) Public Works
 - f) Village Services
 - g) Fields & Trails
 1. Request – 5 signs & 7 Benches
- 8) New Business
- 9) Announcements
- 10) Executive Session: Probable, Pending or Imminent Litigation under Section 2(c) (11)
- 11) Any items to be reported and acted upon by the Village Board after returning to open session

12) Adjournment

VILLAGE OF HAMPSHIRE - BOARD OF TRUSTEES

Meeting Minutes – May 15, 2014

The regular meeting of the Village Board of Hampshire was called to order by Village President Jeffrey Magnussen at 7:00 p.m. in the Village of Hampshire Village Board Room, 234 S. State Street, on Thursday May 15, 2014.

Present: George Brust, Martin Ebert, Jan Kraus, Mike Reid, Orris Ruth, Rob Whaley.

Absent: None

Staff & Consultants present: Village Attorney Mark Schuster, Village Engineer Julie Morrison, and Hampshire Police Chief Brian Thompson.

A quorum was established.

The Pledge of Allegiance was said.

CITIZEN COMMENTS

John Plettau – 810 Bruce, Hampshire, IL; would like the Village Board to postpone in voting to grant William Ryan Homes a variance in the Hampshire Highlands subdivision. The residents are trying to get an Homeowners Association for their subdivision, they do not agree with the zoning setbacks, this would affect their lots. They are willingly to sit down and talk and perhaps come to some kind of compromise.

Lynn Acker – 722 Bruce Drive, Hampshire, IL; he would like more information and is willingly to hear the developer discuss what he is going to do over at the Highlands.

Trustee Brust moved, to approve the minutes of May 1, 2014.

Seconded by Trustee Kraus
Motion carried by voice vote
Ayes: All
Nays: None
Absent: None

VILLAGE PRESIDENT REPORT

Elburn COOP

Tom Knief, Zac Winter and Ralph Mendez – from Elburn COOP is asking for one variance just to put a canopy, enclose the area where the truck will pull in but the side at the bottom would be open, sprinklers would not be in place only because water would make it worse. Six tanks will be stored not underground. Must be regulated by Federal, State and EPA, the Fire Marshall already has given them a permit to start. Fire Department, Public Safety and Zac Winter from Elburn COOP will put into place an evacuation plan.

Request for Closure of Washington Avenue on June 8th, 2014 for the Fire Protection District's Annual Water-Fights Tournament

Trustee Brust moved, to approve closing the street Washington Ave. between Elm St. and Maple St. for the Hampshire Fire & EMS water fights on June 8th from 1:30 – 5:00 p.m.

Seconded by Trustee Kraus
Motion carried by voice vote
Ayes: All
Nays: None
Absent: None

Approval of Estoppel Certificate regarding Recapture Agreement for First Sewer Expansion Project

Trustee Reid moved, to authorize the Village President and Village Clerk to sign the recapture agreement.

Seconded by Trustee Ebert
Motion carried by voice vote
Ayes: All
Nays: None
Absent: None

VILLAGE BOARD COMMITTEE REPORTS

a. Economic Development

Trustee Brust reported Economic Development meeting for June has not been set yet.

b. Finance

Accounts Payables

Trustee Kraus moved, to approve accounts payable in the amount of \$162,003.64 to be paid on or before May 21, 2014. (Tuscany Woods LLC was removed from A/P)

Seconded by Trustee Ebert
Motion carried by roll call vote
Ayes: Brust, Ebert, Kraus, Reid, Ruth, Whaley
Nays: None
Absent: None

c. Planning/Zoning

Trustee Ruth wanted to know why William Ryan Homes didn't pay for each lot for a variance change instead of one price.

d. Public Safety

Trustee Reid reported the New Jersey trap light installed at the Kudlicki's house. Trustee Reid and Brust both explained what it does and how it works.

e. Public Works

Public Works will have a committee meeting Thursday June 5, 2014 at 6 p.m. to discuss topics such as infrastructure, etc.

f. Village Services

Oil Recycling will be held Saturday June 7, 2014 from 9 – 11:30 a.m.

g. Field & Trails

Trustee Ruth reported his tulips are now blooming and would like to have 3 shelters at Orris Ruth Park. (If there is money in the budget)

Village President Magnussen reminded everyone Hampshire High School graduation is this Saturday at the Sears Center at 6:30 p.m. his son is one of the graduates. St. Charles Borromeo graduation is May 27th he also has a daughter graduating from there.

Plus, Memorial Day Trustee Whaley who is a vet will be giving the speech at Seyller Park around 11:00 a.m. The parade will kick off at 10:30 a.m. at Hampshire Middle School, 560 S. State St. and wind its way to Ralph Seyller Memorial Park, 400 E. Jefferson Ave.

Executive Session

None

Adjournment

Trustee Whaley moved, to adjourn the Village Board meeting at 8:00 p.m.

Seconded by Trustee Kraus
Motion carried by voice vote
Ayes: All
Nays: None
Absent: None

Linda Vasquez, Village Clerk

05/23/14

To the Village of Hampshire

My name is Carl Palmisano, and I am the President of the **Hampshire Coon Creek Country Day's Committee for 2014**. This year we will have the festival on July 31st –August 3rd.

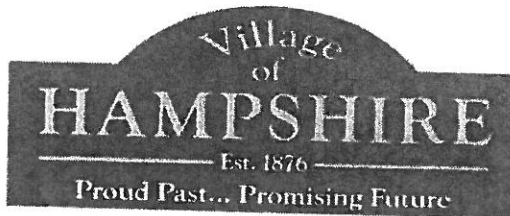
In the past the Village of Hampshire has helped us cover some of the ongoing expenses needed to put on the fest. The Village has been supporting us each year with a donation of \$10,000.

I am asking the Village of Hampshire to continue their donation of \$10,000 for this year's festival

Any questions, please feel free to call me.

Thank you for your support

Carl Palmisano
224-402-3273



234 S. State Street
Hampshire, IL 60140

Phone: (847) 683-2181
Fax: (847) 683-4915
www.hampshireil.org

APPLICATION FOR CONDUCTING A RAFFLE
(GOOD FOR ONE RAFFLE)

Name of Organization: HAMPSHIRE COON CREEK COUNTRY DAYS

Address: PO BOX 927 HAMPSHIRE IL 60140

Type of Organization: Religious _____ Charitable Veterans _____
Educational _____ Labor _____ Fraternal _____

Date when this group was organized: 1983

If chartered or incorporated, date and place where papers were issued: _____

Date when raffle winners will be determined: 7/31/14 - 8/01/14 - 8/02/14 - 8/03/14

Time: DAILY Location: BRUCE REAM PARK

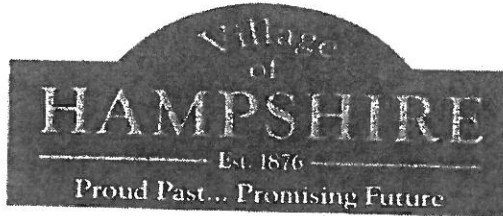
Area or Areas where tickets will be sold: PARK AREA

Date of ticket sales: 7/31/14 to 8/03/14

Price of each ticket: \$1.00 PER TICKET OR \$5.00 FOR 6 TICKETS

Prizes to be awarded and retail value of each, (May be listed on separate sheet)

| <u>No.</u> | <u>Prize</u> | <u>Value of each</u> | <u>Total Value</u> |
|-------------------------------------|--------------|----------------------|--------------------|
| _____ | <u>DAILY</u> | _____ | <u>50/50</u> |
| _____ | <u>DAILY</u> | _____ | <u>50/50</u> |
| _____ | <u>DAILY</u> | _____ | <u>50/50</u> |
| _____ | <u>DAILY</u> | _____ | <u>50/50</u> |
| _____ | _____ | _____ | _____ |
| TOTAL AGGREGATE VALUE OF ALL PRIZES | | | <u>\$ 50/50</u> |



234 S. State Street
Hampshire, IL 60140

Phone: (847) 683-2181
Fax: (847) 683-4915
www.hampshireil.org

OFFICIAL BOND FOR RAFFLE MANAGER

(To be used when aggregate value of prizes is less than \$15,000)

KNOW ALL MEN BY THESE PRESENTS THAT WE, CARL PALMISANO
Raffle Manager
and N/A
Surety

Are held and bound to: HAMPSHIRE COON CREEK COUNTRY DAYS
Name of Organization

In the sum of \$ 50/50, equal to aggregate retail value of all prizes, for the payment of such we are obliged.

The condition of the above obligation is such that CARL PALMISANO
Being of legal age, has been appointed Raffle Manager for a raffle to be conducted
on DAY 7/31 - 8/03 2014
Month/day Year

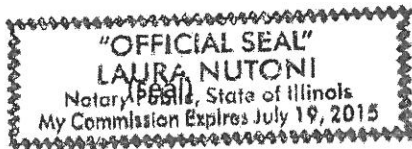
NOW, THEREFORE, if the said Raffle Manager shall perform and discharge all the duties required of him/her as raffle manager, then this Bond is to be void; otherwise to remain in full force.

Raffle Manager's signature: Carl Palmisano
Address: 316 CENTURY City: Hampshire IL 60140

Surety's signature: _____
Address: _____ City: _____

I, Laura Nutoni, a notary public in Illinois, certify that Carl Palmisano and _____

Who are both personally known to me, are the same persons whose names are subscribed to above; that they appeared before me this day in person and acknowledged that they signed, sealed and delivered said instrument as their free and voluntary act, for the use and purpose therein set forth.



Given under my hand and seal on this date.

Date May 27, 2014

Laura Nutoni
Notary Public

VILLAGE OF HAMPSHIRE
RULES OF PROCEDURE FOR
BUILDING CODE BOARD OF APPEALS

1. Appeal:

- a) Any person aggrieved by a ruling of the Building Official as to the application and/or interpretation of the Village Building Code, or any portion thereof, may file an appeal of the decision.
- b) Any such appeal must be filed by a writing filed with the Village Clerk within 30 days of the decision of the Building Official.
- c) The written appeal shall be signed by the person aggrieved, and/or his attorney.

2. Hearing:

- a) The appeal may be considered on the written filing of the Appellant, without further proceedings.
- b) The Appellant shall have a right to offer testimony and evidence on the hearing on the appeal; any such testimony shall be given under oath or affirmation.
- c) Strict rules of evidence shall not apply at the hearing on the appeal, but reference shall be had to the rules of evidence generally applicable to trial proceedings; see #4 below.
- d) The Presiding Officer may exclude irrelevant, immaterial, and/or unduly repetitious testimony.

3. The Order of Proceeding shall be as follows:

- a) Opening remarks by Presiding Officer (who shall be the Village President or his designee)..
- b) Testimony/Evidence: The hearing shall then proceed in the following order as to the following persons:
 - Appellant
 - Village
 - Rebuttal from Appellant

As to each, there may be:

- Presentation of testimony and evidence;
- Cross-examination
- Re-direct

-- Re-cross-examination

c) Summations:

- Appellant
- Village
- Rebuttal by Appellant

4. The Board is not bound by strict rules of evidence as applied in civil cases in the circuit courts, and may exclude irrelevant, immaterial, repetitive, or cumulative evidence. Evidence deemed to be of a type commonly relied upon by reasonably prudent men in the conduct of their affairs shall be generally admissible. The Presiding Officer (directly, or through his legal adviser) shall rule on all questions or objections related to the admissibility of any testimony or evidence, and the propriety of any question asked of any witness.

5. Any overly disruptive person may be removed from the hearing room on the order of the Presiding Officer.

6. Either party may request a continuance of the hearing, for good cause shown. Any request for continuance shall be made in writing, supported by affidavit.

7. Either party may file and present such pre- and post-hearing motions as they deem appropriate in the circumstances. Such motions shall whenever possible be made in writing and shall be filed with the Board. The Board shall allow for the other party to make an appropriate response, and shall in his sole discretion allow for oral presentation or argument on the motion and response, before ruling. The Board shall as soon as practicable after filings are complete render a ruling on any such motions.

8. After hearing, at the conclusion of the presentation of testimony and evidence, and upon conclusion of the summations, if any, the Board shall then take such deliberations as it may deem appropriate and shall as soon as practicable render a ruling. The ruling may be announced orally at the conclusion of the hearing and any deliberations, but in any event shall be reduced to writing, and shall be delivered personally or by certified mail to the Appellant promptly thereafter.

9. The Board shall have the discretion to alter or amend these rules as deemed necessary or advisable in order in all cases to provide a fair and orderly hearing to all parties, and shall be guided by the Illinois Administrative Procedure Act in such matters.

OFFICE OF THE ILLINOIS STATE FIRE MARSHAL
ADEQUATE VENTILATION
FOR BULK LOAD OUT / LOAD IN BUILDINGS

EXPLANATION OF THE ISSUE

This issue results from interpretation and enforcement of various sections of Title 41 Illinois Administrative Code Part 160 "Storage, Transportation, Sale and Use of Gasoline and Volatile Oils: Rule and Regulations Relating to General Storage". The Part 160 rules make it evident that the intent of the requirements is to ensure that equipment that could cause vapor ignition (e.g., motors, pumps, etc.) be located either outdoors or installed in separate buildings away from aboveground tanks, loading docks, warehouses or garages where flammable vapors may be present. This is most evident in Section 160.250 which states:

Section 160.250 Pumphouse

a) Motors and pumps shall be located in a separate building not less than ten (10) feet from tanks, loading docks, warehouses, garages and property lines, except as provided in Section 160.255.

However, the rules, at least to some degree, conflict with Federal EPA mandates for surface protection required to comply with SPCC requirements as well as with OSHA requirements for preventing slips/falls on wet/icy surfaces, and insurance company requirements for enclosure. (These standards seek to enclose bulk load out facilities to the highest degree possible in an effort to restrict rain water from entering the structures).

Furthermore, loading/unloading facilities or docks have not traditionally been inspected by the Office of the State Fire Marshal in-and-by themselves. (Although the Part 160 rules are applicable to such arrangements, the fact is that if associated storage tanks were not installed at the time of the loading/unloading facility, the site would not have been inspected by the OSFM).

Therefore, the agency is now learning of various designs of loading and unloading devices positioned within buildings or structures with the associated motors, pumps, and other appurtenances located within the same structure. This has caused concerns relative to possible violations of the Part 160 rules as well as the adequacy of ventilation being provided for flammable and/or combustible liquids in these structures.

APPROACH

The OSFM has attempted to examine reasonable practices as allowed by other national model codes as well as other regulatory agencies to ensure fire safety within enclosed structures that may contain flammable and/or combustible liquids while at the same time accommodating the needs of the regulated industry.

The Technical Services Unit of the Office of the Illinois State Fire Marshal has examined National Fire Protection Association (NFPA) Standard #30 *Flammable and Combustible Liquid Code*. (NFPA 30 is the adopted standard for flammable and combustible liquid storage used in many states and has become the industry benchmark for the design and installation of petroleum facilities). In addition, the NFPA's technical expert on NFPA 30 was consulted. The Consolidated Code of Canada was also examined as were the regulations and allowable practices of other state and local enforcement agencies. These examinations have led to what the OSFM believes are the viable yet safe solutions enumerated below.

ALLOWABLE SOLUTIONS

From the above-described approaches, the OSFM has determined the following acceptable solutions for ensuring that adequate ventilation is present for enclosed or partially enclosed bulk load-out and/or load-in buildings:

1. Some structures may not be deemed "enclosures" or "buildings" whatsoever and therefore by the very nature of their design may cause no concern relative to the build up of flammable or combustible vapors from activity that occurs within the structure. Based upon definitions found in NFPA Standard #30 Section 3.3.6.3 for what does or does not constitute a "storage tank building", the OSFM will not consider any three dimensional space that is enclosed by a roof and walls that cover less than half of the possible area of the side of the space as a building. (In other words, structures that half at least 50% of their perimeter walls open are not considered buildings and need take no further action relative to adequate ventilation).

2. The OSFM will accept ventilation rates based upon requirements found in the "Consolidated Regulations of Canada". These regulations require that warehouses, pumphouses and all other enclosures where flammable or combustible liquids are stored or handled shall be adequately ventilated with permanently openings located near floor level. The ventilation area shall be at least 1 ft² of ventilation opening per each 50 ft² of floor space. The ventilation openings shall be equally divided between opposite walls.

3. For structures that cannot comply with either of the two above parameters based upon their design/construction, the OSFM will accept methods defined within NFPA Standard #30 Section 7.3.4 to ensure adequate ventilation. This requires that:

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2175

a. Enclosed processing areas handling or using Class I liquids, or Class II or Class III liquids heated to temperatures at or above their flash points, shall be ventilated at a rate sufficient to maintain the concentration of vapors within the area at or below 25 percent of the lower flammable limit. These ventilation requirements shall be confirmed by sampling of the actual vapor concentration under normal operating conditions. The sampling shall be conducted at a 5 ft radius from each potential vapor source extending to or toward the bottom and the top of the enclosed processing area. The vapor concentration used to determine the required ventilation rate shall be the highest measured concentration during the sampling procedure.
Exception: Where a ventilation rate of not less than $1 \text{ ft}^3/\text{min}/\text{ft}^2$ of solid floor area is provided, the ventilation confirmation requirement described above does not apply.

b. If mechanical ventilation is used, it shall discharge to a safe location outside the building, without recirculation of the exhaust air.
Exception: Recirculation is permitted where it is monitored continuously using a fail-safe system that is designed to automatically sound an alarm, stop recirculation, and provide full exhaust to the outside in the event that vapor-air mixtures in concentrations over one-fourth of the lower flammable limit are detected.

c. If mechanical ventilation is used, provision shall be made for introduction of make-up air in such a manner as to avoid short-circuiting the ventilation. Ventilation shall be arranged to include all floor areas or pits where flammable vapors can collect.

4. For structures/processes that use vapor recovery methods to reduce or limit the presence of flammable and combustible vapors, the methods described in Item #3 above need to be used to ensure that the vapor recovery operation limits vapors to safe concentrations within the structure.

NATIONAL ELECTRICAL CODE COMPLIANCE

It must also be understood that in all of these environments, including buildings or simple weather protective structures, equipment located in proximity to flammable vapor is required to comply with National Electrical Code (NFPA 70) requirements for class and division listing to avoid electrical ignition of vapors.



OIL MARKETING EQUIPMENT, Inc.

850 Brenkman Drive • Pekin, IL 61554
Phone: 309-347-1819 • Fax: 309-347-1881
E-mail: sales@iome.com • Home Page: www.iome.com

May 27, 2014

Mr. Dale Engebretson
Village of Hampshire
234 S. State Street
Hampshire, IL 60140

VIA E-mail dengebretson@bfechcs.com

RE: Elburn Coop Bulk Fuel Facility
263 N. Mill, Hampshire, IL
Project No. 1112686

Variance Request

Dear Mr. Engebretson,

As the building official for The Village of Hampshire we are providing you this request and accompanied explanation in the process of this being heard by the Board of Trustees of the Village of Hampshire. In reference to a plan review provided by B&F Construction Code Services, Inc. dated May 9, 2014 (2nd Review), we ask for a recommendation from you on this matter to the Board of Trustees for the next board meeting on June 5, 2014.

In the above plan review, item number 7, states that a canopy be erected in place of the 40 ft X 60ft building that we are proposing or that the building be provided with a fire sprinkler system. **Our request is to use the building proposed without a sprinkler system.** Following are some items of explanation:

1. The plan review is based on the 2006 International Building Code and we have this project permitted with the State of Illinois, Office of the State Fire Marshal (OSFM), Title 41 - Fire Protection, Chapter 1, Part 160 – Storage, Transportation, Sale and Use of Gasoline and Volatile Oils: Rules and Regulations Relating to General Storage. A copy of our permit with the Office of the State Fire Marshal (OSFM) has been provided with our application.
2. The 2 codes differ in what is considered a building and the Office of the State Fire Marshal (OSFM) takes ventilation into consideration and states that structures that have at least 50% of their perimeter walls are not considered buildings. The interpretation letter from that office is included within. The overhead door openings do not have doors and it is our intent to raise exterior wall panels off the ground to accomplish this requirement.
3. Within the building there is a collection/containment pit and the monitoring and disposal of fluids in these pits is mandated by the Federal EPA through a Spill Prevention Containment and Counter Measures Plan (SPCC). Rain water would be detrimental to the process, therefore our request for a building in place of the canopy suggested.
4. It is our intent to follow all other requirements of both codes, which for the most part are similar.
5. We have provided photographs for various facilities throughout the State of Illinois that have been completed by Elburn Coop or Illinois Oil Marketing Equipment, Inc. that are not sprinkler protected and satisfy the ventilation requirement of OSFM.

6. We feel that the Office of the State Fire Marshal (OSFM) is more specifically qualified with these kinds of facilities, and has a specific department and code dedicated to the storage and handling of gasoline and volatile oils. The resources of that office are available to anyone, more specifically your local fire department. OSFM has an inspection process throughout the process of construction and will provide a permit for the facility upon compliance.

We thank you for your consideration in this matter and ask that you contact us if you should have any further questions.

Ralph F. Mendez
Project Manager
rmendez@iome.com
(309) 275-0217

Cc: Kevin Lane / Illinois Oil Marketing Equipment, Inc.
Tom Knief, Zach Winters / Elburn Coop

MEMORANDUM

CONFIDENTIAL / ATTORNEY-CLIENT PRIVILEGE

TO: Village President and Board of Trustees
FROM: Mark Schuster
DATE: June 3, 2014
RE: Local Prosecution of DUI cases

Background

Illinois Law allows a municipality to prosecute alleged offenses of driving under the influence ("DUI") with permission of the County State's Attorney. The benefit of local prosecution is that the municipality will realize a greater proportion of any fines imposed as part of the sentencing process in such cases. The Village of Hampshire Police Department writes approximately thirty (30) citations per year for DUI. Chief Thompson is interested in commencing local prosecution of these charges.

Question Presented

Does the Village wish to engage in local prosecution of DUI charges?

Discussion

Local prosecutions of DUI may be undertaken but only with the permission of the local State's Attorney. Such prosecutions are limited to first time offenders only. The permission that will be granted by the State's Attorney will require that any more serious offense (second time offender, multiple offender, aggravated DUI, etc.) be submitted to the State's Attorneys office for prosecution. This allows the State's Attorney to monitor such serious offenses, and also brings into play the jail time or prison time sentences which may result from such charges.

Other municipalities have been engaged in local prosecution of DUI offenses for some time, including City of Elgin, City of St. Charles, and Village of Campton Hills. From a review of some cases prosecuted by those municipalities, fines may range from \$1,200 to \$2,185. In addition, the municipality may obtain restitution for "the costs of the emergency response," if applicable. Sums equal to \$500 - \$750 have been imposed for such restitution.

Court costs are taken out of the sums collected in an amount believed to total \$855.00.

The following steps are necessary to implement a program of local prosecution of DUI offenses by the Village:

**AN ORDINANCE
AMENDING TITLE 2: POLICE REGULATIONS, ARTICLE II: VEHICLE
CODE, OF THE HAMPSHIRE MUNICIPAL CODE TO PROVIDE FOR LOCAL
PROSECUTION OF OFFENSES FOR DRIVING UNDER THE INFLUENCE**

WHEREAS, Illinois law prohibits driving under the influence of alcohol and other alcohol-related offenses; and

WHEREAS, Illinois law allows for local prosecution of offenses involving driving under the influence and other alcohol-related offenses, with approval of the local State's Attorney (625 ILCS 5-16-102), and except when such action may constitute a felony under the law (625 ILCS 5/11-208.5); and

WHEREAS, the Village desires to prosecute offenses involving driving under the influence as local ordinance violations to the extent allowed under the law.

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

Section 1: The Hampshire Municipal Code of 1985, as amended, shall be and hereby is further amended to provide for local prosecution of any charge of driving under influence, as allowed under the Illinois Motor Vehicle Code, as follows:

ARTICLE II

POLICE REGULATIONS

CHAPTER 2

VEHICLE CODE

SECTION 2-4-1

ADOPTION OF ILLINOIS VEHICLE CODE

A. There is hereby adopted by the village as its vehicle code the provisions of the Illinois Vehicle Code, 625 Illinois Revised Statutes 5/1-101 et seq.

B. Subject to provisions of the vehicle code, the village may in its discretion prosecute as a local ordinance charge any citation brought against any person pursuant the vehicle code, specifically including but not limited to the following offenses:

5/11-501
5/11-501.01
5/11-501.1
5/11-501.2

5/11-501-4
5/11-501.4-1
5/11-501.6
5/11-501.7

5. PETTY OR BUSINESS OFFENSES.

Every person who is convicted of an offense under this Chapter, which has been designated a petty offense or business offense shall be subject to a fine of not more than \$750.00.

CHAPTER 2 POLICE REGULATIONS

ARTICLE XVI PENALTIES

SECTION 2-16-2 ADDITIONAL PENALTIES

In addition to any fine prescribed in this Article the court may require the payment of applicable court costs, and may impose any other or further sentencing alternative in its discretion, including any form of public service. The court shall consider the financial resources and ability of the offender to pay a fine, and whether the fine will unduly hinder or prevent the offender from making any court-ordered restitution or reparation to the victim of the offense; and the ability of the offender to comply with any other sentencing alternatives which may be imposed.

Section 2. Any and all ordinances, resolutions, motions, or parts thereof, in conflict with this Ordinance, are to the extent of such conflict, hereby superseded and waived.

Section 3. If any section, sentence, subdivision, or phrase of this Ordinance shall be held to be void, invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance.

Section 4. This Ordinance shall be in full force and effect from and after its passage and approval according to law.

ADOPTED THIS _____ DAY OF _____, 2014, pursuant to roll call vote as follows:

AYES: _____

NAYS: _____

ABSTAIN: _____

ABSENT: _____

APPROVED THIS _____ DAY OF _____, 2014.

Jeffrey R. Magnussen
Village President

ATTEST:

Linda Vasquez
Village Clerk

C:\Data\Users\Mark\HAMPO\ORD\14\Ordinance.DUI.docx

DRAFT



HAMPSHIRE
Township
Park District

Hampshire Township Park District

www.hampshireparkdistrict.org

P. O. Box 953

390 South Avenue

Hampshire, IL 60140

847-683-2690

Fax 847-683-1741

February 11, 2014

Mr. Jeff Magnussen, Village President
Village of Hampshire
234 S. State Street
P. O. Box 457
Hampshire, IL 60140-0457

Dear Mr. Magnussen,

The Hampshire Township Park District Board of Commissioners respectfully requests the release of ~~\$465,992.74~~^{200,000} in Impact Fees and interest to be used to complete capital improvement projects necessary in our parks located in the Village of Hampshire, assist in debt service payments, and to apply for grant funding for park development.

Capital improvement projects include providing safe and ADA accessible parks and playgrounds to our residents. At this time we need to replace the Ream Park playground in FY15 with a new ADA accessible playground, repair the shelter to provide ADA accessibility, provide ADA accessibility to Seyller Park playground and make small safety and ADA improvements to Schmidt Park. In addition, approximately \$51,000 in Impact Fees will assist in debt service payments, and remaining funds will be used as a match for OS/AD grant applications for park development including both Ream and Tuscany Woods Park. As you know, we rely upon these Impact Fees to provide recreational opportunities to Hampshire residents. We appreciate your understanding of the importance of these parks and our need to improve our safety standards for the community.

Thank you to the Board of Trustees for insisting that developers contribute to the broad range of services including parks and recreation as a condition of their building in the community. These resources assist us in fulfilling our mission to make this community a great place to live.

Please let me know if you need any additional information to assist in meeting our request.

Thank you,


Aaron Kelly, President
Hampshire Township Park District

Cc: Hampshire Township Park District Board of Commissioners
Laura Schraw, Park District Executive Director

"Creating Community through Fun and Learning"

AGENDA SUPPLEMENT

TO: President Magnussen and Village Board

FROM: Lori Lyons, Finance Director

FOR: June 5, 2014 Village Board Meeting

RE: Proposed Insurance Settlement for Equipment Damaged at Well 10/13

Background. In June of 2012 the Well 10/13 water treatment plant flooded due to an electrical storm tripping out the breaker to the treatment plant control center. The treatment plant Programmable Logic Controller (PLC), a part of the Village's SCADA system (Supervisory Control and Data Acquisition computer system) could not communicate with the Well 13 PLC and Well 13 could not be told to turn off. The following day Tri-R programmed Well 13 to shut down if there was a communication failure. In October of 2013 Public Works crews noticed that Well 13 was not operating properly again and contacted Tri-R. They replaced the PLC power supply at Well 13 and reloaded the software safeguards telling the well to shutdown at any time of communication failure. On March 3, 2014, PW crews again noticed that Well 13 was not operating properly, and Well 13 communication failure alarms were received. Morse, a competing vendor, was contacted and observed the communications from the Well 10/13 treatment plant to the main computer at the Wastewater Treatment Plant and then to Well 13. Communications on that day were normal and no other SCADA communication abnormalities were found. On March 8, 2014 the Well 10/13 water treatment plant flooded. Morse was called in again and determined that the Well 13 shutdown safeguards in the programming had not be reloaded in October 2013. The shutdown programing was programmed back into the Well 13 PLC. The WWTP PLC was also programmed to direct Well 13 to shut down if there were communication or high level problems at the Well 10/13 water treatment plant. On March 10 Superior Industrial Equipment Co. was called in to evaluate the damage to the pumps and motors at the water treatment plant and the cost to repair the equipment was \$20,835.98.

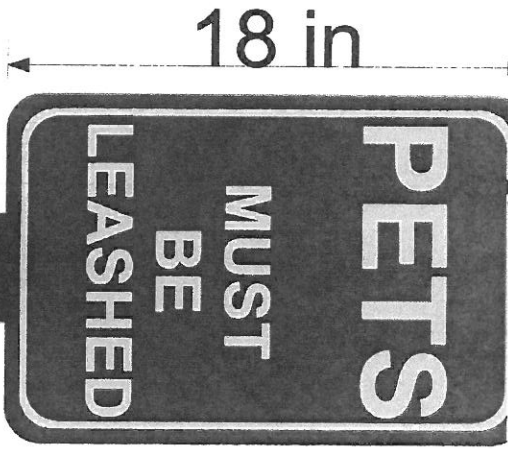
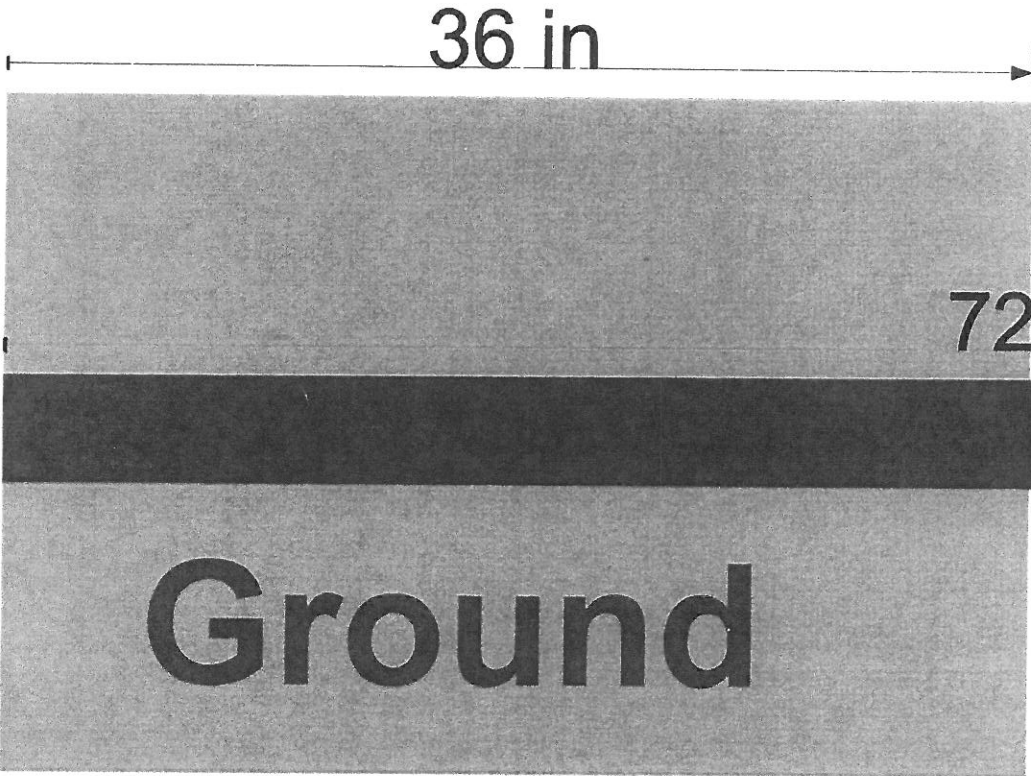
Analysis. The Village maintains a "Boiler and Machinery" insurance policy with Chubb/Federated Insurance which covers machinery and equipment breakdown. Village staff submitted a claim for the repairs required on the pumps and motors and coordinated with the claims representatives who conducted a site visit. George Kiger acting on behalf of Chubb accepted the claim and offered the following settlement:

| | | |
|----------------------------------|----|-------------------|
| Repair cost of pumps and motors: | \$ | 20,935.98 |
| Less deductible | | <u>(1,000.00)</u> |
| Net settlement | | <u>19,835.98</u> |

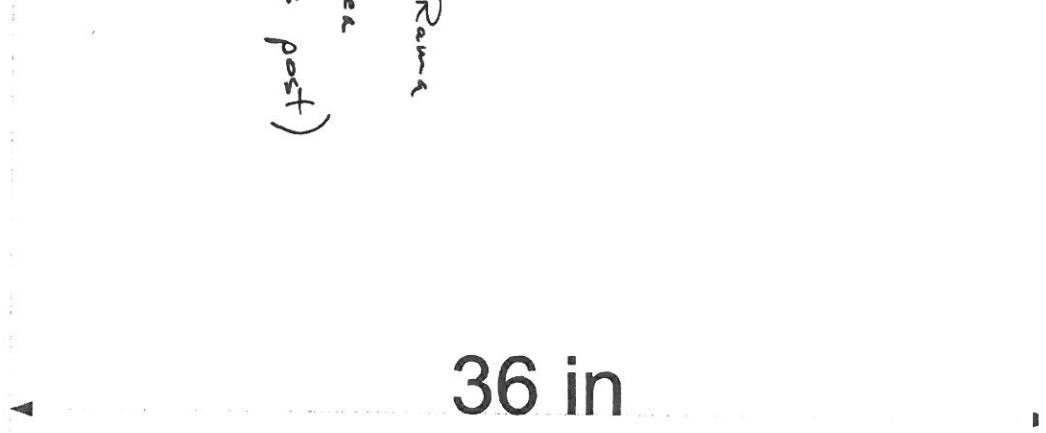
The insurance company has also asked the Village to provide the contact information of Tri-R, the vendor that did not install the logic which would have prevented this damage. The information will be given to the Recovery Department so that the insurance company can investigate possible subrogation against all of the responsible parties.

Recommendation. Staff recommends that the Board approve the settlement offer of Chubb Insurance.

Special Note. This past Sunday evening, there was a power disturbance at Well 10/13 that affected much of the Village. This created a scenario in which the plant would have flooded had the PLC safe guards/shutdown programming not been installed by Morse. The well pump did shut down and the building and contents free from further damage.



*Sign - A - Round
8500 ea
(includes post)*



HOWARD L. WHITE & ASSOCIATES, INC.

QUOTATION

PO BOX 5197, BUFFALO GROVE, IL 60089-5197
Phone: 847-870-7745 Fax: 847-870-7806

To: Village of Hampshire
234 S. State Street
Hampshire, IL 60140

Date: 6/4/2014

Reference: 14-133

Project: CR-10 Benches - 2/4/14

Contact: Orris Ruth
Phone: 847-683-2181 Fax: 847-683-4915

Salesman: GT
Tax Exempt No.: E9996-0745-06

| Quantity | Product | Description | Rate | Extension |
|--------------------------|---------|--|-----------------------------|------------|
| 7 | VSI | Victor Stanley #CR-10 Bench, 4' Long, Color: Black | 1,196.00 | 8,372.00 |
| 1 | VSI | Shipping | 991.00 | 991.00 |
| Terms Net 30 Days | | | F.O.B. Hampshire, IL | |
| QUOTATION TOTAL | | | QUOTATION TOTAL | \$9,363.00 |
| Net 30 Days | | | Quotation Expires | 7/4/2014 |

If accepted, please sign and Return one copy of this quotation or furnish Purchase Order or Letter of Confirmation. Indicate Shipping and Billing Address, and Phone No. for delivery information. All applicable Sales Taxes will be charged. You must supply us with a copy of your Tax Exempt certificate if you are tax exempt. Cancelled Orders may be subject to 25% restocking fee.

Accepted By _____

Title _____ Date _____

Phone _____

QUOTATION SUBMITTED BY

HOWARD L. WHITE & ASSOCIATES, INC.

BY: 

Glenn Thorstenson