

MINUTES  
VILLAGE OF ELBURN COMMITTEE OF THE WHOLE (COW)  
JULY 6, 2020

Members Present: President Jeff Walter, Trustees: Ken Anderson, Sue Filek, Bill Grabarek, Patricia Schuberg, Matt Wilson

Members Absent: Trustee Chris Mondri

Staff Members Present: Village Administrator John Nevenhoven; Finance Director Doug Elder, Village Attorney Bill Thomas, Police Chief Nick Sikora; Public Works Supt Phil VanBogaert

Others Present: Brandon Gerald Leroy Herra; Kyle Westrom and Jason Wallace with Kaneland Travel Baseball; Bob Skidmore and members of press and public.

1. Call to Order – Mayor Walter called the meeting to order at 7:30 PM.
2. Roll Call – A roll call ensued.
3. Public Comment – None
4. Discussion:
  - a. Lights at Blackberry Creek Ball Fields – Kyle Westrom and Jason Wallace from Kaneland Travel Baseball discussed their discovery of ball field lights that were recently replaced in the Village of Oak Brook. That village was now selling the lights for \$24,000. Mr. Westrom and Mr. Wallace were before this Board to discuss the next steps to formalize the initiative. Mayor Walter indicated this was a first time for such request, he recommended obtaining resident input, and said there was no need to obtain HOA approval since the ball fields were village owned. Further dialog followed by Mr. Wallace that a 10:00 p.m. (or agreed upon time) “lights out” policy would exist. The lights would be paid by Kaneland Travel Baseball through fundraising efforts. A short dialog followed on baseball travel programs in general. Mr. Wallace also spoke about the possible future expansion of the ball fields. However, Administrator Nevenhoven voiced concern about the many vehicles parking on Anderson Road and possibly looking at a future parking area. Trustee Schuberg pointed out that an Increase in ball programs equaled more people coming to the village. Mayor Walter asked the gentlemen to find out the average cost for operating the lights since the village would have to incorporate such figure into the budget. Trustee Anderson cautioned the board to be transparent on this matter.
  - b. Kane County CARES Act – Mayor Walter summarized that the County received an amount of money from the State from the CARES Act for COVID-19. A second county committee was recently formed and from what he understands from Drew Frasz, the new committee is advocating for a per capital distribution of the money or about \$51.00 per person per capita.
  - c. Police Officer Testing Application Fee – Chief Sikora announced the next testing phase of officer applicants is underway and currently the village charges a \$25 fee for taking the test. Current fees average \$45.00. The chief would like to increase the village’s fee to \$45.00 per an on-line application. The testing firm applies the \$45.00 fee toward the Village’s invoice. The chief would like to start on-line testing August 29th. Finance Director Elder recommended the Chief to set the fee by resolution. Chief Sikora would get a resolution to the board for the July 20<sup>th</sup> board meeting. The Board agreed to have it on the Consent Agenda.
  - d. Elburn Station Lot 150 Farm Lease – Village Administrator Nevenhoven recalled a board question on how much rent Shodeen was getting for the 10 acre parcel on Lot 150, which was \$375.00 per acre. Asked how the board should amend the lease going forward, Bob Skidmore/Shodeen reviewed the content of SSA Ordinance No. 2013-14. Mr. Skidmore had no issues farming the acreage and placing the \$3,750.00 into the SSA account for the maintenance of open space and

parks. Furthermore, Mr. Skidmore recalled that the lease was written for liability purposes. Per Nevenhoven, Paragraph 3 of the lease will be revised accordingly and Nevenhoven will bring it back to the Board but not as a Consent Agenda item.

- e. Discuss Right of Ways Access Agreement with Everstream – Administrator Nevenhoven noted that Everstream is a business only internet provider, and therefore, is not required to have a franchise agreement. However, since they are asking to connect within the main right-of-way, the company will have to pay the village. Board comments included specifying in the agreement that the service applies to “business owner” only, Attorney Thomas would review village indemnification paragraphs and insert them appropriately into the access agreement, and consider that if the village street poles are used by Everstream, the village charge an annual rent to Everstream and increase it by 3%. Further comments included competition among the providers, village liability for lost profits among businesses, and whether One Million Dollars was enough for liability. Attorney Thomas offered to research the matter.
5. Other Business – Brandon Gerald, a resident of the Elburn Station community, described that a street light sign fell down in October 2019 and has not been replaced. He asked for the board’s assistance in getting it replaced. Administrator Nevenhoven was aware of the light. Public Supv. VanBogaert stated the item was on the punch list.
6. Adjourn – Trustee Filek moved to adjourn the meeting at 8:35 p.m. The motion was seconded by Trustee Schuberg and passed by a unanimous voice vote.

Respectfully Submitted,

/s/ Celeste K. Weilandt  
Recording Secretary for  
Diane McQuilkin  
Village Clerk