

MINUTES  
VILLAGE OF ELBURN BOARD OF TRUSTEES  
NOVEMBER 2, 2020

Board Members Present: Trustees: Ken Anderson, Sue Filek, Bill Grabarek (remote), Chris Mond, Patricia Schuberg, Matt Wilson

Board Members Absent: President Jeff Walter

Staff Members Present: Village Administrator John Nevenhoven; Finance Director Doug Elder, Village Attorney Bill Thomas, Police Chief Nick Sikora; Building Commissioner Tom Brennan; Public Works Supt Phil VanBogaert; Village Engineer Julie Morrison

Others Present: Residents Leroy Herra, Randy Ream (petitioner); KCChronicle reporter Jacob Bartelson

1. Call to Order – Trustee Anderson called the meeting to order at 7:00 p.m.
2. Pledge of Allegiance – KCChronicle reporter Jacob Bartelson led the assembly in the Pledge of Allegiance.
3. Roll Call – A roll call ensued.

In the absence of Mayor Walter, a motion to appoint Trustee Anderson as Mayor Pro-Tem was made by Trustee Schuberg and seconded by Trustee Filek. The motion carried by unanimous voice vote.

Being that a quorum was present, a motion to approve Trustee Grabarek's participation via teleconference was made by Trustee Filek and seconded by Trustee Mond. A roll call vote ensued. Ayes: Anderson, Filek, Mond, Schuberg, Wilson. Nays: None. Motion carried. Trustee Grabarek joined the meeting via conference call.

4. Public Comment, Awards & Presentations – None
5. Omnibus Agenda (Omnibus Vote) – All items listed with an asterisk (\*) are considered to be routine by the Village Board or were recommended unanimously by the Committee of the Whole and will be enacted by one motion. There will be no separate discussion on these items unless a Board Member or citizen so requests in which event the item will be removed from the Omnibus (Consent) Agenda and considered in its normal sequence on the Agenda.

\*Minutes

*\*Village Board* October 19, 2020

*\*Committee of the Whole* October 19, 2020

*\*Resolution 2020-16 Approving Emergency Operations Plan*

*\*Ordinance 2020-25 Amending 804.4 (d) Classification of Licenses; Fees and Number of Licenses (Elburn Mead Hall)*

A motion was made by Trustee Grabarek and seconded by Trustee Wilson to approve the Omnibus Agenda. A roll call vote ensued. Ayes: Anderson, Filek, Grabarek, Mond, Schuberg, Wilson. Nays: None. Motion carried.

6. Mayor – No report
7. Village Attorney – No report
8. Village Clerk – No report

9. Village Engineer – Village Engineer Morrison gave a brief update on the Anderson Road Extension project. Morrison also reported the 2020 Streets Program is complete except for punch list items. Crack sealing will occur next year when the weather is more favorable.
10. Administration – No report
11. Building and Zoning
  - a. Discuss and Approve a Waiver from Section 14.3 “Off Street Parking” for 210 W Nebraska (Ream’s Parking Lot) – Reams bought the lot adjacent to their property on West Nebraska Street to use as an additional parking lot. The Zoning Ordinance requires curbing unless approved by the Village Board. The design engineer and the Village Engineer agree curbing will interfere with drainage in that there is no storm sewer in this area. A motion to approve was made by Schuberg and seconded by Mond. A roll call vote ensued. Ayes: Anderson, Filek, Grabarek, Mond, Schuberg, Wilson. Nays: None. Motion carried.
  - b. Discuss and Comment on the Rezoning Request for 2N553 Pouley Road – Village Admin Nevenhoven said the County has requested comment from the Village on this rezoning request because it is located within the 1-1/2 mile jurisdiction. Due to timing, the Village Planning Commission will not have a chance to review this request. The following discussion ensued. There is concern the use might create a storm water issue (especially near Blackberry Creek Subdivision). The property is currently being used in violation with Kane County codes. For the most part, the semi dump trucks are gone during the day. Trustee Anderson stated the current zoning is F (agriculture) and rezoning the property would create spot zoning. This type of use is ideal for an industrial zoned area. In addition to spot zoning, this use is not consistent with the Village’s Land Use plan, and there are concerns for the environment of the tributary to Blackberry Creek. The proposed facility is not a closed facility and contaminants from the trucks is a concern. “Creep” is another concern with possible future addition of gas tanks, etc. The property is also within the Village’s emerald necklace. While the Village cannot stop the rezoning from happening, a 2/3 County Board majority vote can be forced if the Village objects to the use. There was unanimous consensus from the Board to authorize Nevenhoven to send the Village’s objection to this request to Kane County for the following reasons: 1) the proposed use is inconsistent with the Village’s Land Use Plan; 2) if approved, this would be spot zoning; 3) potential negative environmental aspects.
12. Finance Department – Finance Director Elder presented the following and stated there have been no changes since last discussed with the Board.
  - a. Resolution 2020-12 Truth in Taxation 2020 Tax Levy – This is for Village-proper and the requested amount is no different than requested in recent years. A public hearing will be required. A motion to approve was made by Schuberg and seconded by Wilson. A roll call vote ensued. Ayes: Anderson, Filek, Grabarek, Mond, Schuberg, Wilson. Nays: None. Motion carried.
  - b. Resolution 2020-13 Truth in Taxation 2020 Tax Levy SSA #1 – No hearing is required because the extension is below hearing threshold. A motion to approve was made by Schuberg and seconded by Grabarek. A roll call vote ensued. Ayes: Anderson, Filek, Grabarek, Mond, Schuberg, Wilson. Nays: None. Motion carried.
  - c. Resolution 2020-14 Truth in Taxation 2020 Tax Levy SSA #2 – No hearing is required because the extension is below hearing threshold. A motion to approve was made by Wilson and seconded by Grabarek. A roll call vote ensued. Ayes: Anderson, Filek, Grabarek, Mond, Schuberg, Wilson. Nays: None. Motion carried.
  - d. Resolution 2020-15 Truth in Taxation 2020 Tax Levy SSA #6 – This levy will be half the rate it was last year and no hearing is required. A motion to approve was made by Filek and seconded by Wilson. Nevenhoven will be meeting with Shodeen regarding this SSA and thinks the rate will be cut by more than half. A roll call vote ensued. Ayes: Anderson, Filek, Grabarek, Mond, Schuberg, Wilson. Nays: None. Motion carried.
13. Police Department – Chief Sikora reported on the following:
  - a. Halloween went well. There were no significant events
  - b. Background checks are underway for two full-time police candidates.
  - c. Fraud complaints related to unemployment is on the rise.

- d. The westernmost four Metra pay stations have been shut off for now and we no longer pay a fee for them. The machines are well marked as such. Sikora will check with the manufacturer on pros and cons of covering the machines in the interim. Parking at the Metra has been slightly up recently – averaging 25ish/day.
14. Public Works Department
- a. Discuss and Approve a Contract with Geneva Construction for an Asphalt Pad - \$15,862.50 – Public Works Supt VanBogaert stated the remainder of the gravel area in the Public Works cold storage area will be asphalted for the new hoop building. A motion to approve was made by Mondy and seconded by Wilson. When asked if funding is adequate, VanBogaert stated we are just about at budget and will be a little tight but he is still working on prices. A roll call vote ensued. Ayes: Anderson, Filek, Grabarek, Mondy, Schuberg, Wilson. Nays: None. Motion carried.
15. Bills
- a. Approve the Bills List – A motion was made by Trustee Grabarek and seconded by Trustee Schuberg to approve the bills for Monday, November 2, 2020 for \$275,507.44. A roll call vote ensued. Ayes: Anderson, Filek, Grabarek, Mondy, Schuberg, Wilson. Nays: None. Motion carried.
16. Executive Session – The appointment, employment, compensation, discipline, performance or dismissal of specific employees of the public body [5 ILCS 120/2(c)(1)] – A motion was made by Trustee Wilson and seconded by Trustee Mondy to leave regular session and enter into executive session at 7:41 p.m. A roll call vote ensued. Ayes: Anderson, Filek, Grabarek, Mondy, Schuberg, Wilson. Nays: None. Motion carried. It was announced that there would be no announcements after the meeting.
- At 8:11 p.m., a motion was made by Trustee Mondy and seconded by Trustee Filek to leave executive session and re-enter regular session. The motion carried by unanimous voice vote.
17. Other Business – Everyone was reminded to vote tomorrow – you can make a difference.
18. Adjourn - Trustee Mondy motioned to adjourn the meeting at 8:14 p.m. with Trustee Filek seconding the motion. The motion passed by a unanimous voice vote.

Respectfully Submitted,



Diane McQuilkin  
Village Clerk