

MINUTES
VILLAGE OF ELBURN BOARD OF TRUSTEES
MARCH 20, 2023
AT ELBURN VILLAGE HALL

Board Members Present: President Jeff Walter, Trustees: Ken Anderson, Sue Filek, Bill Grabarek, Chris Mondy, Patricia Schuberg

Board Members Absent: Matt Wilson

Staff Members Present: Village Administrator John Nevenhoven; Asst VA Chris Ranney; 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; Police Commissioner Addam Gonzales

Others Present: Resident Thomas Gush; Kane County Chronicle reporter Susan O'Neill, Full-Time Police Officer Candidate Noah Hackman with friends and family; First Midwest Group reps: Todd Wallace, Chris Cannell, Mark Robinson; Comcast reps: Frank Deuel & Kay Page

1. Call to Order – Village President Jeff Walter called the meeting to order at 7:00 p.m.
2. Pledge of Allegiance – Noah Hackman led the assembly in the Pledge of Allegiance.
3. Roll Call – A roll call ensued.
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.

**Village Board Minutes March 6, 2023*
**Committee of the Whole Minutes March 6, 2023*
**Ordinance 2023-11 – Electric Vehicle Parking*

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

6. Mayor
 - a. Swear-in Noah Hackman – Full-Time Police Officer – Mayor Walter performed the swearing of oath to new full-time police officer Noah Hackman.
 - b. Conduct a Public Hearing to Award a Cable Franchise Agreement to Comcast of Illinois, LLC – A motion to open the public hearing was made by Trustee Grabarek and seconded by Trustee Mondy at 7:04pm. A roll call vote ensued. Ayes: Anderson, Filek, Grabarek, Mondy, Schuberg. Nays: None. Motion carried.

Mayor asked three separate times for any public comment. Being no public comment, a motion to close the public hearing was made by Trustee Schuberg and seconded by Trustee Filek. A roll call vote ensued. Ayes: Anderson, Filek, Grabarek, Mondy, Schuberg. Nays: None. Motion carried.

- c. Discuss and Approve Ordinance 2023-14 Authorizing a Cable Franchise Agreement with Comcast of Illinois, LLC – A motion to approve was made by Trustee Grabarek and seconded by

Trustee Filek. A roll call vote ensued. Ayes: Anderson, Filek, Grabarek, Mond, Schuberg.
Nays: None. Motion carried.

- d. Met with a representative from Congressman Foster's office regarding Elburn.
- e. The first batch of veteran banners was delivered today. We are waiting for quote for the banner brackets.

7. Village Attorney – No report

8. Village Clerk – No report

9. Village Engineer – Village Engineer Morrison gave an update on the project at the Elburn Station Community Park. All utilities are installed, and fine grading will be completed for the bike path. The 2023 Streets Program bid opening is tomorrow.

10. Administration

- a. Executive Session – (5 ILCS 120/2)(C)(2) Collective negotiating matters between public body and its employees or their representatives or deliberations concerning salary schedules for one or more classes of employees – A motion was made by Trustee Schuberg and seconded by Trustee Mond to leave regular session and enter into executive session. A roll call vote ensued. Ayes: Anderson, Filek, Grabarek, Mond, Schuberg. Nays: None. Motion carried. It was announced that there would be no announcements after the meeting.

A motion to leave the executive session and return to the regular session was made by Trustee Schuberg and seconded by Trustee Mond. A roll call vote ensued. Ayes: Anderson, Filek, Grabarek, Mond, Schuberg. Nays: None. Motion carried.

- b. Discuss and Approve Ordinance 2023-12 Amending Section 888.07 Video Gaming Terminal Fees – Village Admin Nevenhoven suggested increasing fees from \$25 to \$250 for for-profit organizations. A spreadsheet in the Board's packet showing the monies going through the machines was reviewed. A motion to approve was made by Trustee Grabarek and seconded by Trustee Filek. A roll call vote ensued. Ayes: Anderson, Filek, Grabarek, Mond, Schuberg. Nays: None. Motion carried.
- c. Discuss and Approve Ordinance 2023-13 Amending/Repealing Section 852 Mechanical and Electronic Machines – Nevenhoven stated the number of recreational games in the Village has diminished to only one, except for a recent temporary pop-up at Obscurity. Staff recommends repeal of this section of the codified ordinances due to the minimal number of games and the minimal revenue generated making it not feasible for staff time. A motion to approve was made by Trustee Mond and seconded by Trustee Schuberg. A roll call vote ensued. Ayes: Anderson, Filek, Grabarek, Mond, Schuberg. Nays: None. Motion carried.
- d. Discuss and Approve the Preliminary Plans for Boxed-Up Storage – Nevenhoven advised the proposal was reviewed by the Planning Commission who recommended approval with conditions as outlined in the memo from EEI in the Board packet. In addition, it is recommended the sidewalk variation be granted with the condition if a sidewalk becomes applicable in the future, the owner will be required to install it. This is a preliminary plan and there are still some issues to be worked out. Trustee Anderson asked about downstream drainage and drain tiles which are very critical. Nevenhoven discussed the drainage on the property as well as the outfall downstream. The drain tile goes through the gun club and the developer is in negotiations with them for this arrangement. Engineer Morrison stated the developer is required to work with downstream folks and any agreement must be recorded prior to final Village approval saying this development may use their drain tiles. First Midwest COO, Mark Robinson, said the issue with the gun club should be no problem and, in fact, First Midwest will work with the gun club to repair a tile that was broken years ago. Further discussion ensued as to how drainage will flow through the drain tiles into Welch Creek and the impact, if any, to downstream properties. Being no further questions or discussion, a motion to approve the preliminary plan was made by Trustee Grabarek and seconded by Trustee Schuberg. A roll call vote ensued. Ayes: Anderson, Filek, Grabarek, Mond, Schuberg. Nays: None. Motion carried.

11. Building and Zoning – Building Commissioner Brennan reported on the following:
 - a. Four new home permits issued in Fox Pointe Subdivision. Lennar advised new home sales are picking up. Nevenhoven said a public hearing will be held in the future for more annexation of property by Lennar.
12. Finance Department – Finance Director Elder presented the following:
 - a. Discuss the Revenue and Expenditure Report – No questions or discussion.
 - b. Discuss the Treasurer’s Report Ending February 2023 – Interest rates and investments are doing better and all investments are “laddered.”
13. Police Department – Chief Sikora reported on the following:
 - a. Discuss and Approve Resolution 2023-04 A Resolution to Close Route 47 for the Elburn Days Parade – A motion to approve was made by Trustee Grabarek and seconded by Trustee Filek. A roll call vote ensued. Ayes: Anderson, Filek, Grabarek, Mond, Schuberg. Nays: None. Motion carried.
 - b. The Emergency Operations Plan tabletop training took place this past Saturday. A lot was learned and department heads will meet later this week to debrief.
 - c. Background investigations are underway on three Community Service Officer candidates.
14. Public Works Department – Supt VanBogaert presented the following:
 - a. Discuss and Approve a PSA with Engineering Enterprises for Design and Construction Engineering Services – 409 E North Street – This is to prep the property across the street from Public Works for future expansion. A motion to approve was made by Mond and seconded by Grabarek. A roll call vote ensued. Ayes: Anderson, Filek, Grabarek, Mond, Schuberg. 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, March 20, 2023 for \$70,000.98. A roll call vote ensued. Ayes: Anderson, Filek, Grabarek, Mond, Schuberg. Nays: None. Motion carried.
16. Other Business – None
17. Adjourn - Trustee Mond motioned to adjourn the meeting at 7:54 p.m. with Trustee Filek seconding the motion. The motion passed by a unanimous voice vote.

Respectfully Submitted,



Diane McQuilkin
Village Clerk