



**VILLAGE OF ELBURN
VILLAGE BOARD MEETING
MONDAY, MAY 1, 2023
7:00 PM**

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. ROLL CALL
4. PUBLIC COMMENTS, AWARDS & PRESENTATIONS
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 requests in which event the item will be removed from the Omnibus (Consent) Agenda considered in its normal sequence on the Agenda.

* <i>Village Board Minutes</i>	<i>April 17, 2023</i>
* <i>Committee of the Whole Minutes</i>	<i>April 17, 2023</i>

6. BILLS - Approve the Bills List for \$168,946.23
7. MAYOR
 - a. Proclamation Honoring Trustees Sue Filek and Chris Mondì
 - b. Swear-in Village Board of Trustees – Trustee Chris Hansen, Bill Grabarek, & Luis Santoyo
 - c. Proclamation – Motorcycle Awareness Month
8. VILLAGE ATTORNEY
9. VILLAGE CLERK
10. VILLAGE ADMINISTRATOR
 - a. Discuss and Approve Ordinance 2023-17 Amending Section 804.04 Outdoor Amendments
11. BUILDING AND ZONING
12. FINANCE DEPARTMENT
13. POLICE DEPARTMENT
14. PUBLIC WORKS DEPARTMENT
15. OTHER BUSINESS
16. ADJOURN

MINUTES
VILLAGE OF ELBURN BOARD OF TRUSTEES
APRIL 17, 2023
AT ELBURN VILLAGE HALL

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

Board Members Absent:

Staff Members Present: Village Administrator John Nevenhoven; AVA 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

Others Present: Resident Thomas Gush, Kane County Chronicle reporter Susan O'Neill

1. Call to Order – Village President Jeff Walter called the meeting to order at 7:00 p.m.
2. Pledge of Allegiance – Trustee Grabarek led the assembly in the Pledge of Allegiance.
3. Roll Call – A roll call ensued.
4. Public Hearing on FY 2023-2024 Budget Per 65 ILCS 5/8-2-9.9 – A motion was made by Trustee Grabarek and seconded by Trustee Schuberg to open the Public Hearing at 7:00 p.m. A roll call vote ensued. Ayes: Anderson, Filek, Grabarek, Mond, Schuberg, Wilson. Nays: None. Motion carried.

Finance Director Elder made the following statements:

- The Tentative Budget for FY 2023-2024 was approved by the Village Board on April 3, 2023, and has been available for public inspection at Village Hall and on the Village website from 4/04/23 through 4/17/2023.
- Notice of the Public Hearing was published in the April 6 edition of the Elburn Herald and has been posted on the Village website from April 4, 2023, through April 17, 2023. The following items were included in the Tentative Budget but have been removed from the final budget in Fund 15 General Capital Fund: Revenue - \$9,900,000 bond proceeds from the sale of bonds; Expenditures - \$900,000 in PD architectural costs and \$4,500,000 in PD construction costs.

Mayor Walter asked three separate times for comments from the public.

Being no public comment, a motion was made by Trustee Wilson and seconded by Trustee Filek to close the Public Hearing. A roll call vote ensued. Ayes: Anderson, Filek, Grabarek, Mond, Schuberg, Wilson. Nays: None. Motion carried.

5. Public Comment, Awards & Presentations – None
6. 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
Committee of the Whole

*April 3, 2023
April 3, 2023*

A motion was made by Trustee Schuberg 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.

7. Mayor
 - a. Arbor Day Proclamation – Mayor Walter read aloud the Arbor Day Proclamation.
 - b. A letter was received from the Arbor Day Foundation advising the Village of Elburn is, again, the recipient of the 2022 Tree City USA and Growth Awards.
 - c. To date, 50 military banners have been sold. Locations for the banners will be determined and they will be put up in the near future.
 - d. The Village has been invited to attend a Three Fires Council Boy Scout breakfast on May 8, 2023 at 7:30am at Eagle Brook. If anyone is interested in attending, contact the Mayor for details.
8. Village Attorney – No report
9. Village Clerk – No report
10. Village Engineer – Village Engineer Morrison advised the bid opening for the Sanitary Manhole lining will be held on Tuesday, April 25, 2023. A punch list walk-through meeting has been scheduled with Trine for the Stormwater Project at Elburn Station Community Park.
11. Administration
 - a. Village Admin Nevenhoven advised filing of Economic Interest Statements is due May 2, 2023. Trustees were advised to be on the lookout for mandatory cyber training in their emails.
12. Building and Zoning – No report
13. Finance Department – Finance Director Elder presented the following:
 - a. Discuss and Approve Ordinance 2023-15 – An Ordinance Approving the Annual Budget of the Village of Elburn, Kane County, Illinois, for the Fiscal Year Beginning May 1, 2023 and Ending April 30, 2024 – A motion to approve was made by Trustee Schuberg and seconded by Trustee Wilson. A roll call vote ensued. Ayes: Anderson, Filek, Grabarek, Mond, Schuberg, Wilson. Nays: None. Motion carried.
 - b. Discuss Revenue and Expenditure Report Ending March 2023 – Elder reported and advised both revenue and expenditures are in good shape.
 - c. Discuss the Treasurer's Report Ending March 2023 – Elder reported favorable interest rates on short-term CDs. Lauterbach and Amen will begin the annual audit in May. This is the third year of a three-year audit engagement with Lauterbach & Amen that was approved in 2021.
14. Police Department – Chief Sikora presented the following:
 - a. New full-time officer Jake Pearson passed the new-recruit power test recently and will attend the police academy beginning on May 1, 2023.
 - b. Earlier this fiscal year, the Village Board approved the ordering of a new police vehicle even though it would not be delivered until next fiscal year. The dealership recently advised they are concerned the order may be canceled. Chief has found the same vehicle at a dealership in Ohio that will honor the same pricing. Since time is of the essence with vehicle purchasing as of late, Trustee Wilson suggested the Board give Chief Sikora authority to purchase the vehicle rather than bringing a quote back to the Board at a future date. Discussion ensued that perhaps the Chief already has authority due to the action taken by the Board in October 2022. A request for an amount not to exceed was suggested. This will be on the May 1, 2023 agenda for further review/discussion.
15. Public Works Department – VanBogaert presented the following:
 - a. Discuss and Approve Elburn Station Community Park Stormwater Outfall Payout #2 to Trine Construction Corp - \$177,976.59 – A motion to approve was made by Trustee Mond and seconded by Trustee Grabarek. A roll call vote ensued. Ayes: Anderson, Filek, Grabarek, Mond, Schuberg, Wilson. Nays: None. Motion carried.

- b. Discuss and Approve the 2023 Streets Program Construction Engineering PSA with EEI, Inc. - \$69,988 – A motion to approve was made by Trustee Schuberg and seconded by Trustee Filek. A roll call vote ensued. Ayes: Anderson, Filek, Grabarek, Mond, Schuberg, Wilson. Nays: None. Motion carried.

16. Bills

- a. Approve the Bills List – Finance Director Elder reported a correction on page 82 of the packet— rather than Trotter & Assoc., the vendor should be Trotsky Investigative Polygraph. Elder also pointed out three impact fee payments which are once-a-year payments and have caused tonight's bills list to be higher than normal. A motion was made by Trustee Grabarek and seconded by Trustee Filek to approve the bills for Monday, April 17, 2023 for \$366,596.95. A roll call vote ensued. Ayes: Anderson, Filek, Grabarek, Mond, Schuberg, Wilson. Nays: None. Motion carried.

17. Other Business – None.

18. Adjourn - Trustee Mond motioned to adjourn the meeting at 7:24 p.m. with Trustee Grabarek seconding the motion. The motion passed by a unanimous voice vote.

Respectfully Submitted,



Diane McQuilkin
Village Clerk

MINUTES
 VILLAGE OF ELBURN COMMITTEE OF THE WHOLE (COW)
 APRIL 17, 2023
 AT ELBURN VILLAGE HALL

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

Board Members Absent:

Staff Members Present: Village Administrator John Nevenhoven; AVA 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

Others Present: Resident Thomas Gush, Kane County Chronicle reporter Susan O'Neill

1. Call to Order – Mayor Walter called the meeting to order at 7:24 PM.
2. Roll Call – A roll call ensued.
3. Public Comment – Resident Thomas Gush (949 Kindberg Ct) stated he did not receive notice regarding the controlled burns in Blackberry Creek recently. Public Works Supt VanBogaert stated a postcard mailing to Blackberry Creek residents was sent by the vendor (Baxter & Woodman), a notice was posted on the Village of Elburn website and signs were posted during the burning days.
4. Discuss 2023 1st Quarter Reports:
 - a. Building & Zoning – Building Commissioner Brennan presented the report.
 - b. Police – Chief Sikora presented the report. A recent burglary in the Fox Pointe Subdivision was discussed. The Police Department is working with the Kane County States Attorney's Office to sort out the charges and determine ownership of the items recovered from the vehicle.
 - c. Public Works – Supt. VanBogaert presented the report.
5. Other Business – None.
6. Adjourn – Trustee Mondri moved to adjourn the meeting at 7:43 p.m. The motion was seconded by Trustee Grabarek and passed by a unanimous voice vote.

Respectfully Submitted,



Diane McQuilkin
 Village Clerk

INVOICE DATE	INVOICE DESCRIPTION GL NUMBER	GL DESCRIPTION	ITEM AMOUNT	INVOICE AMOUNT
VENDOR: AHW LLC				
04/14/2023	NEW STUMP GRINDER			9,727.00
	15-41-803.000	EQUIPMENT	3,242.33	
	35-42-803.000	EQUIPMENT	3,242.34	
	35-43-803.000	EQUIPMENT	3,242.33	
	TOTAL FOR VENDOR AHW LLC:			9,727.00
VENDOR: ALARM DETECTION SYSTEMS INC				
05/02/2023	ALARM SYSTEM QUARTERLY CHARGES			988.11
	10-20-511.000	MAINTENANCE SERVICE BUILDING	988.11	
	TOTAL FOR VENDOR ALARM DETECTION SYSTEMS INC:			988.11
VENDOR: ALBERTSONS SAFEWAY				
04/14/2023	FAREWELL LUNCH FOR JAKE PEARSON			207.70
	10-41-614.000	MAINTENANCE SUPPLIES STREET	207.70	
	TOTAL FOR VENDOR ALBERTSONS SAFEWAY:			207.70
VENDOR: APWA CHICAGO METRO CHAPTER				
04/18/2023	MAINTENANCE WORKER JOB AD			25.00
	10-10-549.000	OTHER PROFESSIONAL SERVICE	25.00	
	TOTAL FOR VENDOR APWA CHICAGO METRO CHAPTER:			25.00
VENDOR: B&F CONSTRUCTION SERVICES INC				
04/20/2023	INSPECTIONS			850.00
	10-30-536.000	PLAN REVIEW SERVICE	850.00	
	TOTAL FOR VENDOR B&F CONSTRUCTION SERVICES INC:			850.00
VENDOR: BLACKBERRY TOWNSHIP				
04/10/2023	EV CHARGING STATION SIGNS \$47.74 AND URBACEK SIGNS 86.58			134.32
	10-41-614.000	MAINTENANCE SUPPLIES STREET	86.58	
	15-41-808.000	STREETS	47.74	
04/21/2023	PATH CLOSED SIGNS			346.14
	10-41-614.000	MAINTENANCE SUPPLIES STREET	346.14	
	TOTAL FOR VENDOR BLACKBERRY TOWNSHIP:			480.46
VENDOR: BLUE CROSS/BLUE SHIELD OF ILLINOIS				
04/15/2023	HEALTH & DENTAL INSURANCE			36,596.28
	10-10-451.000	HEALTH INSURANCE	4,916.52	
	10-20-451.000	HEALTH INSURANCE	14,811.62	
	10-30-451.000	HEALTH INSURANCE	979.89	
	10-41-451.000	HEALTH INSURANCE	2,462.76	
	30-42-451.000	HEALTH INSURANCE	3,030.01	
	30-43-451.000	HEALTH INSURANCE	3,030.76	
	10-00-218.000	HEALTH INSURANCE W/H PAYABLE	4,832.57	
	10-10-453.000	DENTAL INSURANCE	216.88	
	10-20-453.000	DENTAL INSURANCE	642.60	
	10-30-453.000	DENTAL INSURANCE	58.91	
	10-41-453.000	DENTAL INSURANCE	124.95	
	30-42-453.000	DENTAL INSURANCE	147.71	
	30-43-453.000	DENTAL INSURANCE	147.70	
	10-00-218.000	HEALTH INSURANCE W/H PAYABLE	1,193.40	
	TOTAL FOR VENDOR BLUE CROSS/BLUE SHIELD OF ILLINOIS:			36,596.28
VENDOR: BRAD MANNING FORD INC				
04/03/2023	OIL AND FUEL FILTERS FOR TRUCK# 67			679.89

INVOICE DATE	INVOICE DESCRIPTION	GL NUMBER	GL DESCRIPTION	ITEM AMOUNT	INVOICE AMOUNT
		10-41-613.000	MAINTENANCE SUPPLIES VEHICLE	226.63	
		30-42-613.000	MAINTENANCE SUPPLIES VEHICLE	226.63	
		30-43-613.000	MAINTENANCE SUPPLIES VEHICLE	226.63	
04/21/2023	TRUCK #64 CAP ASSEMBLE				29.69
		10-41-613.000	MAINTENANCE SUPPLIES VEHICLE	9.89	
		30-42-613.000	MAINTENANCE SUPPLIES VEHICLE	9.90	
		30-43-613.000	MAINTENANCE SUPPLIES VEHICLE	9.90	
	TOTAL FOR VENDOR BRAD MANNING FORD INC:				709.58
VENDOR: COLLEGE OF DUPAGE					
04/25/2023	TRAINING, DET. SCUDIERO FOR THE DRONE				79.00
		10-20-563.000	TRAINING	79.00	
	TOTAL FOR VENDOR COLLEGE OF DUPAGE:				79.00
VENDOR: COM ED					
04/03/2023	EV CHARGING STATION				23.24
		10-41-571.000	ELECTRICITY	23.24	
	TOTAL FOR VENDOR COM ED:				23.24
VENDOR: COPS TESTING SERVICE INC.					
04/24/2023	JACOB PEARSON PRE-EMPLOYMENT PSYCHOLOGICAL				450.00
		10-20-538.000	TESTING SERVICE	450.00	
	TOTAL FOR VENDOR COPS TESTING SERVICE INC.:				450.00
VENDOR: CORE & MAIN LP					
04/13/2023	48-IPERL WATER METERS				10,560.00
		35-42-806.000	WATER SYSTEM	10,560.00	
	TOTAL FOR VENDOR CORE & MAIN LP:				10,560.00
VENDOR: DEARBORN LIFE INSURANCE					
04/15/2023	LIFE STD ADD INSURANCE				1,399.71
		10-10-452.000	LIFE INSURANCE	226.18	
		10-20-452.000	LIFE INSURANCE	706.57	
		10-41-452.000	LIFE INSURANCE	122.33	
		30-42-452.000	LIFE INSURANCE	141.20	
		30-43-452.000	LIFE INSURANCE	141.16	
		10-30-452.000	LIFE INSURANCE	62.27	
	TOTAL FOR VENDOR DEARBORN LIFE INSURANCE:				1,399.71
VENDOR: DUNTEMAN TURF FARMS					
04/24/2023	7 50# BAGS OF GRASS SEED FOR ELBURN STATION COMMUNITY PARK				1,120.00
		15-41-808.000	STREETS	840.00	
		35-42-806.000	WATER SYSTEM	280.00	
	TOTAL FOR VENDOR DUNTEMAN TURF FARMS:				1,120.00
VENDOR: EAGLE ENGRAVING, INC					
01/06/2023	WOODEN DESK BARS-KATIE JOHNSON				40.95
		10-10-651.000	OFFICE SUPPLIES	40.95	
04/05/2023	WOODEN DESK BARS				75.95
		10-10-651.000	OFFICE SUPPLIES	75.95	
	TOTAL FOR VENDOR EAGLE ENGRAVING, INC:				116.90
VENDOR: ELBURN RADIATOR AND REPAIR					
04/20/2023	SQUAD #5 REPLACE FRONT & BACK BRAKE PADS & ROTORS				1,377.00
		10-20-513.000	MAINTENANCE SERVICE VEHICLE	1,377.00	

INVOICE DATE	INVOICE DESCRIPTION GL NUMBER	GL DESCRIPTION	ITEM AMOUNT	INVOICE AMOUNT
	TOTAL FOR VENDOR ELBURN RADIATOR AND REPAIR:			1,377.00
VENDOR: FEECE OIL COMPANY				
04/20/2023	FUEL-DIESEL			1,974.17
	10-41-656.000	DIESEL FUEL	1,974.17	
04/20/2023	FUEL-GASOLINE			2,944.16
	10-41-655.000	GASOLINE	2,944.16	
	TOTAL FOR VENDOR FEECE OIL COMPANY:			4,918.33
VENDOR: FEHR GRAHAM & ASSOCIATES LLC				
03/31/2023	CONGRESSIONAL DIRECT SPENDING GRANT APPLICATION			1,500.00
	30-42-532.000	ENGINEERING SERVICE	1,500.00	
	TOTAL FOR VENDOR FEHR GRAHAM & ASSOCIATES LLC:			1,500.00
VENDOR: GATZA ELECTRIC INC				
04/05/2023	ACTIVATED CHARGE POINT/EV STATION			125.00
	15-41-808.000	STREETS	125.00	
	TOTAL FOR VENDOR GATZA ELECTRIC INC:			125.00
VENDOR: HOLMGREN ELECTRIC INC.				
04/10/2023	ELECTRICAL EQUIPMENT AND CHARGING STATION - CHARGE POINT CT-4000			3,732.12
	15-41-808.000	STREETS	3,732.12	
04/12/2023	ELECTRIC PARTS & SERV.-WWTPCLEAN DISCONNECT SWITCHES, REPLACE GF'S AND			1,131.20
	30-43-517.000	MAINTENANCE SERVICE SEWER SYST	1,131.20	
04/12/2023	STREET LIGHT REPAIR			450.00
	10-41-573.000	STREET LIGHTING	450.00	
04/12/2023	SHOP COMPRESSOR SWITCH/ELECTRICAL REPAIR			125.00
	10-41-612.000	MAINTENANCE SUPPLIES EQUIPMENT	41.66	
	30-42-612.000	MAINTENANCE SUPPLIES EQUIPMENT	41.67	
	30-43-612.000	MAINTENANCE SUPPLIES EQUIPMENT	41.67	
04/18/2023	REMOVAL OF CHRISTMAS BANNERS			900.00
	10-41-910.000	COMMUNITY RELATIONS	900.00	
04/19/2023	TROUBLE SHOOT GRIT PUMP WWTP REPLACE FUSES IN WWTP			838.66
	30-43-517.000	MAINTENANCE SERVICE SEWER SYST	838.66	
	TOTAL FOR VENDOR HOLMGREN ELECTRIC INC.:			7,176.98
VENDOR: HOMER INDUSTRIES				
04/14/2023	80 YARDS PLAY GROUND MULCH FOR ELLIOTT PARK			1,610.00
	42-41-519.000	MAINTENANCE SERVICE GROUNDS	1,610.00	
	TOTAL FOR VENDOR HOMER INDUSTRIES:			1,610.00
VENDOR: ICMA MEMBERSHIP				
05/02/2023	ANNUAL MEMBERSHIP DUES			200.00
	10-10-561.000	DUES	200.00	
	TOTAL FOR VENDOR ICMA MEMBERSHIP:			200.00
VENDOR: ILLINOIS CITY/COUNTY MANAGEMNT				
04/18/2023	TRAINING			35.00
	10-10-563.000	TRAINING	35.00	
04/19/2023	MAINTENANCE WORKER JOB AD			50.00
	10-10-549.000	OTHER PROFESSIONAL SERVICE	50.00	
	TOTAL FOR VENDOR ILLINOIS CITY/COUNTY MANAGEMNT:			85.00
VENDOR: ILLINOIS MUNICIPAL LEAGUE				
04/19/2023	JOB AD			35.00
	10-10-549.000	OTHER PROFESSIONAL SERVICE	35.00	
04/21/2023	NEWLY ELECTED OFFICIALS BOOKS			45.00

INVOICE DATE	INVOICE DESCRIPTION GL NUMBER	GL DESCRIPTION	ITEM AMOUNT	INVOICE AMOUNT
	10-10-563.000	TRAINING	45.00	
	TOTAL FOR VENDOR ILLINOIS MUNICIPAL LEAGUE:			80.00
VENDOR: JACOB PEARSON				
04/13/2023	REIMBURSEMENT FOR HOTEL STAY AT SWIC ACADEMY POWER TEST & ORIENTATION			159.78
	10-20-563.000	TRAINING	159.78	
	TOTAL FOR VENDOR JACOB PEARSON:			159.78
VENDOR: MENARDS-BATAVIA				
03/30/2023	ANTIFREEZE, SHOP GLASSES, SAW BLADES AND TOGGLE SWITCH			220.34
	10-41-612.000	MAINTENANCE SUPPLIES EQUIPMENT	73.44	
	30-42-612.000	MAINTENANCE SUPPLIES EQUIPMENT	73.45	
	30-43-612.000	MAINTENANCE SUPPLIES EQUIPMENT	73.45	
03/30/2023	CLEANING SUPPLIES FOR WWTP			133.44
	30-43-651.000	OFFICE SUPPLIES	133.44	
04/06/2023	RAIN GUAGE, SPRAY NOZZLES, LED WORK LIGHT PAPER PLATES AND HAND SANITIZERS			172.57
	10-41-612.000	MAINTENANCE SUPPLIES EQUIPMENT	50.33	
	30-42-612.000	MAINTENANCE SUPPLIES EQUIPMENT	50.34	
	30-43-612.000	MAINTENANCE SUPPLIES EQUIPMENT	50.33	
	10-41-651.000	OFFICE SUPPLIES	7.19	
	30-42-651.000	OFFICE SUPPLIES	7.19	
	30-43-651.000	OFFICE SUPPLIES	7.19	
04/20/2023	FIREARMS RANGE, BUILDING MATERIALS FOR REPAIR WORK TO RANGE HOUSE			770.27
	10-20-511.000	MAINTENANCE SERVICE BUILDING	770.27	
04/21/2023	STREET SIGN BACKING STRUT FOR URBASEC			30.45
	10-41-614.000	MAINTENANCE SUPPLIES STREET	30.45	
	TOTAL FOR VENDOR MENARDS-BATAVIA:			1,327.07
VENDOR: METRO FIBERNET LLC				
04/22/2023	METRONET FIBER			391.72
	10-10-535.000	IT SERVICE	97.93	
	10-20-535.000	IT SERVICE	97.93	
	10-30-535.000	IT SERVICE	97.93	
	10-41-535.000	IT SERVICE	32.63	
	30-42-535.000	IT SERVICE	32.67	
	30-43-535.000	IT SERVICE	32.63	
	TOTAL FOR VENDOR METRO FIBERNET LLC:			391.72
VENDOR: METROPOLITAN INDUSTRIES INC				
04/15/2023	FOX POINTE SANITARY LIFT STATION			45.00
	72-00-211.000	ACCOUNTS PAYABLE	45.00	
	TOTAL FOR VENDOR METROPOLITAN INDUSTRIES INC:			45.00
VENDOR: MITCH POTTS				
04/16/2023	MITCH POTTS CLOTHING ALLOWANCE PANTS AND SOCKS			78.81
	10-41-471.000	UNIFORM ALLOWANCE	26.27	
	30-42-471.000	UNIFORM ALLOWANCE	26.27	
	30-43-471.000	UNIFORM ALLOWANCE	26.27	
	TOTAL FOR VENDOR MITCH POTTS:			78.81
VENDOR: MONTROSE FORD LLC				
04/18/2023	PURCHASE OF NEW POLICE VEHICLE			52,313.00
	15-20-804.000	VEHICLES	52,313.00	
	TOTAL FOR VENDOR MONTROSE FORD LLC:			52,313.00

INVOICE DATE	INVOICE DESCRIPTION GL NUMBER	GL DESCRIPTION	ITEM AMOUNT	INVOICE AMOUNT
VENDOR: NAPA OF ELBURN INC				
04/03/2023	BATTERY FOR CASE ROLLER AND DEPOSITS			185.57
	10-41-612.000	MAINTENANCE SUPPLIES EQUIPMENT	61.86	
	30-42-612.000	MAINTENANCE SUPPLIES EQUIPMENT	61.86	
	30-43-612.000	MAINTENANCE SUPPLIES EQUIPMENT	61.85	
04/14/2023	WWT KAISER COMPRESSOR BELT WWTP			42.13
	30-43-616.000	MAINTENANCE SUPPLIES-SEWER SYS	42.13	
04/21/2023	U-BOLTS FOR TOOL HOLDERS TRUCK 73			35.98
	10-41-612.000	MAINTENANCE SUPPLIES EQUIPMENT	11.99	
	30-42-612.000	MAINTENANCE SUPPLIES EQUIPMENT	12.00	
	30-43-612.000	MAINTENANCE SUPPLIES EQUIPMENT	11.99	
04/25/2023	BRAKE FLUID FOR VEHICLES			37.99
	10-41-613.000	MAINTENANCE SUPPLIES VEHICLE	12.66	
	30-42-613.000	MAINTENANCE SUPPLIES VEHICLE	12.67	
	30-43-613.000	MAINTENANCE SUPPLIES VEHICLE	12.66	
	TOTAL FOR VENDOR NAPA OF ELBURN INC:			301.67
VENDOR: NICOR GAS				
04/13/2023	NATURAL GAS WWTP 3/14----4/13 2023			427.97
	30-43-572.000	NATURAL GAS	427.97	
04/17/2023	NATURAL GAS			156.53
	10-10-572.000	NATURAL GAS	52.17	
	10-20-572.000	NATURAL GAS	52.18	
	10-30-572.000	NATURAL GAS	52.18	
04/17/2023	NATURAL GAS PW BUILDING 3/16---4/17-2023			405.63
	10-41-572.000	NATURAL GAS	135.21	
	30-43-572.000	NATURAL GAS	135.21	
	30-42-572.000	NATURAL GAS	135.21	
04/18/2023	NATURAL GAS-DEMPSEY LIFT STATION			57.18
	30-43-572.000	NATURAL GAS	57.18	
	TOTAL FOR VENDOR NICOR GAS:			1,047.31
VENDOR: OBSCURITY BREWING & CRAFT MEAD				
04/19/2023	REFUND DEPOSIT			2,000.00
	72-00-264.000	CUSTOMER DEPOSIT	2,000.00	
	TOTAL FOR VENDOR OBSCURITY BREWING & CRAFT MEAD:			2,000.00
VENDOR: OTTOSEN DINOLFO HASENBALG CASTALDO				
03/31/2023	LENNAR FOX POINTE			117.50
	72-00-211.000	ACCOUNTS PAYABLE	117.50	
03/31/2023	LEGAL RETAINER			1,500.00
	10-10-533.000	LEGAL SERVICE	1,500.00	
03/31/2023	PROFESSIONAL SERVICES RECEIVED BETWEEN MARCH 3RD - MARCH 28TH			3,807.00
	10-20-533.000	LEGAL SERVICE	3,807.00	
03/31/2023	LEGAL			1,104.50
	72-00-121.000	ACCOUNTS RECEIVABLE	47.00	
	10-10-533.000	LEGAL SERVICE	1,057.50	
	TOTAL FOR VENDOR OTTOSEN DINOLFO HASENBALG CASTALDO:			6,529.00
VENDOR: PACE ANALYTICAL SERVICES LLC				
04/20/2023	MONTHLY WATER SAMPLES APRIL 2023			237.50
	30-42-542.000	LABORATORY SERVICES	237.50	
04/25/2023	NITRATE TEST FOR DRINKING WATER			123.80
	30-42-542.000	LABORATORY SERVICES	123.80	
	TOTAL FOR VENDOR PACE ANALYTICAL SERVICES LLC:			361.30

INVOICE DATE	INVOICE DESCRIPTION GL NUMBER	GL DESCRIPTION	ITEM AMOUNT	INVOICE AMOUNT
VENDOR: PADDOCK PUBLICATIONS, INC.				
04/08/2023	DAILY HERALD-MANHOLE	REHAB PROJECT ADVERTISEMENT		115.00
	35-43-807.000	SEWER SYSTEM	115.00	
04/16/2023	DAILY HERALD			27.60
	10-10-553.000	PUBLISHING	27.60	
TOTAL FOR VENDOR PADDOCK PUBLICATIONS, INC.:				142.60
VENDOR: PEERLESS NETWORK INC				
04/15/2023	TELEPHONE			4,736.48
	30-42-552.000	TELEPHONE	2,425.87	
	30-43-552.000	TELEPHONE	2,310.61	
TOTAL FOR VENDOR PEERLESS NETWORK INC:				4,736.48
VENDOR: QUILL CORPORATION				
03/30/2023	OFFICE SUPPLIES			58.99
	10-10-651.000	OFFICE SUPPLIES	58.99	
04/11/2023	OFFICE SUPPLIES			37.99
	10-10-651.000	OFFICE SUPPLIES	37.99	
04/11/2023	OFFICE SUPPLIES			112.09
	10-10-651.000	OFFICE SUPPLIES	112.09	
TOTAL FOR VENDOR QUILL CORPORATION:				209.07
VENDOR: RAY O'HERRON CO. INC.				
04/18/2023	NEW OFFICER, JACOB PEARSON, UNIFORM & EQUIPMENT			177.98
	10-20-471.000	UNIFORM ALLOWANCE	177.98	
04/18/2023	NEW OFFICER, JACOB PEARSON, UNIFORM & EQUIPMENT			1,830.97
	10-20-471.000	UNIFORM ALLOWANCE	1,830.97	
04/24/2023	NEW OFFICER, JACOB PEARSON'S UNIFORM EQUIPMENT			200.85
	10-20-471.000	UNIFORM ALLOWANCE	200.85	
TOTAL FOR VENDOR RAY O'HERRON CO. INC.:				2,209.80
VENDOR: RUNNION EQUIPMENT COMPANY				
04/13/2023	JACK HANDLE FOR SERVICE TRUCK JACK #68			137.98
	10-41-612.000	MAINTENANCE SUPPLIES EQUIPMENT	45.99	
	30-42-612.000	MAINTENANCE SUPPLIES EQUIPMENT	46.00	
	30-43-613.000	MAINTENANCE SUPPLIES VEHICLE	45.99	
TOTAL FOR VENDOR RUNNION EQUIPMENT COMPANY:				137.98
VENDOR: SAFEGUARD BUSINESS SYSTEMS INC				
04/18/2023	CHECK SUPPLY			311.86
	10-10-651.000	OFFICE SUPPLIES	311.86	
04/21/2023	FORMS-INSPECTIONS SHEETS			308.51
	10-30-651.000	OFFICE SUPPLIES	308.51	
04/21/2023	PERMIT CARD FORMS			469.71
	10-30-651.000	OFFICE SUPPLIES	469.71	
TOTAL FOR VENDOR SAFEGUARD BUSINESS SYSTEMS INC:				1,090.08
VENDOR: SIGNFX				
04/18/2023	(6) SIX UNIFORM POLO SHIRTS FOR VICKI BUSBY			124.00
	10-20-471.000	UNIFORM ALLOWANCE	124.00	
TOTAL FOR VENDOR SIGNFX:				124.00
VENDOR: SMITH ECOLOGICAL SYSTEMS				
04/14/2023	SEALS/VACUUM REGULATOR FOR WWTP RAS PUMPS WWTP			1,346.50
	30-43-616.000	MAINTENANCE SUPPLIES-SEWER SYS	1,346.50	
04/20/2023	WWTP-CHLORINE REGULATORS SEVICE			475.00

INVOICE DATE	INVOICE DESCRIPTION GL NUMBER	GL DESCRIPTION	ITEM AMOUNT	INVOICE AMOUNT
04/25/2023	30-43-517.000 WELL #4 CHLORINE INJECTION PARTS 30-42-615.000	MAINTENANCE SERVICE SEWER SYST MAINTENANCE SUPPLIES WATER	475.00 4,500.00	4,500.00
TOTAL FOR VENDOR SMITH ECOLOGICAL SYSTEMS:				6,321.50
VENDOR: SUBURBAN LABORATORIES, INC				
04/19/2023	MONTHLY NPDES-NITROGEN/DISS P LAB SERVICES WWTP 30-43-542.000	LABORATORY SERVICES	231.00	231.00
04/20/2023	NPDES : SPECIAL CONDITION EFFLUENT-WWTP 30-43-542.000	LABORATORY SERVICES	609.68	609.68
TOTAL FOR VENDOR SUBURBAN LABORATORIES, INC:				840.68
VENDOR: THE NEEDHAM SHOP INC				
04/25/2023	STEEL FOR BUILDING A WATER DEFUSER 30-42-615.000	MAINTENANCE SUPPLIES WATER	227.39	227.39
TOTAL FOR VENDOR THE NEEDHAM SHOP INC:				227.39
VENDOR: TPI BUILDING CODE CONS-INC				
03/23/2023	H & H PROPERTIES 72-00-211.000	ACCOUNTS PAYABLE	966.70	966.70
TOTAL FOR VENDOR TPI BUILDING CODE CONS-INC:				966.70
VENDOR: TRICITY FAMILY SERVICES				
05/01/2023	EAP CONTRACT 10-10-451.000 10-20-451.000 10-30-451.000 10-41-451.000 30-42-451.000 30-42-451.000	HEALTH INSURANCE HEALTH INSURANCE HEALTH INSURANCE HEALTH INSURANCE HEALTH INSURANCE HEALTH INSURANCE	108.00 280.00 43.00 64.00 65.00 65.00	625.00
TOTAL FOR VENDOR TRICITY FAMILY SERVICES:				625.00
VENDOR: VERIZON WIRELESS				
04/12/2023	TELEPHONE 10-10-552.000 10-20-552.000 10-30-552.000 10-41-552.000 30-42-552.000 30-43-552.000	TELEPHONE TELEPHONE TELEPHONE TELEPHONE TELEPHONE TELEPHONE	123.33 626.29 30.98 46.75 46.75 46.78	920.88
TOTAL FOR VENDOR VERIZON WIRELESS:				920.88
VENDOR: VIKING CHEMICAL COMPANY				
04/18/2023	WWTP ALUMINUM SULPHATE 4-CYLINDERS CHLORINE AND SODIUM BISULFITE 30-43-659.000	CHEMICALS	4,955.12	4,955.12
TOTAL FOR VENDOR VIKING CHEMICAL COMPANY:				4,955.12
VENDOR: WEATHERFLOW TEMPEST INC				
04/24/2023	WEATHER STATION FOR PUBLIC WORKS 10-41-614.000 30-42-615.000 30-43-616.000	MAINTENANCE SUPPLIES STREET MAINTENANCE SUPPLIES WATER MAINTENANCE SUPPLIES-SEWER SYS	159.67 159.67 159.66	479.00
TOTAL FOR VENDOR WEATHERFLOW TEMPEST INC:				479.00
GRAND TOTAL:				168,946.23



Village of Elburn

VILLAGE OF ELBURN
 301 E. NORTH ST.
 ELBURN, ILLINOIS 60119
 630.365.5060
www.elburn.il.us

PROCLAMATION MOTORCYCLE AWARENESS MONTH

WHEREAS, motorcycle riding is a popular form of recreation and transportation for thousands of people across the state and nation; and

WHEREAS, motorcycles are a common and economical means of transportation that reduces fuel consumption and road wear, and contributes in a significant way to the relief of traffic and parking congestion; and

WHEREAS, the National Highway Traffic Safety Administration and the Motorcycle Safety Foundation have named May as Motor cycle Safety Awareness Month; and

WHEREAS, states and motorcycle organizations across this country **will** be conducting a variety of activities to promote the importance of motorist awareness and safely sharing the road with motorcycles and remind riders to make themselves more visible to others; and

WHEREAS, the Village of Elburn, wishes to promote the safety campaign of the National Highway Traffic Safety Administration in their effort to ensure the safety and well-being of all.

WHEREAS, all highway users should unite in the safe sharing of roadways throughout the Village of Elburn, Kane County and Illinois with all others on the roadways.

NOW, THEREFORE, I, Jeffrey D. Walter, Village President of the Village of Elburn, do hereby proclaim the month of May 2023 as **MOTORCYCLE SAFETY AWARENESS MONTH** and urge all motor vehicle operators to join in this effort to keep our highways safe.

Jeffrey D. Walter
 Village President

Diane McQuilkin
 Village Clerk



MEMO

To: Village Board
From: John Nevenhoven, Village Administrator
Subject: Liquor Ordinance Updates
Date: April 26, 2023
Strategic Action Plan: Routine

The attached ordinance 2023-17 corrects minor errors in Section 804.04 of the Alcoholic Beverage Sales code.

- Add Class G 804.04 (a) (12) (C) (2) Endorsement Required (Ordinance 2023-04)
- Add Class G 804.04 (a) (12) (E) (i) Application (Ordinance 2023-04)
- Change 804.04 (d) the number of Class 'G' licenses from one (1) to two(2) (Ordinance 2020-24)
 - Obscurity and Elburn Mead Hall

**VILLAGE OF ELBURN
ORDINANCE 2023-17**

**AN ORDINANCE AMENDING SECTION 804.04 "CLASSIFICATION OF
LICENSES; FEES AND NUMBER OF LICENSES; OF THE VILLAGE OF
ELBURN CODIFIED ORDINANCES PERTAINING TO ALCOHOLIC
BEVERAGE SALES**

WHEREAS, the President and Board of Trustees desire to amend the Village of Elburn Alcoholic Beverage Sales Ordinance by amending section 804.04 (12) "Endorsements of Outdoor Retail Sales of Alcoholic Liquor."

NOW THEREFORE, be it ordained by the President and Board of Trustees of the Village of Elburn, Kane County, Illinois as follows:

SECTION 1: **AMENDMENT** "804.04 Classification Of Licenses; Fees And Number Of Licenses" of the Elburn Municipal Code is hereby *amended* as follows:

AMENDMENT

804.04 Classification Of Licenses; Fees And Number Of Licenses

- (a) Licenses for the retail sale of alcoholic liquor shall be divided into the following classes:
- (1) Class "A" - on/off-site licenses.
 - (A) Class "A" licenses shall permit the retail sale of alcoholic liquor for consumption on or off the premises where it is sold. The resale of alcoholic liquor so purchased is not permitted.
 - (B) The annual fee for such licenses shall be one thousand dollars (\$1,000).
 - (C) The total number of Class "A" licenses issued and in force at any one time in any year shall not exceed four licenses for the first 5,000 persons residing within the Village, and one license for each additional 1,250 persons, or fraction thereof, residing in the Village, as determined by the most recent U.S. census.
 - (2) Class "B-1" - off-site licenses generally. Class "B-1" licenses shall only permit the retail sale of alcoholic liquor in original packages, but not for consumption on the premises where it is sold. Class "B-1" licenses shall permit taste sampling on premises A Class "B-1" license shall permit up to three samples, consisting of no more than one-quarter ounce of distilled spirits, one ounce of wine, or two ounces of beer, to be served to a consumer in one day.
 - (3) Class "B-2" - off-site licenses for beer and wine only. Class "B-2" licenses shall only permit the retail sale of beer and wine in original packages, but not

for consumption on the premises where they are sold.

(4) Class "C-1" - non-profit temporary permits.

- (A) Class "C-1" non-profit temporary permits shall permit the retail sale of alcoholic liquor for consumption only on the premises where it is sold and not for resale in any form. A Class "C-1" non-profit temporary permit is to be issued for temporary stands, booths and counters, such as those used at picnics, celebrations and the like. Such temporary license shall be granted to local not-for-profit organizations legally chartered as such or governmental entities, for community events. The said Class "C-1" temporary permit shall be valid only on the day for which said permit is issued, and only during the hours of said day during which alcoholic liquor may be sold within the Village. The boundaries of the licensed premises and the duration of the license shall be established by the Local Liquor Commissioner. The licensee shall maintain the premises in a neat, orderly and safe condition, shall provide such traffic control and sanitation facilities to protect the public health, safety, welfare and morals of the residents of the Village, and shall restore premises after expiration of the license to its prior condition, including the removal of trash, rubbish and garbage. No alcoholic liquor shall be brought onto the premises or consumed on the premises other than that provided by the licensee under the terms and conditions of this chapter.
- (B) The number of Class "C-1" non-profit temporary permits which may be issued to any one applicant in any license year shall be limited to four for the sale of alcoholic liquor of any kind, and six for the sale of beer only.
- (C) The Local Liquor Control Commissioner may, at the Local Liquor Commissioners' discretion, grant additional Class "C-1" for-profit temporary permits on such terms and conditions as are acceptable to the Local Liquor Commissioner.

(5) Class "C-2" - for-profit temporary permits

- (A) Class "C-2" for-profit temporary permits shall permit the retail sale of alcoholic liquor for consumption on or off the premises where it is sold and not for resale in any form. A Class "C-2" for-profit temporary permit is to be issued to a) a winery for the sale of its wine or microbrewery for the sale of its crafted beer; or b) a distillery for the sales of its spirits; or c) for a license holder in good standing of a Class A, Village of Elburn liquor license to allow sales off premises in conjunction with a special event. The Class "C-2" permittee must submit a currently valid liquor license from the municipality where the licensee is primarily based.
- (B) The said Class "C-2" for-profit temporary permit shall be valid only on the day(s) for which said permit is issued, and only during the hours of said day during which alcoholic liquor may be sold within the Village. The boundaries of the licensed premises and the duration

of the license shall be established by the Local Liquor Commissioner. The licensee shall maintain the premises in a neat, orderly and safe condition, shall provide such traffic control and sanitation facilities to protect the public health, safety, welfare and morals of the residents of the Village, and shall restore premises after expiration of the license to its prior condition, including the removal of trash, rubbish and garbage. No alcoholic liquor shall be brought onto the premises or consumed on the premises other than that provided by the licensee under the terms and conditions of this chapter.

- (C) The number of Class "C-2" for-profit temporary permits which may be issued to any one applicant in any license year shall be limited to four (4) for the sale of alcoholic liquor of any kind, and six (6) for the sale of beer or wine only.
 - (D) The Local Liquor Control Commissioner may, at the Local Liquor Commissioners' discretion, grant additional Class "C-2" for-profit temporary permits on such terms and conditions as are acceptable to the Local Liquor Commissioner.
 - (E) The temporary permit authorizes the licensee the retail sale of beer, wine or spirits on the specified premises. The retail sale and consumption of alcoholic beverages authorized through a special event permit shall be limited to the premises specified in the permit as contained in chapter 807 "Special Events" of this title.
- (6) Class "D" - club licenses.
- (A) Class "D" licenses shall permit the retail sale of alcoholic liquor for consumption only on the premises where it is sold, to be issued to a regularly organized club, as defined in Section 804.01, such sales to be made only to members of the club and their guests.
 - (B) No Class "D" license shall be issued until the Local Liquor Control Commissioner has satisfied himself or herself that the club applying for the license was actually and in fact organized for some purpose or object other than the sale or consumption of alcoholic liquor.
 - (C) Class "D" licenses shall permit taste sampling on premises A Class "D" license shall permit up to three samples, consisting of no more than one-quarter ounce of distilled spirits, one ounce of wine, or two ounces of beer, to be served to a consumer in one day.
- (7) Class "E-1" - restaurant license, with no bar.
- (A) Class "E-1" licenses shall permit the retail sale of alcoholic liquor for consumption only on the premises where it is sold, and are to be issued to a restaurant, as defined in Section 804.01. Such sales shall be limited to those persons who order, use or consume alcoholic liquor in connection with their meals. No bar shall be permitted within the restaurant.
 - (B) No Class "E-1" license shall be issued until the Local Liquor Control Commissioner has satisfied himself or herself that the restaurant applying for the license was actually and in fact organized for the

principal purpose of providing food service to its patrons, and not for the object of selling alcoholic liquors. The receipts from the sale of alcoholic liquor shall not total more than fifty percent of the gross dollar sales of the restaurant. The Local Liquor Commissioner shall have the right from time to time to require applicant or licensee to provide satisfactory documentation documenting that liquor receipts do not exceed fifty percent of gross dollar sales.

- (C) Class "E-1" licenses shall permit taste sampling on premises A Class "E-1" license shall permit up to three samples, consisting of no more than one-quarter ounce of distilled spirits, one ounce of wine, or two ounces of beer, to be served to a consumer in one day.
 - (D) Class "E-1" licenses shall be permitted to sell and deliver the alcoholic liquor designated in the retailer's liquor license for consumption off the licensed premises. Such sales shall only be to accompany carry-out and delivery food orders and shall include no more than 2 bottles of wine, 2-6 packs of beer, mixed drinks, or cocktails to accompany a full carry-out or delivery order for any one order/home address. Liquor license holders selling alcoholic liquor for off-premises consumption shall abide by all laws, rules, and policies established by the Illinois Liquor Control Act, Illinois Liquor Control Commission Rules, and all local ordinances and policies that apply to packaged sales of "to go" sales. This paragraph is repealed on January 3, 2024.
- (8) Class "E-2" - restaurants, beer and wine only.
- (A) Class "E-2" licenses shall permit the retail sale of beer and wine for consumption only on the premises where such beer and wine are sold, by the glass or pitcher, and such licenses are to be issued to a restaurant, as defined in Section 804.01. Such sales shall be limited to those persons who order beer and wine in connection with their meals. The sale of alcoholic liquor other than beer and wine shall not be permitted. There shall be no bar within the restaurant.
 - (B) No Class "E-2" license shall be issued until the Local Liquor Control Commissioner has satisfied himself or herself that the restaurant applying for the license is in fact organized for the principal purpose of providing food service to its patrons, and not for the object of selling alcoholic liquors. Receipts from the sale of alcoholic liquor shall not total more than fifty percent of the gross dollar sales of the restaurant. The Local Liquor Control Commissioner shall have the right from time to time to require applicant or licensee to provide satisfactory documentation documenting that liquor receipts do not exceed fifty percent of gross dollar sales.
 - (C) Class "E-2" licenses shall permit taste sampling on premises A Class "E-2" license shall permit up to three samples, consisting of no more than one-quarter ounce of distilled spirits, one ounce of wine, or two ounces of beer, to be served to a consumer in one day.
 - (D) Class "E-2" licenses shall be permitted to sell and deliver the alcoholic

liquor designated in the retailer's liquor license for consumption off the licensed premises. Such sales shall only be to accompany carry-out and delivery food orders and shall include no more than 2 bottles of wine, 2-6 packs of beer, mixed drinks, or cocktails to accompany a full carry-out or delivery order for any one order/home address. Liquor license holders selling alcoholic liquor for off-premises consumption shall abide by all laws, rules, and policies established by the Illinois Liquor Control Act, Illinois Liquor Control Commission Rules, and all local ordinances and policies that apply to packaged sales of "to go" sales. This paragraph is repealed on January 3, 2024.

(9) Class "E-3" - restaurant with cocktail lounge.

- (A) Class "E-3" licenses shall permit the retail sale of alcoholic liquor for consumption on the premises only, provided that the sale of alcoholic liquor shall only be made in connection with and in adjunct to a restaurant, as defined in Section 804.01, owned and operated by licensees and located upon the premises. Further, "cocktail lounge" shall mean, for the purposes of this section, an area within the premises and in conjunction with the restaurant dining area in which there is seating (tables and chairs) for patrons not greater than the seating provided in the restaurant dining area, and provided, further, that said restaurant and cocktail lounge utilize a common door for public ingress and egress,
- (B) No Class "E-3" license shall be issued until the Local Liquor Control Commissioner has satisfied himself or herself that the restaurant applying for the license was actually and in fact organized for the principal purpose of providing food service to its patrons, and not for the object of selling alcoholic liquors. Receipts from the sale of alcoholic liquor shall not total more than fifty percent of the gross dollar sales of the restaurant. The Local Liquor Control Commissioner shall have the right from time to time to require applicant or licensee to provide satisfactory documentation documenting that liquor receipts do not exceed fifty percent of gross dollar sales.
- (C) Class "E-3" licenses shall permit taste sampling on premises A Class "E-3" license shall permit up to three samples, consisting of no more than one-quarter ounce of distilled spirits, one ounce of wine, or two ounces of beer, to be served to a consumer in one day.
- (D) Class "E-3" licenses shall be permitted to sell and deliver the alcoholic liquor designated in the retailer's liquor license for consumption off the licensed premises. Such sales shall only be to accompany carry-out and delivery food orders and shall include no more than 2 bottles of wine, 2-6 packs of beer, mixed drinks, or cocktails to accompany a full carry-out or delivery order for any one order/home address. Liquor license holders selling alcoholic liquor for off-premises consumption shall abide by all laws, rules, and policies established by

the Illinois Liquor Control Act, Illinois Liquor Control Commission Rules, and all local ordinances and policies that apply to packaged sales of “to go” sales. This paragraph is repealed on January 3, 2024.

(10) Class "F" - golf course on-site license.

- (A) Class "F" licenses shall permit the retail sale of alcoholic liquor for consumption only on the premises where it is sold, to be issued to private and public golf course establishments. Said alcoholic liquor may be served and consumed inside said establishment with meals that may be served by the establishment, inside the establishment's club room, if any, and outside on the golf course proper. Sale of packaged liquor shall not be permitted.
- (B) No Class "F" license shall be issued until the Local Liquor Control Commissioner has satisfied himself or herself that the establishment applying for the license is in fact organized for the principal purpose of a golf course. Receipts from the sale of alcoholic liquor shall not total more than fifty percent of the gross dollar sales of the golf course establishment. The Local Liquor Commissioner shall have the right from time to time to require applicant or licensee to provide satisfactory documentation documenting that liquor receipts do not exceed fifty percent of gross dollar sales.

(11) Class "G" Brewpub/Distillery/Microbrewery/Winery License:

- (A) Class "G" licenses shall authorize a brewpub, distillery, microbrewery or winery to: a) furnish samples of alcoholic beverages for consumption on the premises, b) sell alcoholic beverages by the glass for consumption on the premises, c) sell its alcoholic beverages in the original corked, capped or sealed and labeled container for consumption on or off the premises, d) permit a patron to remove one unsealed and partially consumed bottle of wine for off premises consumption, and (e) manufacture, distill, brew.
- (B) A partially consumed bottle of wine that is to be removed from the premises shall be securely sealed by the licensee or an agent of the licensee prior to removal from the premises and placed in a transparent onetime use tamperproof bag. The licensee or agent of the licensee shall provide a dated receipt for the bottle of wine to the patron.

The definitions for a Brewpub, Distillery, Microbrewery and Winery are as follows:

"Brewpub" Manufactures no more than 155,000 gallons (5,000 barrels) per year only at a designated licensed location, to make sales to importing distributors, and to non-licensees for use and consumption only, who stores beer at the designated location and who is allowed to sell at retail from the licensed location, provided that a brew pub licensee shall not sell for off-location consumption more

than 155,000 gallons (5,000 barrels) per year.

"Distillery" An establishment that distills, ferments, brews, makes, mixes, concocts, processes, blends, bottles or fills an original package with any alcoholic liquor.

"Microbrewery" A limited production brewery, typically manufacturing and selling specialty beers and often selling its products only locally.

"Winery" An establishment or place engaged in the manufacturing and sale of less than 50,000 gallons of wine per year.

(12) Endorsements of outdoor retail sales of alcoholic liquor.

- (A) Purpose. The purpose of this paragraph (a)(12) is to establish regulations and controls for the temporary or recurring retail sale, consumption, and dispensing of alcoholic liquor on the premises from an outdoor location. It is the intent that such regulations and controls be established to permit licensees' limited outdoor sales of such alcoholic beverages while providing certain protections to adjoining or surrounding property owners or occupants.
- (B) The outdoor endorsement shall only be required once for an outdoor area that is a normal seating/serving area on the license holder's property/address as listed on the license. For example, a restaurant that has an outdoor patio where customers are regularly seated and served will require an outdoor endorsement at the time the outdoor area is established. If the outdoor area is not part of the regular business of a license holder at the address listed on the license, an outdoor endorsement is required each time an outdoor area is to be used.
- (C) Endorsement required.
 - (i) It shall be unlawful for any Elburn liquor licensee or person, firm, corporation, partnership, or club, to sell, or offer to sell, or allow to be consumed, any alcoholic liquor from an outdoor location of the premises without first:
 - (1) Obtaining an endorsement as provided in this section; and
 - (2) Be a license holder in good standing with a Class A, C-1, C-2, D, E-1, E-2, ~~E-3~~, or G liquor license under this chapter.
 - (ii) The outdoor endorsement shall not increase the privileges associated with the primary license issued under this section. Any licensee that is permitted to sell beer or wine only shall not be allowed to sell hard liquor under the terms of an outdoor endorsement.

- (iii) A Class "D" Liquor Licensee may apply for a seasonal outdoor endorsement with terms and conditions imposed by the Local Liquor Commissioner.
- (iv) The Local Liquor Control Commissioner may, at their sole discretion and as designated in any license, impose such other and further conditions, as the Local Liquor Control Commissioner deems necessary for the public's health, safety, peace, and comfort.

(D) Restrictions:

- (i) It shall be unlawful to sell, otherwise dispense from any outdoor location, or allow the outdoor consumption of any alcoholic liquor without first obtaining an endorsement under this section.
- (ii) It shall be unlawful for any holder of an outdoor liquor endorsement to sell, dispense, or allow the outdoor consumption of alcoholic liquor from an outdoor location on premises except during the following hours upon the following days of the week:
 Sunday 11:00 am to 1:00 a.m.
 Monday through Thursday 10:00 a.m. to 1:00 a.m.
 Friday through Saturday 10:00 a.m. to 2:00 a.m.
- (iii) It shall be unlawful for any holder of an outdoor liquor endorsement to play or cause to play amplified music or cause to have performed such other forms of entertainment outdoor by means or use of electronic amplification except during the following hours upon the following days of the week.
 Sunday through Thursday 12:00 noon to 10:00 p.m.
 Friday through Saturday 12:00 noon to 11:30 p.m.
 In no event shall the amplification exceed a maximum of ninety decibels daytime; eighty decibels nighttime (after 10:00 p.m.).
- (iv) It shall be the affirmative duty of the license holder, as a condition of such endorsement, to maintain and perform the following requirements:
 - (1) Any permanent outdoor area where alcoholic liquors are sold or consumed shall be cordoned off by use of a permanent fence structure, which shall be not less than four feet in height nor more than six feet in height. If a temporary event is being held, a temporary fence may be constructed not less than four feet in height nor more than six feet in height, for a maximum of three days, and it must come down within forty-eight hours of the event.
 - (2) During the hours of operations of a temporary outdoor area with a temporary fence, each point of

ingress or egress to the outdoor area from a public right-of-way, must have a minimum of one person over the age of twenty-one years BASSET trained and certified person acting as an agent of the license holder to identify persons under the age of twenty-one years. This paragraph does not apply to permanent outdoor seating areas described in paragraph 2 above. Establishments with permanent outdoor seating areas will, as part of their normal business practice, and in accordance with the Illinois Liquor Code, have BASSET certified personal working and monitoring the outdoor area.

- (3) Last call for alcoholic liquor shall be announced at least forty-five minutes prior to the designated closing time. Dispensing of alcoholic liquor shall cease thirty minutes prior to the designated closing time.
- (4) All outdoor areas where the sale, dispensing, and/or consumption of alcohol, whether permanent or temporary, shall display an appropriate number of signs stating that “no alcohol is permitted beyond this point” in order to prevent alcoholic beverages from leaving the designated outdoor area. Permanent outdoor areas that have exits from the outdoor area not through the main building shall also be required to display the “no alcohol permitted beyond this point” signs at those points of entry/exit.

(E) Application:

(i) Application for permission to conduct such outdoor retail sale, dispensing, and/or consumption of alcoholic liquor shall be in writing, signed by the license holder of a Class A, C, D, E-1, E-2, ~~E-3~~, or G liquor license under this chapter, verified under oath, and shall contain the following information:

- (1) The name and address of the applicant.
- (2) The dates, starting and ending times requested for the license.
- (3) A diagram, showing all dimensions, entrances, exits, and locations of seating or standing areas of the outdoor area where the sale and consumption of alcoholic liquor will be sold or consumed.
- (4) Permanent outdoor areas as described by this section shall only be required to apply for the outdoor endorsement for the permanent area one time unless a significant change to the outdoor area takes place.

This includes adding additional areas, seating, serving areas, or anything that materially changes the layout of the original submission.

- (ii) Applicants shall be required, from time to time, upon request of the Local Liquor Control Commissioner, or designee, or any sworn police officer, to provide proof that any person who sells or serves alcoholic liquor has been licensed by either "TIPS" (Training for Intervention Procedures by Servers of Alcohol) or "BASSET" (Beverage Alcohol Sellers and Servers Education Training).

(b) Fees. The annual fee for licenses shall be as follows:

Class A	\$1,000
Class B-1	\$1,000
Class B-2	\$1,000
Class C-1	\$25.00 per event
Class C-2	\$150 per event
Class D	\$50.00
Class E-1	\$1,000
Class E-2	\$750.00
Class E-3	\$1,000
Class F	\$1,000
Class G	\$1,000

(c) Disposition of Fees.

- (1) All fees for the licenses described in this section shall be paid to the Local Liquor Control Commissioner at the time application for such a license is made, and shall forthwith be turned over to the Village Clerk. In the event the license applied for is denied, the fee shall be returned to the applicant, less the actual cost of processing the application. If the license is granted, then the balance of the fee shall be deposited in the General Corporate Fund or in such other fund as shall have been designated by the Board of Trustees by proper action.
- (2) A refund shall be made for that portion of the fee paid for any period in which the licensee is prevented from operating under such license in accordance with the provisions of Section 804.05(b).

(d) The number of licenses for each class shall be as follows:

Class A	5
Class B-1	5
Class B-2	1
Class C-1	No limit
Class C-2	4 (alcoholic liquor of any kind) or 6 (beer and/or wine only)
Class D	2
Class E-1	1
Class E-2	2
Class E-3	0
Class F	1
Class G	1 2

(Ord. 2015-22. Passed 11-2-15; Ord. 2017-09. Passed 6-5-17; Ord. 2017-16. Passed 7-3-17; Ord. 2017-25. Passed 10-2-17; Ord. 2018-16. Passed 6-18-18; Ord. 2018-25. Passed 9-17-18; Ord. 2018-35. Passed 10-15-18; Ord. 2019-15. Passed 7-15-19; Ord. 2019-20. Passed 11-4-19.)

SECTION 2: REPEALER CLAUSE That all ordinances and parts of ordinances in conflict with or inconsistent with the provisions of this ordinance are hereby repealed to the extent of any such conflict or inconsistency.

SECTION 3: SEVERABILITY CLAUSE That if any part or portion of this ordinance shall be declared invalid by a court of competent jurisdiction, such partial invalidity shall not affect the remainder of this ordinance.

SECTION 4: EFFECTIVE DATE That this Ordinance shall be in full force and effect from and after its passage and approval by the President and Board of Trustees

PASSED AND ADOPTED BY THE VILLAGE OF ELBURN VILLAGE BOARD

_____.

	AYE	NAY	ABSENT	ABSTAIN
Mayor Jeffrey Walter	_____	_____	_____	_____
Trustee Ken Anderson	_____	_____	_____	_____
Trustee Chris Hansen	_____	_____	_____	_____
Trustee Bill Grabarek	_____	_____	_____	_____
Trustee Luis Santoyo	_____	_____	_____	_____
Trustee Pat Schuberg	_____	_____	_____	_____
Trustee Matt Wilson	_____	_____	_____	_____

Presiding Officer

Attest

Jeffrey Walter, Village President,
Village of Elburn

Diane McQuilkin, Village Clerk,
Village of Elburn