

MINUTES  
VILLAGE OF ELBURN BOARD OF TRUSTEES  
APRIL 4, 2016

Board Members Present: Trustees: Ken Anderson, Bill Grabarek, Dave Gualdoni, John Krukoff, Patricia Schuberg, Jeff Walter

Board Members Absent: President Dave Anderson

Staff Members Present: Village Admin Erin Willrett, Finance Director Doug Elder, Village Attorneys Britz & Bill Thomas, Interim Police Chief Pat Perez; Public Works Director John Nevenhoven

Others Present: Residents Wayne Byerhof, LeRoy Herra, Ellen Peterson, Elburn Herald Reporter Susan O'Neill; John Pitz, Dave Vaughn, Kirk Hooey

1. Call to Order – In the absence of Village President Dave Anderson Trustee Grabarek proposed Trustee Walter be acting mayor for tonight's meeting and carried by unanimous voice vote. Acting Mayor Walter called the meeting to order at 6:46 p.m.
2. Pledge of Allegiance – Trustee Grabarek led the assembly in the Pledge of Allegiance.
3. Roll Call – A roll call vote 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.

\*Minutes

<i>*Village Board</i>	<i>March 21, 2016</i>
<i>*Committee of the Whole</i>	<i>March 21, 2016</i>
<i>*Executive Session</i>	<i>March 21, 2016</i>

*\*Ordinance 2016-07 Combining Planning Commission and Zoning Board of Appeals and Amending Chapter 1210 "Planning Commission" of the Village of Elburn Codified Ordinances*

Trustee Grabarek made a motion to remove Ordinance 2016-07 from the Omnibus Agenda for further discussion. The motion was seconded by Trustee Gualdoni and carried by unanimous voice vote.

A motion was made by Trustee Schuberg and seconded by Trustee Gualdoni to approve the Omnibus Agenda minus Ordinance 2016-17. A roll call vote ensued. Ayes: Ken Anderson, Grabarek, Gualdoni, Krukoff, Schuberg, Walter. Nays: None. Motion carried.

Ordinance 2016-07 Combining Planning Commission and Zoning Board of Appeals and Amending Chapter 1210 "Planning Commission" of the Village of Elburn Codified Ordinances – Trustee Grabarek stated he is concerned with the length of terms proposed—a seven year term is lengthy and may have a problem getting someone to commit to seven years. He feels the first set of terms should be staggered for continuity. There was consensus to change the first set of terms as follows: one 1-year term, one 2-year term, one 3-year term and four 4-year terms and the successor to each member appointed to serve for a term of four years. A motion to approve Ordinance 2016-07 Combining Planning Commission and Zoning Board of Appeals and Amending Chapter 1210 "Planning Commission" of the Village of Elburn Codified Ordinances with the terms as stated above was made by Trustee Grabarek and seconded by Trustee Schuberg. A roll call vote ensued. Ayes: Ken Anderson, Grabarek, Gualdoni, Krukoff, Schuberg, Walter. Nays: None. Motion carried.

6. Village Attorney – No report
7. Village Clerk – No report
8. Building and Zoning – Commissioner Brennan gave an update on the U-Haul Rental store in the Prairie Valley strip center. The Village Planning Commission and Village Board approved the addition of rental centers in business districts but was not included in the ordinance published. Prairie Valley strip center has private parking and there is concern from strip center occupants and others about rental vehicles taking up parking spaces. There are 60 total parking spaces in the strip center. Attorney Britz said this can be easily amended by ordinance but asked if the Village wants to define what is meant by rental (vehicles, construction equipment, etc.). Willrett will research examples of how other communities handle as well as definitions of rentals and rental centers and bring back to the Board for further consideration.
  - a. Consider and Approve Temporary Structure at 351 E Shannon St – A motion to Approve Temporary Structure at 351 E Shannon St was made by Trustee Grabarek and seconded by Trustee Gualdoni. A roll call vote ensued. Ayes: Ken Anderson, Grabarek, Gualdoni, Krukoff, Schuberg, Walter. Nays: None. Motion carried.

9. Finance Department

- a. Consider and Approve the Tentative Annual Budget of the Village of Elburn, Kane County, Illinois, for the Fiscal Year Beginning May 1, 2016 and Ending April 30, 2017 – Finance Director Elder stated the budget is the same as when the Board last saw it except for an additional \$5,000 for electricity capacity performance charge. A motion to approve the Tentative Annual Budget of the Village of Elburn, Kane County, Illinois, for the Fiscal Year Beginning May 1, 2016 and Ending April 30, 2017 was made by Trustee Krukoff and seconded by Trustee Gualdoni. A roll call vote ensued. Ayes: Ken Anderson, Grabarek, Gualdoni, Krukoff, Schuberg, Walter. Nays: None. Motion carried.

The Board of Trustees will conduct a public hearing on the Tentative Annual Budget for the fiscal year commencing May 1, 2016 and ending April 30, 2017. Copies of the Tentative Annual Budget will be available for public inspection beginning April 5, 2016, at Elburn Village Hall during regular business hours, 7:00 A.M. to 3:30 P.M., Monday – Friday. A public hearing will be held on the Tentative Annual Budget in the Village Hall Board Room on April 18, 2016 at 6:45 P.M., or as soon thereafter as the business of the Board shall permit. Anyone desiring to be heard on said matter should appear at that time and place. After the public hearing the Tentative Annual Budget may be further revised and passed without any further inspection, notice or hearing.

10. Police Department – Interim Chief Perez reported orientation and testing for full-time officers took place on April 2. In total, there were 33 applicants, 27 were tested and 16 passed the test. The Police Commission will conduct interviews in the next 2-3 weeks and results of their written tests and interviews will be compiled. Perez stated 33 applications have been received for the Chief of Police position and tomorrow is the deadline to submit applications. Perez will have a further report for the Board at their next meeting.
11. Public Works Department – Public Works Director gave a report on the WWTP project. The Third Street water tower is also coming along.
12. Village Administrator
  - a. Consider and Approve Ordinance No. 2016-08 Prohibiting the Use of Groundwater as a Potable Water Supply by the Installation or Use of Potable Water Supply by the Installation or Use of Potable Water Supply Wells or by Any Other Method at or Directly Adjacent to the Property Located at 121 S Main St in the General Vicinity of the Intersection of Route 47 and East North Street and Extending Along the East Side of Route 47 (an Amendment to Village of Elburn Street, Utilities, and Public Service Code 1046.02) – Village Admin Willrett stated this is per a requirement from IEPA regarding an underground storage tank that was removed in front of Express Evaluations. There has been no plume from the soil test and this ordinance will confirm there will never be a well drilled at this site. A motion to approve Ordinance No. 2016-08 Prohibiting the Use of Groundwater as a Potable Water Supply by the Installation or Use of

Potable Water Supply by the Installation or Use of Potable Water Supply Wells or by Any Other Method at or Directly Adjacent to the Property Located at 121 S Main St in the General Vicinity of the Intersection of Route 47 and East North Street and Extending Along the East Side of Route 47 (an Amendment to Village of Elburn Street, Utilities, and Public Service Code 1046.02) was made by Trustee Ken Anderson and seconded by Trustee Gualdoni. A roll call vote ensued. Ayes: Ken Anderson, Grabarek, Gualdoni, Krukoff, Schuberg, Walter. Nays: None. Motion carried.

- b. Consider and Approve the Agreement for Animal Control Service Between the County of Kane and the Village of Elburn – Willrett reviewed this with Interim Chief Perez who in agreement. If approved, it will go to Kane County for approval of this two year agreement. There is no charge unless an animal is placed and fees did not increase from the last agreement. Willrett will send the fee schedule to the Board for reference. A motion to approve the Agreement for Animal Control Service Between the County of Kane and the Village of Elburn was made by Trustee Schuberg and seconded by Trustee Gualdoni. Trustee Ken Anderson stated he will abstain from the vote due to his employ with Kane County. A roll call vote ensued. Ayes: Grabarek, Gualdoni, Krukoff, Schuberg, Walter. Nays: None. Abstain: Ken Anderson. Motion carried.
- c. Consider and Approve Submitter License Agreement Simplifile LC and the Village of Elburn for Electronically Recording Documents – Willrett stated this will allow electronic recording of documents for a cost of \$3.00 per document. This is far cheaper than gas mileage and employee time. Escrow filings are done in house. A motion to approve Submitter License Agreement Simplifile LC and the Village of Elburn for Electronically Recording Documents was made by Trustee Grabarek and seconded by Trustee Schuberg. A roll call vote ensued. Ayes: Ken Anderson, Grabarek, Gualdoni, Krukoff, Schuberg, Walter. Nays: None. Motion carried.

13. Mayor – No report

14. Bills

- a. Approve the Bills List – A motion was made by Trustee Grabarek and seconded by Trustee Krukoff to approve the bills for Monday, April 4, 2016 for \$257,615.91. A roll call vote ensued. Ayes: Ken Anderson, Grabarek, Gualdoni, Krukoff, Schuberg, Walter. Nays: None. Motion carried.

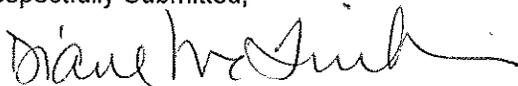
15. Other Business – Trustee Grabarek commented on consolidation of local newspapers. Susan O'Neill will continue to report Elburn news.

16. Executive Session Pending, or Probable or Imminent Litigation Against, Affecting, or on Behalf of the Public Body Before a Court or Administrative Tribunal [5 ILCS 120/2(c)(11)] – A motion was made by Trustee Grabarek and seconded by Trustee Gualdoni to leave regular session and enter into executive session at 7:26 p.m.. A roll call vote ensued. Ayes: Ken Anderson, Grabarek, Gualdoni, Krukoff, Schuberg, Walter. Nays: None. Motion carried. It was announced that there would be no announcements after the meeting.

At 7:49 p.m., a motion was made by Trustee Gualdoni and seconded by Trustee Schuberg to leave executive session and re-enter regular session. The motion carried by unanimous voice vote.

17. Adjourn - Trustee Grabarek motioned to adjourn the meeting at 7:49 p.m. with Trustee Gualdoni seconding the motion. The motion passed by a unanimous voice vote.

Respectfully Submitted,



Diane McQuilkin  
Village Clerk