

MINUTES OF MEETING
VILLAGE OF ELBURN
VILLAGE BOARD OF TRUSTEES MEETING
TUESDAY, FEBRUARY 19, 2013
7:00 PM

1. CALL TO ORDER

The meeting was called to order at 7:00 PM by the Mayor.

2. PLEDGE OF ALLEGIANCE

Pledge of allegiance was recited by all in attendance.

3. ROLL CALL

Jerry Schmidt, Ethan Hastert, Bill Grabarek, Mayor Anderson, Ken Anderson, and Guildoni were present. Jeff Walter was absent. The following Staff members were present: Doug Elder, Chief Smith, Dave Burroughs, Wayne Byerhof, Patricia Schuberg, and Robert Britz.

4. OMNIBUS AGENDA

A motion was made to approve the Omnibus Agenda, which included the Village Board minutes of January 22, 2013, and the Committee of the Whole minutes of January 28, 2013. The motion was made by Ken Anderson and seconded by Jerry Schmidt. The motion was approved 5 – 0.

5. PUBLIC COMMENT, AWARDS & PRESENTATIONS

None.

6. TREASURER'S REPORT AND MONTHLY FINANCIAL REPORT

The Mayor reported on same. No action was required.

7. VILLAGE ATTORNEY

No report.

8. VILLAGE CLERK

The Village Clerk was not present. The Mayor reported on behalf of the Village Clerk that candidate Garcia had withdrawn his petition for election as a Trustee.

9. PUBLIC WORKS DEPARTMENT

John Nevenhoven was not present, as he was away on Navy duty. There was no report.

10. POLICE DEPARTMENT

The Chief advised the Board that included in the Board packet was the Police Department's 2012 Annual Report. The Chief stressed the efforts to improve community relations. He also reported an ongoing project of familiarizing the police officers with the layouts of the schools located within the Village limits. Trustee Grabarek asked Chief Smith about the nature of crimes in the Village, to which the Chief responded.

11. COMMUNITY DEVELOPMENT

The Mayor reported that on Wednesday, February 20, 2013, at noon, there would be a ribbon cutting at Verizon.

12. VILLAGE ADMINISTRATOR

Doug Elder indicated that he had no report.

13. MAYOR

a. Elburn Station. The Mayor reported that on Friday, February 22, 2013, there was to be a Staff meeting with Dave Patzelt regarding the Elburn Station project. Trustee Grabarek made several comments concerning the Elburn Station annexation agreement. First, Trustee Grabarek requested that the language that now appears in the Design Guidelines limiting the number multi-family units be copied to the top of page 3 of the annexation agreement. Trustee Grabarek next addressed the pedestrian bridge. He requested that the annexation agreement require the Developer to either make an upfront cash contribution, or deposit a bond or letter of credit to guarantee Developers obligations regarding the pedestrian bridge. He reported that the Village would then have the ability to build the bridge whenever the Village decides. The Mayor reported that the pedestrian bridge is a Village project. He further reported that the developer is to contribute \$450,000. The Mayor further reported that there was sufficient time to plan for the bridge before the developer's deadline to contribute expires. Trustee Grabarek opined that the developer's 50% contribution (\$450,000) is probably not nearly enough to cover the construction costs of the bridge. The Board indicated it wants a bond or letter of credit be posted before Phase 6 Final Plat is approved. The Board requested that page 24 of the annexation agreement, that addresses the placement of the pedestrian bridge, be amended to provide that the bridge be installed on Village property, rather than Village Hall property. Finally, the Board concluded that they want the total unit count that appears on page 3 of the

annexation agreement of 2,275 be dropped to 2,075 units to account for the drop in the multi-family units.

b. Video Gaming. The other item the Mayor reported on was the video gaming draft ordinance. Thereafter, a discussion ensued. The Mayor addressed the revenues that the Blackberry Inn had been receiving over the last several months. It was further reported that the Village of Elburn will get 5% of the 30% tax collected by the State. Trustee Hastert thereafter addressed the Board of Trustees regarding various provisions of the proposed ordinance. Trustee Hastert proposed amending Section 7(f) "Revocation." He requested that the last sentence be amended to delete "as prescribed in this ordinance." Trustee Grabarek asked that a provision be added to the ordinance requiring the applicant to provide to the Village a complete copy of his application for license to the State of Illinois. It was reported that the ordinance would be revised and presented at the next regular Board of Trustees meeting.

c. The Mayor finally reported on Senate Bill 1155 that allows non-Home Rule communities to establish crime-free rental housing. The Mayor indicated that the Board needs to keep abreast of the House Bill. The bill would allow for the Village to adopt an ordinance imposing certain requirements on landlords who lease residential properties.

14. BILLS

Motion was made by Trustee Grabarek and seconded by Trustee Hastert to approve the bills for February 19, 2013, totaling \$97,839.16. The motion was approved 5 – 0.

15. OTHER BUSINESS

Motion was made for a special Board of Trustees meeting to be held on February 25, 2013, at 7:00 a.m. for the sole purpose of discussing Elburn Station. The motion was made by Trustee Grabarek and seconded by Trustee Hastert. The motion was approved 5 – 0.

16. ADJOURN

Motion was thereafter made and seconded to adjourn at 8:30 p.m. Motion was approved 5 – 0.

Respectfully submitted,

Robert J. Britz
Village Attorney