

# *Village of Carol Stream*

## **BOARD MEETING**

### **AGENDA**

**OCTOBER 1, 2007**

*All matters on the Agenda may be discussed, amended and acted upon*

#### **A. ROLL CALL AND PLEDGE OF ALLEGIANCE:**

#### **B. MINUTES:**

1. Approval of the Minutes of the September 17, 2007 Meeting.

#### **C. AUDIENCE PARTICIPATION & PUBLIC HEARINGS:**

1. Public Hearing: Fourth Amendment to the Central Park Annexation Agreement.  
*As directed at the September 4, 2007 Village Board meeting, an amendment to lift the restriction against non-sales-tax-generating uses for the building at 1270-1276 Kuhn Road.*
2. Public Hearing: Second Amendment to the Hartsing Farm Annexation Agreement.  
*An amendment to the agreement with Town and Country Homes to broaden the Village's ability to use the developer contribution for traffic control improvements.*
3. 2007 Tax Levy Determination.
4. Proclamation Declaring October 2007 Breast Cancer Awareness Month in Carol Stream.
5. Proclamation Declaring October 2007 Arts & Humanities Month in Carol Stream.
6. Proclamation Declaring October 7-13 2007 Fire Prevention Week in Carol Stream.
7. Proclamation Declaring October 7-13 2007 Mental Illness Awareness Week.

#### **D. SELECTION OF CONSENT AGENDA:**

#### **E. BOARD AND COMMISSION REPORTS:**

1. PLAN COMMISSION:
  - a. #07225 - Village of Carol Stream – 245 N. Kuhn Road

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*Fence Code Variation*

**APPROVED WITH CONDITIONS (3-1)**

*Approval of variations for a six-foot fence with barbed wire at the Water Reclamation Center*

**For information only, no Village Board action required.**

b. #07226 – John & Cynthia Poulos, 643 Blake Court

*Zoning Code Variation*

**RECOMMENDED APPROVAL WITH CONDITIONS (4-0).**

*Zoning approval for a single-family residential room addition.*

#### **F. OLD BUSINESS:**

1. Plan Commission Case #07157 - Parkway Bank, 908 W. Army Trail Road  
*Special Use Permit – Bank*

**RECOMMENDED APPROVAL WITH CONDITIONS (4-0)**

*Special Use Permit – Drive-Up Service Window*

**RECOMMENDED APPROVAL WITH CONDITIONS (3-1)**

*Zoning approvals for a bank in the former Rainbow Academy space at County Farm Shopping Center.*

2. Ordinance No. \_\_\_\_\_, Granting a Special Use Permit for a Bank with Drive-Up Window Service (908 W. Army Trail Road).

#### **G. STAFF REPORTS & RECOMMENDATIONS:**

1. Acceptance of Public Improvements, Authorization of Final Payment and Waiver of Maintenance Period – St. Charles Road Water Main Project.

*This item is for the acceptance of the St. Charles Road Water Main Project and authorization to make final payment to Ten Talents, Inc., in the amount of \$8,090.69. It also includes waiving the one-year maintenance period.*

2. Award of Contract for Professional Engineering Services for Plan Reviews of the Carol Stream Stormwater Ordinance and the DuPage County countywide Stormwater and Flood Plan Ordinance – Christopher B. Burke Engineering, Ltd. (CBBEL).

*This item is an award of contract to (CBBEL) to perform developer plan reviews of the Carol Stream Storm Water Ordinance and the DuPage County Countywide Storm Water and Flood Plain Ordinance.*

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3. Road Salt Award – North American Salt Company.  
*Staff recommends the purchase of approximately 2,300 tons of road salt from the North American Salt Company under the state bidding program at a unit cost of \$40.15/ton.*
4. Award of Contract for Printing the 2008 Carol Stream Correspondent Newsletter.  
*An award of contract for printing the 4 quarterly issues of the 2009 Carol Stream Correspondent Newsletter is recommended to Profile Graphics, Inc. of Bartlett, Illinois in the amount of \$15,346.50 (\$3,836/issue).*
5. Budget Amendment #1 – FY08.
6. Fuel Purchasing – Request to Waive Bids.  
*Staff recommends the Village Board waive bidding requirements for the purchase of bulk fuel.*
7. Tower #2 Repainting.  
*Staff recommends award of bid for Water Tower #2 repainting to the low bidder, Jetco, Ltd.*
8. Award of Purchase – Personal Computers.  
*Staff recommends award of bid for PC replacement to Dell Computers.*

#### **H. ORDINANCES:**

1. Ordinance No. \_\_\_\_\_, Amending the Annual Budget for the Village of Carol stream for the Year Commencing May 1, 2007 and Ending April 30, 2008.
2. Ordinance No. \_\_\_\_\_, Authorizing Execution of the Fourth Amendment to an Annexation Agreement (Pasquinelli's Central Park Subdivision, Lot 2).  
*See C1.*
3. Ordinance No. \_\_\_\_\_, Granting a Rear Yard Setback Variation (643 Blake Court).  
*See E1a.*

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4. Ordinance No. \_\_\_\_\_, Authorizing Execution of the Second Amendment to the Hartsing Farm Annexation Agreement.  
*See C-2*

#### **I. RESOLUTIONS:**

1. Resolution No. \_\_\_\_\_, Accepting Public Improvements and Waiver of Maintenance Period – Chapel Hill Estates Subdivision Water Main.  
*This item is for the acceptance of the Chapel Hill Estates Subdivision water main and waiving the one-year maintenance period.*
2. Resolution No. \_\_\_\_\_, Accepting Public Improvements and Waiver of Maintenance Period – Blue Ridge Subdivision Water Main.  
*This item is for the acceptance of the Blue Ridge Subdivision water main and waiving the on-year maintenance period.*
3. Resolution No. \_\_\_\_\_, Accepting Public Improvements – Fullerton Avenue Streetlights.  
*This item is for the acceptance of the Fullerton Avenue streetlights.*
4. Resolution No. \_\_\_\_\_, Approving a Plat of Dedication – Windsor Park Manor Right-of-Way.  
*This item is for accepting right-of-way for Windsor Park Drive.*
5. Resolution No. \_\_\_\_\_, Authorizing an Intergovernmental Agreement Between the Forest Preserve District of DuPage County and the Village of Carol Stream for the Purchase of Ethanol E85, Propane, Bio-Diesel and Compressed Natural Gas (CNG) Fuel.  
*Staff recommends the approval of an intergovernmental agreement between the Village and the DuPage Forest Preserve District for the purchase of E85 fuel.*
6. Resolution No. \_\_\_\_\_, Rescinding Previously Approved Declaration of Surplus Property & Declaring Other Property Surplus.  
*Authorizes the sale of a surplus vehicle on eBay and rescinds a prior declaration of a 2004 Jeep Cherokee as surplus property.*

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#### **J. NEW BUSINESS:**

1. Block Party Wagon.

*Request from the Park District to jointly fund a Block Party Wagon at a cost of \$5,000 per jurisdiction.*

#### **K. PAYMENT OF BILLS:**

1. Regular Bills:
2. Addendum Warrant:

#### **L. REPORT OF OFFICERS:**

1. Mayor:
2. Trustees:
3. Clerk:

#### **M. EXECUTIVE SESSION:**

#### **N. ADJOURNMENT:**

**LAST ORDINANCE: 2007-09-33**

**LAST RESOLUTION: 2294**

**NEXT ORDINANCE: 2007-10-34**

**NEXT RESOLUTION: 2295**

**REGULAR MEETING OF THE MAYOR AND BOARD OF TRUSTEES**  
**Gregory J. Bielawski Municipal Center, Carol Stream, DuPage County, Illinois**

**September 17, 2007**

Mayor Frank Saverino, Sr. called the Regular Meeting of the Board of Trustees to order at 8:10 p.m. and directed Village Clerk Beth Melody to call the roll.

Present: Mayor Saverino, Trustees Drager, Weiss, Schwarze, McCarthy, Gieser, and Fenner  
 Absent: None  
 Also Present: Village Manager Breinig, Assistant Village Manager Mellor, Attorney Diamond, Village Clerk Melody and Deputy Clerk Progar

Mayor Saverino led those in attendance in the Pledge of Allegiance.

**MINUTES:**

Trustee Fenner moved and Trustee McCarthy made the second to approve the Minutes of the Meeting of September 4, 2007 as presented. The results of the roll call vote were:

Ayes:	5	Trustees Weiss, Schwarze, McCarthy, Gieser and Fenner
Nays:	0	
Abstain:	1	Trustee Drager
Absent:	0	

**AUDIENCE PARTICIPATION AND PUBLIC HEARINGS:**

Mayor Saverino read a Resolution Recognizing the 2007 Community Pride Award Recipients for the following residents:

Mr. & Mrs. Tim Stewart	655 Blake Court
Mr. Jeff Williams	456 Natoma Circle
Mr. & Mrs. Bruce Ludwig	929 Kalamazoo Court
Mr. & Mrs. Jim Biernacki	1400 Walnut Circle
Mr. Gregory Prochazka	521 Iroquois Trail

Trustee Fenner moved and Trustee Drager made the second to adopt Resolutions 2287 through Resolution 2291 recognizing the 2007 Community Pride Awards. The results of the roll call vote were:

Ayes:	6	Trustees Drager, Weiss, Schwarze, McCarthy, Gieser & Fenner
Nays:	0	

**CONSENT AGENDA:**

Trustee Schwarze moved and Trustee McCarthy made the second to establish a Consent Agenda for this meeting. The results of the roll call vote were:

Ayes:	6	Trustees Drager, Weiss, Schwarze, McCarthy, Gieser & Fenner
Nays:	0	

Trustee McCarthy moved and Trustee Gieser made the second to put the following items on the Consent Agenda for this meeting. The results of the roll call vote were:

Ayes: 6 Trustees Drager, Weiss, Schwarze, McCarthy, Gieser & Fenner  
Nays: 0

1. Approval of Change Order # 3 – Change in Curb Type
2. Award of Contract – 2007 Crackfill Project
3. Resolution 2292: Support efforts to restore IL Arts Council in FY 08 Budget
4. Resolution 2293: Declare surplus property – seized vehicles on E-bay
5. Request for temporary suspension of enforcement – Wheaton Christian Center
6. Regular Bills, Addendum Warrant of Bills – Treasurer’s Report

Trustee Fenner moved and Trustee Drager made the second to approve the Consent Agenda by omnibus vote. The results of the roll call vote were:

Ayes: 6 Trustees Drager, Weiss, Schwarze, McCarthy, Gieser & Fenner  
Nays: 0

The following is a brief description of those items approved on the Consent Agenda for this meeting.

**Approval of Change Order # 3 – Change in Curb Type:**

The Board approved Change Order # 3 in the amount of \$34,318.60 and provides the correct curb type for the Western Trails subdivision.

**Award of Contract – 2007 Crackfill Project:**

As a result of a bid opening on September 12, 2007, the Board awarded a contract for the 2007 Crackfilling Contract to SKC Construction, Inc., West Dundee, IL, at the bid unit price of \$64,972.80.

**Resolution 2292: Support efforts to restore IL Arts Council in FY 08 Budget:**

The Board adopted Resolution 2292, A RESOLUTION SUPPORTING EFFORTS TO RESTORE ILLINOIS ARTS COUNCIL FY 08 BUDGET.

**Resolution 2293: Declare surplus property – seized vehicles on E-bay:**

The Board adopted Resolution 2293, A RESOLUTION DECLARING SURPLUS PROPERTY OWNED BY THE VILLAGE OF CAROL STREAM – SEIZED VEHICLES ON E-BAY.

**Request for temporary suspension of enforcement – Wheaton Christian Center:**

The Board directed staff to suspend enforcement of Condition of Approval No. 7 of Ordinance 2006-09-50 for a period of seven months. This is in regard to WCC submitting a revised redevelopment plan for the property at 610 E. North Avenue.

**Regular Bills, Addendum Warrant of Bills – Treasurer’s Report:**

The Board approved the payment of the Regular Bills in the amount of \$1,530,999.17. The Board approved the payment of the Addendum Warrant of Bills in the amount of \$676,466.44.

The Board accepted the Treasurer's Report for the month ending August 31, 2007.

**REGULAR MEETING:**

**Resolution Appointing Members to the Local Youth Council:**

Trustee McCarthy recommended the appointment of Nikki Cyrier, Ben Crosby and Gianna Consalvo as new members to the Youth Council, as well as Matt Tucek and Nicolette Augustyn to continue on the Council. Nikki, Gianna, Matt and Nicolette introduced themselves to the Board. Trustee McCarthy moved and Trustee Schwarze made the second to adopt Resolution 2294, A RESOLUTION APPOINTING MEMBERS TO THE LOCAL YOUTH COUNCIL.

The results of the roll call vote were:

Ayes:	6	Trustees Drager, Weiss, Schwarze, McCarthy, Gieser & Fenner
Nays:	0	

**An Ordinance granting a Special Use Permit for a Bank with Drive-up Window Service – 908 W. Army Trail Road:**

Trustee Weiss said that with regard to the exit point of the drive-thru lane, the traffic is being directed to go from north to south through that portion of the shopping center where the bank will be located. The cars then go south through the drive thru lane and then proceed east. Trustee Weiss said that at that he would like to suggest that a RIGHT TURN ONLY, or a NO LEFT TURN sign be posted at the County Farm Road access point. He said that if traffic can go south on County Farm Road or east, across County Farm Rd. to the Heritage Plaza, or traffic could take a left and go north on County Farm Road. County Farm Road already has heavy traffic at high volume times, then we are looking at a safety issue for the bank and the restaurant.

Trustee McCarthy said that he would like to see a RIGHT TURN ONLY sign out of that drive. Trustee Fenner said that she agrees with the RIGHT TURN ONLY sign, and she wants to fully disclose that she is the majority share holder of Computer Services and Networking and that Mr. McNees is one of her computer clients. She stated that this will not affect her decision whatsoever, but she wanted to be sure to bring full disclosure to the Board.

Trustee Gieser said that he agrees with Trustees Weiss and McCarthy for the RIGHT TURN ONLY sign.

Mayor Saverino said that he is pleased that Parkway would like to put a bank at this location and that Rocco Vino's will have space to expand. He said that he hopes that a bank will draw more people to the area, but he agrees that a RIGHT TURN ONLY sign because there are too many accesses and entrances and exhibits. He said that he hopes that this won't be a deal breaker.

Al Gunderson, Parkway Bank said that he has seen signs that indicate NO RIGHT TURN and then list specific hours such as 10am to 2 pm or 4pm to 7pm. and asked if something like that could be considered. Mayor Saverino said that he is concerned that if a left turn is allowed it could end up with a head-on collision and he is not sure if there is a good time or a bad time to allow a left turn. This would definitely be a safety issue and he would want it to RIGHT TURN ONLY all of the time.

Mr. Breinig said that as a practical matter, any time restriction would be a matter of enforcement, and we cannot provide enforcement all of the time. Mr. Breinig also noted that he is not sure how this would affect the shopping center. There are certain deliveries being made to any of the stores in the center and limiting the drive to a right turn only may mean that a delivery truck that used to turn left when there is hardly any traffic, may now have to turn right, which could in turn cause some operational problems. This is a service drive for all of the tenants in the buildings around the entire center.

Mayor Saverino commented that while this may help Parkway Bank, it could also hurt the rest of the shopping center.

Trustee McCarthy commented that since the drive goes completely around, vehicles could proceed to Army Trail Road and then turn right. There was discussion regarding how different type and sizes of vehicle would make their route with the proposed restriction.



Trustee Gieser said that the Board is concerned about the safety of traffic on County Farm Road and that any other users of the drive should decide how to handle their particular situation. We have to think of the safety factor and not their convenience.

Village Engineer Jim Knudsen asked if the Board would want to have the service drive channel zed on the pavement and it was determined that there would just be a sign.

Mr. McNees said that he is here representing the Bank and that he does not represent to owner of the property.

Attorney Diamond said that the petitioner should go back and talk to the owner of the shopping center about this proposed change. He said that the Board can either continue this matter to allow time for the petitioner to get approval from the owner and come back to the Board or the Board can pass the ordinance with the change and then either the owner of shopping center would approve it or they would not be able to go forward. Mr. Diamond suggested that the Board continue this matter until they have an answer from the owner of the property.

Trustee Gieser said that he would like to see the bank use this property, but his concern is with the safety of the residents and would like to have the RIGHT TURN ONLY for that drive.

There was discussion regarding the rights of the owner of the property and conditions that the Board would approve the bank with drive thru service.

Mr. McNees said that there is a substantial amount of parking along the back driveway for employees. He said that their last count showed 20 cars, and stated that he does not have any information regarding deliveries or garbage pick-up, which would be an important consideration for both the Board and the owner of the center. Mr. McNees said that his personal opinion regarding the safety issue is that for the amount of traffic that will be generated in peak times, by Parkway Bank, is not significant. He said that their study showed that the increase, during peak hours on Friday, would be 5 to 8 cars per hour between 5 pm and 7 pm. It's not significant, and added that any additional use of the vacant 10,000 sf of the shopping center will bring more traffic.

Trustee Weiss moved and Trustee McCarthy made the second to continue this matter to the meeting of October 1, 2007. The results of the roll call vote were:

Ayes:	6	Trustees Drager, Weiss, Schwarze, McCarthy, Gieser & Fenner
Nays:	0	

#### **REPORT OF OFFICERS:**

Trustee Drager thanked all of the Community Pride winners for making the time to beautify not just their property but the Village as well. He thanked the new members of the Youth Council for their interest and participation. Trustee Drager noted that these young people are our future and he asked everyone to pray for all of our troops.

Trustee McCarthy also congratulated the Youth Council. He noted that they will be participating in the Oktoberfest festivities for the children. Trustee McCarthy reminded drivers to be alert for kids in the street and to obey speed signs.

Trustee Fenner advised both children and drivers to be safe and careful.

Trustee Gieser congratulated the Community Pride winners. He stated that there should be more interest in this program and urged neighbors to nominate each other for improvement made to their properties. Trustee Gieser reminded everyone of the contest for the vehicle sticker for the Village and invited all those eligible to submit an entry.

Trustee Schwarze reminded everyone of the Open House for the Carol Stream Fire Protection District on October 6 from 11 am to 3 pm and as always reminded everyone to Shop Carol Stream.

Trustee Weiss said that Carol Stream Fire Protection District held a memorial service on Patriot's Day, 9/11 that was very impressive. Trustee Weiss also noted that the CSFPD hosted the Chamber Luncheon on 9/12 that was an informative session.

Mr. Breinig commented that the Oktoberfest will be on September 29<sup>th</sup> with 3 pm to 5 pm for kids' activities, and from 5 pm to 9 pm for adults, featuring live music, a beer garden and food.

Mr. Breinig also said that there will be an Open House at the Water Reclamation Center on October 6<sup>th</sup> from 12 noon to 3 pm. He also stated that the Board Retreat will be at the Historic Farm House on October 29/30 from 5 pm to 9 pm on those dates.

Mayor Saverino said that in regard to the parking dispute discussed during the Listening Post, he hopes that this can be resolved by residents working together to find solutions that will be fair to all. Mayor Saverino invited the community to come out for Oktoberfest and he urge everyone to watch for kids playing in and near the streets. Mayor Saverino said that he attended the multicultural fest and found it to be very entertaining. He said that he hoped that one day soon, everyone would stay for all of the acts, since those that participate work very hard, and it would be nice if more than just those of the same culture saw the performances.

At 9 pm, Trustee Fenner moved and Trustee Drager made the second to adjourn. The results of the roll call vote were:

Ayes:	6	Trustees Drager, Weiss, Schwarze, McCarthy, Gieser & Fenner
Nays:	0	

**FOR THE BOARD OF TRUSTEES**

**REGULAR MEETING-Combined PLAN COMMISSION/ZONING BOARD OF APPEALS  
GREGORY J. BIELAWSKI MUNICIPAL CENTER, CAROL STREAM, DUPAGE COUNTY, ILLINOIS**

**SEPTEMBER 24, 2007**

**All Matters on the Agenda may be discussed, amended and acted upon**

Chairman Pro-Tem Joyce Hundhausen called the Regular Meeting of the Combined Plan Commission/Zoning Board of Appeals to order at 7:40 pm and directed Recording Secretary Wynne Progar to call the roll.

- Present: Commissioners, Ralph Smoot, Lateef Vora, Dee Spink and Joyce Hundhausen
- Absent: Commissioners Anthony Manzzullo, Angelo Christopher, and David Michaelson
- Also Present: John Svalenka, Village Planner, and Recording Secretary Progar

**MINUTES:**

Commissioner Smoot moved and Commissioner Spink made the second to approve the Minutes of the Meeting of September 10, 2007 as presented. The results of the roll call vote were:

- Ayes: 4 Commissioners Smoot, Vora, Spink and Hundhausen
- Nays: 0
- Absent: 3 Commissioners Manzzullo, Christopher and Michaelson

**Public Hearing:**

**#07225: VILLAGE OF CAROL STREAM – 245 N. KUHN ROAD  
Fence Code Variation**

John A. Turner, Director of Public Works, Village of Carol Stream, was sworn in as a witness in this matter. He explained that the request is for a variation to the fence code to allow a six-foot fence with barbed wire in a residential district. Mr. Turner referred to a site plan shown in the staff report to show where fence would be added to, moved and/or replaced to provide security for the Water Reclamation Center. Once the walking path site is established, the exact location will be finalized.

In response to the call for public hearing, Irene Montana, 354 W. Shawnee asked to see the plan and Mr. Turner provided a copy and answered her questions on the location of the fences.

Mr. Svalenka stated that several years ago the Carol Stream Department of Public Works acquired a 1.5-acre parcel directly adjacent to the existing Water Reclamation Center from the former Faith Nursery property. The site is vacant and is intended to be used for future expansion of Public Works activities. The Department of Public Works wishes to install a new fence around this lot to include it within the overall fenced Water Reclamation Center site. At the same time, the Department of Public Works would install additional new fencing along Klein Creek to separate the facility from the future

bike path to be constructed along the creek as part of the adjacent Easton Park development. The new fence would be a six-foot tall chain link fence topped with three-strand barbed wire to match the existing fence elsewhere on the site. However, the Fence Code allows a maximum fence height of five feet in the residence districts, and the use of barbed wire in any district other than the I Industrial District is only permitted after approval of a variation by the Zoning Board of Appeals. As such, the Public Works Department is requesting variations from Sections 6-12-8(K) and 6-12-9(B) of the Fence Code to allow the proposed six-foot tall chain link fence with three-strand barbed wire.

In review of this request, staff notes that the proposed six-foot fence height and the use of barbed wire, not typically allowed in the residence districts, is necessary to provide for the health, safety and welfare of the Village. The Water Reclamation Center processes sanitary sewer flow for most of the Village of Carol Stream and is a vital piece of infrastructure that justifies an increased level of protection. Therefore, the Village has safety and security concerns at this site, and the protective barrier is required for the health, safety and welfare of the residents of the Village.

The fence would match existing fence at the Water Reclamation Center. The fence around the parcel from the former Faith Nursery would be set back over 500 feet from North Avenue and would be adjacent to vacant commercial properties. When these properties are developed in the future, the fence would most likely be adjacent to the rear of commercial buildings, and not have a negative effect on these properties. The fence along Klein Creek would be set back from the creek to allow space for a future bike path to be constructed by Lakewood Homes as part of the adjacent Easton Park townhouse development. The Village and Lakewood Homes have been working together to locate the specific route of the bike path, but the exact design has not yet been finalized. Therefore, if the Plan Commission/Zoning Board of Appeals were to approve the variation request, staff would advise that the approval include the condition that the exact location of the fence be adjusted to accommodate the future bike path.

Staff has concerns about the impact that the tall chain link fence with barbed wire would have along the public bike path, but recognizes the need to secure the facility. Therefore, to minimize the chances that a person could accidentally be injured by the barbed wire, if the Plan Commission/Zoning Board of Appeals were to approve the variation request, staff would advise that the approval include the condition that the barbed wire hang over the inside side of the enclosure and be over six feet above ground. With such a design it is likely that the public could only come in contact with the barbed wire if one were to attempt to climb over the fence. The fence and barbed wire should have no negative effect on residents who simply bike or walk along the path.

Staff notes that on November 22, 2004, the Plan Commission/Zoning Board of Appeals approved a similar Fence Code variation request to allow the Department of Public Works to install an eight foot tall chain link fence with three-strand barbed wire in a residential district around Well #6, located west of the townhomes on the west side of Hoover Drive, within Armstrong Park. Staff also notes that on April 9, 2007, the Plan Commission/Zoning Board of Appeals approved a similar Fence Code variation request to allow the Department of Public Works to install an eight foot tall chain link fence with three-strand barbed wire in a residential district around a municipal sanitary sewer lift station in the public park at 1348 Charger Court.

In staff's evaluation of this case, we note that the fence is necessary to provide for the health, safety and welfare of the Village. We note the fence would match the existing fence on the property and that the barbed wire for the portion of the fence along Klein Creek should hang over the inside of the enclosure so as to minimize the chances that a person could accidentally be injured. Staff has no issues with the proposed Fence Code variations.

Based on the information presented, staff recommends approval of the variations in accordance with Sections 6-12-8(K) and 6-12-9(B) of the Carol Stream Fence Code to allow a six-foot tall chain link fence with three-strand barbed wire in a residential district. If the Plan Commission/Zoning Board of Appeals determines to recommend approval of the requested Fence Code variations, staff recommends that it only do so subject to the following conditions:

1. That the exact location of the fence be adjusted as necessary to accommodate the future bike path; and,
2. That the barbed wire hang over the inside side of the enclosure and be over six feet above ground.

Commissioner Spink asked why this won't wait until the bike path location is figured out, and Mr. Turner replied that the plant has to be secured prior to allowing any work done by the developer or anyone else. He noted that the path location will be within a certain area, but it may be slightly changed from the submitted plan, and they will make any adjustments necessary.

Commissioner Spink asked why not put up an 8-foot fence as was requested and approved for the other location and Mr. Turner replied that a 6-foot fence will join into current fencing on the property. Commissioner Spink said that with more accessibility from the townhouses an 8-foot fence seems more of a deterrent. Mr. Turner responded saying that with the barbed wire at the top of the fence, it is 7-feet high and the new fence will consistent with the current fencing on the property.

Chairman Pro-Tem Hundhausen asked if the conditions in the staff report were acceptable and Mr. Turner said that they are.

Commissioner Smoot moved and Commissioner Vora made the second to approve the request for variation of the fence code to allow a six-foot fence with barbed wire in a residential district, in accordance with staff conditions. The results of the roll call vote were:

Ayes:	3	Commissioners Smoot, Vora and Hundhausen
Nays:	1	Commissioner Spink
Absent:	3	Commissioners Manzullo, Christopher and Michaelsen

**#07226:                   POULOS, JOHN J. & CYNTHIA – 643 Blake Court  
Zoning Code Variation**

John Prempas, 7N043 Woodlawn Avenue, St. Charles, IL and John Poulos, 643 Blake Court, Carol Stream, IL was sworn in as a witness in this matter. Mr. Prempas explained that the request for a zoning code variation to allow taking out the current deck and add a two story addition to the north side of the home. The first floor addition would be in the same footprint as the original deck, which extends four feet beyond the

setback line. Due to mature trees around the house, it would not be possible to change the room dimension to the north or south and the petitioner feels that anything smaller in size would not be adequate. Mr. Prempas also stated that the irregular shape of the lot, due to the curved street, does not allow optimal use of the property.

In response to the call for public hearing, a resident from Wood Creek Drive commented that she currently has a wet basement and is concerned that this may increase the amount of drainage on her property. Terry Strohm, Wood Creek Drive said that she is concerned that trees would be removed and that by having a foundation put in and moving the soil that it would create more erosion. Mr. Prempas responded that there will not be any trees removed and that the foundation would be the same as was under the original deck and there would not be anything done that would increase erosion. Commissioner Smoot commented that he does not see anything that would disrupt the absorption of stormwater or cause more water to go onto the neighbor's property.

Mr. Svalenka noted that Codes provide for 30% lot coverage and the proposed changes provide 26% lot coverage, so they could go larger.

Mr. Svalenka said that

John and Cynthia Poulos are planning some major improvements to their home in the Tall Oaks subdivision at 643 Blake Court. They plan to construct a two-story addition along the north side of the house to provide additional garage/storage space on the first floor and additional living space on the second floor. The addition would be set back 7.69 feet from the side property line, in compliance with the required minimum 7.5-foot side yard setback. Therefore, no variation request is necessary in regard to the addition along the north side of the house. Along the east side of the house in the rear yard, Mr. and Mrs. Poulos plan to remove an existing 500 square foot deck and replace it with a 297 square foot room addition and a new 370 square foot deck. The room addition and deck would provide space for entertaining business clients. The required rear-yard building setback in the R-3 District is 30 feet. The room addition is proposed to be set back approximately 26 feet from the rear property line. Therefore, John L. Prempas of Windharbor Construction, on behalf of John and Cynthia Poulos, is requesting a zoning variation to allow a reduction of the rear yard setback requirement in the R-3 District from 30 feet to 26 feet. The existing deck is set back approximately 29 feet from the rear property line, and the proposed deck would be set back approximately 27 feet from the rear property line. Decks are accessory structures, and have a less stringent rear yard setback requirement of 10 feet. Therefore, the existing deck complies with the code requirement and the proposed deck would be in compliance with the code requirement, and no variation request is necessary in regard to the proposed deck.

In review of the variation request, staff has attempted to determine whether there are any unique circumstances or any particular hardship that would prevent the owner from complying with the 30-foot rear yard setback. Mr. Poulos owns a small business in Carol Stream on Geneva Road and a part of his business involves entertaining clients at his home. The deck and the 297 square foot room addition along the rear of the house would be used specifically for this purpose. Staff notes that the addition could be designed to comply with code by simply removing the rear four feet of the room. However, in the attached cover letter, the applicant maintains that the proposed room size is necessary in order for the space to be useful for entertaining. In the responses on the attached Variation Application, the applicant states that any smaller size would hinder the business entertainment activities and would cause a financial hardship by limiting their business potential. Staff notes that a hardship for a zoning variation is

typically associated with the physical characteristics of the property rather than the property owner's wishes regarding the use of the property.

In consideration of the applicant's statement that the proposed area of the room is necessary in order for the space to be useful for entertaining, staff has reviewed the site plan to determine whether a room of the same area could be constructed on the lot in compliance with the rear yard setback requirement. As can be seen on the site plan, there are large rear yard areas to the north and south of the proposed room addition and deck. A room of the same square footage could be constructed by removing the rear four feet of the room and extended the room to the north or south. However, as can be seen on the attached digital photos, many native trees exist throughout much of the rear yard. A large, mature tree exists just north of the proposed room addition. Several smaller naturally occurring trees exist just south of the proposed deck. Extending the room to the north or extending the room and deck to the south would require removal of the existing trees. Staff notes that relief from the bulk requirements of the zoning ordinance could be justified for a property when mature and native trees are being preserved.

Staff has reviewed the proposal to determine whether the physical shape of the property would cause a hardship. Although the subject property is similar in square footage to other lots in the subdivision, the lot is located along a curve in the street where the pavement widens in a fashion similar to a cul-de-sac. As can be seen on the attached aerial photograph, the curve causes the house to be set back further on the lot than the houses to the north on standard rectangular lots, thus reducing the size of the rear yard. If the front lot line were straight like the adjacent lots instead of being curved, the house would not need to extend as far into the rear yard as it currently does, which would make it possible to comply with setback requirements. Staff notes that relief from the bulk requirements of the zoning ordinance could be justified for a property when there are unusual dimensions of the subject lot.

Staff has reviewed the proposal to determine the impact the proposed room addition might have on adjacent properties. Under normal situations, the rear yard of one lot would abut the rear yard of another lot. The rear yard of the subject lot adjoins the front yard of the lot to the east. As can be seen on the attached aerial photograph, the adjacent front yard is very large and oddly shaped. As can be seen on the digital photos, the front yard of the adjacent lot is also rather densely landscaped and includes several mature trees. The adjacent front yard is much larger than a typical rear yard in the area, and includes a greater amount of landscaping than a typical rear yard. There is also a tall, dense hedge along the property line between the two lots. Therefore, staff believes the room addition would have minimal impact on the adjacent lot. If the Plan Commission/Zoning Board of Appeals were to recommend approval of the variation, staff would advise that the recommendation include the condition that the existing hedge along the property line not be removed.

In review of this case, staff researched past residential rear yard setback variation requests dating back to 1997 to attempt to gain an understanding of the degree of setback relief that the Plan Commission and Village Board have typically been willing to grant. In our review of seven residential rear yard setback variation requests for proposed room additions, we found that the largest variation that has been approved was five feet from a 30 foot required rear setback. Two of the requests, which were

both seeking setback relief of 14 feet or greater, were denied. The subject request is for a four-foot variation.

In staff's evaluation of this case, we note that the proposed room addition could be constructed in compliance with the rear yard setback standards of the Zoning Code by simply reducing the size of the proposed addition. However, the petitioner maintains that the proposed room size is necessary in order for the space to be useful for business entertaining. We do not believe this justifies the request because a hardship for a zoning variation is typically associated with the physical characteristics of the property rather than the property owner's wishes regarding the use of the property. However, we note that there are mitigating factors that favor the petitioner's request. Staff reviewed the site plan to determine whether a room of the same area could be constructed on the lot in compliance with the rear yard setback requirement, and note that such a room could not be constructed without removal of existing mature and native trees. Preservation of the existing trees could be justification for the variation request. Staff notes that the widened curve in the street causes the house to be set back further on the lot than the houses to the north, thus reducing the size of the rear yard. The unusual shape of the lot could be justification for the variation request. Staff also notes that the adjacent land to the east is a large, densely landscaped front yard that is screened by a dense hedge along the property line, and, therefore, the room addition would have minimal impact on the adjacent lot. Finally, the Village has approved several similar rear yard setback variations in the past.

As noted above, a hardship for a zoning variation is typically associated with the physical characteristics of the property rather than the property owner's wishes regarding the use of the property. However, there are several mitigating factors that favor the petitioner's request. If the Plan Commission determines to recommend approval of the requested rear yard setback variation, staff recommends that it only do so subject to the following conditions:

1. That the existing hedge along the property line not be removed; and,
2. That the applicant must obtain a proper building permit for the room additions and deck as necessary to comply with the standards of the Building Code.

Commissioner Spink commented that it seems that these neighbors should talk to each other about these concerns.

Mr. Poulos said that he has told the Homeowner 's Association about approval for the plans. He noted that Association rules provide that nothing larger than a 5-inch diameter tree can be cut down without a fine being assessed because the tall oak trees are the best part of the neighborhood. In response to the question, Mr. Poulos said that his house is not on well and septic. Mr. Prempas said that what is proposed to be built should in no way effect anyone well and septic system.

Commissioner Spink asked if there is a landscape plan and she was told that the proposal would not touch any natural growth and that while they would move the bushes to prevent damage they will be replaced at the same site.

Commissioner Vora asked what type of business the petitioner was in and was told that he is in the on-line training hospitality service that supplies training for employees of restaurants and hotels. Mr. Poulos said that he entertains customers in his home approximately once or twice a month. He noted that he generally transports his guests from their hotels to his home and that there are six to ten people at such a gathering.



In response to the question, it was stated that the current hedge will be replaced around the new addition and that there is a rock border installed north to south at the end of the lot to protect against run-off.

Chairman Pro-Tem Hundhausen asked if the engineering department approved the elevation plans for each site and it was stated that engineering did inspect and approve the site to be sure that it conformed to the regulation that there cannot be any more run-off from a property than there was prior to development.

Commissioner Spink moved and Commissioner Smoot made the second to recommend approval of a variation for a rear yard setback in accordance with staff recommendations at 643 Blake Court. The results of the roll call vote were:

Ayes:	4	Commissioners Smoot, Vora, Spink and Hundhausen
Nays:	0	
Absent:	3	Commissioners Manzzullo, Christopher and Michaelson

The petitioner was reminded that this matter will be heard by the Village Board at their meeting on October 1, 2007 and was advised to attend that meeting.

Commissioner Spink moved and Commissioner Vora made that second to close the public hearing. The results of the roll call vote were:

Ayes:	4	Commissioners Smoot, Vora, Spink and Hundhausen
Nays:	0	
Absent:	3	Commissioners Manzzullo, Christopher and Michaelson

At 8:52 PM, Commissioner Smoot moved and Commissioner Spink made the second to adjourn. The motion passed by unanimous voice vote.

FOR THE COMBINED BOARD

**Village of Carol Stream**  
**Interdepartmental Memo**

**TO:** Joseph E. Breinig, Village Manager

**FROM:** Robert J. Glees, Community Development Director *RM*

**DATE:** August 20, 2007

**RE:** **Agenda Item for the Village Board Meeting of October 1, 2007 – Public Hearing for a Fourth Amendment to the Central Park Annexation Agreement to Remove the Use Restrictions for the Commercial Property at 1270-1276 Kuhn Road.**

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**PURPOSE**

The purpose of this memorandum is to present to the Village Board an amendment to the Central Park Annexation Agreement to remove the use restrictions for the commercial property at 1270-1276 Kuhn Road, as directed at the September 4, 2007, Village Board meeting.

**DISCUSSION**

Attached is a proposed amendment to the Central Park Annexation Agreement removing all use restrictions for the property at 1270-1276 Kuhn Road in the same manner as was done for *The Shiner Group* commercial building on the east side of Kuhn Road in the same commercial development. The Village Attorney has reviewed the proposed amendment and found it to be acceptable. An ordinance authorizing the execution of the amendment is included in the Village Board's packet.

**RECOMMENDATION**

Staff recommends the Village Board approve the ordinance authorizing execution of the Fourth Amendment to the Central Park Annexation Agreement.

RJG:bg

C: Doug Salemi, via fax - (630)762-1701  
u:\misc village board correspondence\central park request 6.doc

**FOURTH AMENDMENT TO  
ANNEXATION AGREEMENT**

This Fourth Amendment to Annexation Agreement made and entered into by and between **VILLAGE OF CAROL STREAM**, an Illinois municipal corporation, hereinafter referred to as the "Village" and **DOUGLAS E. SALEMI** with regard to the Property subject of this Fourth Amendment, hereinafter referred to as "Owner".

**WITNESSETH:**

WHEREAS, the parties hereunto did heretofore enter into a certain Annexation Agreement as of May 15, 2000; and

WHEREAS, the parties did heretofore enter into a First, Second and Third Amendment to said Annexation Agreement; and

WHEREAS, since the execution of said Annexation Agreement, Owner has acquired title to the Property legally described on Exhibit "A" and hereinafter referred to as "Lot 2"; and

WHEREAS, the Annexation Agreement gives the Village a substantial series of standards which it shall utilize in determining whether to approve specific site plans proposed for the property; and

WHEREAS, the parties have previously agreed to add additional standards which should have the effect of causing the *property to be developed and occupied during the life of the Annexation Agreement with businesses which will generate substantial sales tax, rather than, for example, office or service businesses*; and

WHEREAS, the parties have agreed that the additional standards set forth in Section 1 of the Second Amendment to the Annexation Agreement shall no longer apply to Lot 2;

NOW, THEREFORE, IT IS AGREED between the Village of Carol Stream, ("Village"), and Douglas E. Salemi ("Owner"), that the Annexation Agreement for the portion of the commercial property in Pasquinelli's Central Park Subdivision as is legally described on Exhibit "A", attached to and made a part of this Agreement, is hereby amended, as follows:

SECTION 1: There shall be added to Paragraph 2.4, a new paragraph, which shall hereinafter read, as follows:

Lot 2, being land legally described in Exhibit "A", and being a part of the territory governed by the provisions of this Annexation Agreement, shall be developed in accordance with the standards set forth in Section 2.4. The additional standards set forth in the Second Amendment to the Annexation Agreement, which added a paragraph to Section 2.4 and identified certain uses that would not be permitted on the property without a motion approved by a vote of two-thirds (2/3) of the Corporate Authorities of the Village, shall not apply to Lot 2.

SECTION 2: With the exception of the modification made in Section 1, all other terms and conditions of the Annexation Agreement, as previously amended, shall continue in full force.

IN WITNESS WHEREOF, the parties hereunto have executed this Amendment the day and year first above written.

VILLAGE OF CAROL STREAM, an Illinois  
Municipal Corporation,

BY: \_\_\_\_\_

DOUGLAS E. SALEMI,

BY: \_\_\_\_\_

## **EXHIBIT A**

### **LEGAL DESCRIPTION**

Lot 2, also known as:

Of that part of Lot 5 in Pasquinelli's Central Park, being a subdivision of part of the east half of Section 19, Township 40 North, Range 10 East of the Third Principal Meridian, according to the plat thereof recorded April 26, 2002 as Document R2002-113396 and certificate of correction recorded as Document R2002-340814, and that part of the northwest quarter of said Section 19, lying east of lots 11 through 16, inclusive, of Block 52 in Hanover-Army Trail Unit Number 15, being a subdivision of part of the northwest fractional quarter of said Section 19, according to the plat thereof recorded July 24, 1978 as Document R78-67551, described as follows: commencing at the northwest corner of said Lot 5: thence north 84 degrees 47 minutes 03 seconds west along the south line of Army Trail Road heretofore dedicated for public highway per document number 453490, a distance of 33.15 feet to the northeast corner of lot 11 of block 52 in aforementioned Hanover-Army Trail unit number 15: thence south 00 degrees 12 minutes 31 seconds east along the east line of Hanover-Army Trail Unit number 15 aforesaid, 241.08 feet: thence south 84 degrees 47 minutes 03 seconds east, 365.43 feet to the point of beginning: thence south 84 degrees 47 minutes 03 seconds east, 177.35 feet: thence north 04 degrees 55 minutes 50 seconds east, 203.59 feet: thence north 84 degrees 47 minutes 03 seconds west, 11.24 feet: thence north 05 degrees 12 minutes 57 seconds east, 30.59 feet: thence north 31 degrees 08 minutes 16 seconds west, 8.80 feet to the north line of aforementioned lot 5: thence south 83 degrees 03 minutes 44 seconds east along said north line, 88.21 feet: thence south 45 degrees 33 minutes 40 seconds west, 36.68 feet: thence south 04 degrees 55 minutes 50 seconds west, 234.66 feet: thence south 79 degrees 23 minutes 15 seconds east, 195.64 feet to a point on a non-tangent curved line concave northwest and having a radius of 455.00 feet, said line being an easterly line of said Lot 5: (the following 5 courses are along the easterly and southerly lines of said Lot 5) thence southwesterly along said curved line, an arc distance of 284.78 feet (the chord to said arc bears south 52 degrees 04 minutes 10 seconds west, 280.16 feet): thence south 70 degrees 00 minutes 00 seconds west, 222.86 feet to a point of curvature with a curved line concave southeast and having a radius of 535.00 feet: thence southwesterly along said curved line, an arc distance of 15.83 feet (chord 15.83 feet): thence north 05 degrees 12 minutes 57 seconds east, 335.89 feet to the point of beginning, all in DuPage County, Illinois.

AGENDA ITEM

C-2 10-1-07

*Village of Carol Stream*  
**Interdepartmental Memo**

**TO:** Joseph E. Breinig, Village Manager

**FROM:** Robert J. Glees, Community Development Director *RJG*

**DATE:** September 28, 2007

**RE:** **Agenda Item for the Village Board Meeting of 10/1/07: Town & Country Homes, The Fountains at Town Center, NW Corner Gary Avenue and Lies Road - Second Amendment to the Hartsing Farm Annexation Agreement**

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**PURPOSE**

The purpose of this memorandum is to present the referenced agreement amendment to the Village Board for approval.

**DISCUSSION**

The *Fountains at Town Center* project at the northwest corner of Gary Avenue and Lies Road is nearing completion. Town and Country Homes has been working to finish work on the streets and other infrastructure, as well as the stormwater management areas. One of the items that remains to be completed per the approved PUD Plan is the bike path, for which the section along the north side of Lies Road leading up to the Gary/Lies intersection still needs to be constructed. However, DuPage County has advised that they will not permit this section of bike path to be constructed unless pedestrian signal improvements are provided to the entire intersection. Because this would be a significant expense, and beyond the developer's scope of the project, Town and Country Homes is unable to complete the last section of bike path at this time.

Village staff supports the installation of pedestrian crossing improvements at the intersection, and in fact has advised the developers of properties in the northeast and southeast quadrants during their respective plan development phases that they will need to share in the costs of such improvements in order to connect their onsite pedestrianways to the intersection crossings. Staff expects the most optimistic scenario would be for the work to be included in the planned improvements to Gary Avenue, which DuPage County plans to do within five years, with the cost of the pedestrian improvements to be borne by the developers.

Although pedestrian improvements at the Gary/Lies intersection were not included in the *Fountains at Town Center* PUD Plan, the developer agreement for the property does include the contribution of \$100,000 for traffic control improvements; however, those funds are designated to be used for improvements to the intersection of Lies Road and Fountain View Drive. In the event the Village determines after a ten-year period that traffic control improvements at Fountain View are not warranted, then the \$100,000 contribution can be used for other traffic control improvements. Staff suggests, and Town and Country has no objection, that the 10-year delay be eliminated from the agreement, so that the contribution could be used at the Village's discretion. This would allow the Village to apply the funds to the pedestrian crossing improvements at the Gary/Lies intersection, if it should so choose at some time in the future.

The Village Attorney has reviewed the proposed amendment to the annexation agreement, and finds it acceptable. Please note, however, that the cost of the remaining bike path to be constructed, as shown on Exhibit A of the proposed Second Amendment, was not yet determined as of the writing of this memorandum. The cost needs to be determined by the developer's engineer and approved by the Village Engineer. Staff expects to have this figure at the October 1<sup>st</sup> Village Board meeting.

### **RECOMMENDATION**

Staff recommends the Village Board pass the attached ordinance to approve the Second Amendment to the Hartsing Farm Annexation Agreement, eliminating the 10-year restriction for the use of the \$100,000 developer contribution.

RJG:bg

u:\annexations\fountains at town center\vb memo 3.doc

**SECOND AMENDMENT TO HARTSING FARM  
ANNEXATION AGREEMENT**

This Second Amendment to Annexation Agreement made and entered into the \_\_\_\_\_ day of \_\_\_\_\_, 2007, by and between the **VILLAGE OF CAROL STREAM**, an Illinois municipal corporation, located in DuPage, Illinois, (hereinafter referred to as the "Village") and **HOVSTONE PROPERTIES ILLINOIS, LLC**, a Delaware limited liability (hereinafter referred to as "Hovstone"), successor to Pinnacle Corporation and doing business as Town & Country Homes. The Village and Hovstone are sometimes referred to herein individually as "Party" and jointly as the "Parties".

**WITNESSETH:**

WHEREAS, the Village entered into a certain Annexation Agreement with Ralph Hartsing and Rodney Hartsing, the then owners of the Property subject of the Agreement, and Pasquinelli, Inc., the then proposed developer of said Property; and

WHEREAS, the Parties did heretofore enter into a First Amendment to said Annexation Agreement dated November 1, 2004, (hereinafter referred to as the "Agreement"); and

WHEREAS, the Parties hereto desire to amend the Agreement in certain particulars.

WHEREAS, in executing this Second Amendment, Hovstone makes no representation that its signature herein is the only signature necessary to effect such an amendment pursuant to the terms of either the Annexation Agreement or the First Amendment to the Annexation Agreement.

NOW, THEREFORE, in consideration of the mutual covenants and conditions hereinafter set forth, the Parties hereunto do hereby agree as follows

SECTION 1: Notwithstanding any provision contained within the Agreement, the Village will accept from Pinnacle the sum of \$ \_\_\_\_\_ in lieu of Pinnacle's obligation to construct the last remaining link of a bike path on the north side of Lies Road from the Lies Road box culvert



to Gary Avenue as shown on the approved Final Planned Unit Development Plan (Exhibit A). The payment of that sum will free Pinnacle of any obligation in the Agreement or in the approved Final Planned Unit Development Plan for the construction of that bike path link. In addition, Pinnacle has contributed an additional \$100,000.00 to the Village as specified in Section 3 of the Agreement. Pinnacle frees the Village of its obligation to use those funds for specific traffic improvements, along with its obligation to utilize the money for a specific purpose until ten (10) years have passed. The Village may utilize the \$100,000.00 for any costs associated with public services provided to the Development, including, but not limited to, roadway and vehicular and pedestrian traffic signalization and amenities. The agreed upon total amount of \$\_\_\_\_\_ will be paid to the Village on or before December 1, 2007.

SECTION 2: With the exception of the changes made in Section 1, all other terms and conditions of the First Amendment to Annexation Agreement shall continue in full force.

IN WITNESS WHEREOF, the parties hereunto have executed this Amendment the day and year first above written.

VILLAGE OF CAROL STREAM, an Illinois  
municipal corporation,

BY: \_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_

PINNACLE CORPORATION, an Illinois corporation,

BY: \_\_\_\_\_  
President

ATTEST:

\_\_\_\_\_



AGENDA ITEM  
C-3 10-1-07

*Village of Carol Stream*  
**Interdepartmental Memo**

**TO:** Joseph Breinig, Village Manager  
**FROM:** Stan W. Helgerson, Finance Director *SH*  
**DATE:** August 29, 2007  
**RE:** 2007 Tax Levy Determination

The proposed tax levy for the Carol Stream Public Library is \$3,405,809.00. This is an increase of 1.45% over their 2006 levy/extension.

At the Board meeting on Monday night (October 1<sup>st</sup>), a motion will need to be made establishing \$3,405,809.00 as the amount needed to fund the Library for the 2009 fiscal year and to direct staff to publish a notice for a public hearing on the proposed tax levy to be held on November 5, 2007.

The notice will need to be published on October 26th and I have included a copy for your information.

If you have any questions, please give me a call.

cc: Ann Kennedy  
Carol Stream Public Library

**NOTICE OF PROPOSED PROPERTY TAX INCREASE FOR THE VILLAGE OF  
CAROL STREAM, DUPAGE COUNTY, ILLINOIS**

- I. A public hearing to approve a proposed property tax levy increase for the Village of Carol Stream (including the Carol Stream Public Library) for 2007 will be held on November 5, 2007 at 8:00 p.m. at the Carol Stream Village Hall, 500 North Gary Avenue, Carol Stream, Illinois.

Any person desiring to appear at the public hearing and present testimony to the taxing district may contact Joseph Breinig, Village Manager, 500 North Gary Avenue, Carol Stream, IL 60188, 630/665-7050.

- II. The corporate and special purpose property taxes extended or abated for 2006 were \$3,357,274.63.

The proposed corporate and special purpose taxes to be levied for 2007 are \$3,405,809.00. This represents a 1.45% increase over the previous year.

- III. The property taxes extended for debt service and public building commission leases for 2006 were \$0.00.

The estimated property taxes to be levied for debt service and public building commission leases for 2007 are \$0.00. This represents a 0.00% increase over the previous year.

- IV. The total property taxes extended or abated for 2006 were \$3,357,274.63.

The estimated total property taxes to be levied for 2007 are \$3,405,809.00. This represents a 1.45% increase over the previous year.

Printed by Order of the Corporate Authorities  
of the Village of Carol Stream,  
DuPage County, Illinois

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**TO BE PRINTED ON FRIDAY, OCTOBER 26, 2007**

**Printer:** This must be printed on 1/8 of a page with the smallest type used being 12 point. The notice must be enclosed in a black border no less than 1/4 inch wide. The notice must not be placed in that portion of the newspaper where legal notices and classified advertisements appear.

PROCLAMATION

AGENDA ITEM

DECLARING OCTOBER 2007  
BREAST CANCER AWARENESS MONTH IN CAROL STREAM

C4 10-1-07

WHEREAS, approximately 1 in 8 women will develop breast cancer in their lifetime; and

WHEREAS, breast cancer is the most commonly diagnosed cancer and the second leading cause of cancer deaths among women in the United States; and

WHEREAS, it is estimated that 7,030 new female breast cancer cases in Illinois will occur in 2007 also estimated that approximately 1,780 women will die of breast cancer in Illinois in 2007; and

WHEREAS, nationally, approximately 178,480 new cases of invasive breast cancer are expected to be diagnosed among women in 2007. About 2,030 cases of breast cancer are expected to occur among men in 2007; and

WHEREAS, every woman is at risk for breast cancer even if she has no family history of the disease, but women over the age of 50 are at the greatest risk for being diagnosed with breast cancer; and

WHEREAS, the overall 5-year survival rate for women diagnosed with breast cancer is 88% and the overall 10-year survival rate is 80%. When breast cancer is diagnosed early (Stage I) the 5-year survival rate for women is 98%; and

WHEREAS, a mammogram is the single most effective method of detecting breast changes long before physical symptoms that may be cancer can be seen or felt; and

WHEREAS, October is designated as **National Breast Cancer Awareness Month**; and

WHEREAS, the pink ribbon is the internationally recognized symbol of breast cancer awareness; and

WHEREAS, community organizations, churches, synagogues and other places of worship, and work sites can play a special role in educating their members or employees about breast cancer;

NOW, THEREFORE, BE IT PROCLAIMED THAT I, MAYOR FRANK SAVERINO SR. & THE BOARD OF TRUSTEES OF CAROL STREAM, DUPAGE COUNTY, ILLINOIS in the exercise of its home rule powers do hereby recognize October 2007 as *National Breast Cancer Awareness Month* and encourage residents to wear pink ribbons during *Pink Ribbon Week*, in recognition of breast cancer and in honor of women who are now courageously fighting the battle with breast cancer. The Village Board encourages women to become proactive with their health and recommend they regularly consult their physician about periodic screenings, regular clinical breast examinations and mammograms as well as conducting monthly breast self examinations.

PASSED AND APPROVED THIS 1st DAY OF OCTOBER 2007.

Frank Saverino Sr. - Mayor

Beth Melody, Village Clerk

0-5  
AGENDA ITEM  
05 10-1-07

**PROCLAMATION**

**PROCLAMATION  
DECLARING OCTOBER 2007  
ARTS & HUMANITIES MONTH IN CAROL STREAM**

Whereas, the month of October has been recognized as National Arts and Humanities Month by thousands of arts and cultural organizations, communities, and states across the country, as well as by the White House and Congress for more than two decades; and

Whereas, the arts and humanities plays a unique role in the lives of our communities and enhances and enriches the lives of all American citizens; and

Whereas, the arts and humanities embody much of the accumulated wisdom, intellect, and imagination of humankind; and

Whereas, the arts and humanities effect every aspect of life in American today including the economy, social problem-solving, education, creativity, community and livability; and

Whereas, the nation's 40,000 cultural organizations, the National Endowment for the Arts, the National Endowment for the Humanities, the nation's 4,000 local arts agencies, the 50 state arts and humanities councils and the countless local arts advocacy organizations all throughout our great country will participate in this year's awareness campaign; and

Whereas, the nonprofit arts industry also strengthens our economy by generating \$166.2 billion in total economic activity annually and by supporting the full-time equivalent of 5.7 million jobs.

NOW, THEREFORE, BE IT PROCLAIMED THAT I, MAYOR FRANK SAVERINO SR. & THE BOARD OF TRUSTEES OF CAROL STREAM, DUPAGE COUNTY, ILLINOIS in the exercise of its home rule powers do hereby proclaim October 2007 as National Arts and Humanities Month in Carol Stream and call upon all residents to celebrate and promote the arts and culture in our nation and to specifically encourage the greater participation by those said citizens in taking action for the arts and humanities in their towns and cities.

PASSED AND APPROVED THIS 1st DAY OF OCTOBER 2007.

\_\_\_\_\_  
Frank Saverino Sr. - Mayor

\_\_\_\_\_  
Beth Melody, Village Clerk

AGENDA ITEM  
C-6 10-1-07

**PROCLAMATION**

**DECLARING OCTOBER 7-13, 2007  
FIRE PREVENTION WEEK IN CAROL STREAM**

WHEREAS, the Village and the Carol Stream Fire Protection District is committed to ensuring the safety and security of all those living in and visiting the Carol Stream community; and

WHEREAS, fire is a serious public safety concern both locally and nationally, and homes are the locations where people are at greatest risk from fire; and

WHEREAS, the National Fire Protection Association has documented through its research that home fires killed 3,030 people in the U.S. in 2005 - roughly 8 people every day; and

WHEREAS, local first responders are dedicated to reducing the occurrence of home fires and their associated injuries through prevention and protection education; and

WHEREAS, Carol Stream homeowners are asked to take seriously their role as stewards of their property by following recommended fire prevention public education measures that will improve their readiness to take personal steps to ensure their family's safety from fire; and

WHEREAS, residents who have already planned and practiced a home fire escape plan are more prepared and will therefore be more likely to survive a fire; and

WHEREAS, the 2007 Fire Prevention Week theme, **"It's Fire Prevention Week - Practice Your Escape Plan!"** effectively serves to remind us all of the recommended precautions we can take to stay safe from property fires all throughout the year.

NOW THEREFORE BE IT PROCLAIMED THAT, I, FRANK SAVERINO SR., MAYOR & THE VILLAGE BOARD OF TRUSTEES, OF CAROL STREAM, DUPAGE COUNTY, ILLINOIS IN SUPPORT OF ITS HOME RULE POWERS do hereby proclaim October 7-13, 2007 as Fire Prevention Week throughout the community-at-large, and urge all Carol Stream residents to heed the important safety messages of Fire Prevention Week 2007, and to support the many public safety activities of the Carol Stream Fire Protection District by attending their annual Fire Prevention Week Open House scheduled for Saturday, October 6<sup>th</sup> from 11am - 3 pm at Fire District Headquarters located at 365 N. Kuhn Rd.

PASSED AND APPROVED THIS 1st DAY OF OCTOBER 2007.

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Frank Saverino Sr. - Mayor

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Beth Melody, Village Clerk

C-7 10-1-07

PROCLAMATION

DECLARING OCTOBER 7 - 13, 2007  
MENTAL ILLNESS AWARENESS WEEK

WHEREAS, every year, severe mental illnesses such as schizophrenia, bipolar disorder, major depression, obsessive-compulsive disorder, severe anxiety disorders, borderline personality disorder, and post-traumatic stress disorders affect 1 in every 5 families; and

WHEREAS, severe mental illnesses are more common than cancer, diabetes and heart disease and are the number one reason for hospital admissions nationwide; and

WHEREAS, severe mental illnesses impairing brain function have been scientifically proven to be highly treatable illnesses; and

WHEREAS, scientific research is producing tremendous breakthroughs in the understanding of mental illnesses, resulting in more effective treatments that allow people to reclaim full and productive lives; and

WHEREAS, severe mental illnesses continue to be shrouded in stigma and discrimination from societal prejudice causing those affected to be cast as second-class citizens; and

WHEREAS, since 1990, the U.S. Congress has set aside the 1<sup>st</sup> week of October to generate a greater awareness of mental illness and to support the efforts of the National Assoc. of Mental Illness and its state affiliates to this end; and

WHEREAS, the National Assoc. of Mental Illness has themed this year's campaign **Building Community ... Taking Action** that highlights the need to build a comprehensive, efficient system to screen, evaluate, diagnose and treat mental illnesses at every stage of life.

NOW, THEREFORE, BE IT PROCLAIMED THAT I, MAYOR FRANK SAVERINO SR. & THE BOARD OF TRUSTEES OF CAROL STREAM, DUPAGE COUNTY, ILLINOIS in the exercise of its home rule powers, do hereby proclaim October 7 through October 13, 2007 as Mental Illness Awareness Week in Carol Stream and asks residents from all walks of life to support all those professionals in the mental health field and the countless crisis intervention volunteers who provide much needed care to those Americans suffering from mental illness.

PASSED AND APPROVED THIS 1st DAY OF OCTOBER 2007.

\_\_\_\_\_  
Frank Saverino Sr. - Mayor

ATTEST:

\_\_\_\_\_  
Beth Melody, Village Clerk



*Village of Carol Stream*  
**Interdepartmental Memo**

**TO:** Joseph E. Breinig, Village Manager

**FROM:** John Svalenka, Village Planner *JS*

**THROUGH:** Robert J. Glees, Community Development Director *RJG*

**DATE:** September 25, 2007

**RE:** **Agenda Item for the Village Board meeting of October 1, 2007**  
**PC/ZBA Case 07226, John & Cynthia Poulos, 643 Blake Court**  
**Variation - Rear Yard Setback**

---

John L. Prempas of Windharbor Construction, on behalf of John and Cynthia Poulos, has submitted an application requesting approval of a zoning variation to allow a reduction of the rear yard setback requirement in the R-3 District from 30 feet to 26 feet in accordance with Section 16-8-3(F)(3) of the Carol Stream Zoning Code to allow construction of a proposed room addition. Mr. and Mrs. Poulos plan to remove an existing 500 square foot deck in the rear yard of the house and replace it with a 297 square foot room addition and a new 370 square foot deck.

The staff report presenting the requested zoning variation, with supporting documentation, was transmitted to the Village Board with the Plan Commission/Zoning Board of Appeals (PC/ZBA) packet on September 21, 2007. At their September 24, 2007, meeting, the PC/ZBA recommended approval of the zoning variation for a reduction of the rear yard setback from 30 feet to 26 feet by a vote of 4-0, subject to the conditions contained within the staff report.

If the Village Board concurs with the Plan Commission/Zoning Board of Appeals recommendations, they should approve the requested zoning variation and adopt the necessary Ordinance.

JDS:js

c: John L. Prempas, via fax, (847) 931-9497

F-1 10-1-07

Village of Carol Stream  
Interdepartmental Memo

**TO:** Joseph E. Breinig, Village Manager  
**FROM:** John Svalenka, Village Planner *AS*  
**THROUGH:** Robert J. Glees, Community Development Director *RJG*  
**DATE:** September 27, 2007  
**RE:** **Agenda Item for the Village Board meeting of October 1, 2007**  
**PC/ZBA Case 07157, Parkway Bank, 908 W. Army Trail Road**  
**Special Use Permit – Bank**  
**Special Use Permit – Drive-up Service Window**

Robert A. McNees, representing Parkway Bank, has submitted an application requesting approval of a Special Use Permit for a Bank in accordance with Sections 16-9-3(C)(3) and 16-9-4(C)(1) of the Carol Stream Zoning Code and a Special Use Permit for Drive-up Service Window in accordance with Sections 16-9-3(C)(12) and 16-9-4(C)(1) of the Carol Stream Zoning Code to allow construction of a Parkway Bank and drive-up facilities within the existing County Farm Plaza shopping center. The bank is proposed at the southeast corner of the multi-tenant retail building at the southeast corner of the overall commercial development.

The staff report presenting the requested Special Use Permits, with supporting documentation, was transmitted to the Village Board with the Plan Commission/Zoning Board of Appeals (PC/ZBA) packet on September 7, 2007. At their September 10, 2007, meeting, the PC/ZBA recommended approval of the Special Use Permit for a Bank by a vote of 4-0, and recommended approval of the Special Use Permit for Drive-up Service Window by a vote of 3-1. Both recommendations include the conditions listed in the staff report, and include the condition that DO NOT ENTER signs be installed at the exit from the drive-up to the rear service/delivery drive.

At their September 17, 2007, meeting, the Village Board recommended that traffic exiting the rear service drive be restricted to right turns only onto County Farm Road. The Village Board tabled the proposal until the October 1, 2007, meeting in order to allow the petitioner to determine whether the owner of the County Farm Plaza shopping center would agree to the restriction.

Included in the Village Board's packet is a proposed ordinance including the right-turn restriction as requested by the Village Board. Attached to this memorandum is a letter dated September 26, 2007, from Mr. McNees indicating that the shopping center owner would agree to the proposed restriction, but asking that the Village Board consider limiting the restriction to "rush hours." Also attached is a memorandum from the Village Engineer discussing the analysis

conducted by staff during review of the case, and providing staff's reasons for omitting egress restrictions from the recommended conditions of approval.

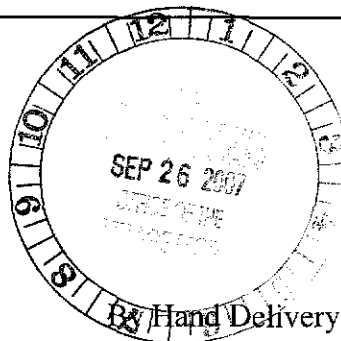
If the Village Board concurs with the Plan Commission/Zoning Board of Appeals recommendations, with the additional condition restricting the southerly egress to right turns only, they should approve the requested Special Use Permits and adopt the necessary ordinance.

JDS:RJG:js

c: Bob McNees, via fax, (630) 665-5260

# Robert A. McNees & Associates

ATTORNEYS AT LAW



Robert A. McNees  
Steven M. Kudulis  
Theodore W. Wrobleski  
of counsel

September 26, 2007

Mayor Frank Saverino &  
Board of Trustees  
Village of Carol Stream  
500 North Gary Avenue  
Carol Stream, IL 60188

RE: County Farm Plaza, Carol Stream, IL  
Parkway Bank Special Use Permit Application

Dear Mayor and Trustees:

Per your request at the most recent Village Board meeting, I asked the owner of the center if he would agree to banning left hand turns out of the shopping center's rear driveway (the southernmost driveway) onto County Farm Rd, in connection with the request for approval of the drive-in facility for Parkway Bank. The owner asked that the prohibition against left hand turns be only during rush hours, but he did indicate that he would agree to a total prohibition, if the Board required it, as a condition of the special use permit.

Very truly yours,

Robert A. McNees & Associates

By: \_\_\_\_\_

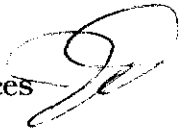
Robert A. McNees

RAM:rm

cc: Carol Stream Properties, LLC

*Village of Carol Stream*  
Interdepartmental Memo

TO: Robert Glees, Community Development Director

FROM: James T. Knudsen, Director of Engineering Services 

DATE: September 26, 2007

RE: 908 W. Army Trail Road (Parkway Bank) – County Farm Road Access

The developer submitted a site plan that would modify the existing building by removing a section at the southeast corner and installing a drive-thru for a proposed bank. The plan shows the southern full-access drive for County Farm road to be the exit for the drive-thru. They proposed keeping this a full access.

Engineering Staff concurred with the proposed site plan. The decision was based on the following reasons:

1. The amount of traffic generated during the peak hour was low.
2. Prohibiting left turns would force drivers wanting to go north bound onto County Farm Road to drive all the way around the building, through the parking lot to the full access drive to the north. Although the bank drive-thru volume is low the total volume of left turning traffic from this exit would be diverted to this northern access making it more congested. This would also place more traffic at this access, which is closer to the County Farm Road – Army Trail Road intersection. It's preferable to keep access and traffic as far away from the intersection as possible. Therefore, it was felt that dispersing the traffic to two intersections was a better alternative.
3. The southern access was designed to separate the truck and delivery traffic from the shopping center patron traffic. If left turns are prohibited from this access it could force delivery trucks thru the parking lot. This is an undesirable situation as it creates more conflicts with traffic and pedestrians. It's also more difficult for these wide turning vehicles to negotiate the shorter radiuses of a parking lot.
4. Prohibiting left turns at the southern access drive can be difficult to enforce and obtain compliance. Police cannot patrol the access continually. Normally a channelized barrier island is installed to gain better compliance by actually forcing a right turn.

For these reasons Staff agreed with the proposed site plan to keep the southern access drive as a full access. Staff could monitor the performance of the access drive and if problems arose, turning restrictions through signing or channelization could be implemented. The owner of the shopping center would need to agree to these terms.

Cc: William N. Cleveland, Assistant Village Engineer  
Matt Streicher, Civil Engineer

F-2 10-1-07

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE GRANTING A SPECIAL USE PERMIT FOR A BANK WITH  
DRIVE-UP WINDOW SERVICE  
(908 W. ARMY TRAIL ROAD)**

WHEREAS, Robert McNees, representing Parkway Bank, has requested a Special Use Permit to allow a bank in accordance with Sections 16-9-4(C)(1) and 16-9-3(C)(3) of the Carol Stream Zoning Code and a Special Use Permit for Drive-Up Service Window, in accordance with Sections 16-9-3(C)(12) and 16-9-4(C)(1) of the Carol Stream Zoning Code on the approximate 0.709-acre property located on the west side of County Farm Road, just south of Army Trail Road known as 908 W. Army Trail Road, in the B-3 Service District; and

WHEREAS, the Combined Plan Commission and Zoning Board of Appeals, pursuant to proper notice, held a public hearing on September 10, 2007, concerning this request and has determined that approval of a Special Use Permit for a bank with drive up window service at this location would not be detrimental to the public welfare nor to the surrounding properties; and

WHEREAS, the said Combined Plan Commission/Zoning Board of Appeals has filed its minutes with the Carol Stream Board of Trustees containing its findings and its recommendations that the proposed special use be approved subject to certain conditions being met; and

WHEREAS, the requested special use will not alter the character of the area, nor affect the general public or use of the property within the area.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF TRUSTEES OF THE VILLAGE OF CAROL STREAM, DUPAGE COUNTY, ILLINOIS, IN THE EXERCISE OF ITS HOME RULE POWERS, as follows:

SECTION 1: That the property legally described in Section 1 of this Ordinance, located at 908 W. Army Trail Road, be granted a special use permit for a bank with ancillary drive-up window service as shown on the attached Landscape Plan (Exhibit A) and Proposed Site Plan (Exhibit B), dated August 21, 2007, drawn by Maemar P.C., 3866 RFD, Long Grove, IL 60047, provided the following conditions are met:

1. The two signs at the entrance to the drive-up lanes be YIELD signs with wording as approved by the Village Engineer.
2. All shrubs and perennials be maintained at a height not to exceed 36 inches to keep open sight lines.
3. Separate building permits are required for all signs.
4. Only channel letter signs, and not box signs, be permitted for the bank.
5. All new rooftop equipment be completely screened from view in all directions.
6. All new ground mounted mechanical equipment shall be screened from view from surrounding public streets.
7. All landscape materials shall be maintained in a neat and healthy manner, with dead or dying materials replaced with similar type species as indicated on the approved landscape plan on an annual basis.
8. The construction and operation of the facility and maintenance of the site will comply with all state, county and Village codes and requirements.

9. DO NOT ENTER signs be installed at the exit from the drive-up to the rear service/delivery drive.
10. As a condition of the special use permit for the drive-up service window, traffic exiting the shopping center to County Farm Road via the most southerly access drive shall be restricted to right turn only.

**LEGAL DESCRIPTION:**

Part of Lot 1 and Lot 5 of County Farm Center Resubdivision, a subdivision of part of the west half of the northeast quarter of Section 24, in Township 40 North, Range 9, East of the Third Principal Meridian, according to the plat recorded as Document R1993-011956, in DuPage County, Illinois.

SECTION 2: This Ordinance shall be in full force and effect from and after the passage, approval and publication in pamphlet form as provided by law, provided, however, that this Ordinance is executed by the owners of the subject property or such other party in interest, consenting to and agreeing to be bound by the terms and conditions contained within this Ordinance. Such execution and delivery to the Village shall take place within sixty (60) days after the passage and approval of this Ordinance, or within such extension of time as may be granted by the corporate authorities by motion.

SECTION 3: That failure of the owner or other party in interest, or a subsequent owner or other party in interest, to comply with the terms of this Ordinance, after execution of said Ordinance, shall subject the owner or party in interest to the penalties set forth in Section 16-17-7, A and B of the Village of Carol Stream Zoning Code, and/or termination of the special use after notice and public hearing in accordance with the procedures required by statute and the Carol Stream Zoning Code for an amendment to the Zoning Code.



PASSED AND APPROVED THIS 1<sup>ST</sup> DAY OF OCTOBER 2007.

AYES:

NAYS:

ABSENT:

\_\_\_\_\_  
Frank Saverino, Sr., Mayor

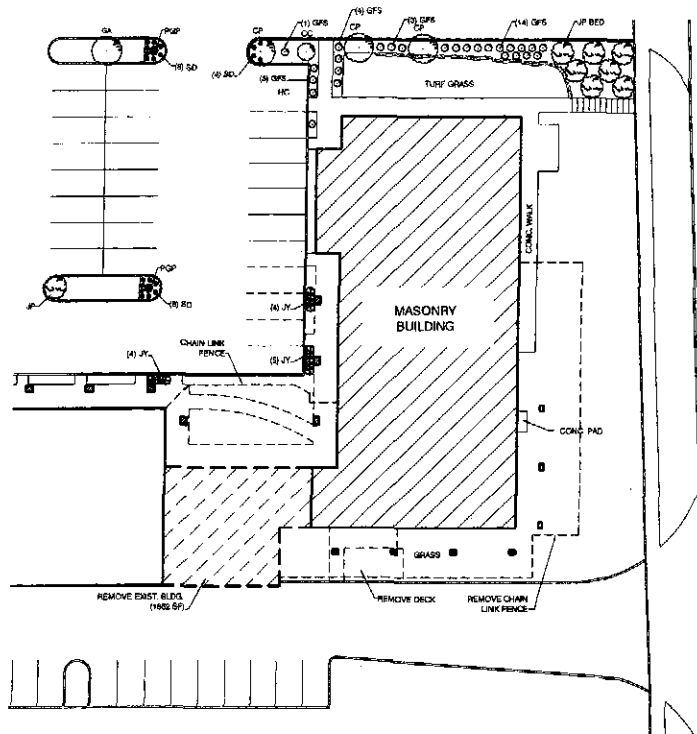
ATTEST:

\_\_\_\_\_  
Beth Melody, Village Clerk

I, \_\_\_\_\_, being the owner or other party of interest of the  
(please print)  
property legally described within this Ordinance, having read a copy of the  
Ordinance, do hereby accept, concur and agree to develop and use the subject  
property in accordance with the terms of this Ordinance.

\_\_\_\_\_  
(Date)

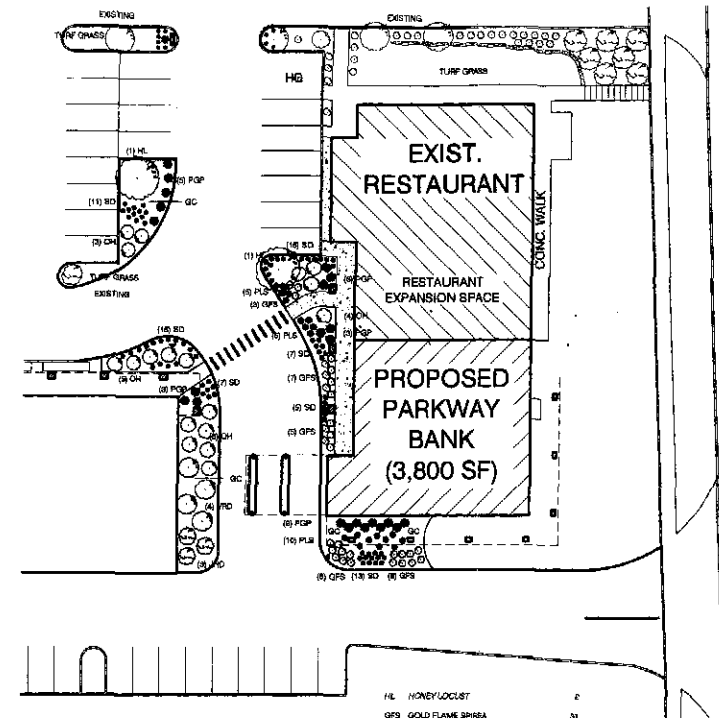
\_\_\_\_\_  
(signature)



**EXISTING LANDSCAPE**  
SCALE: 1/4" = 1'-0"

- CC HARRY LAUDERS WALKING STICK
- CP CALLERY PEAR
- DA GREEN ASH
- GFS GOLD FLAME SPIREA
- JF JUNCUS PROCUMBENS
- JT JAPANESE YEW
- PFP PAMPAS GRASS 'PLUMULA'
- SD STELLA D'ORO DAVIDY

COUNTY FARM ROAD



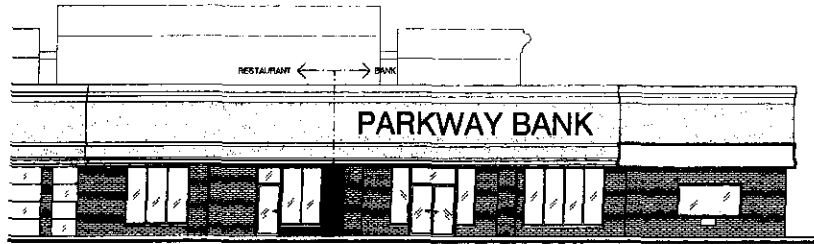
**PROPOSED LANDSCAPE**  
SCALE: 1/4" = 1'-0"

- HL HONEYLOCUST 2
- GFS GOLD FLAME SPIREA 31
- JF JUNCUS PROCUMBENS 'TOKUJASAI' 3
- CH CHALKBERRY HYDRANGEA 13
- VRD VARIEGATED RED TWIG DOGWOOD 4
- PFP PAMPAS GRASS 'PLUMULA' 20
- PLB PEROVSKIA 'LITTLE SPINE' 19
- SD STELLA D'ORO DAVIDY 20
- GC GROUNDCOVER - PERIWINKLE 5 PLANTS @ 4' O.C.
- MC MULCH

COUNTY FARM ROAD

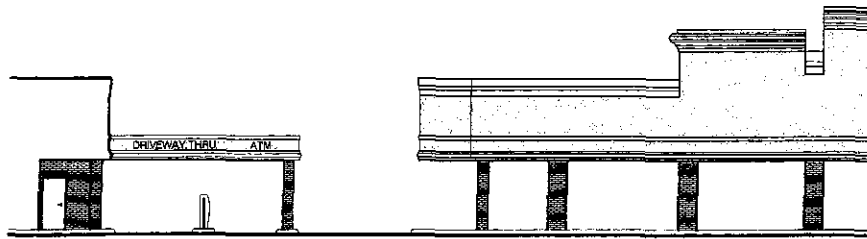
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SEP 04 2007  
COMMUNITY DEVELOPMENT DEPT.





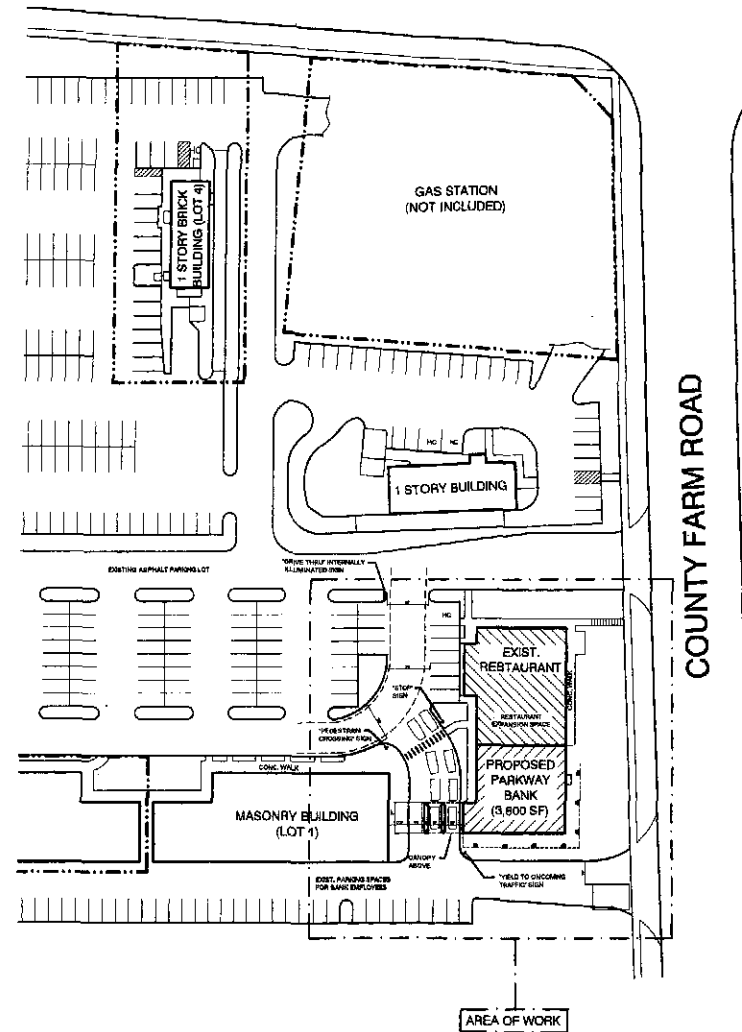
EAST ELEVATION

SCALE: 1/8"=1'-0"



NORTH ELEVATION

SCALE: 1/8"=1'-0"



PROPOSED SITE PLAN


SCALE: 1/4"=30'-0"



G-1 10-1-07

*Village of Carol Stream*  
Interdepartmental Memo

TO: Joseph Breinig, Village Manager

FROM: James T. Knudsen, Director of Engineering Services 

DATE: September 26, 2007

RE: St. Charles Road Water Main Project – Acceptance of Public Improvements, Authorization of Final Payment and Waiver of One-Year Maintenance Bond

All the work for the St. Charles Road Water Main Project has been satisfactorily completed in accordance with the approved plans. Final waivers of lien, as built, bill of sale and inventories have been provided.

The shoulder restoration work has been completed and approved by DuPage County. An invoice from Ten Talents, Inc. for \$9,320.00 has been submitted, reviewed and approved. See attached. Under a preannexation agreement, Ten Talents, Inc. is responsible for 13.19% of the total project cost or \$1,229.31 of this final invoice. Therefore, the Village will only remit \$8,090.69 ( $\$9,320.00 - \$1,229.31 = \$8,090.69$ ) to Ten Talents, Inc.

The water main has been completed and operation for over one year. The Village had been waiting on the submittal of the final paper work and restoration of the shoulder, which has now all been submitted or completed. Ten Talents also completed two separate punch lists.

Therefore, Engineering recommends acceptance of the St. Charles Road Water Main Project, final payment of \$8,090.69 to Ten Talents, Inc., and waiving of the one-year maintenance period.

Cc: Stan Helgerson, Finance Director  
Al Turner, Director of Public Works  
William N. Cleveland, Assistant Village Engineer  
Matt Streicher, Civil Engineer  
Fred Ceranek, Engineering Inspector

Ten Talents, Inc.  
P.O. Box 5051 Wheaton, IL 60189  
Office and Fax 630 668-0063 Cell 630 258-6620  
[ten.talents@gmail.com](mailto:ten.talents@gmail.com)

August 21, 2007

Village of Carol Stream  
Attn: Jim Knudsen  
500 N. Gary Ave.  
Carol Stream, IL 60188

We have completed the required shoulder and parkway restoration work required by DuPage County on the St. Charles Road water main installation. The work has been inspected and accepted by DuPage County Highway Department.


The authorized cost for the restoration work was \$9,320.00 which we are requesting at this time. Attached are the "as Built" plans for the St. Charles water main as well as the Blue Ridge and Chapel Hill subdivisions.

Thank you for your assistance in this matter.

Sincerely,

Tim Wilson, Pres.  
Ten Talents, Inc.

*Village of Carol Stream*  
Interdepartmental Memo

TO: Joseph Breinig, Village Manager  
FROM: James T. Knudsen, Director of Engineering Services   
DATE: June 1, 2007  
RE: St. Charles Road Water Main Extension Project -  
Request to Increase Project Cost

Engineering has received a request from Ten Talents, Inc. to increase the project cost by \$9,320.00. See attached. The increase is due to a revised requirement to restore the St. Charles Road shoulder to 6' - 8' in width as opposed to the 2' minimum.

Previously, Engineering and Ten Talents agreed on a final construction cost of \$479,289. The \$9,320 increases the final cost 1.9% to \$488,609. Under a preannexation agreement, Ten Talents is responsible for 13.19% of the total project cost. This is for their proportionate share for the Chapel Hill Estates and Blue Ridge subdivisions. Engineering will make the appropriate adjustments when we are invoiced.

Village Staff have reviewed the request and find it acceptable. Therefore, we recommend approval of the request to increase the construction cost by \$9,320 or 1.9% to \$488,609.

Ten Talents, Inc.  
P.O. Box 5051  
Wheaton, IL 60189  
630.668.0063 Phone/fax  
630.258.6029 Cell

facsimiletransmittal

To: Jim Knudson Fax: 665-1064  
From: Tim Wilson Date: 4-25-07  
Re: St Charles Rd water Pages:  
main extension  
CC:

Urgent  For Review  Please Comment  Please Reply  Please Recycle

Notes: Per our phone conversation, attached is the cost proposal for the shoulder restoration along St. Charles Rd. to meet the requirements of DuPage Co. Highway. This is different than discussed in the field last fall, requiring 6'-8' width as opposed to the 2' minimum. The north side shoulder is soft, probably due to the time of year it was done.

Please review and authorize the work proposal as part of our reimbursement agreement. Thank you.

.....  
Tim



**GENEVA CONSTRUCTION COMPANY**  
INDIAN TRAIL and Route 25 \* P.O. Box 998 - AURORA, ILLINOIS 60507  
Phone: (630) 892-4357 - Fax: (630) 892-7738

① 265-1064

- \* TIM WILSON
- \* TEN TALENTS
- \* PO BOX 5051
- \* WHEATON, IL 60189

DATE 4/24/2007

**ST. CHARLES ROAD SHOULDER WORK FOR BLUE RIDGE CT. AND CHAPPEL HILL SUBDIVISIONS**

We propose to furnish the following described construction, including all labor, materials and equipment according to standard construction practices.

PROPOSAL	UNIT	DESCRIPTION	UNIT PRICE	TOTAL
1	LS	GRADE AND COMPACT NORTH SHOULDER TO ALLOW FOR PLACEMENT OF MINIMUM 2" SHOULDER STONE 6' WIDE	\$2,600.00	\$2,600.00
240	TON	PLACE AND COMPACT SHOULDER STONE. MINIMUM OF 2" ON NORTH SHOULDER, 6' WIDE. AVERAGE OF 1" ON SOUTH SHOULDER	\$28.00	\$6,720.00

**WORK SCOPE BASED ON MEETING WITH DAVE FUREY FROM DUPAGE COUNTY DOT ON 4/23/07**

**GRAND TOTAL: \$9,320.00**

**NOTES:** If accepted, this work will not be scheduled for construction until one signed copy of the proposal has been received at our office.

- \* For information regarding scheduling of construction, please contact our Paving Department at (630) 892-4357.
- \* Due to the volatile pricing of Liquid Asphalt, Asphalt prices are subject to a surcharge should the Liquid Asphalt prices rise above \$360.00 per ton prior to the completion of the project. A surcharge of \$0.06 per ton will apply for each \$1.00 per ton over the base price of \$360.00 per ton of Liquid Asphalt.

**TERMS:** Final settlement will be based upon actual units of work completed at the bid price per unit.

- \* This proposal is subject to the terms, specifications and conditions of sale printed on the second page of this proposal hereof, which are made a part of this proposal.
- \* This proposal is made in DUPLICATE and will constitute a binding agreement providing it is accepted within 60 days from date hereof.

The above proposal is accepted:

GENEVA CONSTRUCTION COMPANY  
Cass W. Price, Vice President

Name, Title, Date





## GENEVA CONSTRUCTION COMPANY

INDIAN TRAIL and Route 25 \* P.O. Box 998 - AURORA, ILLINOIS 60507

Phone: (630) 892-4357 - Fax: (630) 892-7738

### CONDITIONS OF SALE


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1. Wherever, under this contract, construction by this contractor is required to be placed over or effected by work performed by others, the GENEVA CONSTRUCTION COMPANY assumes no responsibility for the adequacy or dependability of this work.
2. Wherever alterations or the intent of the plans and specifications of this project vary from this proposal or original plans and specifications the Buyer agrees to fully reimburse the GENEVA CONSTRUCTION COMPANY for the cost incurred in connection with such changes including punitive costs or damages incurred as the result thereof.
3. The deliverance and ability of the GENEVA CONSTRUCTION COMPANY to perform the intent of this proposal is subject to strikes, acts of GOD, warfare, vandalism, government laws and regulations, availability of materials and conditions beyond the control of the GENEVA CONSTRUCTION COMPANY.
4. This quotation is subject to correction of clerical errors.
5. If the Purchaser's form of purchase order accompanies this contract, all terms or conditions of such purchase order inconsistent with this proposal are null and void unless specifically waived in writing by the GENEVA CONSTRUCTION COMPANY.
6. The Purchaser agrees to make payment to the GENEVA CONSTRUCTION COMPANY in accordance with the terms specified herein. If any delinquent sums are to be collected by suit or demand of an attorney or collection agency or other, then the Purchaser agrees to pay all costs incurred by the GENEVA CONSTRUCTION COMPANY as a result thereof.
7. Interest to accrue on unpaid balance at the rate of 1 1/2% per month after 30 days from the date of invoice, unless agreed to in writing.
8. Unless specifically noted, all prices exclude all excavation within 0.1' of proposed subgrade, layout, testing, backfill, landscape restoration, traffic control, remobilization, binder repair, winter protection, permits, bonds, and fees.

G-2 10-1-07

*Village of Carol Stream*  
Interdepartmental Memo

TO: Joe Breinig, Village Manager

FROM: James Knudsen, Director of Engineering Services 

DATE: September 26, 2007

RE: Plan Reviews and Inspections for the Village of Carol Stream & DuPage County Storm Water Ordinances of Special Management Areas (SMAs) - Award of Contract for Professional Engineering Services

SMA's are areas that include wetlands, floodplain, floodways and riparians. The DuPage County Countywide Stormwater and Flood Plain Ordinance requires the Village to perform SMA reviews and inspections utilizing experts with special knowledge in the fields of hydrology and hydraulics, wetland and soil sciences. It would be impractical to hire an in-house specialist, therefore the Village has been using outside consultant engineering services to perform this valuable function.

SMA reviews will be required for both private site plans and Village/DuPage County watershed projects. Wetland inspections will also be required for mitigation sites. Based on previous reviews and inspections, staff has budgeted \$20,000 for site plan reviews, \$6,400 for wetland inspections. Both the site plan reviews and wetland inspections will be billed back to the developers along with a \$100/permit administration fee. SMA reviews for Village projects are included in the project estimated cost.

Since this Ordinance has been in effect (September 1991) the Village has utilized the services of Christopher B. Burke Engineering, Ltd. (CBBEL) and STS Consultants. CBBEL has performed the reviews and inspections on all projects unless there is a conflict of interest. In those instances, the Village has substituted STS as the reviewer. This contract is for plan review and inspection services to be performed by CBBEL.

CBBEL has performed the reviews and inspections in a timely and very professional manner. Continuing to utilize CBBEL will allow us to maintain a consistent interpretation of the Ordinance that's reliable but not overly burdensome. Therefore, staff recommends approval of the SMA contract for plan reviews and inspections to CBBEL at the specified rates of Attachment C, pending legal review.

Cc: William N. Cleveland, Assistant Village Engineer  
Stan Helgerson, Finance Director

Attachment

ATTACHMENT C

CONSULTANT SERVICES AGREEMENT

This AGREEMENT entered into by and between Christopher B. Burke Engineering, Ltd HEREINAFTER REFERRED TO AS THE "FIRST PARTY" AND THE VILLAGE OF CAROL STREAM, 500 North Gary Avenue, DuPage County, Illinois hereinafter referred to as the "Second Party".

WHEREAS, "First Party" will be furnishing certain employees for temporary assignment to the "Second Party" for engineering services involving construction inspection, site plan review and other miscellaneous review items.

The "First Party" is committed to furnish the "Second Party":

- A professional Engineer with two years experience in stormwater and floodplain management.
- An Engineer with two years experience in the application of continuous hydrology and fully dynamic hydraulic models.
- An environmental scientist who has attended at least one course in wetland delineation approved by the DuPage County Department of Environmental Concerns, Stormwater Management Division (Department).
- A soil scientist meeting the qualifications of the Department.

The "First Party" also agrees that they will replace said employee(s), when requested by the "Second Party," within twenty-one (21) calendar days.

The "First Party" will submit monthly invoices for payment to the "Second Party" for engineering services. The basis of the invoices shall be the number of hours worked in the billing period by each employee of the "First Party" at the following rates:

Stormwater Management Engineer	\$	<u>157</u>	/hr
Hydrological/Hydraulic Engineer	\$	<u>126</u>	/hr
Environmental Scientist	\$	<u>140</u>	/hr
Soil Scientist	\$	<u>140</u>	/hr

NOW, THEREFORE, in consideration of the mutual covenants and agreements herein contained, and other good and valuable consideration received and to be received, the parties hereby agree:

The "Second Party" hereby agrees:

1. That they will not solicit the permanent services of personnel furnished by the Engineer for a period of six (6) months following the expiration date of this Agreement.
2. The "Second party" agrees to compensate the "First Party" for providing the above described services on a time and expense basis in accordance with the attached Schedule of Hourly Charges, which is subject to change at the beginning of the next calendar year and at subsequent intervals of not less than twelve months.

The "First Party" hereby agrees:

1. To comply with all relevant laws, regulations and rules promulgated by any Federal, State, County, Village and/or other government unit or regulatory body now in effect or which may be in effect and which are relevant during the performance of the work to which reference is made above. Included within the scope of the laws, regulations and rules referred to this paragraph, but in no way to operate as a limitation, are all forms of traffic regulations, public utility and Intrastate and Interstate Commerce Commissions regulations, Workmen's Compensation Laws, Prevailing Wage Laws, the Social Security Act of the Federal Government and any of its titles, FEPC or FEOC statutory provisions and rules and regulations.
2. To protect, indemnify, hold and save harmless the "Second Party" against any and all claims, costs, causes, actions and expenses, incurred by reason of a lawsuit or claim for compensation arising in favor of any person, including the employees or officers of the "First Party", on account of personal injuries or death, or damages to property occurring or resulting directly from negligent performance by the "First Party".
3. To keep in force, to the satisfaction of the "Second Party", at all times during the performance of the work referred to above, Public Liability Insurance containing a contractual Liability Clause and Automobile Liability insurance with Bodily Injury limits of not less than \$1,000,000, and Property Damage Insurance with limits of not less than \$1,000,000. The "First Party" agrees that at any time upon the demand of the "Second Party", proof of such insurance coverage will be submitted to the "Second Party". There shall be no additional charge for said insurance to the "Second Party".
4. To furnish, when requested by the Village any affidavit or certificate as required from by County, State or Federal Agencies in connection with the work covered by this agreement.
5. To indemnify "Second Party" for any loss it may sustain by theft or other cause from the acts of negligence of the employees of the "First Party" or its subcontractors.

IT IS MUTUALLY UNDERSTOOD AND AGREED that the "First Party" or his/its employees representative or subcontractors are in no sense employees of the "Second Party", it being specifically agreed that in respect to the "Second Party," the "First Party" bears the relationship of an independent contractor.

This agreement shall be in effect from the 1<sup>st</sup> day of October 2007 until the 30<sup>th</sup> day of April, 2008, inclusive.

IN WITNESS WHEREOF, THE PARTIES have executed this agreement this \_\_\_\_\_ day of \_\_\_\_\_ for new fee schedule.

FIRST PARTY:

Christopher B. Burke Engineering, Ltd.

By:   
President

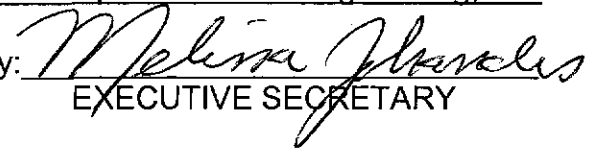
SECOND PARTY:

\_\_\_\_\_

By: \_\_\_\_\_

ATTEST:

Christopher B. Burke Engineering, Ltd.

By:   
EXECUTIVE SECRETARY

ATTEST:


\_\_\_\_\_

By: \_\_\_\_\_

SLS/kaz/elg

6-3 10-1-07

*Village of Carol Stream*  
**Interdepartmental Memo**

**TO:** Joe Breinig, Village Manager  
**FROM:** John A. Turner, Director of Public Works   
**DATE:** September 26, 2007  
**RE:** Road Salt Award - North American Salt Company

For numerous years, the Village of Carol Stream has been participating in the State of Illinois Joint Purchase of roadway salt. We have just received notification that the 2007-2008 State contract has been awarded to North American Salt Company of Overland Park, Kansas, at the unit cost of \$40.15 per ton. The cost has increased \$3.50 from last year State bid price.

It is unlikely that the Village would be able to secure a bid cost any lower than the State bid of \$40.15. Therefore, it is recommended that we join the State purchase of this item by awarding the Village's salt purchase to North American salt Company, at a unit cost of \$40.15 per ton. We have budgeted \$ 91,623 for salt purchase.

JAT:lm  
att.



ILLINOIS

Rod R. Blagojevich, Governor

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

Maureen T. O'Donnell, Acting Director

September 20, 2007

Dear Joint Purchasing Participant:

Subject: 2007-2008 Rock Salt Contract Information

Enclosed is a copy of the requisition you submitted to us for the purchase of rock salt. The information from the requisition can be used to submit your requirements to this year's contract vendor:

Contract Number: PSD 4014341  
FEIN: 48-1047632  
North American Salt Company  
9900 West 109-th Street  
Overland Park, KS 66210  
Phone (800) 323-1641 or (913) 344-9301  
Contact Name: Patrick Heenan

The contract price per ton, F.O.B. destination, is **\$40.15**. Emergency pickup of salt at vendor's warehouse is available at the price of **\$40.00** per ton. Warehouses are open Monday through Friday, 7:30 a.m. to 4:00 p.m.. Please contact vendor during regular business hours for specific warehouse locations in your area.

The additional price per ton to have rock salt delivered in trucks equipped with coal/grain chute openings in the tailgate to permit controlled off-loading of rock salt onto conveyors is **\$5.25** per ton.

You are responsible for issuing your own purchase order document to the vendor. Orders may be placed with the vendor via telephone, with a written or fax confirmation to follow immediately. *You are strongly encouraged to order early and to store as much salt as possible in order to help prevent potential salt shortages this winter.* Also, you need to make every effort to place orders in full truckload lots (20-22 tons).

Your governmental unit is responsible for ensuring that the 70% guaranteed purchase requirement is met before the end of the season, June 30, 2008. Vendor is required to furnish not less than 130% (if required) of the requisitioned need by March 1, 2008.

Your governmental unit is responsible for the processing of vendor invoices in a timely manner.

Delivery shall be made as soon as possible after vendor receipt of order by phone or mail. The maximum time from receipt of order to the actual delivery for orders placed between November 1, 2007 through April 1, 2008 shall not exceed seven calendar days. There is not a set delivery time limit for orders placed prior to November 1, 2007.

For orders placed between November 1, 2007 and April 1, 2008, if the vendor is unable to make delivery within seven calendar days, local governmental units shall have the right to retain \$.20 per ton per calendar day as liquidated damages on the undelivered portion of the order. For an order placed prior to 9:00 a.m. on a given day, that day would be considered as the first calendar day of the seven-day delivery period. For orders placed after 9:00 a.m. on a given day, the following day would be considered as the first calendar day of the seven day delivery period. If after seven calendar days of liquidated damages assessment, the vendor has still failed to deliver, local governmental units shall have the right to terminate the order and purchase salt or abrasives from another source or take action consistent with public safety as needed to continue daily business. Any and all additional costs may be collected from the original vendor, in addition to any liquidated damages.

All deliveries shall be covered with approved weatherproof materials. The vendor will ensure that the delivery person inspects the inside of the trailer and that all salt is removed from the trailer before leaving a delivery point. The vendor will ensure all weights and measures shown on delivery tickets are correct. Local governmental units reserve the right to require that delivery trucks occasionally be directed to a scale in the vicinity of the delivery point as a check on delivered truckloads.

Deliveries of rock salt containing any foreign material such as mud, rocks, grader teeth, wood, tarpaulins, etc., may be rejected at the delivery site. In the event that any foreign material is discovered in dumped deliveries, the salt and foreign matter may be reloaded onto the cartage hauler's truck by the local governmental unit and returned for credit, or the vendor shall immediately ship a specification compliant load of replacement salt, or issue a refund to the governmental unit consistent with the contract price.

For your protection, the State has secured a performance bond from the contract vendor, valued at 20% of the total contract award.

By December 1, 2007, the contract vendor shall have in place stockpile(s) located in or near Illinois covering 100% of the tonnage awarded for the northern regions of the State. By January 1, 2008, the contract vendor shall have in place stockpile(s) located in or near Illinois covering 100% of of the tonnage awarded for all other regions of the State. At our discretion, we will be inspecting these stockpiles to ensure that these stockpiles are in sufficient quantities, and that the commitments to these stockpiles are with the users of this contract.



The contract price shall remain firm for the entire contract period for up to the 130% guaranteed limit, unless otherwise changed by law. The contract price for purchases made in excess of the 130% guaranteed limit is subject to increase if vendor's costs for providing rock salt increase by more than 5%. Prior to acceptance of any price increase, the contract vendor must submit documentation to the local governmental unit justifying the increase. However, in the event that the economically adjusted price offered is higher than the next lowest bidder's bid which was offered on the bid invitation, and if the next lowest bidder is willing to hold the quoted price firm, affected governmental unit shall be permitted to buy rock salt from the next lowest bidder at the bidder's quoted price. Such secondary award will remain in effect for as long as the quoted price remains firm.

Unless an emergency exists, those local governmental units under the 130% purchase threshold will receive salt deliveries prior to those local governmental units over the 130% purchase threshold. In the case of an emergency, efforts will be made to have the vendor ship enough salt to aid affected local governmental units through the emergency.

Enhanced Rock Salt 2007 – 2008 seasonal availability:

The Department of Central Management Services requested pricing for an enhanced rock salt option in the invitation for bid. The vendor awarded the contract for your location did not provide any pricing for this option.

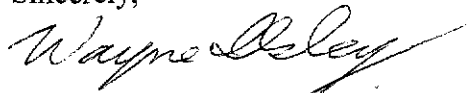
An enhanced rock salt product was offered by Cargill Salt Division. If your location is interested in ordering the enhanced salt product offered by Cargill, you may contact the Customer Service Center and inquire about availability by calling 1-800-600-7258.

An enhanced rock salt product was offered by Central Salt Company. If your location is interested in ordering the enhanced salt product offered by Cargill, you may contact the Customer Service Center and inquire about availability by calling 1-888-499-7258.

You are under contractual obligation to purchase 70% of the requested tonnage of rock salt from the vendor awarded your location. Purchase of the enhanced rock salt will not lessen this agreement, and would be in addition to your required purchase tonnage.

It is hoped that this information will be beneficial to you in the utilization of this contract. If you have any further questions concerning the rock salt contract, please feel free to contact me at (217) 782-8091.

Sincerely,



Wayne Ilsley, Buyer

Bureau Of Strategic Sourcing And Procurement

10-1-07  
G-4

**Village of Carol Stream**  
**INTERDEPARTMENTAL MEMO**

**DATE:** September 27, 2007

**TO:** Joseph E. Breinig, Village Manager

**FROM:** Christopher M. Oakley, Asst. to the Village Manager *CMO*

**RE:** 2008 Carol Stream Correspondent Contract Recommendation

I published a public notice in the August 14<sup>th</sup> Daily Herald soliciting bids for the Carol Stream Correspondent newsletter. The **Scope of the Work** listed in the public notice was as follows:

*"The selected Contractor will complete the publication of the newsletters specified in an award of contract which includes layout, typesetting, artwork, submitting requested drafts for proof, completing any necessary revisions to the drafts. After which the Contractor will then assemble the publication to include folding, saddle stitching, drilling and sorting the finished newsletter and make the delivery to the Carol Stream Regional Postal Facility no later than 3 working days prior to January 1st, April 1st, June 30th, and September 30th."*

On Thursday, September 20<sup>th</sup>, I held a public bid opening during which I read aloud 4 bid proposals. I reviewed the proposals for compliance with the bid specifications and determined all 4 of the bids eligible for consideration. None of the four Carol Stream printing companies, namely Tempo Graphics, House of Graphics, Krystal Graphics and Laser Star Printing who were mailed bid specifications with a cover letter encouraging them to competitive for the 2008 contract submitted a bid. A summary of the 2008 newsletter printing bids are detailed below:

<b>Profile Graphics (Bartlett)</b>	<b>\$ 15, 346.46</b>
<b>The Strathmore Co. (Geneva)</b>	<b>\$ 21, 172.99</b>
<b>Double Image Press (Elgin)</b>	<b>\$ 21, 293.69</b>
<b>River Street Press (Aurora)</b>	<b>\$ 23, 460.00</b>

The low bidder for the quarterly newsletter option is Profile Graphics of Bartlett. A summary of the contract printing costs for the last seven years are detailed in the table below:

Contract Year	Contract Amount	% Change
2000	\$ 24,352.35	Base Year
2001	\$ 24,370.50	+ >.07%
2002	\$ 27,583.31	+ 13%
2003	\$ 26,204.10	- 5%
2004	\$ 14,568.37	- 44%
2005	\$ 10,752.24	- 26%
2006	\$ 14,650.00	+ 36%

## Newsletter Contract: 2000-2006



During the past 3 years, Profile Graphics Inc. of Bartlett, Illinois has performed well as the Village's newsletter printing contractor. No on-time performance problems have arisen with any of the 12 newsletter issues they have printed since they were awarded the 2005 Village newsletter printing contract and granted 2 consecutive one-year contract extensions. The staff of Profile Graphics Inc. has been excellent to work with and have been very responsive to unforeseen requests to produce newsletter enhancements not specified in the original bid, such as the Town Center events brochures, the Citizen Observer flyer as well as the City Watch registration postcard.

Based upon the contractor's favorable performance during the previous five newsletter contracts and their responsible bid proposal, **I recommend that the Village Board of Trustees consider an award of contract to Profile Graphics Inc. of Bartlett, Illinois in the amount of \$15,346.56 for the printing of the 2008 Carol Stream Correspondent newsletter.** To this end, please include this matter on the October 1, 2007 Village Board agenda for their consideration. Should have any questions or concerns with this contract recommendation, please contact me at your earliest convenience.

<b>2007 Carol Stream Correspondent Bid Tabulation</b>					
<b>Bidders:</b>	<b><i>Quarterly Newsletter Option</i></b>				
	<b>3- 16 pg. Issues</b>	<b>1- 20 pg. Issue</b>	<b>2008</b>	<b>Cost Per</b>	<b>RANK</b>
	<b>3 x 17(000)= 51</b>	<b>1 x 17(000) = 17</b>	<b>TOTAL COST</b>	<b>Issue &amp; Copy</b>	<b>(low-high)</b>
	<b>+</b>	<b>+</b>	<b>=</b>		
<b>Profile Graphics Inc.</b>					
Price /1,000	\$ 221.46	\$ 238.14		Issue = \$ 3,836.	<b>1</b>
<b>Bartlett</b>	\$ 11,294.00	\$ 4,052.46	\$ <b>15,346.46</b>	Copy = .23	
<b>River Sreet Press</b>					
Price/1,000	\$ 325.00	\$ 405.00	\$ 730.00	Issue = \$ 5,865	<b>4</b>
<b>Aurora</b>	\$ 16,575.00	\$ 6,885.00	\$ <b>23,460.00</b>	Copy = .34	
<b>Strathmore Company</b>					
Price / 1,000	\$ 283.77	\$ 394.16		Issue = \$ 5,293.	<b>2</b>
<b>Geneva</b>	14,472.27	6,700.72	\$ <b>21,172.99</b>	Copy = .31	
<b>Double Image Press</b>					
Price/1,000	\$ 283.26	\$ 402.79		Issue = \$ 5,323	<b>3</b>
<b>Elgin</b>	\$ 14,446.26	6847.43	\$ <b>21,293.69</b>	Copy = .31	

**NOTICE TO BID**

Sealed bids will accepted at the Village of Carol Stream Administrative Offices, located at 500 N. Gary Ave., Carol Stream, Illinois 60188-1899 until 10:30 a.m., Thursday, September 20, 2007 for the Carol Stream Correspondent newsletter, a quarterly publication of the Village of Carol Stream. Shortly after 10:30 a.m. on Thursday, September 20th, sealed bids will be opened and read aloud.

Bids must be sealed in an envelope labeled Carol Stream Correspondent newsletter with the date and time of the bid opening below. Eligible bidders must have prior experience printing municipal newsletters. Eligible bids must contain copies of previous printed newsletter projects and a list of customer references. The Village of Carol Stream reserves its right to accept or reject any or all bids and to waive any technicalities.

Request for Proposals may be obtained from the Village Manager's Office, Gregory J. Bielawski Municipal Center, 500 N. Gary Avenue, Carol Stream, Illinois, 60188-1899.  
Published in Daily Herald  
August 14, 2007  
(3967464)S

# CERTIFICATE OF PUBLICATION

Paddock Publications, Inc.

## Daily Herald

Corporation organized and existing under and by virtue of the laws of the State of Illinois, DOES HEREBY CERTIFY that it is the publisher of the **DAILY HERALD**. That said **DAILY HERALD** is a secular newspaper and has been circulated daily in the Village(s) of Addison, Bensenville, Bloomingdale, Carol Stream, Glendale Heights, Glen Elly Itasca, Keeneyville, Lisle, Lombard, Medinah, Naperville, Oak Brook, Oakbrook Terrace, Roselle, Villa Park, Warrenville, West Chicago, Wheaton, Winfield, Wood Dale

County(ies) of DuPage and State of Illinois, continuously for more than one year prior to the date of the first publication of the notice hereinafter referred to and is of general circulation throughout said Village(s), County(ies) and State.

I further certify that the DAILY HERALD is a newspaper as defined in "an Act to revise the law in relation to notices" as amended in 1992 Illinois Compiled Statutes, Chapter 715, Act 5, Section 1 and 5. That a notice of which the annexed printed slip is a true copy, was published August 14, 2007 in said DAILY HERALD.

IN WITNESS WHEREOF, the undersigned, the said PADDOCK PUBLICATIONS, Inc., has caused this certificate to be signed by, this authorized agent, at Arlington Heights, Illinois.

PADDOCK PUBLICATIONS, INC.  
DAILY HERALD NEWSPAPERS

BY Holly Bratonick  
Authorized Agent

Control # T3967464

6-5 10-1-07

# Village of Carol Stream Interdepartmental Memo

**TO:** Joseph E. Breinig, Village Manager  
**FROM:** Stan W. Helgerson, Finance Director *SWH*  
**DATE:** September 25, 2007  
**RE:** Budget Amendment #1 – FY08

The attached budget amendments are needed for the following reasons:

General Corporate Fund

1. Home Depot Sales Tax Reimbursement Account - \$87,889 – As per the attached memo, it was recommended and approved to pay Home Depot the balance due them per the Sales Tax Sharing Agreement.

Water and Sewer Fund

1. WRC – Consultant - \$4,778 – Per the attached memo, this was a timing issue. The balance of the design work was completed in FY08 but was budgeted in FY07.
2. W/S – Construction - \$564,190 – this is needed to recognize the payment that was made to DuPage County for the construction of the watermain on Judith and Riviera Courts.

If you have any questions, please give me a call.

# *Village of Carol Stream*

## Interdepartmental Memo

**TO:** Joseph Breinig, Village Manager

**FROM:** Stan W. Helgerson, Finance Director

**DATE:** July 13, 2007

**RE:** Home Depot – Sales Tax Sharing Agreement

In 2003, the Village Board approved a Sales Tax Sharing Agreement (STSA) with Home Depot. The Village agreed to reimburse Home Depot \$350,000 to help offset the cost of some extraordinary construction costs. The STSA also included that Home Depot would receive 6% interest on the unpaid balance. Based on Home Depot's sales projections, we calculated that they would be paid in full in 2005.


Sales for the Home Depot has come in far under the projection that they provided the Village. In fact, sales for the first three years were only 56% of what was projected. What this means is, to date, the Village has accrued \$64,067.36 in interest and given their performance level, I do not anticipate this obligation being paid off for another three years.

Therefore, I am recommending that the Village Board authorize payment in full (\$184,861.96 plus accrual interest since 5/22/07) to Home Depot to fulfill the Village's obligation to Home Depot. I would recommend that the payment be contingent upon the Village Attorney working out an agreement with Home Depot that this payment completes the Village's obligation. The budget currently includes a payment to Home Depot of \$98,736. The budget will need to be amended for the difference and the budget amendment will be presented at a later date.

Just for a reference point, the Village is currently earning 5.25% on its funds.

If you have any questions, please see me.

*Village of Carol Stream*  
**Interdepartmental Memo**

**TO:** Joe Breinig, Village Manager  
**FROM:** John A. Turner, Director of Public Works   
**CC:** Stan Helgerson, Director of Finance  
**DATE:** July 26, 2007  
**RE:** WRC East Side Demolition Budget Amendment

The design of the East Side Demolition Project was entirely budgeted in last year's financial budget. The design portion of the project has been completed, but it has crossed into the new budget year. Inasmuch as this project was entirely budgeted in last year's budget but completed in this year's budget, a budget amendment for the final portion of the contract costs needs to be amended into the current budget to close out the project.


A budget amendment in the amount of \$4,778 is therefore requested to the Wastewater Account of 4410253, which is Consulting Services in the Wastewater Fund. This amendment is not a result of an increase in the project cost, but is a result of the project crossing the budget year and the funds being budgeted last year and not the current year.

JAT:lm



G-6 10-1-07

*Village of Carol Stream*  
**Interdepartmental Memo**

**TO:** Joe Breinig, Village Manager  
**FROM:** John A. Turner, Director of Public Works   
**DATE:** September 21, 2007  
**RE:** Fuel Purchasing – Request to Waive Bids

The Village purchases approximately 100,000 gallons of vehicle fuel per year. Fuel is purchased in bulk deliveries, approximately 12 times per year in volumes of 7,000-8,000 gallons and stored at the Public Works Center's fueling facility. Prior to each fuel order, quotations are secured from several independent oil companies in order to secure the lowest cost. Records are maintained of cost quantities secured and purchases from each vendor. The current annual budget for fuel purchasing is \$261,547; our average cost to date is \$2.721/ gallon.

With fuel prices fluctuating rapidly, staff believes that it is still our best practice to seek quotations at the time that fuel is needed from several vendors, rather than bidding out a total yearly contract. It is, therefore, requested that the Village Board waive bidding requirements and approve open purchase orders to the following six vendors, who are routinely surveyed for the lowest cost at the time of fuel purchasing.

The six vendors that we routinely survey for fuel cost and have utilized in the past are as follows:

- Bell Fuel, Inc. of Chicago, IL
- Palatine Oil Co. of Palatine, IL
- Warrenville Oil of Summit, IL
- Avalon of Tinley Park, IL
- Petroleum Traders Corp. of Fort Wayne, IN
- Superior Petroleum Products, Inc of Crown Point, IN

JAT:lm

G-7 10-1-07

# Village of Carol Stream Interdepartmental Memo

**TO:** Joe Breinig, Village Manager  
**FROM:** John A. Turner, Director of Public Works  
**DATE:** September 19, 2007  
**RE:** Tower #2 Repainting



On Tuesday, September 18, 2007, bids were opened for the inside and outside repainting and repairs to Water Tower #2 at the Public Works Center. The following bids were received:

Company	Total Cost
Jetco, Ltd.	\$101,990
ERA Valdivia	\$122,000
Tecorp	\$126,000
AM Coat Painting Co.	\$149,830

All bidders are experienced firms able to complete our work as specified. It is, therefore, recommended to award to the low bidder, Jetco, Ltd. of Prospect Heights, IL, in the amount of \$101,990. This is well within the \$150,000 budgeted for this work.

JAT:lm  
att.

VILLAGE OF CAROL STREAM  
INTER-DEPARTMENTAL MEMO

AGENDA ITEM  
G-8 10-1-07

TO: Bob Mellor, Assistant Village Manager  
FROM: Marc Talavera, Information Systems Coordinator  
DATE: September 28th, 2007  
RE: Award of Purchase - Personal Computers

Included in the current fiscal year budget are funds to purchase PCs to replace older Dell GX150, GX240 and a few Gateway 2000 systems. I have requested and received quotes from Dell and HP under State contract pricing in order to compare similar system offerings as well as pricing. Listed below is the PC configuration that each vendor was required to meet:

- Core 2 Duo E4500 or better
- 2 GB DDR2
- 2MB Cache
- 17" Color Monitor
- 256 MB Graphics Card
- 80GB Hard Drive
- CDRW-DVD ROM Drive
- Tower form factor
- Microsoft Windows Vista Licensing XP Installed
- Speaker Option

Both Dell and HP offer special government pricing. Attached are the PC configurations proposed by each vendor. Dell proposed configuration is the Optiplex 755 minitower that sells for \$918.64 while HP's proposal is the HP DC7700 series computer that sells for \$1072.00, but did not include a speaker option. Based on receipt of these proposals I recommend that the award of purchase for forty five replacement PCs be made to Dell at a total cost of \$41,338.80. Normal delivery is within two weeks. There are sufficient funds in the budget to pay for these expenditures. As always, I am available should you have any questions.

**DELL****QUOTATION****QUOTE #:** 388988080**Customer #:** 6478799**Contract #:** N39913562**Customer Agreement #:** A63307**Quote Date:** 9/28/07**Date:** 9/28/07 10:40:19 AM**Customer Name:** VILLAGE OF CAROL STREAM

<b>TOTAL QUOTE AMOUNT:</b>	\$41,338.80		
<b>Product Subtotal:</b>	\$41,338.80		
<b>Tax:</b>	\$0.00		
<b>Shipping &amp; Handling:</b>	\$0.00		
<b>Shipping Method:</b>	Ground	<b>Total Number of System Groups:</b>	1

GROUP: 1	QUANTITY: 45	SYSTEM PRICE: \$918.64	GROUP TOTAL: \$41,338.80
<b>Base Unit:</b>	OptiPlex 755 Minitower,Core 2 Duo E4500/2.2GHz,2M,800FSB (223-0593)		
<b>Processor:</b>	NTFS File System,Factory Install (420-3699)		
<b>Memory:</b>	2GB,Non-ECC,667MHz DDR2,2X1GB OptiPlex 740 (311-7440)		
<b>Keyboard:</b>	Dell USB Keyboard,No Hot Keys English,Black,Optiplex (310-8010)		
<b>Monitor:</b>	Dell E178FP,17 Inch Flat Panel17.0 Inch Viewable Image Size OptiPlex,Precision and Latitude (320-5576)		
<b>Video Card:</b>	256MB ATI RADEON HD 2400 Pro Graphics w/DVI and TV Out,FullHeight,Dell OptiPlex (320-5739)		
<b>Hard Drive:</b>	80GB SATA 3.0Gb/s and 8MB DataBurst Cache,Dell OptiPlex 755 (341-5472)		
<b>Floppy Disk Drive:</b>	No Floppy Drive with Optical Filler Panel,Dell OptiPlex 745and 755 Minitower (341-3909)		
<b>Operating System:</b>	Windows XP PRO SP2 with Windows Vista Business LicenseDell OptiPlex,English,Factory Install (420-6972)		
<b>Mouse:</b>	Dell USB 2-Button Optical Mouse with Scroll,Black, OptiPlex (310-8009)		
<b>TBU:</b>	ASF Basic Hardware Enabled Systems Management,Dell OptiPlex (310-9492)		
<b>CD-ROM or DVD-ROM Drive:</b>	48X32 CDRW/DVD Combo,Roxio Creator Cyberlink Power DVD Dell OptiPlex 755 Desktop or Minitower (313-5425)		
<b>Speakers:</b>	Dell AS501PA black Sound Bar for all Entry Flat Panel Displays, Dell OptiPlex/ Precision (313-4029)		
<b>Documentation Diskette:</b>	No Resource CD for Dell Optiplex,Precision and Latitude Systems (313-3673)		
<b>Factory Installed Software:</b>	Energy Smart,Energy Star Labeling,EIST for OptiPlex (Ifapplicable) (310-9504)		
<b>Service:</b>	GOLD TECH Support,OPTI,2YR EXT (REL), Dial 1-800-876-3355 for Support (987-1258)		
<b>Service:</b>	GOLD TECH Support,OPTI,INIT (REL), Dial 1-800-876-3355 for Support (987-1247)		
<b>Service:</b>	GTS,Personal Systems,TechnicalSupport Letter (465-5281)		
<b>Service:</b>	Dell Hardware Warranty Plus Onsite Service, Extended Year (987-9238)		
<b>Service:</b>	Contract -Next BusinessDay Parts and Labor On-Site Response, 2YR Extended (983-1152)		
<b>Service:</b>	Dell Hardware Warranty Plus Onsite Service, inital Year (987-9237)		
<b>Service:</b>	Contract -Next BusinessDay Parts and Labor On-Site Response, Initial Year (983-6790)		
<b>Service:</b>	PUB, OptiPlex 3YR Info (983-6648)		
<b>Installation:</b>	Standard On-Site Installation Declined (900-9987)		
<b>Installation:</b>	On-Site Installation Declined (900-9997)		
<b>Misc:</b>	Execute Disable Bit for Microsoft Windows XPSP2 set toOFF,Dell OptiPlex (463-7780)		

Misc:	Shipping Material for System Smith Minitower,Dell OptiPlex (310-9330)
	Vista Premium Downgrade Relationship Desktop (310-9161)

<b>SALES REP:</b>	Vincent Hernandez	<b>PHONE:</b>	800-981-3355
<b>Email Address:</b>	vincent_hernandez@dell.com	<b>Phone Ext:</b>	

For your convenience, your sales representative, quote number and customer number have been included to provide you with faster service when you are ready to place your order. You may also place your order online at [www.dell.com/quote](http://www.dell.com/quote)

Unless you have a separate agreement with Dell, the terms and conditions found at <http://ftpbox.us.dell.com/slg/resellers/resellertcs.htm> shall govern the sale and resale of the Products and Services referenced in this quotation.

Prices and tax rates are valid in the U.S. only and are subject to change.

**\*\*Sales/use tax is a destination charge, i.e. based on the "ship to" address on your purchase order. Please indicate your taxability status on your PO. If exempt, please fax exemption certificate to Dell Tax Department at 512-283-9276, referencing your customer number. If you have any questions regarding tax please call 800-433-9019 or email Tax\_Department@dell.com. \*\***

All product and pricing information is based on latest information available. Subject to change without notice or obligation.

LCD panels in Dell products contain mercury, please dispose properly. Please contact Dell Financial Services' Asset Recovery Services group for EPA compliant disposal options at [US\\_Dell\\_ARS\\_Requests@dell.com](mailto:US_Dell_ARS_Requests@dell.com). Minimum quantities may apply.

Shipments to California: For certain products, a State Environmental Fee Of Up to \$10 per item may be applied to your invoice as early as Jan 1, 2005. Prices in your cart do not reflect this fee. More info: or refer to URL [www.dell.com/environmentalfee](http://www.dell.com/environmentalfee)



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# SALES QUOTATION

QUOTE NO.	ACCOUNT NO.	DATE
HNH1869	9982217	9/21/2007

**B** MARC TALAVERA  
**I** 500 N GARY AVE  
**L**  
**L** VILLAGE OF CAROL STREAM  
**T** CAROL STREAM, IL 60188-1811  
**O**

**S** VILLAGE OF CAROL STREAM  
**H** 500 N GARY AVE  
**I**  
**P** MARC TALAVERA  
**T** CAROL STREAM, IL 60188-1899  
**O** Contact: MARC TALAVERA 630-665-7050

Customer Phone # 6306657050

Customer P.O.# DESKTOP OPTION QUOTE

ACCOUNT MANAGER	SHIPPING METHOD	TERMS	EXEMPTION CERTIFICATE
JENNIFER LAGONI 866-339-7925	Dynamex Messenger	Request Terms	GOVT-EXEMPT

QTY	ITEM NUMBER	DESCRIPTION	UNIT PRICE	EXTENDED PRICE
1	1044860	HP DC7700 E6300 80GB 1GB CRW XPP Mfg#: CPQ-RG991AW#ABA Contract: MARKET	739.00	739.00
1	1187096	HP L1745 17" LCD DISPLAY Mfg#: CPQ-GE178AA#ABA Contract: MARKET	209.00	209.00
1	838842	HP 1GB PC2-5300 (DDR2-667) DIMM Mfg#: CPM-PX976AA Contract: MARKET	69.00	69.00
1	855155	EDGE 1GB PC25300 240 PIN DDR2 DIMM Mfg#: PPE-PE197773 Contract: MARKET	55.00	55.00
			SUBTOTAL	1072.00
			FREIGHT	24.41
			SALES TAX	.00

**BUY WITH CONFIDENCE. CDW IS A FORTUNE 500 COMPANY.**

**TOTAL** US Currency  
1,096.41

CDW Government, Inc.  
230 North Milwaukee Ave.  
Vernon Hills, IL 60061  
General Phone: 847-371-5000 Fax: 847-419-6200  
Account Manager's Direct Fax: 312-705-9193

*Please remit payment to:*  
CDW Government, Inc.  
75 Remittance Drive  
Suite 1515  
Chicago, IL 60675-1515

H-1 10-1-07

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE AMENDING THE ANNUAL BUDGET FOR  
THE VILLAGE OF CAROL STREAM FOR THE YEAR  
COMMENCING MAY 1, 2007 AND ENDING APRIL 30, 2008**

BE IT ORDAINED BY THE MAYOR AND BOARD OF TRUSTEES OF THE  
VILLAGE OF CAROL STREAM, DUPAGE COUNTY, ILLINOIS, IN THE EXERCISE OF  
ITS HOME RULE POWERS, as follows:

SECTION 1: That Ordinance No. 2007-04-18 shall be amended in that the  
2007-08 Expenditure Budget for the General Corporate Fund shall be increased from  
\$22,024,466 to \$22,112,355 to recognize expenses, which will accrue to the Home  
Depot Sales Tax Reimbursement Account (01.472.211) in the amount of \$87,889.

SECTION 2: That Ordinance No. 2007-04-18 shall be amended in that the  
2007-08 Revenue Budget for the General Corporate Fund shall be increased from  
\$22,679,037 to \$22,766,926 to recognize a reappropriation of fund balance in the  
amount of \$87,889, which will accrue to the Reappropriation of Fund Balance Account  
(01.370.699).

SECTION 3: That Ordinance No. 2007-04-18 shall be amended in that the  
2007-08 Expenditure Budget for the Water and Sewer Fund shall be increased from  
\$7,007,254 to \$7,576,222 to recognize expenses which will accrue to the Water  
Reclamation Center (WRC) Consultant Account (04.410.253) in the amount of \$4,778  
and the Water and Sewer Construction Account (04.420.480) in the amount of  
\$564,190.

SECTION 4: That Ordinance No. 2007-04-18 shall be amended in that the  
2007-08 Revenue Budget for the Water and Sewer Fund be increased from \$8,094,025  
to \$8,662,993 to recognize a reappropriation of fund balance in the amount of

\$568,968, which will accrue to the Reappropriation of Fund Balance Account (04.360.699).

SECTION 5: This Ordinance shall be in full force and effect from and after its passage and publication in pamphlet form as provided by law.

PASSED AND APPROVED THIS 1<sup>ST</sup> DAY OF OCTOBER 2007.

AYES:

NAYS:

ABSENT:

\_\_\_\_\_  
Frank Saverino, Sr., Mayor

ATTEST:

\_\_\_\_\_  
Beth Melody, Village Clerk



H-2 10-1-07

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE AUTHORIZING EXECUTION OF THE FOURTH  
AMENDMENT TO AN ANNEXATION AGREEMENT  
(PASQUINELLI'S CENTRAL PARK SUBDIVISION, LOT 2)**

WHEREAS, Douglas E. Salemi is the record owner of Lot 2 of the Pasquinelli Central Park Subdivision located at the southwest corner of Army Trail Road and Kuhn Road, such property being legally described herein; and

WHEREAS, the Village Board of Trustees, pursuant to proper legal notices, have held public hearings regarding this property; and

WHEREAS, the fourth amendment to the annexation agreement has been drafted and found acceptable by the parties thereto.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF TRUSTEES OF THE VILLAGE OF CAROL STREAM, DUPAGE COUNTY, ILLINOIS, IN THE EXERCISE OF ITS HOME RULE POWERS, as follows:

SECTION 1: That the Mayor and Village Clerk are hereby authorized to execute a fourth amendment to the annexation agreement removing the limitations with respect to the uses permitted on Lot 2 of the property on the southwest corner of Kuhn Road and Army Trail Road, legally described in Section 1 of this Ordinance. The annexation agreement amendment is made a part of this Ordinance as Appendix "A".

**LEGAL DESCRIPTION**

Lot 2, also known as:

Of that part of Lot 5 in Pasquinelli's Central Park, being a subdivision of part of the east half of Section 19, Township 40 North, Range 10 East of the Third Principal Meridian, according to the plat thereof recorded April 26, 2002 as Document R2002-113396 and certificate of correction recorded as Document R2002-340814, and that part of the northwest quarter of said Section 19, lying east of lots 11 through 16, inclusive, of Block 52 in Hanover-Army Trail Unit Number 15, being a subdivision of part of the northwest fractional quarter of said Section 19, according to the plat thereof recorded July 24, 1978 as Document R78-67551, described as follows: commencing at the northwest corner of said Lot 5: thence north 84 degrees 47 minutes 03 seconds west along the south line of Army Trail Road heretofore dedicated for public highway per document number 453490, a distance of 33.15 feet to the northeast corner

of lot 11 of block 52 in aforementioned Hanover-Army Trail unit number 15: thence south 00 degrees 12 minutes 31 seconds east along the east line of Hanover-Army Trail Unit number 15 aforesaid, 241.08 feet: thence south 84 degrees 47 minutes 03 seconds east, 365.43 feet to the point of beginning: thence south 84 degrees 47 minutes 03 seconds east, 177.35 feet: thence north 04 degrees 55 minutes 50 seconds east, 203.59 feet: thence north 84 degrees 47 minutes 03 seconds west, 11.24 feet: thence north 05 degrees 12 minutes 57 seconds east, 30.59 feet: thence north 31 degrees 08 minutes 16 seconds west, 8.80 feet to the north line of aforementioned lot 5: thence south 83 degrees 03 minutes 44 seconds east along said north line, 88.21 feet: thence south 45 degrees 33 minutes 40 seconds west, 36.68 feet: thence south 04 degrees 55 minutes 50 seconds west, 234.66 feet: thence south 79 degrees 23 minutes 15 seconds east, 195.64 feet to a point on a non-tangent curved line concave northwest and having a radius of 455.00 feet, said line being an easterly line of said Lot 5: (the following 5 courses are along the easterly and southerly lines of said Lot 5) thence southwesterly along said curved line, an arc distance of 284.78 feet (the chord to said arc bears south 52 degrees 04 minutes 10 seconds west, 280.16 feet): thence south 70 degrees 00 minutes 00 seconds west, 222.86 feet to a point of curvature with a curved line concave southeast and having a radius of 535.00 feet: thence southwesterly along said curved line, an arc distance of 15.83 feet (chord 15.83 feet): thence north 05 degrees 12 minutes 57 seconds east, 335.89 feet to the point of beginning, all in DuPage County, Illinois.

SECTION 2: This Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

PASSED AND APPROVED THIS 1<sup>st</sup> DAY OF OCTOBER 2007.

AYES:

NAYS:

ABSENT:

---

Frank Saverino, Sr., Mayor

ATTEST:

---

Beth Melody, Village Clerk

**APPENDIX A**

**FOURTH AMENDMENT TO  
ANNEXATION AGREEMENT**

This Fourth Amendment to Annexation Agreement made and entered into by and between **VILLAGE OF CAROL STREAM**, an Illinois municipal corporation, hereinafter referred to as the "Village" and **DOUGLAS E. SALEMI** with regard to the Property subject of this Fourth Amendment, hereinafter referred to as "Owner".

**WITNESSETH:**

WHEREAS, the parties hereunto did heretofore enter into a certain Annexation Agreement as of May 15, 2000; and

WHEREAS, the parties did heretofore enter into a First, Second and Third Amendment to said Annexation Agreement; and

WHEREAS, since the execution of said Annexation Agreement, Owner has acquired title to the Property legally described on Exhibit "A" and hereinafter referred to as "Lot 2"; and

WHEREAS, the Annexation Agreement gives the Village a substantial series of standards which it shall utilize in determining whether to approve specific site plans proposed for the property; and

WHEREAS, the parties have previously agreed to add additional standards which should have the effect of causing the property to be developed and occupied during the life of the Annexation Agreement with businesses which will generate substantial sales tax, rather than, for example, office or service businesses; and

WHEREAS, the parties have agreed that the additional standards set forth in Section 1 of the Second Amendment to the Annexation Agreement shall no longer apply to Lot 2;

NOW, THEREFORE, IT IS AGREED between the Village of Carol Stream, ("Village"), and Douglas E. Salemi ("Owner"), that the Annexation Agreement for the portion of the commercial property in Pasquinelli's Central Park Subdivision as is legally described on Exhibit "A", attached to and made a part of this Agreement, is hereby amended, as follows:

SECTION 1: There shall be added to Paragraph 2.4, a new paragraph, which shall hereinafter read, as follows:

Lot 2, being land legally described in Exhibit "A", and being a part of the territory governed by the provisions of this Annexation Agreement, shall be developed in accordance with the standards set forth in Section 2.4. The additional standards set forth in the Second Amendment to the Annexation Agreement, which added a paragraph to Section 2.4 and identified certain uses that would not be permitted on the property without a motion approved by a vote of two-thirds (2/3) of the Corporate Authorities of the Village, shall not apply to Lot 2.

SECTION 2: With the exception of the modification made in Section 1, all other terms and conditions of the Annexation Agreement, as previously amended, shall continue in full force.

IN WITNESS WHEREOF, the parties hereunto have executed this Amendment the day and year first above written.

VILLAGE OF CAROL STREAM, an Illinois  
Municipal Corporation,

BY: \_\_\_\_\_  
Frank Saverino, Sr., Mayor

DOUGLAS E. SALEMI,

BY: \_\_\_\_\_

## EXHIBIT A

### LEGAL DESCRIPTION

Lot 2, also known as:

Of that part of Lot 5 in Pasquinelli's Central Park, being a subdivision of part of the east half of Section 19, Township 40 North, Range 10 East of the Third Principal Meridian, according to the plat thereof recorded April 26, 2002 as Document R2002-113396 and certificate of correction recorded as Document R2002-340814, and that part of the northwest quarter of said Section 19, lying east of lots 11 through 16, inclusive, of Block 52 in Hanover-Army Trail Unit Number 15, being a subdivision of part of the northwest fractional quarter of said Section 19, according to the plat thereof recorded July 24, 1978 as Document R78-67551, described as follows: commencing at the northwest corner of said Lot 5: thence north 84 degrees 47 minutes 03 seconds west along the south line of Army Trail Road heretofore dedicated for public highway per document number 453490, a distance of 33.15 feet to the northeast corner of lot 11 of block 52 in aforementioned Hanover-Army Trail unit number 15: thence south 00 degrees 12 minutes 31 seconds east along the east line of Hanover-Army Trail Unit number 15 aforesaid, 241.08 feet: thence south 84 degrees 47 minutes 03 seconds east, 365.43 feet to the point of beginning: thence south 84 degrees 47 minutes 03 seconds east, 177.35 feet: thence north 04 degrees 55 minutes 50 seconds east, 203.59 feet: thence north 84 degrees 47 minutes 03 seconds west, 11.24 feet: thence north 05 degrees 12 minutes 57 seconds east, 30.59 feet: thence north 31 degrees 08 minutes 16 seconds west, 8.80 feet to the north line of aforementioned lot 5: thence south 83 degrees 03 minutes 44 seconds east along said north line, 88.21 feet: thence south 45 degrees 33 minutes 40 seconds west, 36.68 feet: thence south 04 degrees 55 minutes 50 seconds west, 234.66 feet: thence south 79 degrees 23 minutes 15 seconds east, 195.64 feet to a point on a non-tangent curved line concave northwest and having a radius of 455.00 feet, said line being an easterly line of said Lot 5: (the following 5 courses are along the easterly and southerly lines of said Lot 5) thence southwesterly along said curved line, an arc distance of 284.78 feet (the chord to said arc bears south 52 degrees 04 minutes 10 seconds west, 280.16 feet): thence south 70 degrees 00 minutes 00 seconds west, 222.86 feet to a point of curvature with a curved line concave southeast and having a radius of 535.00 feet: thence southwesterly along said curved line, an arc distance of 15.83 feet (chord 15.83 feet): thence north 05 degrees 12 minutes 57 seconds east, 335.89 feet to the point of beginning, all in DuPage County, Illinois.

H-3 10-1-07

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE GRANTING A REAR YARD SETBACK VARIATION  
(643 BLAKE COURT)**

WHEREAS, John L. Prempas of Windharbor Construction, on behalf of John and Cynthia Poulos, owners of the property at 643 Blake Court, is requesting a variation in accordance with Section 16-8-3(F)(3) of the Carol Stream Zoning Code to allow a decrease of the required rear yard setback of the R-3 One-Family Residence District from 30 feet to 26 feet to allow a proposed room addition; and

WHEREAS, pursuant to proper notice, the Combined Plan Commission/Zoning Board of Appeals, at its public hearing on September 24, 2007, reviewed this request for a variation for a rear yard setback and have submitted their findings to the corporate authorities; and

WHEREAS, the Combined Board has filed its minutes regarding its recommendation of approval for this request with the Corporate Authorities; and

WHEREAS, the Corporate Authorities of the Village have determined that approval of the rear yard setback variation would not be inconsistent with surrounding uses nor be contrary to the intent of the Zoning Code of the Village.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF TRUSTEES OF THE VILLAGE OF CAROL STREAM, DUPAGE COUNTY, ILLINOIS, IN THE EXERCISE OF ITS HOME RULE POWERS, as follows:

SECTION 1: That the property legally described in Section 1 of the Ordinance, commonly known as 643 Blake Court, be granted approval of a rear yard setback variation to allow the proposed room addition to be set back 26-feet from the rear property line, provided the following conditions are met:

1. That the existing hedge along the property line not be removed.

2. That the applicant must obtain a proper building permit for the room addition and deck as necessary to comply with the standards of the Building Code.

**LEGAL DESCRIPTION:**

Lot 22 in Tall Oaks Estates, being a subdivision of part of the Southeast Quarter of Section 26, Township 40 North, Range 9, East of the Third Principal Meridian, according to the plat thereof recorded December 24, 1990 as Document R90-174111, in DuPage County, Illinois.

SECTION 2: This Ordinance shall be in full force and effect from and after the passage, approval and publication in pamphlet form as provided by law, provided, however, that this Ordinance is executed by the owners of the subject property or such other party in interest, consenting to and agreeing to be bound by the terms and conditions contained within this Ordinance. Such execution and delivery to the Village shall take place within sixty (60) days after the passage and approval of this Ordinance, or within such extension of time as may be granted by the corporate authorities by motion.

SECTION 3: That failure of the owner or other party in interest, or a subsequent owner or other party in interest, to comply with the terms of this Ordinance, after execution of said Ordinance, shall subject the owner or party in interest to the penalties set forth in Section 16-17-7, A and B of the Village of Carol Stream Zoning Code, after notice and public hearing in accordance with the procedures required by statute and the Carol Stream Zoning Code.

PASSED AND APPROVED THIS 1<sup>ST</sup> DAY OF OCTOBER 2007.

AYES:

NAYS:

ABSENT:

\_\_\_\_\_  
Frank Saverino, Sr., Mayor

ATTEST:

\_\_\_\_\_  
Beth Melody, Village Clerk

I, \_\_\_\_\_, being the owner or other party of interest of the  
(please print)  
property legally described within this Ordinance, having read a copy of the Ordinance,  
do hereby accept, concur and agree to develop and use the subject property in  
accordance with the terms of this Ordinance.

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(signature)



AGENDA ITEM

ORDINANCE NO. \_\_\_\_\_

H-4 10-1-07

**AN ORDINANCE AUTHORIZING EXECUTION OF THE SECOND AMENDMENT TO THE HARTSING FARM ANNEXATION AGREEMENT**

WHEREAS, Hovstone Properties Illinois, LLC, is the current owner and developer of the Fountains at Town Center Subdivision located at the northwest corner of Gary Avenue and Lies Road, such property being legally described herein; and

WHEREAS, such property is subject to an annexation agreement, which has been once amended; and

WHEREAS, the Village Board of Trustees, pursuant to proper legal notice, have held a public hearing regarding a second amendment to the annexation agreement; and

WHEREAS, the second amendment to the annexation agreement has been drafted and found acceptable by the parties thereto.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF TRUSTEES OF THE VILLAGE OF CAROL STREAM, DUPAGE COUNTY, ILLINOIS, IN THE EXERCISE OF ITS HOME RULE POWERS, as follows:

SECTION 1: That the Mayor and Village Clerk are hereby authorized to execute a second amendment to the annexation agreement removing the limitations with respect to the use of funds for specific traffic improvements, along with the Village's obligation to utilize the money for a specific purpose until ten (10) years have passed, at the Fountains at Town Center subdivision located at the northeast corner of Gary Avenue and Lies Road, legally described as.

**LEGAL DESCRIPTION**

That part of the southeast  $\frac{1}{4}$  of the southwest  $\frac{1}{4}$  (except the north 132 feet of the east 330 feet thereof) and the west  $\frac{1}{2}$  of the southwest  $\frac{1}{4}$  of Section 20, Township 40 North, Range 10, East of the Third Principal Meridian, (excepting therefrom the south 50.0 feet, and also except the east 50.0 feet of

the southwest ¼ of Section 20; and also excepting therefrom the north 10.00 feet of the south 60.00 feet of the west 65.00 feet of the east 155.62 feet, as measured along the south line thereof of the southwest ¼ of said Section 20, and also excepting that part thereof described as follows: beginning at the northwest corner of the southwest ¼ of said Section 20; thence north 87 degrees 21 minutes 45 seconds east, a distance of 1333.16 feet; thence south 00 degrees 10 minutes 18 seconds east, a distance of 1337.38 feet to the north line of the south ½ of the southwest ¼ of Section 20; thence north 87 degrees 24 minutes 06 seconds east along the north line of the south ½ of said southwest ¼ 60.0 feet; thence south 02 degrees 35 minutes 54 seconds east, 700.00 feet; thence south 63 degrees 50 minutes 23 seconds west, 215.46 feet; thence south 02 degrees 33 minutes 32 seconds east, 500.00 feet; thence south 87 degrees 26 minutes 28 seconds west along said north line of the south 50.0 feet of the southwest 1/4 of Section 20, 1250.00 feet; thence north 00 degrees 09 minutes 58 seconds west along said west line, 2622.90 feet to the point of beginning), in DuPage County, Illinois.

The annexation agreement amendment is made a part of this Ordinance as Appendix "A". SECTION 2: This Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

PASSED AND APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2007.

AYES:  
NAYS:  
ABSENT:

\_\_\_\_\_  
Frank Saverino, Sr., Mayor

ATTEST:

\_\_\_\_\_  
Beth Melody, Village Clerk

**Appendix A**

**SECOND AMENDMENT TO HARTSING FARM  
ANNEXATION AGREEMENT**

This Second Amendment to Annexation Agreement made and entered into the \_\_\_\_\_ day of \_\_\_\_\_, 2007, by and between the **VILLAGE OF CAROL STREAM**, an Illinois municipal corporation, located in DuPage, Illinois, (hereinafter referred to as the "Village") and **HOVSTONE PROPERTIES ILLINOIS, LLC**, a Delaware limited liability (hereinafter referred to as "Hovstone"), successor to Pinnacle Corporation and doing business as Town & Country Homes. The Village and Hovstone are sometimes referred to herein individually as "Party" and jointly as the "Parties".

**WITNESSETH:**

WHEREAS, the Village entered into a certain Annexation Agreement with Ralph Hartsing and Rodney Hartsing, the then owners of the Property subject of the Agreement, and Pasquinelli, Inc., the then proposed developer of said Property; and

WHEREAS, the Parties did heretofore enter into a First Amendment to said Annexation Agreement dated November 1, 2004, (hereinafter referred to as the "Agreement"); and

WHEREAS, the Parties hereto desire to amend the Agreement in certain particulars.

WHEREAS, in executing this Second Amendment, Hovstone makes no representation that its signature herein is the only signature necessary to effect such an amendment pursuant to the terms of either the Annexation Agreement or the First Amendment to the Annexation Agreement.

NOW, THEREFORE, in consideration of the mutual covenants and conditions hereinafter set forth, the Parties hereunto do hereby agree as follows

SECTION 1: Notwithstanding any provision contained within the Agreement, the Village will accept from Pinnacle the sum of \$ \_\_\_\_\_ in lieu of Pinnacle's obligation to construct the last remaining link of a bike path on the north side of Lies Road from the Lies Road box culvert

to Gary Avenue as shown on the approved Final Planned Unit Development Plan (Exhibit A). The payment of that sum will free Pinnacle of any obligation in the Agreement or in the approved Final Planned Unit Development Plan for the construction of that bike path link. In addition, Pinnacle has contributed an additional \$100,000.00 to the Village as specified in Section 3 of the Agreement. Pinnacle frees the Village of its obligation to use those funds for specific traffic improvements, along with its obligation to utilize the money for a specific purpose until ten (10) years have passed. The Village may utilize the \$100,000.00 for any costs associated with public services provided to the Development, including, but not limited to, roadway and vehicular and pedestrian traffic signalization and amenities. The agreed upon total amount of \$\_\_\_\_\_ will be paid to the Village on or before December 1, 2007.

SECTION 2: With the exception of the changes made in Section 1, all other terms and conditions of the First Amendment to Annexation Agreement shall continue in full force.

IN WITNESS WHEREOF, the parties hereunto have executed this Amendment the day and year first above written.

VILLAGE OF CAROL STREAM, an Illinois  
municipal corporation,

BY: \_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_

PINNACLE CORPORATION, an Illinois corporation,

BY: \_\_\_\_\_  
President

ATTEST:

\_\_\_\_\_



**AGENDA ITEM**

**RESOLUTION NO.** \_\_\_\_\_

I-1 10-1-07

**A RESOLUTION ACCEPTING PUBLIC IMPROVEMENTS  
(CHAPEL HILL ESTATES SUBDIVISION)**

WHEREAS, the developer has satisfactorily completed the water main improvements for the Chapel Hill Estates Subdivision in accordance with the approved engineering plans and specifications; and

WHEREAS, a memorandum from the Village Engineer to the Village Manager dated September 26, 2007 indicates that the final waivers of lien, as-builts, inventories and bill of sale have been provided and the one-year maintenance period is recommended to be waived.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND BOARD OF TRUSTEES OF THE VILLAGE OF CAROL STREAM, DUPAGE COUNTY, ILLINOIS, IN THE EXERCISE OF ITS HOME RULE POWERS, as follows:

SECTION 1: That the Village of Carol Stream does hereby accept the public water main improvements for the Chapel Hill Subdivision and waives the one-year maintenance period.

SECTION 2: This Resolution shall be in full force and effect from and after its passage as provided by law.

PASSED AND APPROVED THIS 1<sup>ST</sup> DAY OF OCTOBER 2007.

AYES:

NAYS:


ABSENT:

\_\_\_\_\_  
Frank Saverino, Sr., Mayor

ATTEST:

\_\_\_\_\_  
Beth Melody, Village Clerk

*Village of Carol Stream*  
Interdepartmental Memo


TO: Joseph Breinig, Village Manager  
FROM: James T. Knudsen, Director of Engineering Services   
DATE: September 26, 2007  
RE: Chapel Hill Estates Subdivision Water Main -  
Acceptance of Public Improvements

The developer has completed all the public improvements for the above referenced subdivision. The as-builts, inventories, bill of sale, and final waivers of lien have all been provided. This project has been completed for several years awaiting the final paperwork. Therefore staff recommends final acceptance of the public improvements without requiring the one-year maintenance period.

Cc: Al Turner, Director of Public Works  
William N. Cleveland, Assistant Village Engineer  
Fred Ceranek, Engineering Inspector

I-2  
I-2 10-1-07

Village of Carol Stream  
Interdepartmental Memo

TO: Joseph Breinig, Village Manager  
FROM: James T. Knudsen, Director of Engineering Services   
DATE: September 26, 2007  
RE: Blue Ridge Subdivision Water Main –  
Acceptance of Public Improvements

The developer has completed all the public improvements for the above referenced subdivision. The as-builts, inventories, bill of sale, and final waivers of lien have all been provided. This project has been completed for several years awaiting the final paperwork. Therefore staff recommends final acceptance of the public improvements without requiring the one-year maintenance period.

Cc: Al Turner, Director of Public Works  
William N. Cleveland, Assistant Village Engineer  
Fred Ceranek, Engineering Inspector



**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION ACCEPTING PUBLIC IMPROVEMENTS  
(BLUE RIDGE SUBDIVISION)**

WHEREAS, the developer has satisfactorily completed the water main improvements for the Blue Ridge Subdivision in accordance with the approved engineering plans and specifications; and

WHEREAS, a memorandum from the Village Engineer to the Village Manager dated September 26, 2007 indicates that the final waivers of lien, as-builts, inventories and bill of sale have been provided and the one-year maintenance period is recommended to be waived.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND BOARD OF TRUSTEES OF THE VILLAGE OF CAROL STREAM, DUPAGE COUNTY, ILLINOIS, IN THE EXERCISE OF ITS HOME RULE POWERS, as follows:

SECTION 1: That the Village of Carol Stream does hereby accept the public improvements for the Blue Ridge Subdivision and waives the one-year maintenance period.

SECTION 2: This Resolution shall be in full force and effect from and after its passage as provided by law.

PASSED AND APPROVED THIS 1<sup>ST</sup> DAY OF OCTOBER 2007.

AYES:

NAYS:

ABSENT:

\_\_\_\_\_  
Frank Saverino, Sr., Mayor


ATTEST:

\_\_\_\_\_  
Beth Melody, Village Clerk

AGENDA ITEM  
I-3 10-1-07

*Village of Carol Stream*  
Interdepartmental Memo

**TO:** Joseph Breinig, Village Manager

**FROM:** James Knudsen, Director of Engineering Services 

**DATE:** September 26, 2007

**RE:** Fullerton & Center / Northern Builders – Acceptance of Public Improvements (Streetlights & Sidewalks)

All of the public improvements for the above referenced subdivision improvements have been satisfactorily completed. The final waiver of liens, as-built, inventories, bill of sale and maintenance security have all been provided. Staff recommends the Village Board accept the Fullerton & Center streetlights and sidewalk.

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION ACCEPTING PUBLIC IMPROVEMENTS  
(FULLERTON AVENUE & CENTER AVENUE  
NORTHERN BUILDERS)**

WHEREAS, the developer has satisfactorily completed the street light and sidewalk improvements along Fullerton Avenue and Center Avenue in accordance with the approved engineering plans and specifications; and

WHEREAS, a memorandum from the Village Engineer to the Village Manager dated September 26, 2007 indicates that the final waivers of lien, as-builts, inventories, bill of sale and maintenance security have been provided.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND BOARD OF TRUSTEES OF THE VILLAGE OF CAROL STREAM, DUPAGE COUNTY, ILLINOIS, IN THE EXERCISE OF ITS HOME RULE POWERS, as follows:

SECTION 1: That the Village of Carol Stream does hereby accept the street light and sidewalk improvements.

SECTION 2: This Resolution shall be in full force and effect from and after its passage as provided by law.

PASSED AND APPROVED THIS 1<sup>ST</sup> DAY OF OCTOBER 2007.

AYES:

NAYS:

ABSENT:

\_\_\_\_\_  
Frank Saverino, Sr., Mayor

ATTEST:

\_\_\_\_\_  
Beth Melody, Village Clerk

AGENDA ITEM

I-4 10-1-07

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION APPROVING  
A PLAT OF DEDICATION FOR RIGHT-OF-WAY  
(WINDSOR PARK DRIVE)**

WHEREAS, the Village of Carol Stream has received a plat from Lakewood Homes dedicating a right-of-way along the west side of Windsor Park Drive, attached as Exhibit "A"; and

WHEREAS, the Village Engineer has reviewed said plat and recommends that the Plat of Dedication for Public Right-of-Way on the west side of Windsor Park Drive be accepted by the Village of Carol Stream contingent upon signature of the owners.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND BOARD OF TRUSTEES OF THE VILLAGE OF CAROL STREAM, DUPAGE COUNTY, ILLINOI, IN THE EXERCISE OF ITS HOME RULE POWERS, as follows:

SECTION 1: Approval is hereby given for a Plat of Dedication for Right-of-way on the west side of Windsor Park Drive.

SECTION 2: This Resolution shall be in full force and effect from and after its passage and approval as provided by law.

PASSED AND APPROVED THIS 1<sup>ST</sup> DAY OF OCTOBER 2007.

AYES:

NAYS:


ABSENT:

\_\_\_\_\_  
Frank Saverino, Sr., Mayor

ATTEST:

\_\_\_\_\_  
Beth Melody, Village Clerk

*Village of Carol Stream*  
Interdepartmental Memo

TO: Joseph Breinig, Village Manager  
FROM: James T. Knudsen, Director of Engineering Services   
DATE: September 26, 2007  
RE: Windsor Park Manor / Easton Park Subdivision -  
ROW Dedication for Windsor Park Drive

The developer, Lakewood Homes, for Easton Park was required to install a traffic signal at the Sype Drive - North Avenue intersection with Sype Drive aligning with Windsor Park Drive to the south. IDOT required the Windsor Park Drive approach to be widened to align with Sype Drive. This widening necessitated additional right of way.

Lakewood Homes has provided the Village with a plat dedicating this right of way from Windsor Park. Engineering Staff has reviewed the plat and found it acceptable. Therefore, Staff recommends acceptance of the plat of dedication.

Cc: Robert Glees, Community Development Director  
William N. Cleveland, Assistant Village Engineer  
Matt Streicher, Civil Engineer  
Jim Ludman, Engineering Inspector

# PLAT OF DEDICATION OF RIGHT OF WAY TO THE VILLAGE OF CAROL STREAM

BEING A PART OF LOT 1 IN THE FINAL PLAT OF SUBDIVISION OF THE ESTATES OF WINDSOR PARK, BEING A SUBDIVISION IN PART OF THE EAST HALF OF THE SOUTHWEST QUARTER OF SECTION 31 & PART OF THE WEST HALF OF THE SOUTHWEST QUARTER OF SECTION 32, TOWNSHIP 40 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, AND A PART OF THE NORTHWEST QUARTER OF SECTION 5 & PART OF THE NORTHEAST QUARTER OF SECTION 6, TOWNSHIP 39 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 22, 2003 AS DOCUMENT R2003-024841, IN DUPAGE COUNTY, ILLINOIS.

THIS PLAT WAS SUBMITTED TO THE COUNTY RECORDER FOR THE PURPOSES OF RECORDING BY:

VILLAGE OF CAROL STREAM  
 (SPRINT NAME)  
 600 N. BARRY AVENUE  
 (ADDRESS)  
 CAROL STREAM, IL 60140  
 (CITY/TOWNSHIP) (STATE) (ZIP CODE)

PARCEL INDEX NUMBER  
 02-31-405-018  
 114 WINDSOR PARK DRIVE  
 CAROL STREAM, IL



**OWNER'S CERTIFICATE**

STATE OF ILLINOIS) SS,  
 COUNTY OF DUPAGE)

THIS IS TO CERTIFY THAT THE UNDERSIGNED IS/ARE THE OWNER/S OWNERS OF THE LAND DESCRIBED HEREIN, AND HAS/HAVE CAUSED THE SAME TO BE PLATTED AS INDICATED THEREON, FOR THE USES AND PURPOSES THEREIN SET FORTH, AND DOES/DO HEREBY ACKNOWLEDGE AND ADOPT THE SAME UNDER THE STATUTE AND TITLE THEREON INDICATED. THE UNDERSIGNED HEREBY DEDICATES/DEDICATE FOR PUBLIC USE THE LAND SHOWN ON THIS PLAT FOR STREETS AND RIGHT OF WAY.

DATED AT ILLINOIS, THIS \_\_\_\_\_ DAY  
 OF \_\_\_\_\_ A.D., 20\_\_\_\_

**NOTARY'S CERTIFICATE**

STATE OF ILLINOIS) SS,  
 COUNTY OF DUPAGE)

I, \_\_\_\_\_ AS NOTARY PUBLIC IN AND FOR THE COUNTY, IN THE STATE AFORESAID, DO HEREBY CERTIFY THAT PERSONALLY KNOWN TO ME TO BE THE SAME PERSON(S) WHOSE NAME(S) IS/ARE SUBSCRIBED TO THE FOREGOING INSTRUMENT APPEARED BEFORE ME THIS DAY IN PERSON AND ACKNOWLEDGED THAT SHE/HE/THEY SIGNED THE ANNEXED PLAT, FOR THE USES AND PURPOSES THEREIN SET FORTH.

GIVEN UNDER MY HAND AND NOTARIAL SEAL THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_

**DUPAGE COUNTY RECORDER'S CERTIFICATE**

STATE OF ILLINOIS) SS,  
 COUNTY OF DUPAGE)

I, THE UNDERSIGNED, AS RECORDER OF DEEDS FOR DUPAGE COUNTY, DO HEREBY CERTIFY THAT INSTRUMENT NO. \_\_\_\_\_ WAS FILED FOR RECORD IN THE RECORDER'S OFFICE OF DUPAGE COUNTY, ILLINOIS, ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_ A.D., 20\_\_\_\_ AT \_\_\_\_\_ O'CLOCK \_\_\_\_\_

RECORDER OF DEEDS  
 PLEASE PRINT/TYPE NAME

**VILLAGE BOARD OF TRUSTEES**

STATE OF ILLINOIS) SS,  
 COUNTY OF DUPAGE)

APPROVED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF CAROL STREAM, ILLINOIS, THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ A.D., 20\_\_\_\_

**SURVEYOR'S CERTIFICATE**

STATE OF ILLINOIS) SS,  
 COUNTY OF DUPAGE)

THIS IS TO CERTIFY THAT I, PETER A. BLASEM, AN ILLINOIS PROFESSIONAL LAND SURVEYOR, HAVE PREPARED THIS PLAT FOR THE PURPOSE OF DEDICATING RIGHT OF WAY FOR THE PROPERTY DESCRIBED HEREON.

GIVEN UNDER MY HAND AND SEAL THIS 6TH DAY OF AUGUST, A.D., 2007.

ILLINOIS PROFESSIONAL LAND SURVEYOR NO. 3072  
 MY REGISTRATION EXPIRES ON NOVEMBER 30, 2008  
 PROFESSIONAL DESIGN # IRL 14396, IRL 184-022847  
 EXPIRATION DATE 15 APRIL 30, 2009

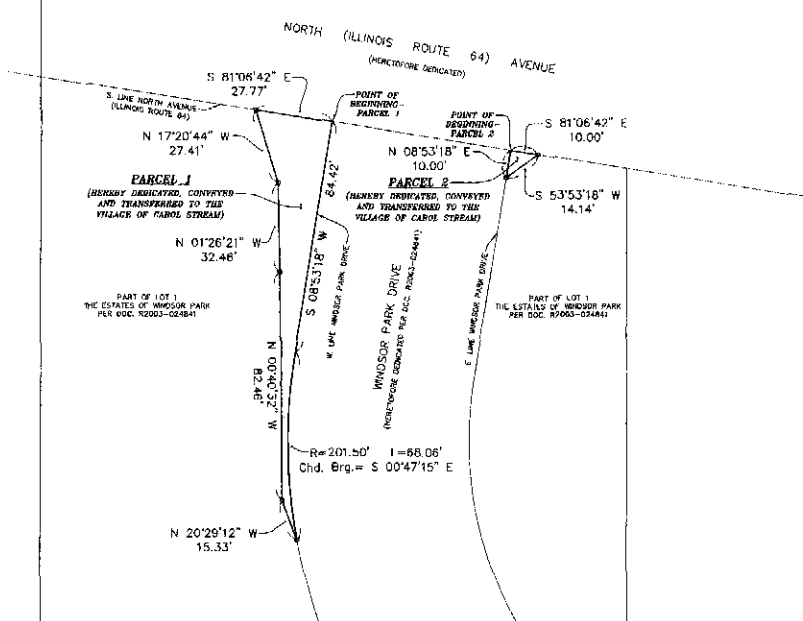
**DEDICATION OF RIGHT OF WAY LEGAL DESCRIPTIONS**

**PARCEL 1** THAT PART OF LOT 1 IN THE FINAL PLAT OF SUBDIVISION OF THE ESTATES OF WINDSOR PARK, BEING A SUBDIVISION IN PART OF THE EAST HALF OF THE SOUTHWEST QUARTER OF SECTION 31 & PART OF THE WEST HALF OF THE SOUTHWEST QUARTER OF SECTION 32, TOWNSHIP 40 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, AND A PART OF THE NORTHWEST QUARTER OF SECTION 5 & PART OF THE NORTHEAST QUARTER OF SECTION 6, TOWNSHIP 39 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 22, 2003 AS DOCUMENT R2003-024841, IN DUPAGE COUNTY, ILLINOIS, DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE WEST LINE OF WINDSOR PARK DRIVE & THE SOUTH LINE OF NORTH AVENUE, ILLINOIS ROUTE 64, THE FOLLOWING 2 CURVES ARE ALONG THE WEST LINE OF SAID WINDSOR PARK DRIVE: 1. THENCE SOUTH 08 DEGREES 03 MINUTES 19 SECONDS WEST, 69.42 FEET; THENCE SOUTHERLY, TANGENT TO THE LAST DESCRIBED CURVE, 68.06 FEET ALONG A CURVE TO THE LEFT, HAVING A RADIUS OF 201.50 FEET. THE CHORD OF SAID CURVE BEARING SOUTH 00 DEGREES 57 MINUTES 19 SECONDS EAST, 109.00 FEET; THENCE NORTH 20 DEGREES 28 MINUTES 12 SECONDS WEST, 18.33 FEET; THENCE NORTH 00 DEGREES 40 MINUTES 32 SECONDS WEST, 92.46 FEET; THENCE NORTH 01 DEGREE 26 MINUTES 21 SECONDS WEST, 32.45 FEET; THENCE NORTH 17 DEGREES 20 MINUTES 44 SECONDS WEST, 27.41 FEET TO THE SOUTH LINE OF NORTH AVENUE, ILLINOIS ROUTE 64; THENCE NORTH 81 DEGREES 06 MINUTES 42 SECONDS EAST, 27.77 FEET ALONG SAID SOUTH LINE TO THE POINT OF BEGINNING, IN DUPAGE COUNTY, ILLINOIS.

**PARCEL 2** THAT PART OF LOT 1 IN THE FINAL PLAT OF SUBDIVISION OF THE ESTATES OF WINDSOR PARK, BEING A SUBDIVISION IN PART OF THE EAST HALF OF THE SOUTHWEST QUARTER OF SECTION 31 & PART OF THE WEST HALF OF THE SOUTHWEST QUARTER OF SECTION 32, TOWNSHIP 40 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, AND A PART OF THE NORTHWEST QUARTER OF SECTION 5 & PART OF THE NORTHEAST QUARTER OF SECTION 6, TOWNSHIP 39 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 22, 2003 AS DOCUMENT R2003-024841, IN DUPAGE COUNTY, ILLINOIS, DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE EAST LINE OF WINDSOR PARK DRIVE & THE SOUTH LINE OF NORTH AVENUE, ILLINOIS ROUTE 64, THENCE SOUTH 83 DEGREES 03 MINUTES 18 SECONDS WEST, 14.14 FEET TO THE EAST LINE OF SAID WINDSOR PARK DRIVE; THENCE NORTH 08 DEGREES 53 MINUTES 18 SECONDS EAST, 10.00 FEET ALONG SAID EAST LINE TO THE POINT OF BEGINNING, IN DUPAGE COUNTY, ILLINOIS.



**LINE LEGEND**

- PROPOSED DEDICATION LINE/ LIMITS OF PROPOSED DEDICATION (DASHED LINE)
- PROPERTY LINE/ ADJACENT PROPERTY LINE (LIGHT SOLID LINE)

**NOTES**

ALL MEASUREMENTS ARE SHOWN IN FEET AND DECIMAL PARTS THEREOF.

DIMENSIONS ENCLOSED WITH ( ) ARE RECORD DATA. ALL OTHER DIMENSIONS ARE MEASURED.

DIMENSIONS SHOWN ALONG CURVES ARE ARC DISTANCES.

THE BASIS OF BEARINGS AS SHOWN HEREON IS BASED UPON THE SOUTH LINE OF NORTH AVENUE (ILLINOIS ROUTE 64) BEING SOUTH 81°06'42\"/>

0. = INDICATES 3/4\"/>

**AREA SUMMARY**

PARCEL	AREA (SQ. FT.)	AREA (ACRES)
1	1,332.80	0.031
2	90.00	0.001
<b>TOTAL</b>	<b>1,422.80</b>	<b>0.032</b>

(MORE OR LESS)

PREPARED BY:



**CEMCON, Ltd.**  
 Consulting Engineers, Land Surveyors & Planners  
 7280 WHITE OAK CIRCLE, SUITE 100  
 AURORA, ILLINOIS 60502-8675  
 TEL: (630) 862-2100 FAX: (630) 862-2199  
 E-MAIL: CEMCON@cemcon.com

DISC NO.: 02020 FILE NAME: PLAT 02D-1  
 DRAWN BY: KGA FLD BK. / PG. NO.: 870/1-30  
 COMPLETION DATE: 6-8-07 JOB NO.: 801.028

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ACQUAINTANCE  
I-5 10-1-07

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION AUTHORIZING AN INTERGOVERNMENTAL  
AGREEMENT BETWEEN  
THE FOREST PRESERVE DISTRICT OF DUPAGE COUNTY AND  
THE VILLAGE OF CAROL STREAM  
FOR THE PURCHASE OF ETHANOL E85, PROPANE, BIO-DIESEL AND  
COMPRESSED NATURAL GAS (CNG) FUEL**

WHEREAS, the Mayor and Board of Trustees of the Village of Carol Stream have determined that it is in the best interest of the Village to enter into an Agreement with DuPage County in the form of an Agreement attached hereto as Exhibit "A", and by this reference incorporated herein.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND BOARD OF TRUSTEES OF THE VILLAGE OF CAROL STREAM, DUPAGE COUNTY, ILLINOIS, IN THE EXERCISE OF ITS HOME RULE POWERS; as follows:

SECTION 1: That the Mayor and Village Clerk of the Village of Carol Stream be and the same are hereby authorized to execute the agreement, in the appropriate form, attached hereto as Exhibit "A" and as approved by the Village Attorney.

SECTION 2: That all resolutions or parts thereof, in conflict with the provisions of this Resolution are, to the extent of such conflict, expressly repealed.

PASSED AND APPROVED THIS 1<sup>ST</sup> DAY OF OCTOBER 2007.

- AYES:
- NAYS:
- ABSENT:

\_\_\_\_\_  
Frank Saverino, Sr., Mayor

ATTEST:

\_\_\_\_\_  
Beth Melody, Village Clerk

# *Village of Carol Stream*

## **Interdepartmental Memo**

**TO:** Joe Breinig, Village Manager  
**FROM:** John A. Turner, Director of Public Works  
**DATE:** September 24, 2007  
**RE:** DuPage County E85 Agreement

On January 16, 2007, the Carol Stream Village Board passed Resolution R-2239, authorizing an intergovernmental agreement with the DuPage Forest Preserve District for the purchase of E85 fuel. The agreement was reviewed by the DuPage Forest Preserve District and eventually revised and approved by the District on June 19, 2007.

The revisions include:

- The first “whereas” clause contains a more detailed description of the Forest Preserve District’s fueling facility
- The second “whereas” clause states that it is in the best interest of the Village and Forest Preserve District to enter into an intergovernmental agreement
- The fourth item adds the address of the fueling facility.
- The fifth item adds the cost of the fuel key (\$6.25).
- Items 6C and 6D have been removed, renumbering 6E to 6C.
- In the eighth item, the number of days allowed to pay the invoice was increased from 30 to 45 days.
- The previous Item 10 (concerning insurance coverage) has been removed.
- The wording has been reformatted in Item 10.
- Item 11 was added to detail our access to the facilities.

The revised agreement is, therefore, being presented for concurrence by the Carol Stream Board. A copy of the agreement as passed by resolution 07-070 by the Forest Preserve District of DuPage County, as well as a copy of the resolution previously passed by the Village Board is attached for reference.

JAT:lm  
att.



**RESOLUTION #07-070**

**A RESOLUTION AUTHORIZING  
AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE  
FOREST PRESERVE DISTRICT OF DUPAGE COUNTY AND THE  
VILLAGE OF CAROL STREAM  
FOR THE PURCHASE OF ETHANOL E85, PROPANE, BIO-DIESEL AND  
COMPRESSED NATURAL GAS (CNG) FUEL**

This AGREEMENT entered into this 19th day of June, 2007 by and between the Forest Preserve District of DuPage County (hereinafter referred to as the "DISTRICT") and the Village of Carol Stream, (hereinafter referred to as the "VILLAGE"), concerning the purchase of ethanol E85, propane, bio-diesel and compressed natural gas fuel.

**WITNESSETH**

WHEREAS, the DISTRICT has fueling facilities which are equipped to dispense alternative fuels, including propane, ethanol E85, bio-diesel, and compressed natural gas (CNG) fuel (hereinafter referred to as "Alternative Fuels"); and

WHEREAS, it is in the best interest of the VILLAGE and the DISTRICT to enter into an agreement wherein the VILLAGE can purchase Alternative Fuels from the DISTRICT, thereby eliminating the need for duplicative fueling facilities; and

WHEREAS, pursuant to Article VII, Section 10 of the 1970 Illinois Constitution and the Intergovernmental Cooperation Act (5 ILCS 220/1 et seq.), units of local government may contract to share services or perform any activity authorized by law,

NOW, THEREFORE, in consideration of the mutual covenants and agreement herein set forth and other good and valuable consideration, the parties hereto agree as follows:

1. The provisions of the preamble are incorporated herein and made a part hereof.
2. VILLAGE will purchase Alternative Fuels, to be used exclusively for the VILLAGE governmental operations, from the DISTRICT.
3. VILLAGE shall inform the DISTRICT in writing prior to each January 1st during the term of this Agreement of the estimated number of gallons (or gallon equivalent) of each Alternative Fuel it is expected to need each month for the subsequent twelve (12) months.
4. Along with the fuel needed for DISTRICT operations, the DISTRICT will contract for, and arrange for delivery of, VILLAGE'S estimated number of gallons (or gallon equivalent) of each Alternative Fuel to the DISTRICT'S fueling facilities.
5. VILLAGE shall provide the DISTRICT with a list of persons authorized to fuel VILLAGE vehicles at the fueling facilities and a list of the vehicles to be fueled (make, model, license plate number, VILLAGE unit number). The DISTRICT will issue a chip key for each vehicle and a personal identification number (PIN) to each person on the list that will allow the person to access the fueling facilities. VILLAGE shall pay the DISTRICT for the cost of chip

key issued to VILLAGE employees or agents including any replacement chip keys for lost, stolen or damaged chip keys. The cost shall be the then-current purchase price the DISTRICT had to pay for the chip keys. (2007 prices are \$6.25 for each chip key.) VILLAGE shall notify the DISTRICT immediately of any changes in personnel authorized to fuel vehicles at the fueling facilities. The chip key of any vehicle no longer authorized to fuel shall be immediately returned to the DISTRICT.

6. VILLAGE employees and agents shall comply with DISTRICT rules and regulations concerning use of the chip key including, but not limited to, the following:

- a) the PIN shall only be used by the person to whom it was issued;
- b) the chip key and any fuel obtained using the chip key shall be for VILLAGE governmental operations only; and,
- c) any lost or stolen chip keys or PINs shall be immediately reported to the DISTRICT'S Fleet Services Division.

7. VILLAGE shall be financially responsible for all fuel dispensed pursuant to chip keys issued to VILLAGE vehicles or employees, including any unauthorized use.

8. The DISTRICT will invoice VILLAGE monthly for all fuel dispensed for VILLAGE use. The invoiced amount will be the per-gallon (or if CNG the Gasoline gallon equivalent) charge by the vendor multiplied by the number of gallons (or if CNG the Gasoline gallon equivalent) dispensed. The per-gallon (or if CNG the Gasoline gallon equivalent) charge shall be based on the most recent fuel purchase cost paid by the DISTRICT. Payment shall be due 45 days from the invoice date.

9. VILLAGE shall also pay to the DISTRICT a monthly fee for fueling facility equipment and maintenance costs. This fee shall be calculated as follows: number of gallons dispensed to VILLAGE in the preceding month multiplied by \$0.02 per gallon for propane, ethanol E85, and bio diesel and \$0.10 for compressed natural gas (CNG to be Gasoline gallon equivalent). The \$0.02 and \$0.10 charge are subject to change by the DISTRICT depending on actual fueling facility equipment and maintenance costs incurred. The VILLAGE shall pay the DISTRICT a \$15.00 monthly charge for administration fee. The \$15.00 fee is subject to change by the DISTRICT depending on actual administration costs. The DISTRICT will invoice VILLAGE monthly for this fee and payment shall be made by VILLAGE within 45 days from the invoice date.

10. VILLAGE warrants that the Alternative Fuel it purchases under this Agreement is for its exclusive use for its governmental operations such that the sale of the fuel is exempt from federal excise tax. As requested by the vendor, the VILLAGE agrees to cooperate in execution of any necessary federal excise tax exemption certificates.

11. Access to the Alternative Fuel facilities will be granted to the VILLAGE by the DISTRICT'S Fleet Services Manager, as mutually agreed upon by both parties. Hours of operation are subject to change, however, the DISTRICT will make every effort to grant the VILLAGE access based upon its needs.

12. Each party to this Agreement (as "Indemnitor") shall defend, indemnify, keep and hold harmless the other party to the extent permitted by law (as "Indemnitee") and all of the elected officials, officers, agents and employees of the Indemnitee from and against all liabilities, claims, causes of action, judgments, settlements, damages, costs and expenses (including reasonable expert witness and attorney fees) that may at any time arise or be claimed by any person, governmental agency, company, corporation or any other entity as a result of bodily injury, death or property damage, or as a result of any other claim or cause of action of any nature whatsoever, arising from or in any manner connected with, directly or indirectly, the negligent or intentional acts or omissions of the Indemnitor in exercising its rights or carrying out its responsibilities as set forth in this Agreement.

13. It is the intent of the parties that this Agreement shall continue in effect until termination accordance with this paragraph. Either party may terminate this Agreement upon thirty (30) days' written notice to the other party.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed as of the day and year above written.

**VILLAGE OF CAROL STREAM**

BY: \_\_\_\_\_

Title: \_\_\_\_\_

ATTEST: \_\_\_\_\_

Title: \_\_\_\_\_

**FOREST PRESERVE DISTRICT OF DUPAGE COUNTY**

BY: \_\_\_\_\_

D. "Dewey" Pierotti, Jr.  
President

ATTEST: \_\_\_\_\_

Secretary

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION RESCINDING PREVIOUSLY APPROVED DECLARATION OF SURPLUS PROPERTY & DECLARINIG OTHER PROPERTY SURPLUS**

WHEREAS, on July 16, 2007, the corporate authorities of the Village of Carol Stream passed Resolution 2270 declaring a 2004 Jeep Grand Cherokee (VIN 1J4GW48S64C311280) as surplus property and;

WHEREAS, the corporate authorities of the Village of Carol Stream wish to rescind the declaration of this vehicle as surplus; and

WHEREAS, in the opinion of the corporate authorities of the Village of Carol Stream, Illinois, it is no longer necessary or useful, or for the best interests of the Village of Carol Stream to retain ownership of other personal property hereinafter described; and

WHEREAS, the described surplus property has been determined by the corporate authorities of the Village of Carol Stream to have negligible value to the Village; and

WHEREAS, it has been determined by the Mayor and Board of Trustees of the Village of Carol Stream to dispose of the surplus property described in Exhibit "A" attached to this Ordinance.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND BOARD OF TRUSTEES OF THE VILLAGE OF CAROL STREAM, DUPAGE COUNTY, ILLINOIS, IN THE EXERCISE OF ITS HOME RULE POWERS, as follows:

SECTION 1: That the Mayor and Board of Trustees of the Village of Carol Stream rescind the declaration of surplus 2004 Jeep Grand Cherokee (VIN 1J4GW48S64C311280) property as described in Resolution No. 2270 and find that the

personal property described in the attached "Exhibit "A", now owned by the Village of Carol Stream, is no longer useful and authorize the property sold at auction.

SECTION 2: This resolution shall be in full force and effect from and after its passage and approval in the manner provided by law.

PASSED AND APPROVED THIS 1<sup>ST</sup> DAY OF OCTOBER 2007.

AYES:

NAYS:

ABSENT:

\_\_\_\_\_  
Frank Saverino, Sr., Mayor

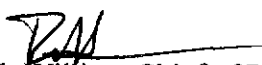
ATTEST:


\_\_\_\_\_  
Beth Melody, Village Clerk

# EXHIBIT "A"

## Village of Carol Stream Interdepartmental Memo

**TO:** Joe Breinig, Village Manager

**REVIEWED AND APPROVED BY:**   
Rick Willing, Chief of Police

**FROM:** Lieutenant Jerry O'Brien  #75

**DATE:** September 18, 2007

**RE:** Transfer of surplus vehicle and surplus vehicle request

*Request to rescind a declaration of surplus for a seized vehicle approved for sale on EBay and allow the police department to retain the vehicle and declare one police department fleet vehicle as surplus and have it sold at auction through EBay.*

I recently learned that one of the vehicles that was approved on July 16, 2007, as surplus, to be sold on EBay, would be an excellent replacement vehicle for our fleet. This vehicle was seized from an arrestee. The vehicle, a 2004 Jeep Grand Cherokee VIN/1J4GW48S64C311280 has 40341 miles and is in excellent mechanical condition. The Jeep would be used for administrative tasks, training, light traffic enforcement and as four-wheel drive patrol response vehicle in severe weather. I believe that it would be in the police department's best interest to retain this vehicle.

This vehicle would replace a 1997 Chevy Lumina with over 80,000 miles. After conferring with our village mechanics it has been determined that this vehicle has reached its useful life.


#606 Red 1997 Chevy Lumina four door  
VIN/2G1WL52M7V1158581

I request that the Village Board rescind the earlier declaration of surplus and authorization to sell this Jeep from the list of surplus seized vehicles approved for sale on July 16, 2007 and allow the police department to retain the vehicle for department use.

In addition I request that the Village Board declare the 1997 Chevy Lumina vehicle as surplus and allow it to be sold through auction on EBay.

J-1 10-1-07

Village of Carol Stream  
Interdepartmental Memo

**TO:** Mayor and Trustees  
**FROM:** Joseph E. Breinig, Village Manager   
**DATE:** September 24, 2007  
**RE:** Block Party Wagon

Attached for your review and consideration is a request from the Park District to jointly fund a "Block Party Wagon". Also attached is a copy of the page from the Lombard Park District's website describing their Wagon. The Wagon contains tables, chairs, games and other items for block parties and big picnics. The Wagon is estimated to cost \$10,000, and the Park District is requesting that the Village contribute half the initial cost, \$5,000, toward the purchase of the Wagon.

The Village issues permits for block parties because of the street closure. Block party permits have been issued as follows:

2004	25
2005	19
2006	21
2007 (to date)	18

During the same period of time we have had one inquiry about a Wagon from a resident familiar with the program in another community. Otherwise people seem to have been able to arrange for their block party on their own.

The timing suggested in the Park District's request suggests that funding would need to come from the current fiscal year's budget. No one source of funding exists for this purchase. Should the Village Board desire to participate in the purchase and equipping of a Wagon, funding will need to be transferred from a variety of sources in the budget.

JEB/td  
Attachments

cc: Carol Stream Park District



NATIONAL GOLD MEDAL  
AWARD WINNER

**Administrative Office and  
Aldrin Community Center**

391 Illini Drive  
Carol Stream, Illinois  
60188-1698  
Phone: 630-784-6100  
FAX: 630-665-9045  
E-mail: info@csparks.org  
Website: www.csparks.org

**Simkus Recreation Center**

849 W. Lies Road  
Carol Stream, Illinois  
60188-4366  
Phone: 630-784-6120  
FAX: 630-289-1972

**Board of Commissioners**

Dan Bird  
*President*

Mark Carlin  
*Vice President*

Brian Sokolowski

Tim Powers

Nick Cooney

Brenda Gramann

Brian Schauer

**Executive Director**

Arnie Biondo

September 14, 2007

Joe Breinig  
Village of Carol Stream  
500 N Gary Ave  
Carol Stream, IL 60188



Dear Joe:

Over the past few months, we have been investing an idea to operate a "Block Party Wagon." You may be familiar with this from your Lombard days. We are looking to emulate Lombard Park District's successful model.

Briefly describing, the wagon will be an enclosed trailer filled with the necessities for a block party, big picnic, etc. It will have chairs, tables, games, and more. Residents reserve it for their date. We deliver and pick up for a nominal fee.

We hear that this is very popular in Lombard and other communities. The park districts or villages that offer the service garner a huge amount of good will.

All this leads me to asking if the village would like to be a partner in this venture. Each wagon will cost about \$10,000 to purchase and equip. I propose that the village contribute half of the start up cost. Carol Stream Park District will manage, maintain and re-equip the wagon from the fee. The side of the wagon and all promotional materials will clearly and prominently carry the names and logos of each agency. Both agencies can promote in their mailings and on web sites.

Let me know if you are interested. We would like to get the trailer purchased, painted and furnished this winter for promotion and rental in the spring of 2008.

Best regards,

Arnie Biondo  
Executive Director

Cc: Park Board  
Senior Leadership  
Eric Lee Wilson





# Lombard Park District



[Parks](#)
[Facilities](#)
[Programs](#)
[Special Events](#)
[Parties & Outings](#)
[About LPD](#)
[Registration](#)
[Employment](#)

[Art & Birthday Parties](#)
[Water Park Parties/Group Rentals](#)
[Block Party Wagon](#)
[Golf Outings](#)

## Block Party Wagons

Lombard Party Wagons are available **FREE** to Lombard residents one time per year! Party Wagons are available daily and will be dropped off and picked up at your residence. To request a date, please call 630-627-1281.

### THE PARTY WAGON INCLUDES:

- 10 tables
- 100 chairs
- 10'x10' pop-up canopy tent
- large Weber charcoal grill
- sound system (speakers and microphone only)
- bean bag game



Initial purchase was made possible through a hotel-motel grant from the Village of Lombard.

**THE PARTY WAGON IS CURRENTLY BOOKED FOR ALL WEEKENDS IN SEPTEMBER AND THE FIRST TWO WEEKENDS OF OCTOBER. IF YOU ARE INTERESTED IN ALTERNATIVE DAYS OR WOULD LIKE TO BE PUT ON A WAITING LIST IN CASE OF A CANCELLATION, CALL (630) 953-7300 EXT 17 OR E-MAIL [info@lombardparks.com](mailto:info@lombardparks.com).**

### *Planning your Block Party is easy!*

**Step 1** - Call (630) 953-7300 ext. 17 or email [info@lombardparks.com](mailto:info@lombardparks.com) to check availability on the Party Wagons.

**Step 2** - If your date is available, complete a Party Wagon Application and return it to the Administrative Office, 227 W. Parkside Avenue, Lombard, IL, 60148. (*Applications are available from the Administrative Office as well*). Please return your application within 7-10 days.

**Step 3** - Once your paperwork is received, your date will be confirmed and you will receive a copy of the Party Wagon Agreement form, complete with your drop-off and pick-up times and dates.

***Please make reservations a minimum of two weeks in advance.***

Lombard Park District | 820 S. Finley Road | Lombard, IL 60148

Call us today! (630) 620-7300

[home](#)

# AGENDA ITEM

*K-1 10-1-07*

BRC/ISD FINANCIAL SYSTEM  
09/28/2007 09:54:51

## Schedule of Bills

VILLAGE OF CAROL STREAM  
GL540R-V06.74 PAGE 1

VENDOR NAME	DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P	ID	LINE
ALLSTON/ CINDY	OKTOBERFEST SUPPLIES	253.10	OCTOBERFEST	01.475.289		REIMB-CRAFTS	001725	P	996	00046
AMERICAN ROAD MAINTENANC	ASPHALT REJUVENATOR	84,500.00	ROADWAY CAPITAL IMPROVEM	11.474.486		M13806	000306	P	996	00080
	ASPHALT REJUVENATOR	4,225.00CR	RETAINAGE AMERICAN RD MA	11.2644		M13806	000306	P	996	00081
		80,275.00	*VENDOR TOTAL							
ANCEL, GLINK, DIAMOND, BUSH	LEGAL SRV'S FOR AUGUST	6,397.72	LEGAL FEES	01.457.238		SEPT 13TH	001672	P	996	00041
AVALON PETROLEUM COMPANY	GAS PURCHASE	20,392.00	GAS PURCHASED	01.469.356		421505	002552	P	996	00016
B & F TECHNICAL CODE SER	SEPT 1 - 15TH	580.00	CONSULTANT	01.464.253		27018	000216	P	996	00002
BAKER/DAVID G	VLG BOARD MTG-9/17	100.00	CONSULTANT	01.465.253		091707	001714	P	996	00019
BALANCED ELECTRIC INC	PRKG LOT LIGHT CONTACTR	180.00	ROADWAY CAPITAL IMPROVEM	11.474.486		3110			996	00024
	PARKING LOT LIGHTING	760.00	ROADWAY CAPITAL IMPROVEM	11.474.486		3112			996	00025
		940.00	*VENDOR TOTAL							
BAXTER & WOODMAN INC	TUBEWAY LIFT STN REPLMNT	5,709.23	CONSTRUCTION	04.410.480		0127188	002360	P	996	00064
	WRC EAST SYSTM DEMO	2,970.80	CONSTRUCTION	04.410.480		0127189	002528	P	996	00063
		8,680.03	*VENDOR TOTAL							
BEST QUALITY CLEANING IN	CHRGs FOR SEPT/VLG HL	2,621.25	JANITORIAL SERVICES	01.468.276		27110	001674	P	996	00075
	CHRGs FOR SEPT/PWKS	873.75	JANITORIAL SUPPLIES	01.467.276		27110	001674	P	996	00076
		3,495.00	*VENDOR TOTAL							

VENDOR NAME	DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
CHICAGO HIGHLAND RIFLES	HONOR GUARD RG FEE 11/07	125.00	TRAINING	01.466.223		HONOR GURD REG		996 00077
CLASSIC LANDSCAPE, LTD	WEEK MOWING-PARKVIEW	100.00	WEED MOWING	01.464.260		41439		996 00011
	TWN CTR, VLG, ST CHAR, DYLI	1,740.00	MAINTENANCE & REPAIR	01.468.244		41531	001625 P	996 00018
		1,840.00	*VENDOR TOTAL					
COMMONWEALTH EDISON CO	CHRG 8/21 - 9/18	74.57	ELECTRICITY	06.432.248		0030086009		996 00054
	CHRG 8/20 - 9/18	158.68	ELECTRICITY	01.467.248		0803155026		996 00055
	SRV FOR 8/09-9/07	13.87	ELECTRICITY	06.432.248		1083101009		996 00045
	CHRG 8/21 - 9/18	99.85	ELECTRICITY	06.432.248		1353117013		996 00053
	CHRG 8/20 - 9/18	154.06	ELECTRICITY	01.467.248		1865134015		996 00057
	CHRG 8/21 - 9/18	87.73	ELECTRICITY	06.432.248		3153036011		996 00050
	CHRG 8/20 - 9/18	14.08	ELECTRICITY	01.467.248		4483019016		996 00056
	SERV FOR 8/23 - 9/21	378.93	ELECTRICITY	01.467.248		5838596003		996 00074
	SERV FOR 8/17 - 9/18	302.30	ELECTRICITY	06.432.248		6213120002		996 00072
	CHRG 8/17 - 9/17	99.93	ELECTRICITY	01.467.248		6337409002		996 00052
	CHRG 8/21 - 9/18	92.41	ELECTRICITY	06.432.248		6597112015		996 00051
	SERV FOR 8/21 - 9/18	117.48	ELECTRICITY	06.432.248		6675448009		996 00073
	SRV FOR 8/09-9/07	258.82	ELECTRICITY	01.467.248		6827721000		996 00044
	SRV FOR 8/21 - 9/20	15.44	ELECTRICITY	06.432.248		7219135017		996 00084
		1,868.15	*VENDOR TOTAL					
COMMONWEALTH EDISON CO	SRV FOR 8/20 - 9/19	3,895.59	ELECTRICITY	06.432.248		4863004008		996 00067
CONSTELLATION NEW ENERGY	SRV FOR 8/9 - 9/9	232.70	ELECTRICITY	04.410.248		011013079		996 00014
	SERV FOR 8/20 - 9/18	238.40	ELECTRICITY	04.420.248		0300009027		996 00069
	SERV FOR 8/20 - 9/18	461.21	ELECTRICITY	04.410.248		2496057000		996 00070
	SERV FOR 8/17 - 9/18	2,790.38	ELECTRICITY	04.420.248		3054113024		996 00068
		3,722.69	*VENDOR TOTAL					

VENDOR NAME	DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P	ID	LINE
COOPER/BRIAN	IACP CONFR- 10/14-17	178.00	TRAINING	01.466.223		MEALS,TRVL			996	00058
COUNTY COURT REPORTERS I	PLAN COMM MTG SEPT 10	160.00	COURT RECORDER FEES	01.453.241		093769			996	00078
CROWNE INDUSTRIES	INSTL LEAK DETECT SYSTM	15,690.00	OTHER EQUIPMENT	01.469.412		0237	002540	P	996	00028
	INSTL LEAK DETECT SYSTM	1,580.00	OTHER EQUIPMENT	01.469.412		0238	002540	P	996	00082
		17,270.00	*VENDOR TOTAL							
DUPAGE COUNTY	DATA PROCESS-AUG/POLICE	250.00	DATA PROCESSING	01.466.247		3916			996	00027
DUPAGE COUNTY ANIMAL CON	SERV'S THRU JULY	70.00	ANIMAL CONTROL	01.466.249		156-13326	002633	P	996	00007
	SERV'S THRU AUGUST	150.00	ANIMAL CONTROL	01.466.249		158-13387	002633	P	996	00008
		220.00	*VENDOR TOTAL							
DUPAGE COUNTY POLICE CHI	WILLING,ORR,FORD	72.00	MEETINGS	01.466.222		OCT 10TH			996	00026
DUPG JUVENILE OFFIERS AS	CONF FEE-RUDELICH.WELLS	150.00	TRAINING	01.466.223		DJOA CONF10/24			996	00079
FEDEX	INV SUMM SEPT 19	83.92	POSTAGE	01.465.229		2 268 65999	001675	P	996	00062
	INV SUMM SEPT 12	121.36	POSTAGE	01.465.229		2-255-32076	001675	P	996	00040
		205.28	*VENDOR TOTAL							
I R M A	PROPERTY DAMAGE	155.59CR	PROPERTY INSURANCE	01.465.263		7373	001677	P	996	00029
	PROPERTY DAMAGE	2,500.00CR	PROPERTY INSURANCE	01.465.263		7373	001677	P	996	00030
	WKMN'S COMP-SPIZZIRRI	628.71	WORKERS COMP	01.466.114		7373	001677	P	996	00031
	WKMN'S COMP-RANWEILER	694.83	WORKERS COMP	01.466.114		7373	001677	P	996	00032
	WKMN'S COMP-J PAULING	2,500.00	WORKERS COMP	01.467.114		7373	001677	P	996	00033

## Schedule of Bills

VENDOR NAME	DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
I R M A								
	WKMN COMP-N TECHTER	399.72	WORKERS COMP	01.467.114		7373	001677 P	996 00034
	AUTO DAMAGE	539.30	VEHICLE INSURANCE	01.465.224		7373	001677 P	996 00035
		2,106.97	*VENDOR TOTAL					
IL SECRETARY OF STATE								
	4 TITLE & PLATES	292.00	AUTO MAINTENANCE & REPAI	01.466.212		#673,74,75,76	002551 P	996 00017
IL SECRETARY OF STATE -N								
	NOTARY COMM-MCDONNELL	10.00	DUES & SUBSCRIPTIONS	01.466.234		RNWL-MCDONNELL		996 00039
ILLINOIS OFFICE OF THE S								
	BOILER MAINT 8/07	140.00	PROPERTY INSURANCE	01.465.263		9384597		996 00066
ILLINOIS STATE POLICE								
	IACP CERT-CONVICTION INF	16.00	DUES & SUBSCRIPTIONS	01.466.234		IACP CERT		996 00006
J U L I E INC								
	LOCATES FOR AUGUST	117.46	PROPERTY MAINTENANCE	01.467.272		08 07 0346		996 00020
	LOCATES FOR AUGUST	117.46	NPDES PERMIT FEE	04.410.272		08 07 0346		996 00021
	LOCATES FOR AUGUST	117.23	PROPERTY MAINTENANCE/NPD	04.420.272		08 07 0346		996 00022
		352.15	*VENDOR TOTAL					
JUNGERS/JOHN								
	IACP CONFR- 10/14-17	178.00	TRAINING	01.466.223		MEALS,TRVL		996 00060
KALINOWICZ/JEREMY								
	IACP CONFR- 10/14-17	178.00	TRAINING	01.466.223		MEALS,TRVL		996 00061
KANSAS STATE BANK								
	MTHLY CHRGE-OCT	253.00	OFFICE EQUIPMENT MAINTEN	01.466.226		3338459	002639 P	996 00010
KPW TRUCKING INC								
	HAULING DEBRI	870.00	HAULING	01.467.265		124	002543 P	996 00003
	STONE	430.00	CA-6	06.432.347		124		996 00004
		1,300.00	*VENDOR TOTAL					

VENDOR NAME	DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P	ID	LINE
LA FAYETTE HOME NURSERY	FAIR OAKS 5/06 - 4/07	1,575.00	ROADWAY CAPITAL IMPROVEM	11.474.486		017240			996	00023
LANDMARK FORD INC	2 FORD CROWN VICTORIAS	41,176.00	VEHICLES	01.466.415		2-2007 FORDS	002617	P	997	00001
LAYTON CHRISTENSEN COMPA	WELL #3 REHAB	33,827.00	MAINTENANCE & REPAIR	04.420.244		RI 10166840	002426	P	996	00013
MINUTEMAN PRESS	PAYROLL CHANGE FORMS	101.65	PRINTED MATERIALS	01.459.315		17799			996	00049
MORONI & HANDLEY PTNSHP	LEGAL SRV FOR AUGUST	2,615.00	LEGAL FEES-PROSECUTION	01.457.235		SEPT 18, 2007	001669	P	996	00005
NORTHERN IL GAS CO	SRV FOR AUG 7 - SEPT 6	20.82	HEATING GAS	04.420.277		13 81 12 10007			996	00015
NOTARIES ASSOC OF IL INC	NOTARY COMM-MCDONNELL	38.00	DUES & SUBSCRIPTIONS	01.466.234		RNWL-MCDONNELL			996	00038
O M I (OPER MNTNC INTN'L	WRC AGR FOR OCTOBER	119,775.42	OMI CONTRACT	04.410.262		40695	002399	P	996	00042
ORTIZ BROTHERS/THE	GRIND STUMP-FARMHOUSE	75.00	MAINTENANCE & REPAIR	01.468.244		7141			996	00048
ROYALE HOUSE	ENGRAVED BRICKS	2,493.47	BRICKS	01.475.302		5315	001702	P	996	00083
	ENGRAVED BRICKS	17.00	BRICKS	01.475.302		5371	001702	P	996	00043
		2,510.47	*VENDOR TOTAL							
S T S CONSULTANTS LTD	RVW'S THRU 8/18 LENZ PRO	746.50	CONSULTANT	01.462.253		N21544	000290	P	996	00065

Schedule of Bills

VENDOR NAME	DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
STEPHEN A LASER ASSOCIAT	POLICE OFFCR ASSESSMNT	575.00	PERSONNEL HIRING	01.451.228		2001165	000166 P	996 00047
T J CONEVERA'S INC	AMMUNITION	913.60	AMMUNITION	01.466.321		07-1594		996 00009
TURNER/JOHN	APWA CONF-SEPT 9-13	103.59	TRAINING	01.467.223		REIMB-TRVL		996 00012
TYLER TECHNOLOGIES INC	MUNIS TRNG-ACCTG, GL, PYRL	4,145.00	COMPUTER EQUIPMENT	01.461.413		114723	000461 P	996 00037
	MUNIS PAYROLL IMPLEMENT	1,000.00	COMPUTER EQUIPMENT	01.461.413		114724	000461 P	996 00036
		5,145.00	*VENDOR TOTAL					
U S POST OFFICE - CAROL	REPLENISH PERMIT 2128	100.00	POSTAGE	01.465.229		PERMIT 2128		996 00001
WHEATON TROPHY & ENGRAVE	BUSINESS APPR AWRD-2007	66.60	ECONOMIC DEVELOPMENT	01.463.246		207207		996 00071
WHITE/ROBERT	IACP CONFR- 10/14-17	178.00	TRAINING	01.466.223		MEALS, TRVL		996 00059

Schedule of Bills

FUND RECAP:

FUND	DESCRIPTION	DISBURSEMENTS
01	GENERAL CORPORATE FUND	111,258.44
04	WATER & SEWER O/M FUND	166,260.65
06	MOTOR FUEL TAX FUND	5,129.24
11	CAPITAL IMPROVEMENT FUND	82,790.00
TOTAL ALL FUNDS		365,438.33

BANK RECAP:

BANK	NAME	DISBURSEMENTS
OBB	OAK BROOK BANK	365,438.33
TOTAL ALL BANKS		365,438.33

THE PRECEDING LIST OF BILLS PAYABLE WAS REVIEWED AND APPROVED FOR PAYMENT.

DATE ..... APPROVED BY .....

.....

.....



The preceding list of bills payable was reviewed and approved for payment.

**Approved by:**

  
\_\_\_\_\_  
Joseph E Breinig – Village Manager

**Date:** 9/28/07

**Authorized by:**

\_\_\_\_\_  
Frank Saverino - Mayor

\_\_\_\_\_  
Beth Melody – Village Clerk

**Date:** \_\_\_\_\_

AGENDA ITEM

K-2 10-1-07

**ADDENDUM WARRANTS**  
**Sept 18, 2007 thru Oct 1, 2007**

Fund	Check #	Vendor	Description	Amount
General	A C H	Oak Brook Bank	Payroll August 27, 2007- September 9, 2007	469,894.98
Water & Sewer	A C H	Oak Brook Bank	Payroll August 27, 2007- September 9, 2007	38,125.09
General	A C H	Ill Funds	Dupage Water Commission - Aug, 2007	<u>158,140.09</u>
				<u>666,160.16</u>

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2007

By: \_\_\_\_\_  
Frank Saverino, Sr. - Mayor

\_\_\_\_\_  
Beth Melody, Village Clerk