

Village of Carol Stream

BOARD MEETING

AGENDA

MAY 1, 2006

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

A. ROLL CALL AND PLEDGE OF ALLEGIANCE:

B. MINUTES: Approval of the Minutes of the April 17, 2006 Meeting.

C. AUDIENCE PARTICIPATION & PUBLIC HEARINGS:

1. Proclamation – Motorcycle Awareness Month.
2. Proclamation – Peace Officers’ Memorial Day and National Police Week.
3. Proclamation – Working Toward a More Inclusive Community.

D. SELECTION OF CONSENT AGENDA:

E. BOARD AND COMMISSION REPORTS:

1. PLAN COMMISSION

F. OLD BUSINESS:

G. STAFF REPORTS & RECOMMENDATIONS:

1. Request for Purchase of Replacement Squad 635.
Purchase of a 2006 Ford Crown Victoria squad car (state bid price \$19,796.00). This replaces a squad that was wrecked in a crash. IRMA will partially reimburse under our claim.

H. ORDINANCES:

I. RESOLUTIONS:

1. Resolution No. _____, Accepting a Grant of Stormwater Management and Conveyance Easement – Lot 14 Pasquinelli’s Central Park Second Resubdivision.
This item is the acceptance of a grant of stormwater management and conveyance easement.
2. Resolution No. _____, Accepting Temporary and Permanent Easements in Veteran’s Park.

Village of Carol Stream

BOARD MEETING

AGENDA

MAY 1, 2006

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Acceptance of an easement from the Carol Stream Park District for the construction of the Lies Road Bikeway.

3. Resolution No. _____, Ceding the Aggregate Remaining Unused Allocation of 2006 Private Activity Bond Volume Cap of the Village of Carol Stream to the Illinois Finance Authority.

A Resolution allowing Covered Bridges, L.P. to access low interest financing through the Illinois Finance Authority.

J. NEW BUSINESS:

1. Police Pension Fund Appointment.
2. Request by Carol Stream Fraternal Order of Police Lodge 45 for Raffle License.
3. Request by Carol Stream Library for Waiver of Fees.
4. Carol Stream Professional Firefighters Association Raffle License.

K. PAYMENT OF BILLS:

1. Regular Bills:
2. Addendum Warrant:

L. REPORT OF OFFICERS:

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

M. EXECUTIVE SESSION:

1. Collective Negotiating Matters.

Village of Carol Stream

BOARD MEETING

AGENDA

MAY 1, 2006

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

N. ADJOURNMENT:

LAST ORDINANCE: 2006-04-20

LAST RESOLUTION: 2182

NEXT ORDINANCE: 2006-05-21

NEXT RESOLUTION: 2183

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

April 17, 2006

Mayor Ross Ferraro called the Regular Meeting of the Board of Trustees to order at 8:00 p.m. and directed Village Clerk Jan Koester to call the roll.

Present: Mayor Ferraro, Trustees McCarthy, Gieser, Saverino, Stubbs & Fenner
Absent: Trustee Shanahan, Assistant Village Manager Mellor
Also Present: Village Manager Breinig, Attorney Diamond, Village Clerk Koester, Deputy Clerk Progar, and Village Treasurer Manzzullo

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

MINUTES:

Trustee McCarthy moved and Trustee Stubbs made the second to approve the Minutes of the Meeting of April 3, 2006 as presented. The results of the roll call vote were:

Ayes: 5 Trustees McCarthy, Gieser, Saverino, Stubbs & Fenner
Nays: 0
Absent: 1 Trustee Shanahan

AUDIENCE PARTICIPATION AND PUBLIC HEARING:

FY 07 Proposed Annual Budget:

Trustee Fenner moved and Trustee Gieser made the second to open the public hearing. The results of the roll call vote were:

Ayes: 5 Trustees McCarthy, Gieser, Saverino, Stubbs & Fenner
Nays: 0
Absent: 1 Trustee Shanahan

Mr. Breinig commented that since the budget has been printed, there have been two amendments that have been put forward. These were reviewed with the Board at the Budget Workshops. The first is in terms of the Water and Sewer Fund, water billing revenues were decreased by \$267,763, \$274,527 and \$274,944 in FY 07, 08 and 09 respectively. Most importantly, even with those reductions and projected revenues, the budget remains in the black every year. The second thing is that the Village Hall parking lot is being replaced in Fiscal Year 07 and the addition of that project at \$295,000 is proposed for inclusion into the budget as well. Finance Director Stan Helgerson said that in reviewing the notice he said that since the Capital Improvement Program is a separate fund, he did that, in error, he did not include those numbers in the public notice, so an additional CIP fund amount, \$8,017,000 needs to be added for the Capital Improvement projects for the upcoming fiscal year also. There were no comments or questions from those in attendance at the call for public hearing. Trustee Fenner said that she is pleased to see that the budget shows all three years in the black, which shows it appears that the economy is improving and things are getting better. Trustee Stubbs moved and Trustee Gieser made the second to close the public hearing. The results of the roll call vote were:

Ayes: 5 Trustees McCarthy, Gieser, Saverino, Stubbs & Fenner
Nays: 0
Absent: 1 Trustee Shanahan

CONSENT AGENDA:

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

Ayes: 5 Trustees McCarthy, Gieser, Saverino, Stubbs & Fenner
Nays: 0
Absent: 1 Trustee Shanahan

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

Ayes: 5 Trustees McCarthy, Gieser, Saverino, Stubbs & Fenner
Nays: 0
Absent: 1 Trustee Shanahan

1. 2006 Official Zoning Map: Resolution 2181
2. Final PUD-Spec. Use- shopping plaza/drive-up service: Ord. 2006-04-18
3. Off the table: Duke appeal- Gary Ave. Master Plan denial – 121-131 North Ave.
4. Year end Budget Transfers
5. 2006 Flexible Pavement Project-Section 06-00049-00-FP
6. Received: 2005 Annual Report
7. Ord. 2006-04 16: Approve Annual Budget
8. Ord. 2006-04-17:Amend Class C Liq. Lic. Code
9. Ord. 2006-04-19: Requiring CATV System to obtain franchise agreement
10. Resolution 2182: Adopt 2006/07 Employee Pay Plan
11. Request: CS Library-Temp. approval of special use permit
12. Tree lighting ceremony request
13. Regular Bills, Addendum Warrant of Bills, Treasurer’s Report 3/31/06

Trustee McCarthy moved and Trustee Gieser made the second to approve the Consent Agenda for this meeting by omnibus vote. The results of the roll call vote were:

Ayes: 5 Trustees McCarthy, Gieser, Saverino, Stubbs & Fenner
Nays: 0
Absent: 1 Trustee Shanahan

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

2006 Official Zoning Map: Resolution 2181:

At their meeting on April 11, 2006, the Combined Plan Commission/Zoning Board of Appeals recommended approval of the 2006 Official Zoning Map in accordance with staff recommendations. The Board concurred with the recommendations and adopted Resolution

2181, A RESOLUTION AUTHORIZING THE EXECUTION OF THE OFFICIAL ZONING MAP OF THE VILLAGE OF CAROL STREAM.

Final PUD-Special Use- shopping plaza/drive-up service: Ord. 2006-04-18:

At their meeting on April 11, 2006, the Combined Plan Commission/Zoning Board of Appeals recommended approval of a final planned unit development and a special use for a shopping plaza and a special use for drive-up window service in accordance with staff recommendations. The Board concurred with the recommendation and adopted Ordinance 2006-04-18, AN ORDINANCE APPROVING A PLANNED UNIT DEVELOPMENT PLAN AND SPECIAL USES FOR A SHOPPING PLAZA AND DRIVE-UP SERVICE WINDOW – (SE CORNER OF ARMY TRAIL ROAD AND KUHN ROAD).

Off the table: Duke appeal- Gary Ave. Master Plan denial – 121-131 North Ave.:

The Board took off the table the matter of the request from Duke Construction to appeal the decision of the Plan Commission denying Duke's Proposed Gary Avenue Master Plan for the property at 121-131 E. North Avenue. Duke needs approvals of a Final Plat of Resubdivision, rezoning from I Industrial District to B-3 Service District and Gary Avenue Master Plan for a proposed subdivision to create two 0.6-acre commercial lots on the east side of Gary Avenue north of North Avenue. The Plan Commission, which has the approval authority for Gary Avenue Corridor Review, denied the proposed Master Plan. The Board remanded this matter back to the Plan Commission for re-consideration.

Year end Budget Transfers:

The Board approved year-end budget transfers as explained in the April 13, 2006 memo to the Village Manager from the Finance Director.

2006 Flexible Pavement Project-Section 06-00049-00-FP:

The Board approved an award of bid for the 2006 Flexible Pavement Project – Section 06-00049-00 FP to Plote Construction, Inc. at the bid unit prices submitted.

Ord. 2006-04 16: Approve Annual Budget:

The Board adopted Ordinance 2006-04-16, AN ORDINANCE ADOPTING THE ANNUAL BUDGET FOR THE VILLAGE OF CAROL STREAM FOR THE YEAR COMMENCING MAY 1, 2006 AND ENDING APRIL 30, 2007.

Ord. 2006-04-17: Amend Number of Class C Liq. Lic. Code:

The Board adopted Ordinance 2006-04-17, AN ORDINANCE AMENDING CHAPTER 11, ARTICLE 2 OF THE CAROL STREAM CODE OF ORDINANCES BY INCREASING THE NUMBER OF CLASS C LIQUOR LICENSES FROM 215 TO 16 – (GOODIE'S DELI AND LIQUOR, INC. – 1270 KUHN ROAD).

Ord. 2006-04-19: Requiring CATV System to obtain franchise agreement:

The Board adopted Ordinance 2006-04-19, AN ORDINANCE REQUIRING COMMUNITY ANTENNA TELEVISION SYSTEMS TO OBTAIN FRANCHISES.

Resolution 2182: Adopt 2006/07 Employee Pay Plan:

The Board adopted Resolution 2182, A RESOLUTION ADOPTING THE 2006-07 EMPLOYEE PAY PLAN FOR THE VILLAGE OF CAROL STREAM.

Request: CS Library-Temp. approval of special use permit:

The Board approved a temporary special use permit to the Carol Stream Public Library to allow an Arts and Crafts Fair to be held at property they own at 480 N. Kuhn Road on May 13, 2006.

Tree lighting ceremony request:

The Board approved the purchase of an enhanced 22' Christmas tree for the Tree Lighting Ceremony at Town Center from Temple Display in the amount of \$6,152.61.

Regular Bills, Addendum Warrant of Bills, Treasurer's Report 3/31/06:

The Board approved the payment of the Regular Bills in the amount of \$399,990.87.

The Board approved the payment of the Addendum Warrant of Bills in the amount of \$621,788.81.

The Board received the Treasurer's Report for month ending March 31, 2006.

REGULAR MEETING:**An Ordinance approving an amendment to a preliminary planned unit development plan and approving a partial final planned unit development plan –Heritage Plaza Shopping Center:**

Mr. Diamond said that there are two slight changes for the Ordinance that was prepared for this matter. In the second Whereas Clause there is language that make it appear as if the Plan Commission had approved this. Actually, the Plan Commission did not give an affirmative recommendation so the language about the determination being made by the Plan Commission should go into the next Whereas Clause, which would be the material regarding the determination by the Village Board. "This Village Board would find that it does not find pose a negative effect on property values in the area, would not be detrimental to the public health, safety or general welfare." This just shifts the two languages. Finally, one other modification, at the last meeting, the Board asked for and the developer agreed to do a traffic study with regard to ingress and egress to the property and therefore a new #11 is added as a condition, "The owner shall submit to the Village a traffic study prepared by a recognized expert on ingress and egress access to the site. This issue will be reviewed by the Village Board at the time of final site plan approval at which time the Village may exercise its' reasonable legislative discretion." Attorney Greg Dose, representing the developer, has agreed to that language. Mr. Breinig commented that the reason for this is because there are concerns about the right in/right out possibility on County Farm Road from what would be their new drive and concerns about pedestrian safety to cross from parking to the new stores.

Trustee Stubbs said that is the primary reason he did not want this on the consent agenda.

Trustee Fenner moved and Trustee McCarthy made the second to adopt Ordinance 2006-04-20, AN ORDINANCE APPROVING AN AMENDMENT TO A PRELIMINARY PLANNED UNIT DEVELOPMENT PLAN AND APPROVING A PARTIAL FINAL PLANNED UNIT DEVELOPMENT PLAN – (HERITAGE PLAZA SHOPPING CENTER) as amended with the additions made previously. The results of the roll call vote were:

Ayes:	5	Trustees McCarthy, Gieser, Saverino, Stubbs & Fenner
Nays:	0	
Absent:	1	Trustee Shanahan

REPORT OF OFFICERS:

Mayor Ferraro thanked the Board and the staff for keeping things in good order while he was away. He noted that he will be at the next three meetings.

Trustee McCarthy reminded everyone that as the weather gets warmer and it is lighter longer to watch out for the kids out playing and bike riding. Slow down and really pay attention, and Good Luck to all of the sports teams as they begin their season.

Trustee Saverino also said that drivers need to look out for children playing.

Trustee Fenner welcomed Mayor Ferraro back.

Trustee Stubbs complimented staff on the Annual Report activities and reminded everyone that Police Department will be having a fund raiser at McDonald's for Special Olympics tomorrow from 5 p.m. to 8 p.m.

Trustee Gieser said that tomorrow the 4th of July Parade Committee will be having a fund raiser at Culvers. He stated that as spring sports games are starting that this is for the kids to have fun and learn about the sport, it's not about the parents.

Mr. Breinig said the budget is now on the website and can be accessed there as well as at the Library.

Trustee Fenner moved and Trustee McCarthy made the second to move to Executive Session to discuss the purchase of real property and probable or imminent litigation and to adjourn directly from that session without taking further action. The results of the roll call vote were:

Ayes:	5	Trustees McCarthy, Gieser, Saverino, Stubbs & Fenner
Nays:	0	
Absent:	1	Trustee Shanahan

FOR THE BOARD OF TRUSTEES

PROCLAMATION**MOTORCYCLE AWARENESS MONTH**

WHEREAS, safety is the highest priority for the highways and streets of our Village and State; and

WHEREAS, the great State of Illinois is proud to be a national leader in motorcycle safety, education and awareness; and

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

WHEREAS, it is especially important that the citizens of our Village and the State be aware of motorcycles on the roadways and recognize the importance of motorcycle safety; and

WHEREAS, the members of A.B.A.T.E. of Illinois, Inc., (A Brotherhood Aimed Toward Education) continually promote motorcycle safety, education and awareness in high school drivers' education programs and to the general public in our Village and State, presenting motorcycle awareness programs to over 100,000 participants in Illinois in the past three years; and

WHEREAS, all motorcyclists should join A.B.A.T.E. of Illinois, Inc. in actively promoting the safe operation of motorcycles as well as promoting motorcycle safety, education and awareness to the citizens of our Village and State; and

WHEREAS, the motorcyclists of Illinois have contributed extensive volunteerism and money to national and community charitable organizations for the enhancement and support of these organizations; and

WHEREAS, during the month of May, all roadway users should unite in the safe sharing of roadways within the Village of Carol Stream and throughout the great State of Illinois.

NOW, THEREFORE, I, Ross Ferraro, Mayor of the Village of Carol Stream, in the great State of Illinois, in the recognition of the 19th Anniversary of the efforts of A.B.A.T.E. of Illinois, Inc., and the other 558,000 registered motorcyclists statewide, and in recognition of the continued role Illinois serves as a leader in motorcycle safety, education and awareness, do hereby proclaim the month of May this year 2006 as

MOTORCYCLE AWARENESS MONTH

In the Village of Carol Stream, and urge all motorists to join in an effort to improve safety and awareness on our roadways.

Ross Ferraro, Mayor

Janice Koester, Village Clerk

PROCLAMATION

**PEACE OFFICERS' MEMORIAL DAY MAY 15, 2006
NATIONAL POLICE WEEK MAY 14-21, 2006**

WHEREAS, The Congress and President of the United States have designated May 15, 2003 as Peace Officers' Memorial Day and the week in which May 15 falls as National Police Week; and

WHEREAS, the members of the Carol Stream Police Department play an essential role in safeguarding the rights and freedoms of the community; and

WHEREAS, it is important that all citizens know and understand the duties, responsibilities, hazards, and sacrifices of their law enforcement agency, and that members of our law enforcement agency recognize their duty to serve the people by safeguarding life and property, by protecting them against violence and disorder, and by protecting the innocent against deception and the weak against oppression; and

WHEREAS, the men and women of the Carol Stream Police Department unceasingly provide a vital public service.

NOW, THEREFORE, I, Ross Ferraro, Mayor of the Village of Carol Stream, call upon all citizens of the community and upon all patriotic, civic and educational organizations to observe the week of May 14-20, 2006, as Police Week with appropriate ceremonies and observances in which all of our people may join in commemorating law enforcement officers, past and present, who, by their faithful and loyal devotion to their responsibilities, have rendered a dedicated service to their communities and, in so doing, have established for themselves an enviable and enduring reputation for preserving the rights and security of all citizens.

I further call upon all citizens of the Village of Carol Stream to observe Monday, May 15, 2006, as Peace Officers' Memorial Day in honor of those law enforcement officers who, through their courageous deeds, have made the ultimate sacrifice in service to their community or have become disabled in the performance of duty, and let us recognize and pay respect to the survivors of our fallen heroes.

Ross Ferraro, Mayor

Janice Koester, Village Clerk

PROCLAMATION

WORKING TOWARD A MORE INCLUSIVE COMMUNITY

WHEREAS, the Village of Carol Stream is committed to inclusion as a fundamental aspect of our community; and

WHEREAS, cities and towns are the best place to make inclusiveness an everyday priority; and

WHEREAS, local elected officials must lead the way in making inclusiveness a priority in America's cities; and

WHEREAS, the National League of Cities and its members believe an inclusive community promotes equal opportunity, fairness and citizen engagement; and

WHEREAS, Mayor Ferraro, the Village Board of Trustees and staff are dedicated to building a more inclusive Carol Stream.

NOW, THEREFORE, BE IT PROCLAIMED THAT the Village of Carol Stream hereby reaffirms our commitment to inclusion as a fundamental aspect of our community, pledges active efforts to seek to achieve that goal, and urges all citizens of Carol Stream to join together to support this effort and that the Village of Carol Stream joins the National League of Cities Working Toward Inclusive Communities Partnership.



Ross Ferraro, Mayor

ATTEST:

Janice Koester, Village Clerk

6-1 5-1-06

Village of Carol Stream
Intradepartmental Memo

TO: Joe Breinig, Village Manager
REVIEWED AND APPROVED BY:  Rick Willing, Chief of Police
FROM: Lieutenant Jerry O'Brien 
DATE: April 24, 2006
RE: Request for purchase of replacement squad 635

On Saturday, April 1, 2006, an officer was involved in an auto accident while driving patrol squad car #635. Subsequently, an IRMA claims adjuster has declared the squad totaled. We will have to purchase a new vehicle to replace this one. This accident is being handled under IRMA claim number #144718-01.

Landmark Ford in Springfield holds the award for the Illinois state bid for 2006 Ford Crown Victoria squad cars. Landmark advises that there is an approximate 120 day turnaround on additional orders.

I am requesting that the Village Board approve the purchase of one 2006 Ford Crown Victoria as specified below to replace our loss. It should also be noted that there would be additional costs associated with this claim in order to replace damaged equipment and the costs of preparing this squad for service. I am also requesting that the Village Board waive the bidding process for this purchase because it will be made under the State bid price.

This squad car purchase and associated preparation costs will be partially reimbursable under our IRMA claim. The amount of the reimbursement has not been determined as of today.

2006 Ford Crown Victoria Police Interceptor 1 (One)

Standard Package \$ 19,027.00

Color – Exterior Vibrant White
 Color – Interior Charcoal Black

Additional Charges

Delivery	150.00
Delete rear window switches	
And Rear locks inoperable	50.00
Engine Block Heater	35.00
Silicone Hoses	315.00
Right Side Spot Light	160.00
Trunk Pack Kevlar	179.00

Deletions

Cruise Control	-120.00
Total	\$ 19,796.00

Total Cost for the squad only: \$19,796.00



Village of Carol Stream

By acceptance of this order, the vendor agrees to comply with the regulations of the Illinois Fair Employment Practices Commission governing equal employment opportunity.

Purchase Order #: 466-2535
Date: 4/24/2006

Please mail invoices to:
Village of Carol Stream
Police Department
500 N. Gary Avenue
Carol Stream, IL 60188-1899
(630) 668-2167

This is a tax exempt transaction
Tax exempt #E9997-4509-04

To: LANDMARK FORD
2401 PRAIRIE CROSSING DR
SPRINGFIELD, IL 62707-

Phone: (217) 862-5200

Vendor No:

Account No.: 01.466.415

Qty.	Description	Unit Price	Account	Total
1	2006 Ford Crown Victoria Police Interceptor Squad including delivery	19,796.00	01.466.415-027	19,796.00
			Order Total:	19,796.00

Comments: Replacement for squad #635

Department Head: _____

Approval: _____ Administration _____ Finance Date: _____

(Original to Finance Department)

I-1 5-1-06

RESOLUTION NO. _____

**A RESOLUTION ACCEPTING A GRANT OF STORMWATER CONVEYANCE
AND MANAGEMENT EASEMENT
(PASQUINELLI'S CENTRAL PARK SECOND RESUBDIVISION)**

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: Approval is hereby given to Accepting a Grant of Stormwater
Conveyance and Management Easement for Lot 14-Pasquinelli's Central Park
Resubdivision (Auto Zone). This easement gives the Village easement rights to
construct, repair, operate and maintain storm sewer system and stormwater
management facilities as required by the DuPage Countywide Stormwater & Flood
Plain Ordinance. The Plat of Stormwater Conveyance and Management Easement is
attached to this Resolution as Exhibit "A".

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 1ST DAY OF MAY 2006.

AYES:

NAYS:

ABSENT:

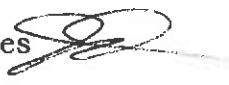
Ross Ferraro, Mayor

ATTEST:

Janice Koester, Village Clerk

Village of Carol Stream
Interdepartmental Memo

TO: Joseph E. Breinig, Village Manager

FROM: James T. Knudsen, Director of Engineering Services 

DATE: April 25, 2006

RE: Lot 14 Pasquinelli's Central Park Second Resubdivision (Auto Zone) -
Stormwater Management & Conveyance Easement

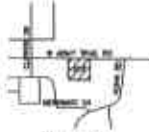
The Village of Carol Stream has received a plat granting us an easement for the purposes of conveying and managing stormwater. See attached. This easement gives the Village very broad rights to construct, repair, operate and maintain the storm sewer system and stormwater management facilities on private property. This easement is a requirement of the DuPage County Countywide Stormwater & Flood Plain Ordinance and must be granted to the Village. Therefore, staff recommends accepting this grant of easements for stormwater management and conveyance.

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

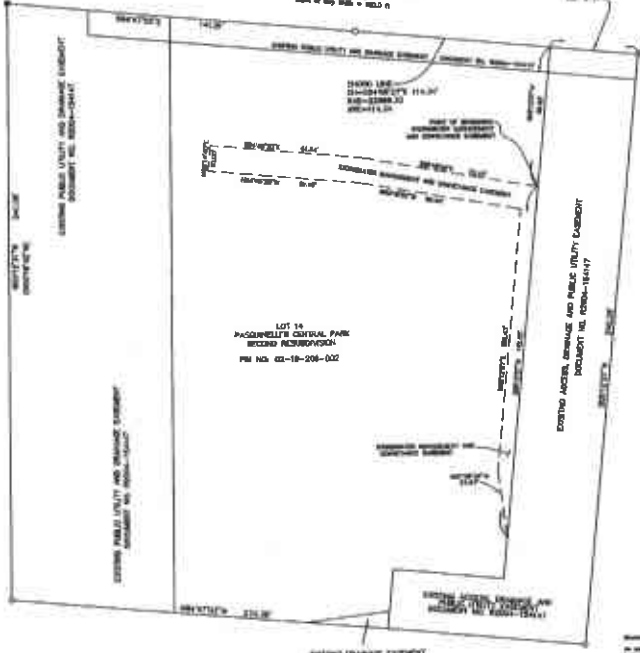
dh



PLAT OF EASEMENT



West Army Trail Road
County Road
Block of City of Mt. Pleasant



PLAT OF EASEMENT
 State of Missouri
 County of Jackson
 Survey No. _____
 Block of City of Mt. Pleasant

WARRANTY
 The undersigned, as a duly licensed Professional Engineer, do hereby certify that the above described plat was prepared and verified by me or under my direct supervision and that I am a duly licensed Professional Engineer in the State of Missouri.

WARRANTY
 The undersigned, as a duly licensed Professional Engineer, do hereby certify that the above described plat was prepared and verified by me or under my direct supervision and that I am a duly licensed Professional Engineer in the State of Missouri.

[Signature]

 Professional Engineer

WARRANTY
 The undersigned, as a duly licensed Professional Engineer, do hereby certify that the above described plat was prepared and verified by me or under my direct supervision and that I am a duly licensed Professional Engineer in the State of Missouri.

[Signature]

 Professional Engineer

NOTICE OF RECORDATION
 This plat is being recorded in the Public Records of the State of Missouri for the purpose of establishing a public utility easement. The easement is for the purpose of providing water, gas, sewer, and electric service to the property described herein. The easement is to be used for the purpose of providing such services and for no other purpose.

BURKE DEVELOPMENT SERVICES, INC.
 A Division of MacDonnell's Real Estate, Inc.
 111 S. State St.
 Mount Pleasant, MO 64656

Project Name	_____
Project Location	_____
Project Number	_____
Date of Survey	_____
Surveyor	_____
Client	_____

Prepared For:
PROVIDENT
 APR 14 2008
 MOUNT PLEASANT, MO


Project Address:
 ARMY TRAIL RD W OLD GLENN RD
 Project Location:
 CAROL STREAM, IL
 Project Number:
 MTSCHE 0000
 Job Number:
 017-08-00 B M.13-10-00

Survey Prepared by:
Burke Surveying Inc.
 847 Highway J
 Mount Harts, WI 53572
 Phone: (800) 832-6297
 Fax: (800) 832-6349
 E - Mail rsurko@bmsi.net

NOTICE: ANY USE OF THIS PLAT FOR ANY PURPOSE OTHER THAN THAT AUTHORIZED BY THE SURVEYOR IS PROHIBITED. THE SURVEYOR ACCEPTS NO LIABILITY FOR ANY SUCH USE.

I-2 5-1-06

Village of Carol Stream
Interdepartmental Memo

TO: Joseph Breinig, Village Manager
FROM: William N. Cleveland, Assistant Village Engineer 
DATE: April 25, 2006
RE: Lies Road Bikeway Temporary and Permanent Easements
in Veteran's Park

The Village has received a grant of easement from the Carol Stream Park District to construct the Lies Road Bikeway. This easement was required due to minimum separation requirements from the path to streetlights.

Decorative streetlights were installed by Town and Country along Lies Road, and due to the narrow right-of-way and five-lane roadway, inadequate parkway remains for the path. The Park District is granting the Village a 5' permanent easement and a 10' temporary grading easement along the north property line of Veteran's Park so that the bike path will maintain adequate separation from the new decorative streetlights.

Engineering staff therefore recommends acceptance of these easements from the Carol Stream Park District for the purpose of constructing the Lies Road Bikeway.

Cc: James T. Knudsen, Director of Engineering Services
Jim Ludman, Engineering Inspector
Arnie Biondo, Carol Stream Park District
Steve Freese, TranSystems Corporation

RESOLUTION NO. _____

**A RESOLUTION ACCEPTING A PERMANENT BIKE PATH AND LANDSCAPE
EASEMENT AND TEMPORARY CONSTRUCTION EASEMENT
(VETERAN'S PARK FOR TH ELIES ROAD BIKEWAY)**

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: Approval is hereby given to accepting a Permanent Bike Path and
Landscape Easement and a Temporary Construction Easement for the Lies Road
Bikeway. This easement gives the Village easement rights to construct, repair, operate
and maintain a bike path as needed by the Village. The Easement and legal
description are attached to this Resolution as Exhibits A and B.

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 1ST DAY OF MAY 2006.

AYES:

NAYS:

ABSENT:

Ross Ferraro, Mayor

ATTEST:

Janice Koester, Village Clerk

This space reserved for Recorder's use only.

PERMANENT BIKE PATH AND LANDSCAPE EASEMENT

The undersigned owner, **CAROL STREAM PARK DISTRICT**, ("GRANTOR"), for ONE DOLLAR and NO CENTS (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, grants and conveys, this 13th day of APRIL, 2006, to the **VILLAGE OF CAROLSTREAM** ("GRANTEE"), an Illinois municipal corporation, organized and existing under the laws of the State of Illinois, this permanent non-exclusive easement, together with the right of access thereto, in, on, upon, under, over, and across the real estate hereinafter described, for the following purposes:

1. To, from time to time, cut down, trim or remove any shrubs, trees, bushes, saplings, or other plants and to clear obstructions from the surface and subsurface that interfere with the operation of or access to said installations in, on, upon, across, over, under or through said easements; and,
2. To, from time to time, install, lay, maintain, construct, reconstruct, repair, replace, operate, relocate and remove landscaping, pedestrian lighting and pathways, sprinkler system, and other landscaping purposes.

The legal description of this easement is the following real estate located within the Village of Carol Stream, the County of DuPage, and the State of Illinois:

SEE EXHIBIT A, ATTACHED HERETO AND MADE A PART HEREOF.

Property Identification Number (PIN): Part of 02-29-100-021
Address: Generally, on Lies Road, Carol Stream, Illinois

1. GRANTOR does hereby grant and convey to GRANTEE, this easement, which runs with the land in perpetuity, and hereby declares that the easement premises shall hereinafter be held, transferred, sold, conveyed, used and occupies subject to the following terms and conditions, which terms and conditions, taken together, shall constitute said BIKE PATH AND LANDSCAPE EASEMENT:
 - a. GRANTOR shall not remove or destroy any trees, shrubs, bushes, saplings, or other plants on the easement premises without the prior written consent of GRANTEE;
 - b. GRANTOR shall have and retain all rights to the use and occupation of said easement premises, except as herein expressly granted and provided; and such use and occupation by GRANTOR shall not be unnecessarily interfered with by any work performed under this grant of easement;
 - c. GRANTEE shall be permitted at all reasonable times to inspect the easement premises and to enter upon the easement premises to ensure that the terms of this easement are being fulfilled and to perform maintenance and necessary landscaping work.

- d. Whenever GRANTEE shall enter the easement premises to exercise its rights, privileges or authorities under this easement, GRANTEE shall return the property to at least the same condition of cleanliness, grading and vegetation, seasonal change excepted, as existed at the time of entry.
2. GRANTEE shall signify its acceptance of this grant of easement by the recording thereof.
 3. In the event of violation of any covenant or restriction herein, GRANTEE may, following reasonable notice to heirs, devisees, lessees or successors, or assignees, institute suit to enjoin or abate such violation and to require the restoration of the easement premises to its prior condition or, in the alternative, GRANTEE may enter upon the easement premises, correct any such violation and hold GRANTEE its successors or assignees, responsible for the cost thereof. GRANTEE shall have available all legal and equitable remedies to enforce the obligations hereunder of GRANTOR, its successors or assignees, and in the event GRANTOR, its successors or assignees, is found to have violated any of its obligations, GRANTOR, its successors or assignees, shall reimburse GRANTEE for any costs or expenses incurred in connection therewith, including court costs and attorney fees.
 4. GRANTOR agrees that these restrictions will be inserted by it into any subsequent deed or legal instrument by which it divests itself of fee simple title to or its possessory interest in the easement premises or any part thereof.
 5. This easement shall run with the land and be binding not only upon GRANTOR but also upon its successors, heirs, devisees, lessees and assigns and all other successors and interests to the easement premises or any portion thereof and shall continue as a servitude running in perpetuity with the land and shall survive any termination of GRANTOR'S existence. All rights herein granted to GRANTOR shall run for the benefit of and may be exercised by its successor, assigns, devisees, and duly authorized officers, representatives or agents.
 6. All notices or other communications given pursuant to this easement shall be in writing and shall be deemed properly served if delivered in person to the party to whom it is addressed, or two days after deposit in the U.S. Mail, if sent postage prepaid by United States registered or certified mail, return receipt requested, addressed as follows:

If to the Owner:


Carol Stream Park District
 Attn: Arnie Biondo
 391 Illini
 Carol Stream, IL 60188

If to the Village of Carol Stream:

Village of Carol Stream
 Attn: Joe Breinig
 500 N. Gary Avenue
 Carol Stream, IL 60188

IN WITNESS WHEREOF, Grantor has executed, sealed and delivered this Bike Path and Landscape Easement and Grantee has caused this Bike Path and Landscape Easement to be accepted and signed in its corporate name by its Village President and to be attested and sealed with the corporate seal of the VILLAGE OF CAROL STREAM by its Village Clerk.

GRANTOR:

By:  (Seal)

ATTEST:

By: _____ (Seal)

STATE OF ILLINOIS)
) SS
COUNTY OF DuPAGE)

I, the undersigned, notary public, in and for the county and state aforesaid, do hereby certify that ^{Arnold J. Bixler} ~~John~~
~~F. Legat~~, personally known to me to be the same person whose name is subscribed to the foregoing Bike Path
and Landscape Easement, and personally known to me to be the ~~President~~ ^{SECRETARY} of Carol Stream Park District,
appear before me this day in person, and severally acknowledged that he signed and delivered the said
Easement as his free and voluntary act, and as the free and voluntary act of said corporation, for the uses and
purposes therein set forth.

GIVEN under my hand and official seal this 13th day of April, 2006.

Tracy Johnson
Notary Public

My commission expires: 2/20/07



EXHIBIT A

4/6/2006 11:39:53 AM

PIN: 02-29-100-021

Owner: Village of Carol
Stream
Route: Lies Road
Section:
County: DuPage
Job No.:
Parcel: 0003PE
Station:

The South 5.00 feet of the North 55 feet of Lot 3 in Western Trails Assessment Plat of Parts of Section 29, Township 40 North, Range 10 East of the Third Principal Meridian, according to the Plat thereof recorded August 25, 1981 as Document R81-46205 and Certification of Correction recorded February 19, 1982 ad Document R82-06524, in DuPage County, Illinois.

Said parcel contains 2,352 square feet (0.054 acres), more or less of land.

This space reserved for Recorder's use only.

TEMPORARY CONSTRUCTION EASEMENT

The undersigned owner, **CAROL STREAM PARK DISTRICT**, ("GRANTOR"), for ONE DOLLAR and NO CENTS (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, grants and conveys, this 13th day of APRIL, 2006, to the **VILLAGE OF CAROL STREAM** ("GRANTEE"), an Illinois municipal corporation, organized and existing under the laws of the State of Illinois, its agents and employees, this temporary non-exclusive easement, to enter upon and have access to the real estate hereinafter described, for the express purpose of installing, laying, and grading a bike path and any appurtenant structures thereto, a copy of which is attached as Exhibit A.

The legal description of this easement is the following real estate located within the Village of Carol Stream, the County of DuPage, and the State of Illinois:

SEE EXHIBIT A, ATTACHED HERE TO AND MADE A PART HERE OF.

Property Identification Number (PIN): 02-29-100-021

This grant of temporary easement shall terminate ten (10) days after filing of the notice of completion of construction.

1. **Conditions**. This grant of temporary easement is subject to the following terms and conditions:
 - a. Grantor will not, in any manner, obstruct or interfere with said Grantee, its contractors or subcontractors, or with the agents or employees of them or either of them, in the exercise of any rights, privileges or authorities hereby given and granted; and
 - b. Upon termination of this temporary easement, Grantee will promptly return the property to at least the same level of cleanliness, grading and vegetation, seasonal change excepted, as its original condition.
2. **Acceptance**. Grantee shall signify its acceptance of this grant of easement by the recording thereof.

3. **Release of Claims; Indemnity.** Grantee assumes sole and entire responsibility for any and all loss of life, injury to persons or damage to property (wherever such property may be located) that may be sustained directly due to the activities, operations or use of the easement premises by Grantee, its agents, employees and contractors, and for those claiming through any of them (collectively, the "Grantee Group"). Grantee, for itself and for those claiming through Grantee, hereby releases Grantor, its officers, directors, partners, employees, agents, mortgagees, licensees, contractors, guests and invitees (and their respective officers, directors, partners, employees, agents, mortgagees, licensees, contractors, guests and invitees, subsidiaries, affiliates, successors, grantees and assigns) (collectively the "Grantor Indemnitees") from and any all liability, loss, claims, demands, liens, damages, penalty, fines, interest, costs and expenses (including, without limitation, reasonable attorneys' fees and litigation costs incurred by the Grantor Indemnitees in connection therewith) and for damage, destruction or theft of property, that may arise from operations on, or the use of, the easement premises by Grantee Group. Grantee hereby agrees to indemnify, defend and hold harmless the Grantor Indemnitees from and against any and all liability, loss, claims, demand, liens, damages, penalty, fines, interest, costs and expenses, (including, without limitation, reasonable attorneys' fees and litigation costs incurred by Grantor Indemnities in connection therewith) and for any and all loss of life, injury to persons or damage to property which is directly due to the activities, operations or use of the easement premises by Grantee Group.

4. **No Lien.** Grantee shall not permit any lien to stand against the easement premises, the property or any improvements thereon for any labor or materials in connection with work of any character performed or claimed to have been performed on the easement premises or the property at the direction or sufferance of any member of the Grantee Group. In the event of any such lien attaching to the easement premises, the property or any improvements thereon, Grantee shall immediately have such lien released and failure by Grantee to do so shall constitute a breach of this Agreement.

5. **Compliance with Laws.** All construction, maintenance, alteration, replacement, operation and repair of the easement premises by Grantee shall comply with all applicable laws, statutes, building codes and regulations of general application (collectively, "Laws"). This Agreement does not abrogate or supersede any applicable Laws requiring the parties to obtain permits, licenses, inspections or approvals in order to construct, maintain, alter, replace, operate or repair the underground water main facilities within the easement premises as contemplated herein.

6. **Breach; Remedies.** In the event of violation or breach of any covenant or restriction contained herein by either party ("Defaulting Party"), the other party ("Complaining Party") shall give written notice of such violation to the Defaulting Party. If the Defaulting Party shall fail to cure such breach within thirty (30) days after receipt of such written notice, the Complaining Party shall have the right to (a) institute action to enjoin or abate such violation, or breach, or (b) enter upon the easement premises, correct any such violation or breach, and hold the Defaulting Party, its successors or assigns, responsible for the cost thereof. The Complaining Party shall have available all legal and equitable remedies to enforce the obligations hereunder of the Defaulting Party, its successors or assigns, in the event of the Defaulting Party is found to have breached any of its obligations hereunder, the Defaulting Party shall reimburse the Complaining Party for any costs or expenses incurred in connection therewith, including court costs and attorneys' fees.

7. **Notices.** All notices or other communications given pursuant to this temporary easement shall be in writing and shall be deemed properly served if delivered in person to the party to whom it is addressed, or two days after deposit in the U.S. Mail, if sent postage prepaid by United States registered or certified mail, return receipt requested, addressed as follows:

If to the Owner: Arnie Biondo

Executive Director
Carol Stream Park District

If to the Village: Village of Carol Stream
Attention: Joe Breinig, Village Manager

with a copy to: Ancel, Glink, Diamond, Cope & Bush, P.C.
Attn: Robert W. Rolek, Esq.
415 W. Washington Street, Suite 202
Waukegan, Illinois 60085

IN WITNESS WHEREOF, Grantor has executed, sealed and delivered this easement and Grantee has caused this easement to be accepted and signed in its corporate name by the Village of Carol Stream Mayor and to be attested and sealed with the corporate seal of the Village of Carol Stream, by its Village Clerk.

GRANTOR:

GRANTEE:

CAROL STREAM PARK DISTRICT

VILLAGE OF CAROL STREAM

By: [Signature]
Ex Dir / Secretary

By: _____,
_____ Mayor

ATTEST:

ATTEST:

By: Carole Christensen (Seal)
Carole Christensen, Secretary
TREASURER

By: _____
_____ Village, Clerk

jtklmvAA:TEMPCONT.PKD\8502643.000

STATE OF ILLINOIS)
) SS
COUNTY OF DuPAGE)

I, the undersigned, notary public, in and for the county and state aforesaid, do hereby certify that Tracy Johnson, personally known to me to be the same person whose name is subscribed to the foregoing Temporary Construction Easement, appeared before me this day in person, and severally acknowledged that they signed and delivered the said Temporary Construction Easement as their free and voluntary act, for the uses and purposes therein set forth.

GIVEN under my hand and official seal this 13th day of April, 2006.

[Signature]
Notary Public

My commission expires: 2/20/07



STATE OF ILLINOIS)
) SS
COUNTY OF DuPAGE)

I, the undersigned, notary public, in and for the county and state aforesaid, do hereby certify that _____ and _____, personally known to me to be the same persons whose names are subscribed to the foregoing Temporary Construction Easement, and personally known to me to be the Mayor and Clerk of the Village of Carol Stream, appeared before me this day in person, and severally acknowledged that they signed and delivered the said Easement as their free and voluntary act, and as the free and voluntary act of said Village, for the uses and purposes therein set forth.

GIVEN under my hand and official seal this _____ day of _____, 2006.

Notary Public

My commission expires: _____

EXHIBIT A

4/6/2006 11:40:42 AM

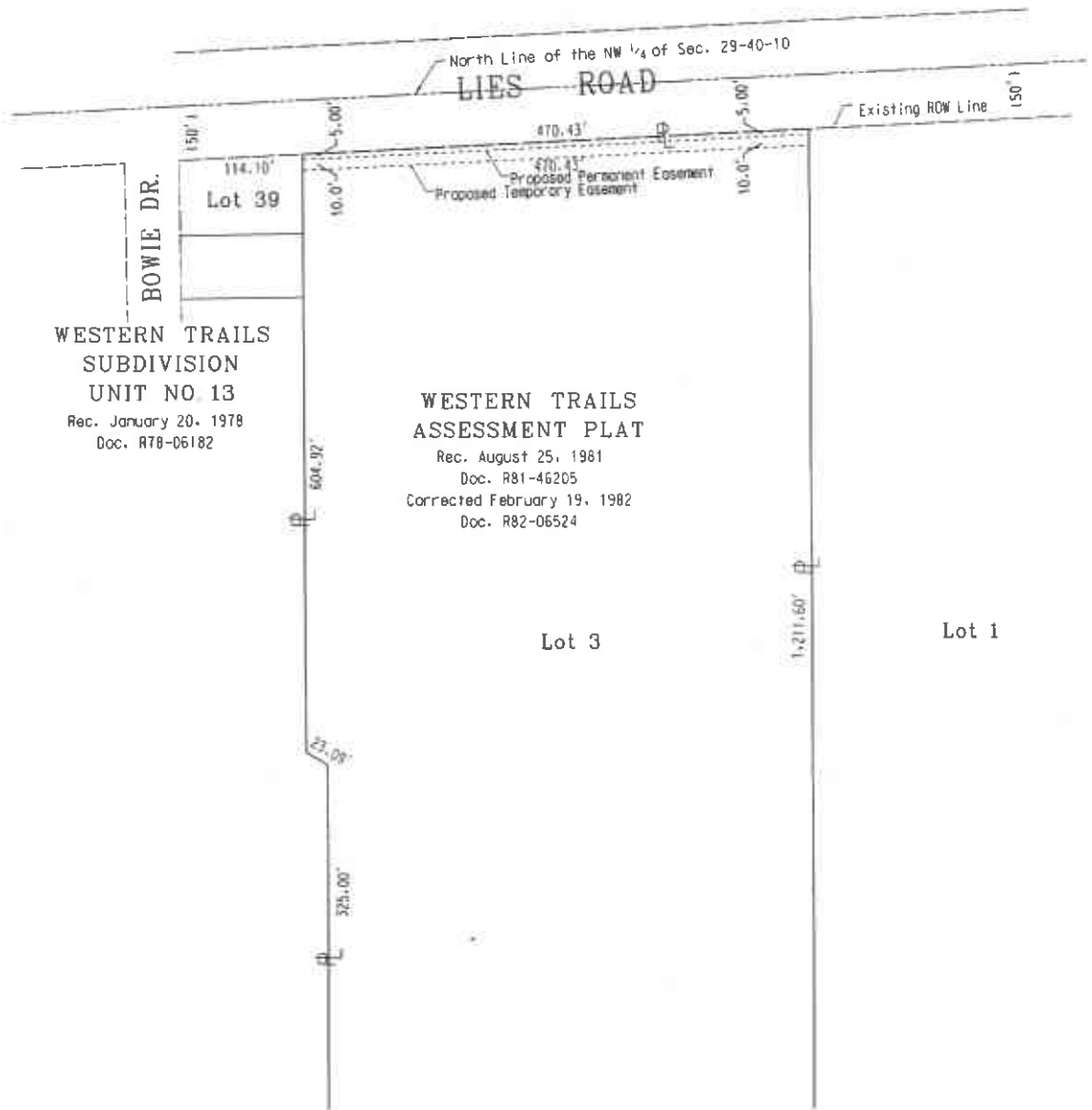
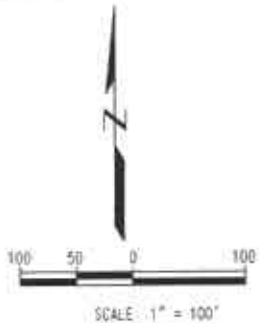
PIN: 02-29-100-021

Owner: Village of Carol
Stream
Route: Lies Road
Section:
County: DuPage
Job No.:
Parcel: 0003TE
Station:

The South 10.00 feet of the North 65 feet of Lot 3 in Western Trails Assessment Plat of Parts of Section 29, Township 40 North, Range 10 East of the Third Principal Meridian, according to the Plat thereof recorded August 25, 1981 as Document R81-46205 and Certification of Correction recorded February 19, 1982 ad Document R82-06524, in DuPage County, Illinois.

Said parcel contains 4,704 square feet (0.108 acres), more or less of land.

EXHIBIT "A"



North Line of the NW 1/4 of Sec. 29-40-10

LIES ROAD

Existing ROW Line (50')

470.43'

Proposed Permanent Easement
Proposed Temporary Easement

470.35'

BOWIE DR.

Lot 39

WESTERN TRAILS
SUBDIVISION
UNIT NO 13
Rec. January 20, 1978
Doc. R78-06182

WESTERN TRAILS
ASSESSMENT PLAT
Rec. August 25, 1981
Doc. R81-46205
Corrected February 19, 1982
Doc. R82-06524

Lot 3

Lot 1

150'

114.10'

10.0'
5.00'

5.00'
10.0'

150'


604.92'

27.09'

325.00'

1,211.60'

Village of Carol Stream
INTER-DEPARTMENTAL MEMO

TO: Mayor & Trustees
FROM: Joseph E. Breinig, Village Manager 
DATE: April 28, 2006
RE: Bond Cap Cession Resolution

Attached you will find correspondence from Covered Bridges, L.P. advising that they have acquired Covered Bridges Apartments and would like to begin rehabilitation within the complex. As the e-mail indicates, Covered Bridges, L.P. intends to reinvest up to \$19,000,000 in the property.

As noted, financing is being pursued through the Illinois Finance Authority (IFA). IFA has programs available for acquisition, rehabilitation and construction of apartment complexes. These programs target low and moderate-income households, including the disabled and elderly. Financing is done through tax-exempt bonds at sub-prime interest rates. Federal tax law places limitations on the aggregate amount of these bonds that can be issued in Illinois.

Currently each Home Rule community in Illinois is allocated an amount equal to \$80.00 per capita. The state has identified Carol Stream's population for these purposes at 40,267. Carol Stream's allocation for 2006 is \$3,221,360. Covered Bridges, L.P. has requested that the Village cede the allocation to the project.

Attached for your review and consideration is a resolution ceding the \$3,221,360 allocation for stated purposes to IFA for financing at Covered Bridges Apartments. In taking this action there is no cost to the Village nor is any obligation assumed by the Village. Covered Bridges, L.P. has asked that the Village waive any fee that might be charged to cede the allocation. Staff recommends that no fee be charged. This recommendation is based upon the commitment displayed by Covered Bridges, L.P. to improve the complex. Previously economic pressures in the rental marketplace had caused the property to decline. Since assuming ownership Covered Bridges, L.P. has met

with the Police Department to identify problems and work on corrective measures. The new manager has a proven track record and has had good experiences with the Police Department in the past. Some improvements are already underway; a permit application has been submitted to replace the intercom system. Staff welcomes the proposed investment into Covered Bridges and is optimistic about the future of the complex.

Procedures for allocations to Home Rule communities require action to be taken prior to May 1, 2006. IFA has advised that action at the May 1 Village Board meeting will meet this requirement. If the Village fails to act, the allocation will revert to the state and Covered Bridges, L.P. will need to apply for an allocation through the state at an increased cost. Ceding the allocation will ensure that Carol Stream's allocation goes to a local project and will help reduce borrowing costs for that project. Staff recommends approval of the ordinance.

Attachment

cc: Covered Bridges, L.P.

RESOLUTION NO. _____

A RESOLUTION CEDING THE AGGREGATE REMAINING UNUSED ALLOCATION OF 2006 PRIVATE ACTIVITY BOND VOLUME CAP OF THE VILLAGE OF CAROL STREAM TO THE ILLINOIS FINANCE AUTHORITY

WHEREAS, the Village of Carol Stream, DuPage County, Illinois (the "Home Rule Unit" or the "Village") is a municipality and a home rule unit of government duly organized and validly existing under Section 6(a) of Article VII of the 1970 Constitution and laws of the State of Illinois; and

WHEREAS, the availability of affordable housing for families and senior citizens is necessary for the health, safety, and welfare of the Village; and

WHEREAS, the availability of job opportunities to relieve conditions of unemployment and underemployment and the increase of business and commerce to reduce the evils associated with unemployment and underemployment are essential to the health, safety and general welfare of the Home Rule Unit; and

WHEREAS, Section 146 of the Internal Revenue Code of 1986 (the "Code"), as amended, and Section 1301 of the Tax Reform Act of 1986, places a ceiling (the "State's Ceiling") on the aggregate principal amount of private activity bonds (as defined in the Code) that can be issued in the State of Illinois from January 1, 2006, to and including December 31, 2006; and

WHEREAS, the Home Rule Unit's portion of the State's Ceiling for calendar year 2006 is \$80 per capita (the "Available Ceiling" thereby resulting in approximately \$3,221,360 of 2006 Available Ceiling; and

WHEREAS, it is in the best interest of the Home Rule Unit to transfer and reallocate the Home Rule Unit's remaining, unused Available Ceiling to the Illinois Finance Authority (hereinafter, the "Authority" or "IFA") and thereby permit the Authority to issue tax-exempt private activity bonds to finance affordable rental housing, industrial, manufacturing, and commercial projects for economic development purposes and, as initially designated, a proposed multifamily housing project to be issued on behalf of DuPage Covered Bridges, L.P. that will provide for the acquisition and substantial renovation of a 362-unit apartment property commonly known as "Covered Bridges Apartments" and located at 637 Burns Drive in Carol Stream (DuPage County), Illinois; and

WHEREAS, the Home Rule Unit has issued private activity bond requiring Volume Cap to which portions of the Available Ceiling have been allocated in the aggregate principal amount of \$0 from January 1, 2006, through the date of adoption of this Resolution; and

WHEREAS, the Home Rule Unit has a remaining, unused balance of allocated Available Ceiling in the amount of approximately \$3,221,360 for the remainder of calendar year 2006; and

WHEREAS, under the Illinois Private Activity Bond Allocation that portion of Available Ceiling remaining unused by a Home Rule Unit, other than a municipality with over 2,000,000 inhabitants, as of May 1 of each calendar year, shall be, on June 1 of each calendar year reserved to the Governor's Office for reallocation; and

WHEREAS, under the Illinois Private Activity Bond Allocation Act, the Home Rule Unit may reallocate to the Illinois Finance Authority any remaining, unused portion of its Available Ceiling; and

WHEREAS, the Village will report this transfer of approximately \$3,221,360 (same number as above based on \$80 per capita) of Volume Cap to IFA for the DuPage Covered Bridges, L.P. Project to the Governor's Office of Management and Budget by no later than May 10, 2006, as dictated by the Governor's Office of Management and Budget's allocation guidelines; and

WHEREAS, it is in the best interests of the Home Rule Unit to transfer and reallocate its approximately \$3,221,360 in unused Available Ceiling to the Authority in order to enable IFA to leverage the Village's Home Rule Ceiling to enable the financing of the DuPage Covered Bridges, L.P. project;

WHEREAS, the Authority would allow the Village to designate other priorities (if necessary) for financing other projects using any remaining, unused Available Ceiling during 2006, as appropriate if Bonds are not issued for the DuPage Covered Bridges, L.P. project October 31, 2006; and

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 hereby transfers and reallocates its remaining, unused Available Ceiling of approximately \$3,221,360 to the Authority for the purposes specified above. In the event that the DuPage Covered Bridges, L.P. Project does not close by October 31, 2006, or does not use all of the Village's Available Ceiling by that date, the Village will have the right to designate priorities to the Illinois Finance Authority for applying any unused 2006 Village of Carol Stream Volume Cap, as it deems appropriate.

Section 2. The Authority and the Home Rule Unit shall both retain a copy of this Resolution in their records for a minimum of 30 years. Notice of this Resolution together with a copy of this Resolution shall be given in writing by the Home Rule Unit to the Authority after passage and approval hereof.

Section 3. That the officials of the Home Rule Unit are hereby authorized, empowered and directed to take all necessary or

advisable actions in connection with the execution and implementation of this Resolution.

Section 4. That this Resolution shall be in full force and effect from and after its passage and approval according to law.

PASSED AND APPROVED THIS 1ST DAY OF MAY 2006.

AYES:

NAYS:

ABSENT:

Ross Ferraro, Mayor

ATTEST:

Janice Koester, Village Clerk

Village of Carol Stream
INTER-DEPARTMENTAL MEMO


TO: Trustees
FROM: Ross Ferraro, Mayor
DATE: April 25, 2006
RE: Police Pension Fund Appointment

Attached for your concurrence is an application for appointment to the Police Pension Fund submitted by Ron Samson. I am recommending appointment of Mr. Samson to a two-year term commencing May 1, 2006 and ending April 30, 2008.

Attachment

Village of Carol Stream
Interdepartmental Memo

TO: Joseph Breinig, Village Manager

FROM: Terry Davis, Administration Secretary 

DATE: April 24, 2006

RE: ***Raffle License Request***
Carol Stream Fraternal Order of Police Lodge 45

The Carol Stream Fraternal Order of Police Lodge 45 is sponsoring a reverse raffle in connection with a benefit to raise funds to help pay the medical expenses of Rozmin Bhamani.

They have submitted a Class "B" raffle license application (aggregate value of all prizes awarded is greater than \$500 but does not exceed \$5,000). The Carol Stream FOP will host the raffle drawing on June 4, 2006 at the Brunswick Zone in Carol Stream. The aggregate value of the raffle prize totals approximately \$1,000.

The Carol Stream FOP is requesting a waiver of the \$20 fee in accordance with Article 5, Section 10-5-6 of the Village Code that states, "All raffle license fees waived for non-profit organizations since 1990 shall automatically be waived in subsequent years....".

The Carol Stream FOP is also asking for a waiver of the fidelity bond required in Section 10-5-9 of the Village Code.

The raffle license application is enclosed for review and consideration by the Village Board of Trustees at their upcoming meeting on Monday, May 1, 2006.

Attachment



Lodge #45
P.O. Box 88212
Carol Stream, IL 60188

April 24, 2006

Village of Carol Stream
500 N. Gary Avenue
Carol Stream, IL 60188

Attention: Mayor and Board of Trustees

To Whom It May Concern:

The Carol Stream FOP Lodge #45 would like to conduct a raffle at a benefit on June 4, 2006 at the Brunswick Zone in Carol Stream. The proceeds of the benefit and raffle will go to help pay medical expenses for Rozmin Bhamani.

Attached is the Raffle License Application. The Carol Stream FOP Lodge #45 respectfully request that the Village Board waive the \$20 license fee as well as the manager's fidelity bond in connection with this application.

Thank you for this attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "John A. Zalak", is written over a horizontal line.

John A. Zalak
Vice President
FOP Lodge #45

AGENDA ITEM

J-3 5-1-06

Village of Carol Stream
INTER-DEPARTMENTAL MEMO

TO: Mayor & Trustees
FROM: Joseph E. Breinig, Village Manager
DATE: April 25, 2006
RE: Fee Waiver – Library

Attached for your review and consideration is a request for a waiver of fees associated with internal remodeling at the Library. Staff concurs with the request and notes it to be consistent with action taken for prior projects at the Library and for other taxing bodies. Approval of the fee waiver is recommended.

Attached

cc: Ann Kennedy, Library Director

April 24, 2006

The Honorable Ross Ferraro, Mayor and
Board of Trustees
Village of Carol Stream
500 N. Gary Ave.
Carol Stream, IL. 60188

Dear Mr. Mayor and Village Trustees;

The purpose of this letter is to request the waiving of fees associated with the Library's Building Permit Application for the remodeling of the Youth Services Office.

The Library will be remodeling the Staff Room, taking part of it to expand the Youth Services Department office area. The addition of the 110 square foot space will add 50% on to the office area. Except for the noise of construction, the public areas of the building will not be affected.

We are requesting that the Building Permit Fees be waived to save the tax payers of Carol Stream this expense and as a consideration of one Government body to another.

On behalf of the Board of Library Trustees of the Village of Carol Stream, I thank you for your consideration of these requests. I will be at the Village Board meeting if you have any questions.

Ann Kennedy
Library Director
for the Library Board of Trustees

Cc: Joe Breinig, Village Manager
Rob Douglas, Library Board President

J 4 5-1-06

Village of Carol Stream
Interdepartmental Memo

TO: Joseph Breinig, Village Manager
FROM: Terry Davis, Administration Secretary *td*
DATE: April 24, 2006
RE: ***Raffle License Request***
Carol Stream Professional Firefighters Association

The Carol Stream Professional Firefighters Benevolent Fund is sponsoring their 4th Annual Benevolent Fund Spaghetti Dinner on Saturday, May 20, 2006. This year the event will be held under the Tent at the Ross Ferraro Town Center. The Benevolent Fund is a tax-exempt fund set up to benefit all full time employees of the Carol Stream Fire District.

They have submitted a Class "B" Raffle License Application, Sound Amplification Permit Application and a special event Liquor License Application.

They have also submitted a letter outlining the details of the event and respectively requesting a waiver of any and all fees in connection with the raffle license (\$20), amplification permit (\$25), and liquor license (\$25). The Carol Stream Professional Firefighters Association is also requesting a waiver of the manager's fidelity bond in connection with the raffle application. Direct costs for the Village including staff, consistent with the policy established for similar events, will not be waived.

The aggregate value of the raffle prizes totals approximately \$2,500.00.

The applications and letter request are attached for review and consideration by the Village Board of Trustees at their upcoming meeting on Monday, May 1, 2006.

Thank you.

td
Attachments



Carol Stream Professional Firefighters Association

International Association of Fire Fighters • Local 3192

PO Box 88391 • Carol Stream, Illinois 60188-0391



Dear Mr. Breinig,

I am writing this letter to thank the Village for allowing us, the Carol Stream Professional Firefighters Local #3192, to use the Tent at the Town center for our 4th Annual Benevolent Fund Spaghetti Dinner. Having our fundraiser at a larger venue will afford us the opportunity to serve more people, thus collecting more money for the Benevolent Fund. Our biggest problem in the last few years was space and this move will solve that problem. As you recall, the Benevolent Fund is a tax-exempt fund set up to benefit all full time employees of the Carol Stream Fire District. Members can apply for benefits when they fall on hard times due to an injury or illness to themselves or a member of their family. Also, family members can apply for aid in the event of a member's death, including but not limited to tuition assistance or financial aid.

The date of the Dinner will be Saturday May 20, 2006, from 5pm-10pm. The price of a ticket is \$8, with children 8 and under free. The menu will include spaghetti with sauce, salad, bread, dessert and coffee. We would like to have a cash bar, which would serve beer, wine, wine coolers and soda. We would also like to have a silent auction and sell raffle tickets throughout the evening, for a chance at hundreds of prizes. There will also be music provided by a professional DJ.

As this is a fundraiser, we are trying to keep our operating costs to a minimum. This being said, we would like to request a raffle license, a liquor permit and an amplification permit and ask that all fees associated with those licenses/permits be waived, including the fee for the tent and the fidelity bond. We understand that there are costs which must be passed on, but any fees/costs that you could waive would be greatly appreciated. We have the necessary forms for the licenses we need from the Village, County and State and are in the process of submitting them. We also have an insurance agency that will be providing our policy for this event.

I would like to thank you and the village in advance for all our your help with this event. By helping us you are helping all Fire District employees and their families in their time of need. No one knows when a tragedy will strike, but it's nice to know that there is something available to help you and your family. If I have missed anything or anyone has any questions, please do not hesitate to call me and I will answer them to the best of my ability. I look forward to hearing from you soon.

Sincerely,

James Jenca
Spaghetti Dinner Chairman
Ph#630-204-8052 (cell)
Ph#630-540-1468 (home)



Schedule of Bills

VENDOR NAME	DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P	ID LINE
A C S GOVERNMENT									
	MAINT AGR 5/1/06-4/30/07	1,200.00	SOFTWARE MAINTENANCE	01.461.255		1440728 RI	461437	P	892 00014
	*FY*CASH REGISTER DRAWR	347.63	SMALL EQUIPMENT EXPENSE	01.461.350		1443187 RI			892 00042
		1,547.63	*VENDOR TOTAL						
A T & T									
	*FY*SERV 3/11-4/10	243.36	TELEPHONE	01.466.230		630668216704			892 00062
	FY SRV 3/17-4/16	128.60	TELEPHONE	04.410.230		708Z06300604		P	892 00077
	FY SRV 3/17-4/16	55.00	TELEPHONE	04.410.230		708Z86001304		P	892 00078
	FY SRV 3/17-4/16	55.00	TELEPHONE	04.410.230		708Z86121204		P	892 00080
	FY SRV 3/17-4/16	1,365.24	TELEPHONE	04.420.230		708Z86529804		P	892 00079
		1,847.20	*VENDOR TOTAL						
ALLWAYS INC									
	*FY*FULL E-MAIL-APRIL	10.95	DUES & SUBSCRIPTIONS	01.465.234		134059	460441	P	892 00051
AMERICAN ADMINISTRATIVE									
	*FY*FLEX SPEND-APRL	195.75	EMPLOYEE SERVICES	01.459.273		7284			892 00041
ANCEL, GLINK, DIAMOND, BUSH									
	*FY*LEGAL SRV THRU MAR06	29,622.41	LEGAL FEES	01.457.238		APRIL 13, 2006	460438	P	892 00016
B & F TECHNICAL CODE SER									
	*FY*PLUMB INSP-APR 3-14	820.00	CONSULTANT	01.464.253		23553	463194	P	892 00006
BASIC IRRIGATION SERVICE									
	*FY*NW AERATOR LILY POND	6,700.00	OTHER EQUIPMENT	01.467.412		10189	467346	P	892 00022
	*FY*IN STL NW AERATOR	3,728.81	PROPERTY MAINTENANCE	01.467.272		10189	467346	P	892 00023
		10,428.81	*VENDOR TOTAL						
BEST QUALITY CLEANING IN									
	FY CLEAN SRV-APRL-VLG	2,621.25	JANITORIAL SERVICES	01.468.276		21568	460377	P	892 00001
	FY CLEAN SRV-APRL-P/WK	873.75	JANITORIAL SUPPLIES	01.467.276		21568	460377	P	892 00002
		3,495.00	*VENDOR TOTAL						

Schedule of Bills

VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
BLOOM / BRADLEY ORAL INTRVW ASSESSOR	400.00	PERSONNEL HIRING	01.451.228		ORAL INTRW		881 00002
BYRNE / RAYMOND J ORAL INTRVW ASSESSOR	400.00	PERSONNEL HIRING	01.451.228		ORAL INTRW		881 00001
CASTRO/PABLO MEALS-TRNG MAY 14-17	147.00	TRAINING	01.466.223		LOUISVILLE, KY		892 00012
CENTER TO BE INC REG-M THOMAS 4/27-30	595.00	TRAINING	01.466.223		REGIS/LODG		881 00007
CITY COMMUNICATIONS INC *FY* SRV CALL-P/WKS	90.00	MAINTENANCE & REPAIR	04.420.244		26120		892 00072
CLASSIC LANDSCAPE, LTD *FY* SPRG/FALL CLNUP	4,150.00	PROPERTY MAINTENANCE	01.467.272		26141	460532 P	892 00065
COMMONWEALTH EDISON CO *FY*SERV 3/23-4/19	67.40	ELECTRICITY	06.432.248		0030086009		892 00054
*FY*SERV 3/21-4/19	643.24	ELECTRICITY	04.410.248		0793651000		892 00060
*FY*SERV 3/21-4/19	5,541.79	ELECTRICITY	04.420.248		0793651000		892 00061
*FY*SERV 3/22-4/20	13.40	ELECTRICITY	01.467.248		0803155026		892 00059
*FY*SRV FOR 3/13-4/11	40.01	ELECTRICITY	06.432.248		1083101009		892 00020
*FY*NW ACCT 2/28-3/23	5.81	ELECTRICITY	06.432.248		1136031001		892 00070
*FY*SERV 3/23-4/19	96.01	ELECTRICITY	06.432.248		1353117013		892 00053
*FY*NW ACCT 2/28-3/23	5.81	ELECTRICITY	06.432.248		1774153026		892 00071
*FY*SERV 3/22-4/20	13.40	ELECTRICITY	01.467.248		1865134015		892 00058
*FY*NW ACCT 2/28-3/23	5.81	ELECTRICITY	06.432.248		2192023011		892 00067
*FY*NW ACCT 2/21-4/19	6.58	ELECTRICITY	06.432.248		3039004051		892 00068
*FY*SERV 3/23-4/19	77.48	ELECTRICITY	06.432.248		3153036011		892 00055
*FY*SRV 3/23-4/20	13.40	ELECTRICITY	01.467.248		4483019016		892 00066
*FY*NW ACCT 2/28-4/19	5.81	ELECTRICITY	06.432.248		4733154002		892 00069
*FY*3/22-4/20 ELECTRIC	2,899.35	ELECTRICITY	06.432.248		4863004008		892 00052

Schedule of Bills

VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
COMMONWEALTH EDISON CO							
FY SRVS 3/25-4/24	13.40	ELECTRICITY	01.467.248		5838596003		P 892 00081
*FY*SERV 3/22-4/18	80.35	ELECTRICITY	01.467.248		6337409002		892 00056
FY SERV 3/23-4/19	87.66	ELECTRICITY	06.432.248		6597112015		892 00057
*FY*SRV FOR 3/13-4/11	39.48	ELECTRICITY	01.467.248		6827721000		892 00019
	9,656.19	*VENDOR TOTAL					
COUNTY COURT REPORTERS I							
*FY*MINUTES MTG-APRIL 11	125.00	COURT RECORDER FEES	01.453.241		88569		892 00044
DOUBLE IMAGE INC							
*FY*05 ANNL REPORT	542.00	PUBLIC NOTICES/INFORMATI	01.452.240		33720		892 00015
DPA LASER SERVICES INC							
*FY*OFFICE SUPPL-P/WKS	103.40	OFFICE SUPPLIES	01.467.314		4311		892 00026
*FY*CREDIT FRM INV#3269	61.00CR	OFFICE SUPPLIES	01.467.314		4317		892 00038
	42.40	*VENDOR TOTAL					
DU-COMM							
GEN COMM QTRLY MAY 06	130,976.00	GENERAL COMMUNICATIONS	01.466.245		13060	002536	P 892 00076
DUPAGE MAYORS-MANAGERS C							
*FY*BREINIG, STUBBS 4/19	30.00	MEETINGS	01.452.222		4374		892 00073
*FY*WRKSHP ABOU-OUF 4/20	30.00	MEETINGS	01.460.222		4374		892 00074
FY CUSTOMER SRV ABOU	70.00	TRAINING	01.461.223		4374		892 00075
	130.00	*VENDOR TOTAL					
DUPG CELLULAR COMMUNICAT							
*FY*CLELL PH HOLSTER	14.99	SMALL EQUIPMENT EXPENSE	01.465.350		10038674		892 00003
*FY*CELLPHONE HEADSET	39.99	SMALL EQUIPMENT EXPENSE	01.465.350		10038696		892 00004
	54.98	*VENDOR TOTAL					
FEDEX							
*FY*INV SUMM APR 12,2006	134.22	POSTAGE	01.465.229		3-445-42892	460436	P 892 00024

Schedule of Bills

VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
HARKER/GLENN E TRNG 4/24-25-INDIANA	54.00	TRAINING	01.466.223		MEAL FR DIEM		881 00010
HEALY ASPHALT COMPANY LL *FY*ASPHALT	156.40	STREET SUPPLIES	06.432.345		4260MB		892 00030
I R M A							
*FY*AUTO DAMAGE-POLICE	265.00	VEHICLE INSURANCE	01.466.224		6133	460455 P	892 00035
*FY*PROP DAMAGE-P/WKS	2,500.00	PROPERTY INSURANCE	01.465.263		6133	460455 P	892 00036
*FY*PROP DAMAGE-P/WKS	417.18	PROPERTY INSURANCE	01.465.263		6133	460455 P	892 00037
*FY*POLICE AUTO DAMAGE	5.00CR	VEHICLE INSURANCE	01.466.224		732	460455 P	892 00031
*FY*WORKMANS COMP-LUDMAN	184.30	WORKERS COMP	01.462.114		732	460455 P	892 00032
*FY*VLG PROP DAMAGE	2,211.10CR	PROPERTY INSURANCE	01.465.263		732	460455 P	892 00033
*FY*AUTO DAMAGE-POLICE	527.83	VEHICLE INSURANCE	01.466.224		732	460455 P	892 00034
	1,678.21	*VENDOR TOTAL					
IL CITY-COUNTY MGMT ASSN ETHICS 4/20-BREINIG	20.00	MEETINGS	01.460.222		METRO MGRS MTG		881 00004
ILLINOIS MUNICIPAL LEAGU *FY*AD FOR VLG PLANNER	10.00	PERSONNEL HIRING	01.459.228		1037		892 00040
ITRON INC							
MNT SOFT/HARDW-MAY-JUL	538.06	UTILITY BILL PROCESSING	04.410.221		296051 2A	461429 P	892 00063
MNT SOFT/HARDW-MAY-JUL	538.07	UTILITY BILL PROCESSING	04.420.221		296051 2A	461429 P	892 00064
	1,076.13	*VENDOR TOTAL					
KANSAS STATE BANK VOICE LOGGR JUN/06	253.00	OFFICE EQUIPMENT MAINTEN	01.466.226		3338459	466528 P	892 00047
KOMON COMMUNICATIONS							
*FY*PHONE CONSULT	168.75	MAINTENANCE & REPAIR	01.468.244		04/19/06		892 00048
*FY*PHONE CONSULT	75.00	MAINTENANCE & REPAIR	01.468.244		4/3/06		892 00049
	243.75	*VENDOR TOTAL					

Schedule of Bills

VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
KONIOR/PAT TRNG 4/24-25-INDIANA	54.00	TRAINING	01.466.223		MEAL PR DIEM		881 00008
METRO MANAGERS MTG 4/20-BREINIG	20.00	MEETINGS	01.460.222		J BREINIG		881 00005
MILROY/RAYMOND *FY*PLUMBERS LIC RNWL	150.00	DUES & SUBSCRIPTIONS	01.464.234		LIC & CERT RNW		892 00018
MORONI & HANDLEY PTNSHP *FY*LEGL SRV MAR/06	2,995.00	LEGAL FEES-PROSECUTION	01.457.235		APRIL 20,2006	460464 P	892 00046
NEENAH FOUNDRY CO *FY*VALVE VAULT CASTG	95.00	OPERATING SUPPLIES	04.420.317		793080		892 00025
PASKEVICZ/CHAD TRNG 4/24-25-INDIANA	54.00	TRAINING	01.466.223		MEAL PR DIEM		881 00009
PECE/BRYAN MEALS-TRNG MAY 14-17	147.00	TRAINING	01.466.223		LOUISVILLE, KY		892 00011
PIONEER TECH SUPPLY *FY*TIRE REPR SUPPLIES	106.71	OPERATING SUPPLIES	01.467.317		1131		892 00027
*FY*GARAGE SUPPLIES	112.18	OPERATING SUPPLIES	01.469.317		1131		892 00028
*FY*SUPPLIES	72.89	PARTS PURCHASED	01.469.354		1131		892 00029
	291.78	*VENDOR TOTAL					
POWELL / WILLIAM ORAL INTRVW ASSESSOR	400.00	PERSONNEL HIRING	01.451.228		ORAL INTRW		881 00003
SCIFERT/KYLE MEALS-TRNG MAY 14-17	147.00	TRAINING	01.466.223		LOUISVILLE, KY		892 00010
TAUTGES / JOHN *FY*SAND	420.25	SAND	06.432.336		153		892 00043

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VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
TEMPLE DISPLAY LTD *FY* TWN CTR XMAS TREE	6,527.61	OTHER EQUIPMENT	01.468.412		3968	460539	P 892 00039
TESTING SERVICE CORP *FY*NUCLEAR DENSITY CALI	300.00	OPERATING SUPPLIES	01.462.317		IN058783		892 00050
THE BALLER HERBST LAW GR *FY*TRNG MELLOR-4/11	200.00	TRAINING	01.460.223		PROJ LIGHT SPD		892 00045
THOMAS/MINDI TRNG WISC 4/28-30	96.00	TRAINING	01.466.223		MEALS PR DIEM		881 00006
TUNNEL VISION INC *FY*SANITARY SEWERS-2/23	6,600.00	SEWER SYSTEM MAINTENANCE	04.410.297		06-135	467303	P 892 00013
UNIVERSAL CABLE CONSTRUC *FY*NW STR LIGHT-PAWNEE	1,390.00	STREET LIGHT MAINT KNOCK	01.467.273		116025	467333	P 892 00021
WISS,JANNEY, ELSTNER ASS *FY*MUNICIPAL BRICK EVAL	2,826.00	MAINTENANCE & REPAIR	01.468.244		0100441	460541	P 892 00008

BRC/ISD FINANCIAL SYSTEM
04/28/2006 09:11:15

Schedule of Bills

VILLAGE OF CAROL STREAM
GL540R-V06.70 PAGE 7

VENDOR NAME	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
DESCRIPTION							
REPORT TOTALS:	221,615.67						

RECORDS PRINTED - 000087

Schedule of Bills

FUND RECAP:

FUND	DESCRIPTION	DISBURSEMENTS
01	GENERAL CORPORATE FUND	202,091.29
04	WATER & SEWER O/M FUND	15,650.00
06	MOTOR FUEL TAX FUND	3,874.38
TOTAL ALL FUNDS		221,615.67

BANK RECAP:

BANK	NAME	DISBURSEMENTS
OBB	OAK BROOK BANK	221,615.67
TOTAL ALL BANKS		221,615.67

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

DATE APPROVED BY

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ADDENDUM WARRANTS
April 18, 2006 thru May 1, 2006

Fund	Check #	Vendor	Description	Amount
General	A C H	Oak Brook Bank	Payroll March 27, 2006 - April 9, 2006	400,352.46
Water & Sewer	A C H	Oak Brook Bank	Payroll March 27, 2006 - April 9, 2006	35,847.51
Water & Sewer	A C H	Oak Brook Bank	Dupage Water Commission -March, 2006	<u>155,543.91</u>
				<u>591,743.88</u>

Approved this _____ day of _____, 2006

By: _____
Ross Ferraro - Mayor

Janice Koester, Village Clerk

Anthony Manzzullo - Village Treasurer