

Village of Carol Stream

BOARD MEETING

AGENDA

AUGUST 1, 2005

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 July 5, 2005 Meeting.

C. AUDIENCE PARTICIPATION & PUBLIC HEARINGS:

D. SELECTION OF CONSENT AGENDA:

E. BOARD AND COMMISSION REPORTS:

1. PLAN COMMISSION

a. #05097 – Village of Carol Stream, 500 N. Gary Avenue

Text Amendments – Zoning Code

RECOMMEND APPROVAL SUBJECT TO MODIFICATION (5-0).

Text amendments to revise the regulations pertaining to air conditioning equipment in residential corner side yards, changeable message signs and restaurants.

b. #05151 – Lakewood Homes, Inc., Fisher Farm Property, North Side of North Avenue West of Gary Avenue

Special Use Permit for Planned Unit Development

Planned Unit Development Plan – Preliminary

Subdivision - Preliminary

CONTINUED TO 8/8/05 MEETING

Request for zoning approvals for a 59-acre mixed-use development consisting of 284 townhomes and 11-acres of commercial development.

No Village Board action necessary

c. #05164 – McCollister's, 140 E. Fullerton

Special Use – Outdoor Activities and Operations

CONTINUED TO 8/8/05 MEETING

Request to allow outdoor parking of trucks and trailers.

No Village Board action necessary.

F. OLD BUSINESS:

G. STAFF REPORTS & RECOMMENDATIONS:

1. Letter of Credit Reduction No. 4 – Jason Court Subdivision.

This item seeks to reduce the Letter of Credit for the Jason Court Subdivision.

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2. WRC Proposals.
Staff recommendation on the contract for operation of the Thomas R. Vinson Water Reclamation Center.
3. Fountains at Town Center Inspections – Letter Agreement with Town & Country Homes.
Request to authorize the Village Manager to execute a Letter Agreement with Town & Country Homes in order to establish an escrow account for reimbursement to the Village for building inspection consultant services.

H. ORDINANCES & RESOLUTIONS:

1. Ordinance No. _____, Amending Chapter 11, Article 2 of the Carol Stream Code of Ordinances by Increasing the Number of Class F Liquor Licenses from 6 to 7 (RoccoVino's Restaurante & Pizzeria, 904 Army Trail Road).
New restaurant at Edwardo's old location on Army Trail Road.
2. Ordinance No. _____, Amending Chapter 16 of the Municipal Code of the Village of Carol Stream (Zoning Code).
See E1a.
3. Ordinance No. _____, Providing for the Issuance of Not to Exceed \$4,500,000 Senior Lien Tax Increment Revenue Refunding Bonds (Geneva Crossing Project), Series 2005, of the Village of Carol Stream, DuPage County, Illinois, Authorizing the Execution of a Bond Order and an Escrow Agreement in Connection Therewith, and Providing for the Allocation of Certain Tax Revenues of Said Village.
4. Resolution No. _____, Declaring Surplus Property Owned by the Village of Carol Stream (Police Department).
Police Department asking that an old breathalyzer be declared surplus.
5. Resolution No. _____, Supporting Mayor Ferraro's Efforts to Locate a Sister City in Italy.
6. Resolution No. _____, Authorizing the Execution of an Intergovernmental Agreement by and Between the Village of Carol Stream and the Village of Elburn, IL.
Agreement for use of outdoor firing range owned by the Village of Elburn.

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I. NEW BUSINESS:

1. Request by Outreach Community Center for Waiver of Amplification Permit Fee.
2. DuPage Mayors & Managers Conference (DMMC) Request to Participate in the Creation of a Quiet Zone Along the Chicago Central & Pacific (CC&P).
This is a request from DMMC to participate in the creation of a new quiet zone along the CC&P railroad corridor.
3. Request for Raffle License (Carol Stream Professional Firefighters Association).
Raffle License Application for approval to hold raffle and request waiver of fee and manager's fidelity bond.

J. PAYMENT OF BILLS:

1. Regular Bills:
 - a. 7-14-05
 - b. 7-28-05
2. Addendum Warrant:
 - a. 7-6 – 7-18-05
 - b. 7-19 – 8-1-05

K. REPORT OF OFFICERS:

1. Mayor:
2. Trustees:
3. Clerk:
4. Treasurer's Report: Revenue/Expenditure Statement and Balance Sheet, Month End, June 30, 2005.

L. EXECUTIVE SESSION:

1. Collective Negotiating Matters.
2. Purchase of Real Property.

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M. ADJOURNMENT:

LAST ORDINANCE: 2005-07-41

LAST RESOLUTION: 2140

NEXT ORDINANCE: 2005-08-42

NEXT RESOLUTION: 2141

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

July 5, 2005

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

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

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

MINUTES:

Trustee Stubbs moved and Trustee McCarthy made the second to approve the Minutes of the Meeting of June 20, 2005 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 & PUBLIC HEARINGS:

Mayor Ferraro read A PROCLAMATION HONORING TRUSTEE FRANK SAVERINO, SR. UPON BEING NAMED BUSINESS OF THE YEAR BY THE ILLINOIS STATE CRIME COMMISSION. The Board and Staff applauded Trustee Saverino for receiving the award.

CONSENT AGENDA:

Trustee McCarthy moved and Trustee Gieser 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 Fenner moved and Trustee Saverino 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. from PC-Capital Design,Ltd. NEC St. Chas.-Morton-Zoning upon annexation-continued – no action required
2. Spec. Use- Outdoor Activities-545 Kimberly- Ord. 2005-07-37
3. Spec. Use-Restaurant expansion – 544 Gary-Ord. 2005-07-38
4. Spec. Use-Restaurant – 240 Army Trail Rd. Ord. 2005-07-39

5. Variation—driveway width-864 Napa St. Ord. 2005-07-40
6. Award of Contract-2005 Crackfill Project
7. Letter of Credit Reduction #3- Jason Court Subdivision
8. Ord. 2005-07-36 – Prevailing Wage
9. Ord. 2005-07-41-IRB Bonds- Geneva Crossing
10. R. 2139: Approve final plat of subdivision- Chapel Hill- St. Chas. Rd.
11. R. 2140: Approve final plat of subdivision- Blue Ridge – St. Chas. Rd.
12. Regular Bills, Addendum Warrant of Bills

Trustee Gieser moved and Trustee Stubbs 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 placed on the Consent Agenda for this meeting.

Spec. Use- Outdoor Activities-545 Kimberly- Ord. 2005-07-37:

At their meeting on June 26, 2005, the Combined Plan Commission/ Zoning Board of Appeals recommended approval of a special use permit for outdoor activities and operations in accordance with staff recommendations. The Board concurred with the recommendation and adopted Ordinance 2005-07-37, AN ORDINANCE GRANTING A SPECIAL USE FOR OUTDOOR ACTIVITIES AND OPERATIONS. – (545 KIMBERLY DRIVE).

Spec. Use-Restaurant expansion – 544 Gary-Ord. 2005-07-38:

At their meeting on June 26, 2005, the Combined Plan Commission/Zoning Board of Appeals recommended approval of a special use permit for the expansion of a tavern/restaurant in accordance with staff recommendations. The Board concurred with the recommendation and adopted Ordinance 2005-07-38, AN ORDINANCE GRANTING AN AMENDMENT TO A SPECIAL USE FOR EXPANSION OF TAVERN/RESTAURANT – (544 N. GARY AVENUE).

Spec. Use-Restaurant – 240 Army Trail Rd. Ord. 2005-07-39:

At their meeting on June 26, 2005, the Combined Plan Commission/Zoning Board of Appeals recommended approval of a special use permit for a restaurant at 240 W. Army Trail Road in accordance with staff recommendations. The Board concurred with the recommendation and adopted Ordinance 2005-07-39, AN ORDINANCE APPROVING A SPECIAL USE PERMIT FOR A RESTAURANT – (240 W. ARMY TRAIL ROAD).

Variation—driveway width-864 Napa St. Ord. 2005-07-40:

At their meeting on June 26, 2005, the Combined Plan Commission/Zoning Board of Appeals recommended approval of a variation for driveway width, citing exceptional circumstances as a smaller setback on this property, that there is no sidewalk and the narrow 40 ft. street right of way and for vehicles to enter and exit the property in accordance with the recommendations noted in the staff report. The Board concurred with the recommendation and adopted Ordinance 2005-07-40, AN ORDINANCE GRANTING A VARIANCE TO THE CAROL STREAM ZONING CODE- RESIDENTIAL DRIVEWAY WIDTH – (864 NAPA STREET).

Award of Contract-2005 Crackfill Project:

The Board awarded a contract for the 2005 Crackfilling project to SKC Construction, Inc. of West Dundee, IL in the amount of \$58,731.55.

Letter of Credit Reduction #3- Jason Court Subdivision:

The Board approved the Patrick Group's request # 3 for a letter of credit reduction for Jason Court Subdivision in the amount of \$111,851.60. All of the work as shown on the reduction request has been completed per the approved plans and Village specifications. The remaining balance of the security is \$353,332.17.

Ord. 2005-07-36 – Prevailing Wage:

The Board adopted Ordinance 2005-07-36, AN ORDINANCE OF THE VILLAGE OF CAROL STREAM, DU PAGE COUNTY, ILLINOIS ASCERTAINING THE PREVAILING RATE OF WAGES FOR LABORERS, WORKERS AND MECHANICS EMPLOYED ON PUBLIC WORKS PROJECTS OF SAID VILLAGE.

Ord. 2005-07-41-IRB Bonds- Geneva Crossing:

The Board adopted Ordinance 2005-07-41, AN ORDINANCE PROVIDING FOR THE ISSUANCE OF NOT TO EXCEED \$4,500,000 SENIOR LIEN TAX INCREMENT REVENUE REFUNDING BONDS (GENEVA CROSSING PROJECT), SERIES 2005, OF THE VILLAGE OF CAROL STREAM, DUPAGE COUNTY, ILLINOIS, AUTHORIZING THE EXECUTION OF A BOND ORDER AND AN ESCROW AGREEMENT IN CONNECTION THEREWITH, AND PROVIDING FOR THE ALLOCATION OF CERTAIN TAX REVENUES OF SAID VILLAGE.

R. 2139: Approve final plat of subdivision- Chapel Hill- St. Chas. Rd.

The Board adopted Resolution 2139, A RESOLUTION APPROVING A FINAL PLAT OF SUBDIVISION-(CHAPEL HILL ESTATES, 23W500 ST. CHARLES ROAD).

R. 2140: Approve final plat of subdivision- Blue Ridge – St. Chas. Rd.

The Board adopted Resolution 2139, A RESOLUTION APPROVING A PRELIMINARY/FINAL PLAT OF SUBDIVISION-(BLUE RIDGE SUBDIVISION, 26W601 ST. CHARLES ROAD).

Regular Bills, Addendum Warrant of Bills:

The Board approved the payment of the Regular Bills in the amount of \$499,575.03. The Board approved the payment of the Addendum Warrant of Bills in the amount of \$814,816.78.

COMMENTS:

Mr. Diamond commented that there have been some changes in the ordinance that may be questioned and then this ordinance will be brought back at the next meeting. There have been six changes made to the ordinance and there is a question regarding a certain kind of insurance that the Village will not be required to offer. He said that the purposed of this is to take advantage of the lower interest rates.

REGULAR MEETING:

ECONOMIC DEVELOPMENT INFORMATIONAL BROCHURES – REQUEST FOR CHANGE ORDER.

Mr. Breinig said that the Village engaged River Marketing, now known as the Evoke Idea Group, to prepare an economic development brochure. There were several

variations of that brochure, and it was brought back to the Board on two occasions for review. The contractor has come back with a change order in the amount of \$5,433. Staff met with the contractor and it appears that some of the costs is in deliverables, the printing and the document itself. We did get the brochures printed at the price that was in the contract. However, there are some additional items regarding design revisions and incidentals. Staff believes that the incidentals have to do with the revisions and some of the things that were indicated in the contract that would be incidental costs, but we do not agree, as a matter of principal, with the \$750 in design revisions that she is requesting. The quality of the document at the various stages of review should have been further along than was evidenced. There were errors in everything from the verbiage to tables and charts, colors and other items that should have been caught at an earlier stage in the process. Staff is contesting that \$750 charge because of the quality of the work that was submitted at the first and the second step and the charge is not justified.

Mr. Diamond said that if the Board agrees to contesting those charges, the motion should be to authorize an offer of settlement with the amount of \$4,683.

There was discussion regarding the issue of the consultant refusing to meet to discuss any part of the project. This consultant has done so on three different occasions. Mayor Ferraro suggested that we pay \$1,000 less than is requested and it was the consensus of the Board to authorized payment of \$4,433.

The final product was accepted and acceptable, the problem is the journey and that a large amount of the extra cost was the consultants' doing, not the Village.

Trustee Stubbs asked if the Village has all the rights to these brochures and can reproduce the brochures and Mr. Glees said that he would have to research the contract.

Trustee McCarthy moved and Trustee Fenner made the second to authorize an offer of settlement in the amount of \$4,433 to Evoke Idea Group (formerly River Marketing). 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 said that he will be in Salt Lake City, Utah for a meeting of 50 select mayors from around the country to discuss global warming. Mayor Ferraro and Mayor Daley of Chicago were selected from Illinois.

Mayor Ferraro thanked Toinette Consalvo, Jim Walsh, Kim Gieser, Linda McCarthy, Ralph Armstrong, Joyce Hundhausen, Sgt. Brian Pece and the Police Department and members of the Chamber of Commerce, and Public Works. Everyone commented that the fireworks were the best ever.

All of the trustees agreed that the parade was great and the fireworks were fantastic and thanked everyone who helped make it all come together. The Clerk said that her grand daughters really loved the parade.

Trustees McCarthy and Fenner said that would not be in attendance at the next meeting. Mr. Breinig noted that there will be three members absent on July 18th. He thanked all of the staff for their participation in the parade, the concert and the fireworks. He said that the Park District should be thanked for their participation because without the partnership it would be much more costly for the Village.

There will be no concert this Thursday, July 14th, but on Saturday, July 16th the Village is working with Rainbow Academy to host a kid's concert from 10:30 am to 1 pm , Rainbow Rocking Children's Music Fest. There will be all kinds of activities for kids.
At 8:35 p.m. Trustee McCarthy moved and Trustee Stubbs made the second to adjourn.
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

**Regular Meeting-Plan Commission/Zoning Board Of Appeals
Gregory J. Bielawski Municipal Center, Carol Stream, DuPage County, Illinois**

JULY 11, 2005

ALL MATTERS ON THE AGENDA MAY BE DISCUSSED, AMENDED AND ACTED UPON

Chairman John Bentz called the Regular Meeting of the Combined Plan Commission/Zoning Board of Appeals to order at 7:30 p.m. and directed Recording Secretary Wynne Progar to call the roll.

Present: Commissioners Spink, Weiss, Michaelsen, Sutenbach & Bentz
Absent: Commissioners Vora and Hundhausen
Also Present: Village Planner Don Bastian and Recording Secretary Progar

MINUTES:

Commissioner Weiss moved and Commissioner Spink made the second to approve the Minutes of the Meeting of June 27, 2005 as presented. The results of the roll call vote were:

Ayes: 5 Commissioners Spink, Weiss, Michaelsen, Sutenbach & Bentz
Nays: 0
Absent: 2 Commissioners Vora and Hundhausen

PUBLIC HEARING:

**#05151: Lakewood Homes, Inc., Fisher Farm Property, North Side of North Avenue West of Gary Avenue
Rezoning (Upon Annexation)
Special Use Permit – Planned Unit Development
Planned Unit Development Plan – Preliminary
Subdivision – Preliminary**

Chairman Bentz reminded those in attendance that if they wish to comment or ask questions regarding this matter they need to fill out a request form and turn it in to Mr. Bastian to be recognized after the presentation is made. He instructed everyone to direct their comments to the Board or the staff.

James Truesdell, John May, Joe Maschek, Dan O'Malley, Scott Farris, Kurt Wandry, and Rich Spect were sworn in as witnesses in this matter.

Jim Truesdell said that the request is for a preliminary plat, rezoning of the property to R-4 for the residential section and B-2 for the commercial portion of the project, all under the umbrella of a Planned Unit Development.

Kurt Wandry reviewed the history of the company and noted other developments by Lakewood Homes.

Jim Truesdell presented a PowerPoint demonstration showing the location and proposals for the development. Joe Maschek continued to explain how the project was developed explained the reasoning for the proposed site plan. The commercial part of the property will be 11.1 acres. The residential component is approximately 38 acres and Lakewood is proposing 284 row homes with all garages and parking to be at the back. The site would contain all public streets and they have provided an access point on the east side of the site which would eventually

connect with either Coachlite or Surrey Drive as well as a boulevard entrance which connects with the Windsor development on the other side of North Avenue. Discussion regarding this being a fully signalized intersection is still under discussion between Windsor, the Village, IDOT and Lakewood. There is a 5.2-acre great lawn or common area open space for the residents. There is a 40-foot buffer around the north and east where it meets the neighborhoods. There will be the 100 ft. setback required by the Gary /North Avenue Corridor requirements. The row homes are designed with rear garages so that the cars are tucked away from the street. There is a request for a minimum setback of 25 ft. from the public right of way, however most of the buildings are set back further than that. The raised ranch end units are 32 ft. from the right of way and the step backs are anywhere from 28 ft. to 30 ft. One portion of the building is at 25 ft. The side to sides are a minimum of 30 ft.

Dan O'Malley, architect said that there are three different plans, one is a five unit building, there is a four unit building and the raised ranch end unit building. The unit sizes range from 1750 sq. ft. to 2300 sq. ft. He explained the design and floor plans of each of the three units to be offered. The exterior will be brick and vinyl siding with some architectural features and balconies on the rear.

Scott Farris, landscape architect discussed the landscape and streetscape character designs for this project. The perimeter plans meet the point requirements for the North Avenue Corridor review.

Mr. Truesdell concluded the presentation stating they proposing to develop paths that will be internal and external to the site. The commercial portion of the development would have a right in/right out access point. They are investigation signaling the intersection in cooperation with Windsor Park Manor and IDOT. There has been discussions with the Park District in regard to a tot lot located adjacent to the bike path and the retention area.

Donna Dinges, Daniel Orlow, Irene Montana, Dwayne Kroll, Gerald Meuller, Michelle Erickson and George Piachek spoke of their concerns regarding the street connection to Surrey Drive and traffic control for that intersection, visitor parking, the minimum setback from the right of way, sidewalks for children to get to the schools, distance between new and existing homes, upkeep of greenscape areas, whether sheds will be permitted, the possibility of more greenspace, the proposed connection to Kuhn Road, traffic counts, screening of car courts to prevent headlights from shining into existing homes, additional burden for schools, removal of tot lot from retention pond area, and screening of taller buildings from existing residences.

Brent Coulter, Cemcon traffic engineer was sworn in as a witness in this matter. He explained that the primary access to this site is the public street intersection with North Avenue opposite Windsor Park Manor on the south side. That median opening is about one half mile from Kuhn Road and one half mile from Gary Avenue and it was planned as a potential signalized intersection by IDOT. This intersection should meet the warrants for a signalized intersection. The commercial access will tie into the public street which leads down to that signalized intersection and it will also have a right turn only driveway. They did test a connection to the west Kuhn Road which will primarily benefit traffic to and from the north, especially local traffic to parks and schools north of project. There is a connection shown to the Coachlite/Surrey intersection area. If that connection is made, and it is a preliminary study, there will be some kind of positive guidance traffic control at that intersection. There are many factors to be considered in regard to this proposed intersections such as site distances and site lines as well as the presence of driveways in the area. The benefit of that connection to the Lakewood property, in particular the residential portion is that it does afford a little more convenient access to the north on Gary Avenue, but it provides a neighborhood connection to streets and parks north of this site. This connection will draw traffic from other neighborhoods as an additional route to go east of west on North Avenue instead of using Gary Avenue. Pedestrian and bikeway connections will be designed to meet all requirements.

A question regarding parking within the development was addressed by Mr. Truesdell who said that parking would not be restricted on the main public street, on all of the auto courts parking would not be allowed other than on the individual driveways.

In response to questions about the north side berming and elevation difference, Mr. Truesdell

said that they will bring back cross section drawings of the proposed screening for the north side. Scott Farris said that the best choice would be a combination of approaches where on the east side greenery can be used much more effectively, evergreen trees at ends of all of the parking areas to block the lights and then mix it up with shrubs and trees along the whole slope. The same on the north, except that a combination of plant material and fencing would soften the effect of the buildings being up higher. There would green material also used along the fence as well. In response to the questions about upkeep and maintenance, Mr. Truesdell said that there will be an association formed for all of the exterior maintenance including the buildings, the landscaping, and the entry monument. The question regarding garbage cans and collections was addressed by stating that this will be a single type of field where each individual will bring their trash out to the curb for collection.

In regard to children walking to schools, Mr. Truesdell said that there will be sidewalks along both sides of the public streets and there will be a whole system of walks outside of the public right of way that will go all around the buildings themselves to and through the central open space. The main reason for the proposed Surrey Lane connection is to address the neighborhood connectivity and access to parks and schools from the development. Mr. Truesdell said that when the commercial property develops there will be public access, vehicular access, pedestrian access easements across the commercial property that will allow traffic to come through there and eventually allow it to connect further to the area to the west that is zoned commercial and extends all the way to Kuhn Road.

Chairman Bentz noted that several people, including himself are concerned about the placement of the tot lot next to a detention pond. Mr. Truesdell said that he cannot disagree and they will talk to the Park District about changing the location.

Mr. Truesdell commented about the question of adequate capacity at the treatment plant and he said that the Village has determined that there will not be a problem with capacity for this development.

It was stated that there will be a restriction within the covenant prohibiting sheds.

In response to the question, it was determined that on the north property line there is a sanitary sewer easement that is 30 ft. wide and that it is within the total of the 40 ft. setback line. Mr. Bastian noted that the 40 ft. would be entirely on the Lakewood property.

In response to a question regarding approval by the Fire and Police Departments, Mr. Bastian stated that the Police Department and Fire Protection District have seen the plans and that he is not aware of any concerns that they have from a service standpoint.

Mr. Bastian said that Lakewood Homes is proposing a mixed-use development called "Lakewood at Klein Creek" for the approximate 59-acre property located on the north side of North Avenue about 1,250 feet west of Gary Avenue. Over the past few months, Lakewood Homes has made two submittals to the Village's Executive Development Committee as well as two concept plan submittals to staff in order to gain feedback from the elected and appointed officials and staff regarding their development proposal. With their current submittal, Lakewood Homes is proposing to construct 284 townhome units on 35 acres of land that they are requesting be zoned R-4 General Residence District upon annexation. The townhomes, which will have three bedrooms and two car garages, are expected to range in size from 1,770 to 2,300 square feet, and have an average sale price of approximately \$300,000. The plan also allocates approximately 11 acres of land for future commercial development, for which Lakewood is requesting rezoning to B-2 General Retail District upon annexation. Specific retail tenants are not known at this time.

Lakewood Homes has submitted an application including various plans and documentation in support of their requests for Rezoning upon Annexation, Special Use for Planned Unit Development, Preliminary Planned Unit Development and Preliminary Subdivision. We are forwarding the applicant's requests to the Plan Commission to open the public hearing and allow for a formal presentation by the applicant. **However, please note that at this time our review of Lakewood's application is ongoing, and due to the scope of the project and the likely public interest, staff is recommending that this matter be continued to the August 8, 2005,**

Plan Commission meeting. This report will not include the usual level of detail for a project of this magnitude but will instead present the major discussion items that staff has identified as of this time. The applicant is aware that the Plan Commission will likely be continuing this matter to their August 8 meeting and does not object to this approach for the review of the proposal. This will allow staff the necessary time to review the plans, and will also allow Lakewood to incorporate the feedback provided by the Plan Commission and the public as provided during the public hearing process.

Project Review Process

Lakewood Homes will be requesting several zoning approvals for their project. Their application to the Plan Commission will be made in two parts. The first part, which Lakewood has submitted, includes requests for Rezoning (to R-4 and B-2) upon Annexation, Special Use for Planned Unit Development, Preliminary Planned Unit Development Plan, and Preliminary Subdivision Plan. The Plan Commission will conduct the public hearings for the Rezoning and Special Use, and make the necessary recommendations to the Village Board. If the Village Board is receptive to the project, they will then direct staff to begin negotiation of the annexation agreement with the developer. Once the annexation agreement is in an acceptable format, the annexation and the agreement will be scheduled for a public hearing before the Village Board, and the zoning requests will be brought to the Village Board for final action as well. If the Annexation, Annexation Agreement, Rezoning and Special Use are approved, then Lakewood will subsequently submit their Final Planned Unit Development Plan, North Avenue Corridor Review application, and Final Plat of Subdivision as the second part of their application.

Discussion Items

1. **Zoning Upon Annexation** – Lakewood Homes is requesting rezoning to R-4 General Residence District and B-2 General Retail District, upon annexation, for the residential and commercial portions of the development, respectively. The Future Land Use Plan recommends primarily Research and Development use for the overall property. Several years have passed since the creation of the Research and Development District, with no development of this type having taken place in Carol Stream during that period. In fact, however, it should be noted that a development was proposed in 2002 that met the Village's Research and Development District standards, but which in the end was found by the community not to be an acceptable land use. In addition, there has not been much of a market for this use, and the recommendation of the Future Land Use Plan may not be reflective of current market conditions. The proposed mixed residential and commercial uses proposed by the applicant seem more reflective of current market conditions, and would be much more compatible with the surrounding land uses; as such, staff does not object to the requested R-4 and B-2 District zoning classifications. **Staff invites Plan Commission input regarding the requested rezoning to R-4 and B-2.**
2. **Street Network Connectivity** – Throughout the review of the project, staff has continually stressed the importance of Lakewood's proposed development being well integrated into the existing surrounding residential neighborhoods. It is staff's position that the new development should become a part of the existing neighborhood as opposed to being an isolated development on the south side of the Village, accessible only via North Avenue. As currently proposed, as seen on the Preliminary Planned Unit Development Plan, vehicular access to the new development would be possible either off of North Avenue or through a new connection to Surrey Drive, at the west cul-de-sac bulb of Coachlite Trail.

In review of the level of street network connectivity currently being proposed, staff questions whether the two connections shown are adequate. Staff believes that additional street connectivity into the existing street network should be considered along the north

perimeter of the project site, likely into Shawnee Drive. The advantages of an additional street connection would include better overall neighborhood integration, better access to the existing neighborhood parks and schools, and improved emergency vehicle access. The primary disadvantage associated with an additional street connection point would be the need for property acquisition, as one or more existing residential properties would need to be purchased. An additional consideration is that, with one or more connections to the existing street network, there would likely be some degree of change to the traffic patterns on the existing residential streets. Some of the changes would be beneficial in terms of better neighborhood access and connectivity, while some may be viewed as negative in terms of increased traffic. However, it is important to note that, from a community-planning standpoint, neighborhoods need to be knitted together, and so any residential development on the Fisher Farm property would generate new traffic on the existing neighborhood streets. Staff believes that any negative the changes associated with increased traffic on the existing local streets would be outweighed by the positive aspects of having the new development being well integrated into the existing neighborhood. **Staff invites Plan Commission input regarding the issue of street and neighborhood connectivity; specifically, does the Plan Commission prefer two street connection points, as shown, or should a third street connection point along Shawnee Drive be pursued?**

3. **Pedestrian Connectivity** - Another related issue involves pedestrian connectivity. As currently proposed, pedestrian connectivity to the existing residential neighborhoods is limited, with the only sidewalk connection shown at this time being along the street that will be extended to connect to the Coachlite/Surrey cul-de-sac. This will result in awkward and inconvenient access for children who want to access the parks and schools in the neighborhood to the north. It could also result in problems with people cutting through the existing residential yards in order to avoid the long, circuitous route down to the Coachlite Trail connection. We note that the Preliminary PUD Plan does reflect a possible future trail/path connection near the northwest corner of the development; however details regarding this pedestrian link are limited at this time. Additional pedestrian access could be provided by the aforementioned street connection or via the Village-owned open space/storm water detention parcel at the northeast corner of the site (see item 9 for more discussion of this option). **Staff invites Plan Commission input regarding whether they would prefer the development to include additional pedestrian connections.**
4. **Traffic Signal at North Avenue** – Lakewood Homes has agreed to provide a full traffic signal at the entrance to the development off of North Avenue, which will allow for safe access into and out of the development. The Preliminary Traffic Impact Analysis Report, included in your packet, indicates that full traffic signal installation at the North Avenue intersection is justified based upon projected traffic volumes. Also, for your information, Windsor Park Manor is responsible for a portion of the funding of the traffic signals. Staff is currently working with Windsor Park Manor regarding their obligations in this regard. **For information purposes only.**
5. **Planned Unit Development and Deviations** – Due to the nature of the project, staff recommended and Lakewood Homes agreed to propose the development as a Planned Unit Development. As such, Lakewood Homes is requesting a Special Use for Planned Unit Development. In preparing their Preliminary Planned Unit Development Plan, Lakewood Homes has identified three deviations from the R-4 District Zoning Code requirements for the residential portion of the development, as referenced in the list in your packets. The first deviation is to allow some of the buildings to have five units in a row as opposed to a maximum of four units per building as permitted by the Code. The second deviation is to allow 25-foot front yards as opposed to 40-foot front yards, as required. The third deviation is to have 30-foot side-to-side building separations as opposed to 35-

foot separations as would be required for the 2.5 story buildings. Based upon recently approved townhome projects, staff does not object to the requested deviations. **Staff invites Plan Commission input regarding the three requested deviations.**

- 6. Project Amenities and Details** – Under the heading of project amenities and details, we are including several factors that would contribute to the overall character of the development, including landscaping, special features, and overall project details. Staff has conveyed to Lakewood that it is important for this development to have an identity and that a sense of place should be evident not only for future residents but also for people traveling through the development. We note that much more in the way of detail will be provided at the time that the North Avenue Corridor Review application is made; however it is certainly appropriate for the overall design concepts to be established now at the time of Preliminary Planned Unit Development review.

In review of the amenities and details, staff has a few observations. First, the pedestrian facilities and passive recreational opportunities within the development appear to be excellent, with extensive path and sidewalk networks and relatively large, usable open space areas. As indicated in the cover letter from James Truesdell dated July 1, 2005, the central open space areas, measuring 5.2 acres, include an “Arboretum Lawn” and a “Great Lawn”. The west end of the Arboretum Lawn will include an entrance pergola, seen on the Conceptual Central Green Landscape Plan, along with groupings of ornamental and shade trees. The Great Lawn, within an elliptical path area, will include groupings of shade trees and will feature three landscaped seating pockets. Also with respect to recreational opportunities, a one-half acre public park site will be provided near the northwest corner of the residential portion of the development. This tot lot will partially satisfy the land donation to the Park District required by the Village Code, with the remaining portion of the donation being satisfied through a cash payment to the Park District. The Park District is supportive of the concept of a combined land and cash donation as proposed. Our second observation involves the landscaped entrance median and entrance monument signage. The landscaped median, monument signage and decorative brick wall features, seen on the Community Entrance Monument Exhibit, will present an attractive entrance to the development off of North Avenue.

In reviewing the submittal so far, however, staff is not certain that the building and landscape architecture meets with the Village’s expectations from the standpoint of creating an identity and a sense of place. We request that the developer elaborate in greater detail as to what the unique identity will be for the development once it is constructed. Also with respect to landscape treatments, we believe that berming and screening efforts along North Avenue will need to be significant. We encourage the developer to elaborate on this and other design elements that they believe will serve to create a sense of place and an identity for the development. **Staff invites Plan Commission input regarding the internal pedestrian facilities, landscape design, recreational opportunities and overall project details. Also, does the Plan Commission believe that an identity and a sense of place will be created for the development, based upon the plans as proposed?**

- 7. Residential Architecture** – The residential architecture can best be described as row house style. In review of the conceptual townhome elevations, while masonry materials and some intersecting roof elements are proposed, overall the architecture seems uninspired. We have encouraged Lakewood to submit more exciting building elevations; to date these have not been provided. One aspect of the residential elevations that staff does find unique and positive can be found in locations where the end of a block of units faces a street. In these cases, the end unit is rotated toward the street to create a more appealing streetscape. The townhome elevations show the “front” view that will face a

street in these instances. **Staff invites Plan Commission input regarding the proposed residential elevations.**

8. **Commercial Area** – As seen on Preliminary PUD Plan and Area Map and Analysis, Lakewood Homes has allocated 11.1 acres of land for future commercial use. Specific users are not known at this time. Access to the commercial area will take place through the full, signalized access that will be provided at North Avenue. Staff is optimistic that with the additional residential rooftops, the 11-acre commercial site will become an attractive site for quality commercial development. Staff views the land along North Avenue, beginning with the proposed commercial site and heading west to Kuhn Road, as a potentially significant commercial node, as approximately 30 acres of developable commercial land exists in this area. **Staff invites Plan Commission input regarding the size and orientation of the proposed commercial area.**
9. **Engineering Issues** – Staff has a suggestion that would represent an improvement to both area storm water management and pedestrian access that would include the use of two lots that the Village owns, located generally adjacent to the northeast and southeast corners of Lakewood’s proposed development. These lots currently serve as neighborhood storm water management facilities for the existing residential development. Lakewood Homes proposes to use the southern lot, which measures 16,515 square feet in area, to create a street connection to the Surrey Drive/Coachlite Trail cul-de-sac, which staff supports. The storm water volume provided by this basin will be incorporated into the storm water management facility for the Lakewood development. Staff’s suggestion is that consideration be given to utilizing the northern lot, which measures 21,707 square feet in size, to provide a pedestrian connection (sidewalk) from the proposed development to the sidewalk that is located on the west side of Surrey Drive. Under this scenario, the 21,707 square foot lot, owned by the Village, could be subdivided to create two to three buildable lots for single-family dwellings. For this to be possible, Lakewood Homes would need to accommodate the storm water volume currently provided in the basin within the storm water management facility proposed to be located at the northwest corner of their development. Not only would this improve pedestrian access, but combining the storm water volume into the larger Lakewood facility would be consistent with Best Management Practices, which discourage small, isolated basins, and encourage larger, regional storm water management facilities. **Staff invites Plan Commission input regarding whether they believe that an additional pedestrian access should be provided through the Village-owned storm water management facility adjacent to the northeast corner of the development, and whether two to three buildable single-family lots should be created.**

For informational purposes, the Engineering Services Department’s review of the plans is ongoing, and they are not yet in a position in which they can state that the project is buildable as proposed.

Bike Path Connection to Kuhn Road – The Preliminary Planned Unit Development Plan has a label near the northwest corner of the proposed development that reads, “Future Trail Connection.” Staff has had general discussions with the developer about this possible trail connection, but we are unclear as to exactly where and when it would be built. We encourage the developer to elaborate as to their plans for providing this recreational amenity. **Staff requests that the Plan Commission encourage discussion of the future trail connection so that future versions of the plan incorporate the necessary design accommodations to include the *trail connection*.**

Lakewood Homes is proposing a mixed-use development called “Lakewood at Klein Creek” for the approximate 59-acre property located on the north side of North Avenue about 1,250 feet west of Gary Avenue. Over the past few months, Lakewood Homes has made two submittals to the Village’s Executive Development Committee as well as two concept plan submittals to staff in

order to gain feedback from the elected and appointed officials and staff regarding their development proposal. With their current submittal, Lakewood Homes is proposing to construct 284 townhome units on 35 acres of land that they are requesting be zoned R-4 General Residence District upon annexation. The townhomes, which will have three bedrooms and two car garages, are expected to range in size from 1,770 to 2,300 square feet, and have an average sale price of approximately \$300,000. The plan also allocates approximately 11 acres of land for future commercial development, for which Lakewood is requesting rezoning to B-2 General Retail District upon annexation. Specific retail tenants are not known at this time.

Lakewood Homes has submitted an application including various plans and documentation in support of their requests for Rezoning upon Annexation, Special Use for Planned Unit Development, Preliminary Planned Unit Development and Preliminary Subdivision. We are forwarding the applicant's requests to the Plan Commission to open the public hearing and allow for a formal presentation by the applicant. **However, please note that at this time our review of Lakewood's application is ongoing, and due to the scope of the project and the likely public interest, staff is recommending that this matter be continued to the August 8, 2005, Plan Commission meeting.** This report will not include the usual level of detail for a project of this magnitude but will instead present the major discussion items that staff has identified as of this time. The applicant is aware that the Plan Commission will likely be continuing this matter to their August 8 meeting and does not object to this approach for the review of the proposal. This will allow staff the necessary time to review the plans, and will also allow Lakewood to incorporate the feedback provided by the Plan Commission and the public as provided during the public hearing process.

Project Review Process

Lakewood Homes will be requesting several zoning approvals for their project. Their application to the Plan Commission will be made in two parts. The first part, which Lakewood has submitted, includes requests for Rezoning (to R-4 and B-2) upon Annexation, Special Use for Planned Unit Development, Preliminary Planned Unit Development Plan, and Preliminary Subdivision Plan. The Plan Commission will conduct the public hearings for the Rezoning and Special Use, and make the necessary recommendations to the Village Board. If the Village Board is receptive to the project, they will then direct staff to begin negotiation of the annexation agreement with the developer. Once the annexation agreement is in an acceptable format, the annexation and the agreement will be scheduled for a public hearing before the Village Board, and the zoning requests will be brought to the Village Board for final action as well. If the Annexation, Annexation Agreement, Rezoning and Special Use are approved, then Lakewood will subsequently submit their Final Planned Unit Development Plan, North Avenue Corridor Review application, and Final Plat of Subdivision as the second part of their application.

Discussion Items

4. **Zoning Upon Annexation** – Lakewood Homes is requesting rezoning to R-4 General Residence District and B-2 General Retail District, upon annexation, for the residential and commercial portions of the development, respectively. The Future Land Use Plan recommends primarily Research and Development use for the overall property. Several years have passed since the creation of the Research and Development District, with no development of this type having taken place in Carol Stream during that period. In fact, however, it should be noted that a development was proposed in 2002 that met the Village's Research and Development District standards, but which in the end was found by the community not to be an acceptable land use. In addition, there has not been much of a market for this use, and the recommendation of the Future Land Use Plan may not be reflective of current market conditions. The proposed mixed residential and commercial uses proposed by the applicant seem more reflective of current market conditions, and

would be much more compatible with the surrounding land uses; as such, staff does not object to the requested R-4 and B-2 District zoning classifications. **Staff invites Plan Commission input regarding the requested rezoning to R-4 and B-2.**

5. **Street Network Connectivity** – Throughout the review of the project, staff has continually stressed the importance of Lakewood’s proposed development being well integrated into the existing surrounding residential neighborhoods. It is staff’s position that the new development should become a part of the existing neighborhood as opposed to being an isolated development on the south side of the Village, accessible only via North Avenue. As currently proposed, as seen on the Preliminary Planned Unit Development Plan, vehicular access to the new development would be possible either off of North Avenue or through a new connection to Surrey Drive, at the west cul-de-sac bulb of Coachlite Trail.

In review of the level of street network connectivity currently being proposed, staff questions whether the two connections shown are adequate. Staff believes that additional street connectivity into the existing street network should be considered along the north perimeter of the project site, likely into Shawnee Drive. The advantages of an additional street connection would include better overall neighborhood integration, better access to the existing neighborhood parks and schools, and improved emergency vehicle access. The primary disadvantage associated with an additional street connection point would be the need for property acquisition, as one or more existing residential properties would need to be purchased. An additional consideration is that, with one or more connections to the existing street network, there would likely be some degree of change to the traffic patterns on the existing residential streets. Some of the changes would be beneficial in terms of better neighborhood access and connectivity, while some may be viewed as negative in terms of increased traffic. However, it is important to note that, from a community-planning standpoint, neighborhoods need to be knitted together, and so any residential development on the Fisher Farm property would generate new traffic on the existing neighborhood streets. Staff believes that any negative the changes associated with increased traffic on the existing local streets would be outweighed by the positive aspects of having the new development being well integrated into the existing neighborhood. **Staff invites Plan Commission input regarding the issue of street and neighborhood connectivity; specifically, does the Plan Commission prefer two street connection points, as shown, or should a third street connection point along Shawnee Drive be pursued?**

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10. **Commercial Area** – As seen on Preliminary PUD Plan and Area Map and Analysis, Lakewood Homes has allocated 11.1 acres of land for future commercial use. Specific users are not known at this time. Access to the commercial area will take place through the full, signalized access that will be provided at North Avenue. Staff is optimistic that with the additional residential rooftops, the 11-acre commercial site will become an attractive site for quality commercial development. Staff views the land along North Avenue, beginning with the proposed commercial site and heading west to Kuhn Road, as a potentially significant commercial node, as approximately 30 acres of developable commercial land exists in this area. **Staff invites Plan Commission input regarding the size and orientation of the proposed commercial area.**

11. **Engineering Issues** – Staff has a suggestion that would represent an improvement to both area storm water management and pedestrian access that would include the use of two lots that the Village owns, located generally adjacent to the northeast and southeast corners of Lakewood’s proposed development. These lots currently serve as neighborhood storm water management facilities for the existing residential development. Lakewood Homes proposes to use the southern lot, which measures 16,515 square feet in area, to create a street connection to the Surrey Drive/Coachlite Trail cul-de-sac, which staff supports. The storm water volume provided by this basin will be incorporated into the storm water management facility for the Lakewood development. Staff’s suggestion is that consideration be given to utilizing the northern lot, which measures 21,707 square feet in size, to provide a pedestrian connection (sidewalk) from the proposed development to the sidewalk that is located on the west side of Surrey Drive. Under this scenario, the 21,707 square foot lot, owned by the Village, could be subdivided to create two to three buildable lots for single-family dwellings. For this to be possible, Lakewood Homes would need to accommodate the storm water volume currently provided in the basin within the storm water management facility proposed to be located at the northwest corner of their development. Not only would this improve pedestrian access, but combining the storm water volume into the larger Lakewood facility would be consistent with Best Management Practices, which discourage small, isolated basins, and encourage larger, regional storm water management facilities. **Staff invites Plan Commission input regarding whether they believe that an additional pedestrian access should be provided through the Village-owned storm water management facility adjacent to the northeast corner of the development, and whether two to three buildable single-family lots should be created.**

For informational purposes, the Engineering Services Department's review of the plans is ongoing, and they are not yet in a position in which they can state that the project is buildable as proposed.

12. Bike Path Connection to Kuhn Road – The Preliminary Planned Unit Development Plan has a label near the northwest corner of the proposed development that reads, "Future Trail Connection." Staff has had general discussions with the developer about this possible trail connection, but we are unclear as to exactly where and when it would be built. We encourage the developer to elaborate as to their plans for providing this recreational amenity. Staff requests that the Plan Commission encourage discussion of the future trail connection so that future versions of the plan incorporate the necessary design accommodations to include the trail connection.

Mr. Bastian said that he forwarded to the Plan Commission some information regarding the density of the development and regarding guest parking. The developer has submitted some information regarding the density of the development. The R-4 District Zoning Code requires a certain amount of land area for every town home unit. A three bedroom town home unit is required to have 4500 sq. ft. of land area and the Lakewood plan proposes to have 4780 sq. ft. per unit, which exceeds the land area required by the Code. While the density of the Lakewood plan does meet the density standards of the R-4 District for townhome units, the proposed density seems to be approaching the maximum density allowed in the District and staff invites the Plan Commission to discuss the issue of density as it related to this project.

Guest parking, as seen on page 3 of the land use table, the townhomes will each have an attached two-car garage, there will be room for two additional cars in each driveway in front of each garage. The review of the initial proposed plan indicated 52 guest parking spaces interspersed around the development which results in approximately 4.2 parking stalls per unit. Staff feels that this will be adequate for the vast majority of the time. In regard to the question of on-street parking, Lakewood is proposing a full-width right of way for the public streets throughout the development, it is not uncommon in town home projects for developers to request reduced width right of ways. The public street will be the standard 66-foot right of way and there would be on street parking allowed on the public streets only. It would not include overnight on street parking. Staff will work with the developer in the direction is to relocate the guest parking that are currently on the perimeter of the development. Staff encourages the Plan Commission to indicate whether there is adequate guest parking.

Staff wanted the applicant to have the opportunity to have a public hearing to get the comments from the interested residents in the neighborhood. We expect the developer to take those comments plus the comments that will be forthcoming from the Commissioners back and address them in the new transmittal that will come back to the Plan Commission at some point. Staff recommends that the Combined Board continue this matter to the August 8th meeting and if the next stage is not ready at that time the matter can be continued at that meeting.

Commissioner Weiss thanked the residents and the petitioner for their interest in the Community. He asked the developer if there has been any consideration of the use of any single-family homes within the development to give a combination of town homes and single family units, which would offer a variety of housing in a highly visible location. 284 townhomes could stand to be broken up a little bit by a variety of housing.

Mr. Truesdell said that they tried to do this as a mixed-use sense of development in the sense that there is a mix of commercial and residential. In making the commercial area larger than originally planned, and providing the detention needed, it leaves about 38 acres for residential development. That is not a very large area to build and market a lot of mixed type of uses. Lakewood feels that the best thing to do at this site is to concentrate on one residential type that could create a community consolidated development at this location that would have enough volume for an adequate marketing program. There are financial issues as well since this is an expensive piece of property and in putting all of this together, this is a mixed use plan, but with one residential use. It is very difficult to get a marketing plan for a smaller number of single-family units and Lakewood feels that this number of townhomes is justifiable given the North

Avenue location. Mr. Truesdell said that the bottom line is that they felt that for the size of the site, going into more than one product line would be very difficult for them to make this a viable project.

Commissioner Weiss said that Lakewood is proposing the average sale price of these units to be \$300,00 and asked if that is an anticipated base price and was told that that would be the average selling price for the units. This is all projected pricing since the final costs are not known at this time. The base price range will be between \$ 269,000 and \$289,000.

Commissioner Weiss asked if there is any idea how the commercial area will develop. Mr. Truesdell said that stop light between Kuhn Road and Gary will be the dynamic that will bring about the commercial use of that property. The interconnecting road back out to Kuhn Road along the backside of the property will also make for a great opportunity for development. There has been a lot of interest in the property. He said that Lakewood does not do commercial development but they will have the property prepared for a commercial developer.

Commissioner Weiss asked if the commercial area will be included in the annexation and was that the entire property will be annexed at one time.

Commissioner Weiss commented that any additional connection to the adjacent residential area should only be done if the residents agree that it is needed. He also noted he is in favor of sidewalk access from the development to schools and parks.

Commissioner Weiss said that he has not heard a commitment from Lakewood regarding the traffic signal on North Avenue. It was noted that there are negotiations with Windsor Park and IDOT regarding the installation of this light. It was determined that there will not be a traffic signal for the commercial development, there will be a right in/right out secondary access point. In response to the question about the Kuhn Road access, it was stated that it is Lakewood's intent for the access to Kuhn Road is rather than having a formal publicly dedicated street, it will be almost like a frontage road system. This cross access system will be designed to be incorporated into the commercial centers.

Commissioner Sutenbach said that he is generally in favor of the zoning request. He said that if it is possible to do a connection to a third street, he would like to see that. Commissioner Sutenbach asked if there was going to be a deceleration lane going into the property and was told that when North Avenue was widened the shoulder of the road is wide enough to serve as a deceleration lane. In regard to the request for a PUD and deviations, Commissioner Sutenbach said that he is generally in favor of it, but he is concerned about the setbacks on the buildings on the north and the east as they abut the single-family homes. He said that he too would like to see single-family homes along those perimeters if at all possible. Doing that would achieve better buffering and the change would not be so dramatic. Commissioner Sutenbach commented that the drawings show a cluster of 6 units or 30 homes, it almost seems like it is a neighborhood within a neighborhood, yet on the perimeter there is a little more openness since it is not clustered. Commissioner Sutenbach said that in developing the green space it appears that the units were placed even closer and therefore even further from the green space areas. It was noted that the drawings do need to show the interior pathways and other amenities and they will be submitted for the next meeting. In regard to the guest parking, it looks adequate as it is and as to density, looking at the presentation, it does look intense. Commissioner Sutenbach asked if any other design was considered for this development and it was said that Lakewood Homes feels that for a townhouse development this probably is a fairly low-density development. Mr. Truesdell said that the reason it looks dense is that they are big units. It is a fairly upscale townhome opportunity. Commissioner Sutenbach asked if it is possible to go less than the 284 units and it was noted that loss of each unit would raise the price of the other units by 3% because the land price stays the same.

Commissioner Spink said that she lives at 168 Surrey Drive. In regard to the traffic signal on North Avenue, she asked how committed Lakewood Homes is to having the signal. Mr. Truesdell said that they have applied to IDOT for review of the request and they will be working hard to get it done. Commissioner Spink asked what information was being used to show that a signal is warranted and was told that the old proposal was for warehouse storage which does not generate a lot of traffic, however this proposal is for 284 homes as well as the 11 acres

commercial site which will generate enough traffic to meet warrants. Brent Coulter reviewed the requirements that IDOT uses for warrant analysis and he said that he is confident that this project would meet all of those as well as this development's location between Kuhn Rd. and Gary Avenue. In response to the question he said that a typical townhome would generate between 7 and 8 vehicle trips daily, 284 townhomes would generate about 2500 vehicle trips per day and the commercial area could generate as many as 5,000 to 6,000 vehicles per day. Commissioner Spink said that until the traffic signal is up and running, the amount of traffic that would be generated on Surrey, Coachlite and Shawnee is much more than these streets were meant to handle and that will be a terrible hardship on those residents. Commissioner Spink asked if this project were to move forward how long would it take and where would it start. Mr. Truesdell said that if this project were to move forward would start at North Avenue moving to the north and will develop this at one time by doing the grading of the overall site, put the streets in and develop the model are somewhere toward North Avenue for visibility and then work out to the north and east. As for the length of the project, it would take from two to three years to completion. There was discussion regarding the pricing of the units with the developer saying that they initially start out with a conservative price, based on projected costs, but as the price will rise if materials cost more and it will be adjusted to whatever the market will bear. Commissioner Spink suggested that parking spaces closer to the green space area be put in by eliminating some of the guest parking areas closer to the town homes. In response to the question regarding how snow removal will be handled, it was determined the public streets will be plowed by the Village and the association can address individual problems if they arise. Commissioner Spink said that she feels that there need to be more sidewalks to get to many of the streets of the existing residential area and to have them be the shortest routes to schools and parks rather than winding around the row houses. Other matters brought up were signage for private streets as well as no parking signs where required, having four unit row houses abutting existing residences which could add an additional twenty feet to the space between the two and have that area densely landscaped with natural plantings and trees. Commissioner Spink asked if there will be any restrictions in the covenants against these being rental units and was told that there are no restrictions about non-owner occupancy and that initially almost all of the units will be owner occupied. It was determined that the developer will address questions regarding the decks on each unit and what the code requires as to barbequing on them and will provide detailed elevation drawings for each type of unit being offered. Commissioner Spink commented that she would like to have the developer do a traffic impact study for Shawnee and Surrey Dr. and stated that she is definitely opposed to the current location of the tot lot by the retention pond.

Commissioner Michaelsen asked if there were any other Lakewood Homes developments like this and was told that this project was specifically developed for this site. He then asked what the brick/siding ratio was for the units since it appears that it could 50/50 on the front of the units, but more like 25/75 on the back of the house which give it the appearance of a barracks. He said that he would like to see more brickwork on the units and the developer said that they would look into what could be done. Commissioner Michaelsen said that the units on the perimeter are too high for the existing homes and the developer should attempt to put some single-family homes along those borders. In the alternative, the five unit buildings could be reduced down to four units, spread them out and lower the height to make the buffer between the existing residential and the new units. Commissioner Michaelsen said that he thinks that if the developer were to take out 60 units, this would make less of an impact on traffic, it would add more beauty to the development itself and would offer more open space and more parking. He suggested that just a pedestrian walkway be done at Surrey Dr. and a street connection at Coachlite. In regard to the residential architecture, Commissioner Michaelsen said that he thinks there should be more done to the front of the homes, more brickwork, more landscaping, and offer a variety of colors. He also noted that they need to do more planning for snow removal and not leave the solution to the association and eventually the Village.

Chairman Bentz said that most of his questions have been asked and answered by the other Commissioners. He asked if any thought was given to making the eastern access, the main

access in the northeast corner instead of extending Coachlite Trail. Mr. Bastian said that one of the versions of the plan did that and that maybe it should be revisited by the developer. Chairman Bentz asked what is the target marketing area for this development and it was said that this product was designed for the adult market and there would some interest for young families, but generally it would be to start-up homes and homes for older generations who are selling their primary home but want to stay in the community.

Commissioner Weiss moved and Commissioner Spink made the second to continue this matter to the meeting of August 8, 2005. The results of the roll call vote were:

Ayes:	5	Commissioners Spink, Weiss, Michaelsen, Sutenbach & Bentz
Nays:	0	
Absent:	2	Commissioners Vora and Hundhausen

**05164: McCollister’s, 140 E. Fullerton
Special Use – Outdoor Activities and Operations**

At the request of staff and the applicant Commissioner Spink moved and Commissioner Sutenbach made the second to continue this matter to the meeting of August 8, 2005. The results of the roll call vote were:

Ayes:	5	Commissioners Spink, Weiss, Michaelsen, Sutenbach & Bentz
Nays:	0	
Absent:	2	Commissioners Vora and Hundhausen

**05097: Village of Carol Stream, 500 N. Gary Avenue
Text Amendments - Zoning Code**

Mr. Bastian stated that at a regular meeting of the Village Board earlier this year, the Board directed staff to draft a text amendment to the Zoning Code that would permit air conditioning equipment to be located in a *side yard adjoining a street* (corner side yard) for consideration by the Plan Commission / Zoning Board of Appeals (PC/ZBA). The purpose of the Village Board’s direction was to recognize that a number of such installations exist throughout Carol Stream, and in many cases the installations were permitted by the Village. Further, many homeowners who have air conditioning equipment located in the corner side yard would need to perform significant architectural modifications to their home in order to relocate the equipment to an allowable location. Staff has drafted a text amendment for consideration that is intended to set standards by which air conditioning equipment could be located in a corner side yard without presenting an eyesore.

Staff had intended to bring the aforementioned text amendment forward as part of a comprehensive set of revisions to the Zoning Code; however, because summer has arrived, staff does not wish to further delay consideration of this issue. Nonetheless, we are bringing forward two additional proposed text amendments involving changeable copy signs and restaurants as a permitted use. These two amendments are being proposed because they reflect a consistent record of approval and application of standards. As such, staff is proposing the text amendments for purpose of efficiency.

PROPOSED TEXT AMENDMENT 1 – AIR CONDITIONING EQUIPMENT

This text amendment would allow air conditioning equipment to be located in a corner side yard,

and would establish screening requirements for such location. In December 2004, Mr. Ken Guzel appeared before the PC/ZBA requesting a variation from §16-12-2 of the Zoning Code to allow air conditioning equipment to be located in his corner side yard. Although the equipment was installed by Mr. Guzel without having first obtained a building permit, there are a number of other properties in Carol Stream which have such equipment located in the corner side yard, and the equipment was either located by the original builder or later with a valid building permit.

The case went to the Village Board on January 3, 2005, and was continued to January 17th. At that time, the Village Board tabled the matter and directed staff to develop a text amendment that would create standards by which air conditioning equipment might be permitted in a corner side yard. In so doing, staff considered the aesthetic effects of such equipment being visible from the street, and the desirability of requiring some form of screening to soften the visual impact. In addition, staff recommends increasing the allowable encroachment of the equipment into the yard to four feet, to allow for the larger equipment common today.

The proposed language to allow air conditioning equipment to be located in a corner side yard, with minimum standards, is as follows:

§ 16-12-2 PERMITTED OBSTRUCTIONS IN REQUIRED YARDS.

(A) All obstructions must conform to the standards set forth in all applicable Village ordinances and codes, including but not limited to the Sign, Building, Fence and Electrical Codes.

(B) Obstructions in required yards, as herein defined, shall be permitted in accordance with the following standards, except where actual yards exceed required yards, the following limitations on obstructions shall pertain only to the extent that such obstructions encroach upon required yards, and except where such obstructions would encroach upon the required sight clear distance on corner lots or upon easements, or adversely affect drainage.

Table of Permitted Obstructions in Required Yards				
F - Denotes permitted obstructions in front yards and side yards adjoining streets. S - Denotes permitted obstructions in interior side yards. R - Denotes permitted obstructions in rear yards. C - Denotes permitted obstructions in courtyards.				
1. Awnings or canopies which may project not more than three feet into a required yard or court.	F	S	R	C
2. Arbors or trellis (where trellises are attached to the principal building they may also project into front yards, side yards and courts).	F	S	R	C
3. Air conditioning equipment which projects no more than three <u>four</u> feet into the side yard. <u>Air conditioning equipment located in a side yard adjoining a street shall be adequately screened with decorative fencing, evergreen shrubs or other suitable material, on all sides of the equipment visible from the street, to the satisfaction of the Community Development Director or his designee. Shrubs shall be a minimum of 30 inches in height at time of planting and shall have no significant gaps between them except as necessary to service the equipment.</u>	*	S	R	C

* Air conditioning equipment is permitted in a side yard adjoining a street, but not a front yard, subject to the requirements specified herein.

PROPOSED TEXT AMENDMENT 2 – CHANGEABLE COPY SIGNS

The current Sign Code was created in June 1992, including §6-11-12, which addressed changeable copy signs. Since 1992, sign technology has advanced, changeable copy signs have become common, and the Village has processed many requests for variation from the standards contained in §6-11-12. By and large, requests for variations have been directed towards the minimum duration in which a copy must appear before it is allowed to change; the current standard is 30 minutes, but variations have typically been approved for three seconds. The proposed text amendment given below revises the duration from 30 minutes to three seconds, and includes the conditions of approval that have commonly been attached to variation approvals. By virtue of their consistent application, the conditions have, in effect, become the Village standards and should be codified as such. In addition, the proposed text clarifies the requirements for changeable copy on window signs, which staff felt to be somewhat vague.

The proposed text amendment to revise the Village's standards with respect to changeable copy signs is as follows:

§ 6-11-12 ILLUMINATION OF SIGNS, CHANGEABLE COPY, AND NEON LIGHTING.

(A) *Illumination.* Illumination of all signs shall be diffused or indirect and shall be so arranged that there will be no direct rays reflecting into the public way or any lot on the perimeter of the premises on which the signs are located.

(1) Exposed light bulbs, flashing, blinking or traveling and similar illumination is not permitted.

(2) Direct lighting shall be allowed only on permanent residential development signs, office complex directory signs, industrial park identification and entry features and so long as direct rays do not reflect into the public right-of-way or onto residential lots.

(3) Backlighting of awning or canopy signs shall be allowed so long as direct rays do not reflect into the public right-of-way or onto residential lots and no part of the illumination device is visible from the right-of-way. Backlighting of awnings or canopies without signs shall be allowed under the same conditions.

(B) *Changeable copy.* Changeable copy is allowed on permanent signs, provided that one-third of the sign area is permanent, containing only the name and/or logo of the occupant; the permanent portion is the upper portion of the sign or, on a ground sign, the street side of the sign if split vertically; and that the changeable copy is either electronically controlled or protected from unauthorized changes with a protective covering or other means of securing the sign. Changeable copy is allowed on window signs provided that the changeable copy is either electronically controlled or protected from unauthorized changes, and that it does not exceed the overall window coverage requirements as set forth in the regulations for the zone in which the sign is located. All changeable copy signs shall not be programmed to flash, blink or pulsate, or display messages that may be likely to distract motor vehicle traffic. Electronic copy cannot be changed more than once every 30 minutes, except for alternating time and temperature only displays three seconds, and the sign shall not be programmed to display more than eight different messages in any one cycle. Changeable copy is allowed on window signs provided it does not exceed the overall window coverage requirements as set forth in the

regulations for the zone in which the sign is located.

(C) *Neon*. Exposed neon tubing displayed in any manner shall be prohibited unless it is strictly limited to the following:

(1) In business, office, and industrial zones, “Open/Closed” and “Hours of Business” on ground signs of a business, provided that portion is no larger than six square feet and in compliance with requirements for signs regulating on-premise traffic and parking.

(2) *Window signs in business, office, and industrial zones, and in compliance with the overall window coverage requirements as set forth in § 6-11-15.*
(Am. Ord. 92-06-75, passed 6-23-92; Am. Ord. 93-04-42, passed 4-13-93)

As noted above, sign technology has advanced and one sign feature that is being used today that was not contemplated in 1992 is streaming video. While common in Las Vegas, the use of streaming video is not as common in Chicago land communities. If the PC/ZBA wishes to address the use of streaming video in sign applications, staff suggests three options, given below. Staff recommends the PC/ZBA discuss these options and provide a recommendation.

1. Consider streaming video to be a form of changeable copy, by which a variation would be required to allow the images to change more frequently than every three seconds. With this option, the Village would consider requests for variations on a case-by-case basis, much as has been done for the past 10 years or more with changeable copy signs. No additional text amendment would be necessary.
2. Include streaming video in the Sign Code’s list of prohibited signs. Staff would prepare a text amendment for §6-11-10 PROHIBITED SIGNS to be included in the amendments brought forward to the Village Board.
3. The third alternative is to develop standards to allow streaming video to be used on signs in Carol Stream. Staff would need to research standards and bring back a recommendation. In the meantime, until standards are developed, we would recommend that streaming video signs not be permitted.

PROPOSED TEXT AMENDMENT 3 – RESTAURANTS AS A PERMITTED USE

The Zoning Code currently requires a special use permit for all types of restaurants. Text Amendment 3 involves another instance of recognizing that the approval of special uses for restaurants in Carol Stream has become a repetitive process. The criteria by which restaurants are evaluated (parking, odors, trash enclosures, access, etc.) are all specified in the Village Code, and so a typical restaurant can be reviewed and approved as part of the building permit process without need for public hearing. In fact, Carol Stream’s neighbors all treat restaurants as permitted uses for the most part, with certain ancillary activities such as liquor sales or drive-through being special uses. In addition, staff suggests addressing the matter of outdoor seating, which is not included in the lists of uses in the Zoning Code.

Staff recommends allowing dine-in and carry-out restaurants without bar areas or outdoor seating to be a permitted use, while restaurants with bar areas, as well as outdoor seating ancillary to a restaurant, tavern or similar use, would be special uses. Please note that staff is recommending that restaurants that are licensed to serve alcohol at tables be a permitted use, while restaurants with a separate bar area are recommended to be a special use. Staff’s reasoning is that a separate bar area in a restaurant is vary

similar to a tavern, which is a special use; however, a restaurant that serves alcoholic beverages during a meal does not have the characteristics or social impacts of a tavern. Of course, the regulatory aspects of liquor sales would be handled by the liquor license process in both cases. As noted above, staff's recommendations are consistent with the surrounding communities. Finally, please also note that drive-up service windows are currently a special use, and would continue to be so.

Because restaurants are listed in the B-2 Zoning District, and the list of uses for the B-3 Zoning District include all uses allowed in B-2, it is only necessary to revise the list contained in the B-2 Zoning District. The proposed text amendment to revise the list of permitted and special uses in the B-2 Zoning District is as follows:

§ 16-9-3 B-2 GENERAL RETAIL DISTRICT.

(A) *Intent.* The B-2 general retail district is designed to cater to the needs of a larger consumer population than is served by the B-1 local retail district.

(B) *Permitted uses.*

- (1) Uses permitted in a B-1 district.
- (2) Antique shops.
- (3) Art and school supply stores.
- (4) Art galleries.
- (5) Beauty parlors and barbershops or similar personal service shops.
- (6) Bakery shops or shops selling similar commodities where the commodities may be produced on the premises; but all such production shall be either sold at retail on the premises or sold in stores owned and operated by the producing company.
- (7) Bicycle sales, rental and repairs.
- (8) Candy and ice cream stores.
- (9) Camera and photographic supply stores.
- (10) Carpet and rug stores.
- (11) China and glassware stores.
- (12) Clothing and costume rental shops.
- (13) Coin and philatelic stores.
- (14) Currency exchanges.
- (15) Custom dressmaking.
- (16) Department stores.

- (17) Dry goods stores.
- (18) Electric and household appliance stores.
- (19) Flower shops with conservatories.
- (20) Furrier shops, including the incidental storage and conditioning of furs.
- (21) Furniture stores, including upholstery when conducted as part of the retail operation and secondary to the principal use.
- (22) Haberdashery.
- (23) Hobby shops and retail of items to be assembled or used away from the premises.
- (24) Interior decorating shops, including upholstery and making of draperies, slip covers and other similar articles, when conducted as part of the retail operations and secondary to the principal use.
- (25) Jewelry stores, including watch repair.
- (26) Job printing shops.
- (27) Leather goods and luggage stores.
- (28) Libraries and reading rooms.
- (29) Locksmith shops.
- (30) Musical instruments, sales and repairs.
- (31) Office equipment.
- (32) Office supply stores.
- (33) Optometrists.
- (34) Paint and wallpaper stores.
- (35) Pawnshops.
- (36) Photography studios, including the development of film and pictures, when conducted as part of the retail business on premises.
- (37) Physical culture and health service, gymnasiums and reducing salons, masseurs and public baths.
- (38) Picture framing when conducted for retail trade on the premises only.
- (39) Public meeting halls.
- (40) Post offices.

(41) Radio and television broadcasting studios.

(42) Restricted production and repair, limited to the following: art, needlework, clothing, custom manufacturing and alterations for retail only, jewelry from precious metals, watches, dentures and optical lenses.

(43) Sales and display rooms.

(44) Schools, music, dance or business.

(45) Sewing machine sales and service, household machines only.

(46) Shoe stores.

(47) Sporting goods stores.

(48) Tailor shops.

(49) Telegraph offices.

(50) Temporary outdoor demonstrations and exhibitions of merchandise, to be located on the same zoning lot, and in conjunction with the permanent use found on the lot, and those permitted uses under the definition of an open sales lot (see Article 18 of this Zoning Code); such display or sale shall be for a maximum of ten days and no more than twice during any calendar year.

(51) Theaters, except open-air drive-in theaters.

(52) Tobacco shops.

(53) Toy shops.

(54) Offices, businesses and professional buildings of less than 6,000 square feet.

(55) Wearing apparel shops.

(56) Veterinary clinics (outpatient, no overnight boarding)

(57) Grocery stores.

(58) Domestic pet training/obedience school with no overnight boarding.

(59) Domestic pet service.

(60) Temporary permitted use: carnival, in compliance with § 10-2-12.

(61) Restaurants, indoor, sit-down, without a bar area.

(62) Restaurants, carry-out.

(C) *Special uses.*

(1) Those permitted in a B-1 District.

(2) Additional building on a lot, such building limited to no more than 50 square feet of floor area, provided such building is used for a general drop-off center, newsstand, photo processing drop-off, ticketron and other similar uses.

(3) Banks and financial institutions.

(4) Clubs and lodges, private, fraternal or religious.

(5) Hospitals and first-aid stations for the treatment of emergency cases.

(6) Hotels, motels serving transient guests, hotel apartments.

(7) Laundries and dyeing and cleaning establishments operated as an accessory to some other use or uses permitted by this section, provided permits for proper combustibles are obtained from the Village.

(8) Offices, business and professional, of more than 6,000 square feet.

(9) Pet supply shops, with ancillary use for the sale of fish and other small aquatic animals, small mammals, and birds (no cats, dogs or larger domestic animals, nor exotic animals).

~~(10) Restaurants.~~

(11) Taverns.

(12) Drive-up Service Window, ancillary to a permitted or special use.

(13) Game rooms when operated as an accessory use to a restaurant, tavern, pub or hotel and containing no more than one amusement device for each 400 square feet of total floor area occupied by the principal use. In no case shall such accessory game room contain more than 20 amusement devices.

(14) Veterinary clinics with indoor overnight boarding.

(15) Shopping plazas.

(16) Shopping centers.

(17) Restaurants, with bar area.

(18) Outdoor seating, ancillary to a restaurant, tavern or similar use.

In regard to the text amendment allowing air conditioning equipment to be located in the side yard Mr. Bastian noted that a resident that had installed an unit in a corner side yard without a permit came before the Village Board with various pictures of other residences that had the same type of installation. Some were permitted and others were done without permits. This text amendment would allow a corner side yard installation as long as it was properly screened. All of the Commissioners were in agreement with the amendment with no corrections.

In regard to the text amendment for changeable copy signs, the amendment changes the frequency of copy from 30 minutes to 3 seconds and permits no more than eight different

messages in any one cycle. It was the consensus of the Commissioners to eliminate the number of different messages in any one cycle since the sign owner should determine what will be most effective for his business. In regard to video streaming onto these changeable copy signs, the Commissioners agreed that streaming video is a form of changeable copy, by which variation would be required to allow images to change more frequently than every three seconds. The Village should consider requests for variations on a case by case basis.

In regard to Restaurants as a permitted use the Commissioner agreed that a straight restaurant use should be permitted, while those requests for a restaurant with outdoor seating and/or alcoholic beverage service should require a special use permit.

Commissioner Michaelsen moved and Commissioner Weiss made the second to recommend approval of text amendments for the Sign Code and Zoning Code for air conditioning units in a corner side yard, changeable copy signs, deleting the restriction of 8 messages per cycle and adding restaurants as a permitted use. The results of the roll call vote were:

Ayes:	5	Commissioners Spink, Weiss, Michaelsen, Sutenbach & Bentz
Nays:	0	
Absent:	2	Commissioners Vora and Hundhausen

New Business:

Commissioner Spink moved and Commissioner Sutenbach made the second to Cancel the meeting of July 25, 2005 since there have been no items for publication for that date. The results of the roll call vote were:

Ayes:	5	Commissioners Spink, Weiss, Michaelsen, Sutenbach & Bentz
Nays:	0	
Absent:	2	Commissioners Vora and Hundhausen

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

Ayes:	5	Commissioners Spink, Weiss, Michaelsen, Sutenbach & Bentz
Nays:	0	
Absent:	2	Commissioners Vora and Hundhausen

Adjournment:

At 11:05 p.m. Commissioner Spink moved and Commissioner Sutenbach 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 *RJG*

DATE: July 13, 2005

RE: **Agenda Item for the Village Board meeting of 7//03: PC/ZBA Case # 05097
Village of Carol Stream, 500 N. Gary Avenue – Zoning Code and Sign Code
Text Amendments**

At their January 17, 2005, regular meeting, the Village Board heard the recommendation of the Plan Commission / Zoning Board of Appeals (PC/ZBA) regarding Case #04300, a request from the property owner at 178 El Paso for variation to allow residential air conditioning equipment placed in the corner side yard. (The equipment had been placed without a building permit and in violation of the Zoning Code.) At that meeting, the Village Board tabled the matter, directed staff to draft a text amendment to the Zoning Code that would permit air conditioning equipment to be located in a corner side yard, and also directed staff to postpone enforcement action against the property owner until such time as the text amendment is acted upon. Staff has drafted a text amendment for consideration that is intended to set standards by which air conditioning equipment could be located in a corner side yard without presenting an eyesore, and the PC/ZBA has recommended approval. If the Village Board approves the text amendment, staff will contact the property owner at 178 El Paso and advise him he may withdraw the request for variation, as it would no longer be necessary provided he complies with the screening requirements of the new code.

Staff has also brought forward two additional proposed text amendments, involving changeable copy signs and restaurants as a permitted use. These two amendments are being proposed because they reflect a consistent record of approval by the PC/ZBA and Village Board, and a consistent application of standards. As such, staff is proposing the text amendments for purpose of efficiency. The PC/ZBA has recommended approval of the two additional amendments, and has also recommended a modification to the text amendment for changeable copy signs – staff's proposed text had included a limitation on the number of different messages that could be included in a given cycle, as this limitation had been imposed as a condition of approval of past variation requests; however, the PC/ZBA has recommended that the limitation be removed, and that there be no limit to the number of different messages that can be displayed on a changeable copy sign. Staff has no objection to the PC/ZBA's proposed modification.

The staff report presenting the specific text amendments was transmitted to the Village Board with the Plan Commission/Zoning Board of Appeals packet on July 8, 2005. At their July 11, 2005, meeting, the PC/ZBA recommended approval of the text amendments by a vote of 5-0 with the

modification to the Sign Code text amendment as noted above. A summary of each proposed text amendment is provided below.

- **§ 16-12-2 PERMITTED OBSTRUCTIONS IN REQUIRED YARDS**
Air conditioning equipment is located in corner side yards at a number of locations throughout Carol Stream, and in many cases the installations were permitted by the Village. Further, many homeowners who have air conditioning equipment located in the corner side yard would need to perform significant architectural modifications to their homes in order to relocate the equipment to an allowable location. This text amendment would allow air conditioning equipment to be located in a corner side yard, and would establish screening requirements for such location.


- **§ 6-11-12 ILLUMINATION OF SIGNS, CHANGEABLE COPY, AND NEON LIGHTING**
The current Sign Code was created in 1992. Since that time, sign technology has advanced, changeable copy signs have become common, and the Village has processed many requests for variation. By and large, such requests have been directed towards the minimum duration in which a copy must appear before it is allowed to change; the current standard is 30 minutes, but variations have typically been approved allowing copy to change every three seconds. This text amendment changes the minimum allowable duration to three seconds, and clarifies the requirements for changeable copy on window signs, which staff felt to be somewhat vague.


- **§ 16-9-3 B-2 GENERAL RETAIL DISTRICT**
The Zoning Code currently requires a special use permit for all types of restaurants. This text Amendment involves another instance of recognizing that the approval of special uses for restaurants in Carol Stream has become a repetitive process. The criteria by which restaurants are evaluated (parking, odors, trash enclosures, access, etc.) are all specified in the Village Code, and so a typical restaurant can be reviewed and approved as part of the building permit process without need for public hearing. In fact, Carol Stream's neighbors all treat restaurants as permitted uses for the most part, with certain ancillary activities such as liquor sales or drive-through being special uses. The text amendment also addresses the matter of outdoor seating, which is not currently included in the lists of uses in the Zoning Code, by requiring a special use permit for such activity.

The proposed text language for each of the amendments is contained within the Ordinance in the Village Board's packets. If the Village Board concurs with the Plan Commission recommendation, they should approve the text amendments and adopt the necessary Ordinance.

Village of Carol Stream
Interdepartmental Memo

TO: Joseph E. Breinig, Village Manager

FROM: Donald T. Bastian, Village Planner 

THROUGH: Robert J. Glees, Community Development Director 

DATE: July 14, 2005

RE: **Informational Item for the Village Board meeting of 7/18/05
PC/ZBA Case #05151: Lakewood Homes – Fisher Farm Property
Rezoning (upon annexation), Special Use for Planned Unit Development,
Preliminary Planned Unit Development Plan**

Lakewood Homes has submitted their formal application for the proposed development of the Fisher Farm Property located on the north side of North Avenue between Gary Avenue and Kuhn Road. Lakewood's requests for the proposed 284-unit townhome and 11-acre commercial development include Rezoning upon annexation, Special Use for Planned Unit Development, and Preliminary Planned Unit Development Plan review.

At their July 11, 2005, meeting, the Plan Commission heard a presentation from Lakewood Homes and held the public hearing regarding the development proposal. After extensive discussion and a question and answer period, by a 5-0 vote, the Plan Commission continued Lakewood's requests to the August 8, 2005, meeting, to allow the developer time to incorporate the feedback received into a revised submittal. Staff expects to be meeting with Lakewood representatives in the near future to discuss the feedback received as well as other staff comments regarding the proposal, as staff review of the plans is ongoing.

This memorandum is for informational purposes; no action is required by the Village Board at this time.

DTB:db

Village of Carol Stream
Interdepartmental Memo

TO: Joseph E. Breinig, Village Manager
FROM: Donald T. Bastian, Village Planner *DB*
THROUGH: Robert J. Glees, Community Development Director *RJG*
DATE: July 14, 2005
RE: **Informational Item for the Village Board meeting of 7/18/05**
PC/ZBA Case #05164: McCollister's Transportation Systems, Inc. -
140 E. Fullerton Avenue, Special Use for Outdoor Trailer Parking

McCollister's Transportation Systems, Inc., currently operating locally at 450 E. Kehoe Boulevard, is requesting a Special Use Permit to allow for the outdoor parking of trucks and trailers at an ancillary facility at 140 E. Fullerton Avenue. Staff had published the public notice for the required public hearing in hopes of being able to have the case be ready for Plan Commission action at their July 11, 2005, meeting. However, the matter was not ready for consideration at the July 11 meeting, and because the Plan Commission has canceled their July 25 meeting, they continued the matter to their August 8, 2005, meeting.

This memorandum is for informational purposes; no action is required by the Village Board at this time.

DTB:db

Village of Carol Stream

Interdepartmental Memo

TO: Joseph E. Breinig, Village Manager
FROM: James T. Knudsen, Director of Engineering Services
DATE: 7/13/2005
RE: Reduction No. 4 - Jason Court Subdivision

The Patrick Group has submitted Reduction Request No 4 for a reduction in letter of credit no.152 for improvements in the above project. The applicable amount of reduction should be \$100,001.00 as indicated below.

Total security originally provided	\$664,734.67
Adjusted security at 115% of estimate	\$664,734.67
Difference	(\$0.00)
Total work completed to date	\$411,403.50
Total additional reduction (see worksheet)	\$0.00
Total authorized reduction from original security	\$411,403.50
Amount previously authorized	(\$311,402.50)
Amount of this reduction	\$100,001.00
Remaining balance of the security	\$253,331.17

All the work as shown on the reduction request has been completed per the approved plans and Village specifications. Therefore, the letter of credit may be reduced as shown.

dh

**VILLAGE OF CAROL STREAM
ENGINEERING SERVICES DEPARTMENT
ENGINEER'S PAY ESTIMATE**

PROJECT: **Jason Court Subdivision**

ESTIMATE AMOUNT:	\$578,030.15	PAYABLE TO: The Patrick Group
BOND AMOUNT:	\$664,734.67	
115% OF ESTIMATE:	\$664,734.67	
DIFFERENCE:	(\$0.00)	
DATE OF ESTIMATE:	1/4/2005	LETTER OF COMMITMENT NO.:
ESTIMATE NUMBER:	4	152

PERCENT		DESCRIPTION	100% PRICE		TOTAL
95 %		SANITARY SEWER	\$68,990.00		\$65,540.50
100 %		STORM SEWER	\$95,501.00		\$95,501.00
100 %		WATER MAIN	\$112,642.00		\$112,642.00
QUAN	UNIT	DESCRIPTION	COST	EXTENSION	TOTAL
PAVEMENT					
3827	SY	1 1/2" Surface Course	\$3.20	\$12,246.40	
3827	SY	2" Binder Course	\$4.00	\$15,308.00	
3827	SY	10" Aggregate Base	\$5.00	\$19,135.00	
2364	LF	B 6-12 CONC C&G	\$11.00	\$26,004.00	
5535	SF	PCC WALK 4.5" WIDE	\$3.25	\$17,988.75	
217	SY	3" Bit. Surface Course for 6' Path	\$6.00	\$1,302.00	
217	SY	4" Aggregate Base	\$2.00	\$434.00	
		PAVEMENT SUB-TOTAL		\$92,418.15	\$0.00
EXCAVATION, GRADING, SOIL EROSION					
8373	CY	Topsoil Stripping	\$3.00	\$25,119.00	\$25,119.00
7600	CY	Cut/Fill	\$3.00	\$22,800.00	\$11,400.00
3513	CY	6" Topsoil Replacement	\$3.00	\$10,539.00	
2700	CY	Borrow On-Site	\$4.00	\$10,800.00	\$10,800.00
3200	LF	Silt Fence	\$1.85	\$5,920.00	\$5,000.00
100	TONS	Construction Entrance	\$10.00	\$1,000.00	\$1,000.00
16	EA	Sediment Trap (Catch All)	\$50.00	\$800.00	\$4,000.00
4.2	Acres	Temporary Seeding	\$2,500.00	\$10,500.00	\$5,000.00
0.13	Acres	Turf Reinforcement	\$4,000.00	\$520.00	
		EXCAVATION, GRADING SUB-TOTAL		\$87,998.00	\$62,319.00
SITE CLEARING & DEMOLITION					
1	LS	Building Removal & Clearing	\$9,500.00	\$9,500.00	\$9,500.00
1	LS	Capping Well	\$650.00	\$650.00	\$650.00
1	LS	Misc. Demolition & Clearing (Tree Inclusive)	\$9,500.00	\$9,500.00	\$9,500.00
3	EA	Light Fixture (100 Watt)	\$2,500.00	\$7,500.00	\$7,500.00
1	EA	Light Fixture (250 Watt)	\$3,000.00	\$3,000.00	\$3,000.00
2	EA	Sign	\$150.00	\$300.00	\$300.00
		SITE CLEARING & DEMOLITION SUB-TOTAL		\$30,450.00	\$30,450.00
LANDSCAPING					
61	EA	Parkway Treet	\$350.00	\$21,350.00	
29	EA	Evergreen Shrubs 4' Tall	\$90.00	\$2,610.00	
		LANDSCAPING SUB-TOTAL		\$23,960.00	\$0.00

QUAN	UNIT	DESCRIPTION	COST	EXTENSION	TOTAL
STORMWATER MGMT. FACILITY					
2150	SF	Retaining Wall	\$20.00	\$43,000.00	\$35,000.00
1	EA	Manhole 6" dia. (control structure)	\$3,000.00	\$3,000.00	\$3,000.00
119	LF	18" RCP	\$29.00	\$3,451.00	\$3,451.00
2	EA	18" FES W/SAFETY GRATE	\$1,500.00	\$3,000.00	\$3,000.00
1	EA	Landscaping Lot 14 (incl Monitoring & Mgmt)	\$13,120.00	\$13,120.00	
1	EA	TIDEFLEX CHECK VALVE	\$500.00	\$500.00	\$500.00
		STORMWATER MGMT. FACILITY SUB-TOTAL		\$66,071.00	\$44,951.00
TOTAL AMOUNT APPROVED TO DATE:					\$411,403.50
ADDITIONAL AMOUNT AUTHORIZED DUE TO CHANGE IN LOC POLICY:					(\$0.00)
ADDITIONAL (COMMENT):					\$0.00
TOTAL REDUCTION:					\$411,403.50
LESS PREVIOUS REQUESTS: (ENTER AS NEGATIVE)					(\$311,402.50)
AMOUNT NOW DUE:					\$100,001.00

I/WE HEREBY CERTIFY THAT THE ABOVE QUANTITIES ARE CORRECT AND DESERVE PAYMENT AT THIS TIME:

VILLAGE OF CAROL STREAM

Village Manager

Date

Village Engineer

Date

DEVELOPER

Company

Name

Date

Village of Carol Stream
Interdepartmental Memo

TO: Joe Breinig, Village Manager
FROM: John A. Turner, Director of Public Works
DATE: July 20, 2005
RE: WRC Proposals



On September 1, 1997, the Village began the contract operations at the Water Reclamation Center. After seeking proposals from qualified contracting firms, the Village awarded a five-year contract to Operations Management International (OMI) to operate the Thomas R. Vinson Water Reclamation Center until August 31, 2002. The contract then was extended year-by-year for the last three years, with the current contract to expire August 31, 2005.

Staff felt it appropriate to secure new proposals for the purpose of issuing a new five-year operating agreement for the facility. On June 1st, proposals were received from American Water, Inc. and OMI, the existing contract operator. Both proposals included the company's depth, experience and plans for how they would each individually operate our facility. The proposals also included a cost proposal for the first year of the agreement and annual adjustments for the second through fifth year of the proposed agreement. During late June and early July, each company presented their proposal to a staff committee, which consisted of Joe Breinig, the Village Manager; Bob Mellor, Assistant Village Manager; Matt York, Public Works Analyst; and me.

After carefully reviewing and considering all the facts presented in the proposals and presentations, the staff felt that both firms had the experience and resources to operate our wastewater facility. Each company was knowledgeable about future issues that would be facing the WRC operations, namely increased power costs and sludge disposal costs. Each company was aware of the future closing of the currently utilized landfill and indicated that they would be looking for cost-effective alternatives for our future sludge disposal needs.

OMI would use their eight years of operating experience to continue operating the facility under the current operating plan. American Water has a different approach; they indicate they would modify the operating procedures of the influent pumping station, would increase the utilization of the aeration tanks and modify the operating procedures of the sludge digesters.

The cost proposal from OMI was \$1,397,205. American Water, Inc. actually provided three cost proposals, based upon alternative staffing levels and alternative sludge disposal methods. The cost proposal from American Water,

Inc. that would most closely align with the staffing levels of OMI and utilize the same sludge disposal method was \$1,372,444, which is about 1.8% below that of OMI's. Over the five years of the agreement, each firm was looking for an approximate twelve percent increase in operating cost. Due to the variable nature of wastewater treatment, the "contract cost" is not always the final cost at the end of the year. Changes in wastewater flow, repairs, strength, power rates, sludge disposal and staffing can all affect the final contract cost. In the last completed year of OMI's contract, the contract cost was \$1,389,623. At the end of that contract year, OMI rebated \$58,932 (4.2%) to the Village due to savings in power consumption and labor. That 4.2% rebate, reduced that year's contract cost to \$1,330,691. Therefore, we must be careful not to just look at the initial quote.

Although American Water's cost proposal is slightly less than OMI's, it is based on assumptions that American Water has had to make based on how they believe they can operate our facility. Their proposed "enhancements" to the WRC operation would seem to increase power consumption, yet their cost savings are largely based on reducing power cost. Their alternate proposals would reduce staffing levels and/or switch sludge disposal methods.

OMI has a proven track record of having operated the WRC effectively for the last eight years. We have had minimal odor problems, even during this hot and humid summer. Our IEPA discharge permit calls for a BOD and suspended solids (SS) standards of 10 and 12 ppm respectively. OMI has operated the Carol Stream facility consistently below these limits. Our annual average BOD and suspended solids for 2004 was 2.3 and 2.1 ppm respectively, for BOD and suspended solids. The current operating staff of OMI at the WRC is 100% EPA certified and has the advantage of having operated the plant and been present during the recent expansion. The current OMI staffing, I believe, is the best that the plant has had and has always been responsive to our requests.

Our goal is to operate the WRC professionally and to operate it as efficiently as possible at a reasonable cost. Bearing that in mind, inasmuch as OMI has consistently operated the Thomas R. Vinson Water Reclamation Center in compliance with EPA regulations, and inasmuch as their proposed cost for operating the plant is within the budgeted operating funds, it is my recommendation that the Village Board award the five-year operating contract for the Thomas R. Vinson Water Reclamation Center to OMI, Inc., contingent upon OMI and the Village reaching agreement upon final contract language being worked out for a new five-year agreement.

JAT:lm
att.

G-3 8-1-05

Village of Carol Stream
Interdepartmental Memo

TO: Joseph E. Breinig, Village Manager
FROM: Robert J. Glees, Community Development Director *RJG*
DATE: July 28, 2005
RE: **Fountains at Town Center Inspections - Letter Agreement**

Attached is a letter agreement from Town and Country Homes regarding the requested arrangement whereby the Village would hire a consultant to perform building inspections at the *Fountains at Town Center* residential properties. Also contained in the letter are stipulations as to on-street parking and restrictions on permit issuance. I would highlight the following:

- The building inspection consultant would be hired by the Village, with Town and Country to reimburse the Village for all consultant costs.
- An escrow of \$25,000 would be established with the Village by Town and Country, which would be replenished whenever it falls to \$5,000.
- In determining our permit fees, we would deduct the fees typically allocated to building inspections that would be performed by the consultant. Fees for inspections to be performed by Engineering and Public Works staff would still be charged to Town and Country.
- We would provide consultant proposals to Town and Country for their information. (The letter agreement uses the term "bids" but this is inaccurate. Since this would be a professional services arrangement, a bid process is not required, and proposals have been requested from the consultants.)
- Inspections would be scheduled by Town and Country directly with the consultant.
- The consultant would provide a certificate of insurance with the coverage amounts required by the Village, and name the Village as additional insured.
- The Village would not limit the number of building permits to be issued at any given time.
- On-street parking by subcontractors and employees would be permitted only on the streets that are of sufficient width to allow passage by emergency vehicles. Town and Country would assist in enforcing this policy.

I have no objections to the letter agreement.

RJG:bg

C: Raymond D. Milroy, Chief Code Enforcement Officer

u:\developments\fountains at town center inspections 3.doc



July 1, 2005

Mr. Robert J. Glees
Village of Carol Stream
500 N. Gary Ave.
Carol Stream, IL 60148

Re: Fountains at Town Center /Permits/Inspections/Parking

Dear Mr. Glees,

Town & Country Homes and the Village of Carol Stream agree to enter into an arrangement in which all building related inspections will be performed by an outside consultant. Such arrangement will be fully funded by Town & Country Homes with the Village to credit Town & Country Homes the building inspection fee portion of the building permit fee. An escrow account of \$25,000 will be established and will be replenished by Town & Country Homes when funds get reduced to \$5,000. The Village will provide bids from consultants to Town & Country Homes before monies are funded by the Village of Carol Stream into the escrow account so as Town & Country Homes can anticipate and budget for said inspections.

Town & County Homes will contact the consultant directly to arrange for all building inspections and the consultant will communicate the results directly to the Village to minimize confusion and create an efficient process. The Village agrees that the permit review process will not be restricted to a minimum number of permits and will issue all permits in a timely fashion.

Parking along one side of Goldenhill Street, Trevi Drive, Shaftesbury Street and Fountain View Drive will be permitted for subcontractors, Town & Country Homes employees and Village employees. Town & Country Homes will enforce this policy and make sure that it is adhered to in a safe and orderly manner so as emergency vehicles may access the jobsite if necessary.

Thank you for your time and cooperation regarding plan review, building permit review, building inspection process and the parking situation. This should make for a much stronger and efficient relationship between the Village of Carol Stream, Town & Country Homes and our customers, who are very excited and will soon be happy to call Carol Stream their new home.

Please contact me with any questions or concerns you may have.

Sincerely,

Michael LeMont
Operations Manager

Accepted by:

Village of Carol Stream

www.townandcountryhomes.com

1806 S. HIGHLAND AVE. LOMBARD, IL 60148 T 630.953.2222 F 630.953.1131

ORDINANCE NO. _____

**AN ORDINANCE AMENDING CHAPTER 11, ARTICLE 2 OF THE
CAROL STREAM CODE OF ORDINANCES BY INCREASING
THE NUMBER OF CLASS F LIQUOR LICENSES FROM 6 TO 7
(ROCCOVINO'S RESTAURANTE & PIZZARIA, 904 ARMY TRAIL ROAD)**

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 Chapter 11, Article 2 of the Carol Stream Code of Ordinances,
Classification of Liquor Licenses, be and the same is hereby amended by increasing
the number of Class F Liquor Licenses from six (6) to seven (7), effective July 18, 2005.

SECTION 2: This Ordinance amending Chapter 11 of the Code of Ordinances of
the Village of Carol Stream shall be reprinted in the loose-leaf volume, which bears
that title.

SECTION 3: This Ordinance shall be in full force and effect from and after its
passage and approval by law.

PASSED AND APPROVED THIS 18TH DAY OF JULY 2005.

- AYES:
- NAYS:
- ABSENT:

Ross Ferraro, Mayor

ATTEST:

Janice Koester, Village Clerk

ORDINANCE NO. _____

**AN ORDINANCE AMENDING CHAPTER 16 OF THE MUNICIPAL CODE OF THE
VILLAGE OF CAROL STREAM
(ZONING CODE)**

BE IT HEREBY 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 Chapter 16, Article 12, Section 2 of the Carol Stream Zoning Code pertaining to Permitted Obstructions in Required Yards is hereby amended as follows:

§ 16-12-2 PERMITTED OBSTRUCTIONS IN REQUIRED YARDS.

(A) All obstructions must conform to the standards set forth in all applicable Village ordinances and codes, including but not limited to the Sign, Building, Fence and Electrical Codes.

(B) Obstructions in required yards, as herein defined, shall be permitted in accordance with the following standards, except where actual yards exceed required yards, the following limitations on obstructions shall pertain only to the extent that such obstructions encroach upon required yards, and except where such obstructions would encroach upon the required sight clear distance on corner lots or upon easements, or adversely affect drainage.

<i>Table of Permitted Obstructions in Required Yards</i>				
F - Denotes permitted obstructions in front yards and side yards adjoining streets. S - Denotes permitted obstructions in interior side yards. R - Denotes permitted obstructions in rear yards. C - Denotes permitted obstructions in courtyards.				
1. Awnings or canopies which may project not more than three feet into a required yard or court.	F	S	R	C
2. Arbors or trellis (where trellises are attached to the principal building they may also project into front yards, side yards and courts).	F	S	R	C

3. Air conditioning equipment which projects no more than three four feet into the side yard. Air conditioning equipment located in a side yard adjoining a street shall be adequately screened with decorative fencing, evergreen shrubs or other suitable material, on all sides of the equipment visible from the street, to the satisfaction of the Community Development Director or his designee. Shrubs shall be a minimum of 30 inches in height at time of planting and shall have no significant gaps between them except as necessary to service the equipment.	*	S	R	C
4. Architectural entrance structures on a lot not less than two acres in area or at entrance roadways into subdivisions or planned unit developments.	F	S	R	
5. Architectural features, including ordinary projections of sills, belt courses, cornices and ornamental features projecting not more than 18 inches into a yard.	F	S	R	C
6. Balconies which project no more than four feet into the front yard.	F		R	C
7. Windows projecting not more than three feet into a yard.	F	S	R	C
8. Open front porches on all dwelling units which project no more than four feet into the required front yard, or for dwelling units with patio doors located on the side of the unit, open (unroofed) decks and patios which project no more than four feet into the required side yard where they serve the patio door.	F	S	R	C
9. Chimneys, attached, projecting not more than 24 inches into a yard or courtyard.	F	S	R	C
10. Eaves and gutters on a principal building or attached accessory buildings projecting not more than four feet into a front yard and rear yard, and not more than 24 inches into a side yard or courtyard.	F	S	R	C
11. Fallout shelters, attached or detached, when conforming also with other codes and ordinances of the Village.			R	
12. Flagpoles.	F	S	R	C

13. Fuel pumps and air and water outlets in conjunction with automobile service stations provided they shall be set back at least 35 feet from the lot line.	F	S	R	
14. Growing of farm and garden crops in the open.		S	R	
15. Lawn furniture, such as benches, sun dials, bird baths, and similar architectural features.	F	S	R	C
16. Open off-street loading spaces.		S	R	
17. Ornamental light standards.	F	S	R	C
18. Playground, clotheslines and laundry-drying equipment.		S	R	
19. Sheds and storage buildings for garden equipment and household items accessory to residential structures.		S	R	
20. Steps, open, necessary for access to and from the dwelling or an accessory building, steps as access to the lot from the street, and in gardens or terraces, provided there are no more than eight steps for access to and from a principal or accessory building, and which project not more than four feet into the side yard.	F	S	R	C
21. Swimming pools, private. When conforming also with other codes and ordinances of the Village.			R	
22. Tennis courts, private.			R	
23. Terraces, patios, and outdoor fireplaces.			R	C
24. Terraces not over four feet above the average level of the adjoining ground and not projecting over ten feet into a yard, but not including permanently roofed-over terraces, patios, or porches.			R	C
25. Trees, shrubs, and flowers planted in the ground or in containers, except as prohibited by the Fence Code.	F	S	R	C
26. On corner lots within that part of a yard, courtyard, or other open area located with a triangular area of 25 feet from the point of	F	S	R	

intersection of the two street rights-of-way lines forming a corner lot, no buildings, structures, or shrubs as herein permitted as obstructions in front yards or side yards adjoining a street shall be erected, altered or planted which have a height more than 30 inches above the crown of the street, except that trees and shrubs planted in this area shall be maintained in a manner that trees shall not have branches lower than eight feet and shrubs shall not be higher than 30 inches at maturity.				
27. Driveways.	F	S	R	
28. Service walks.	F	S	R	

***Air conditioning equipment is permitted in a side yard adjoining a street, but not a front yard, subject to the requirements specified herein.**

SECTION 2: That Chapter 16, Article 11, Section 12 of the Carol Stream Zoning Code pertaining to Changeable Copy Signs, is hereby amended as follows:

§ 6-11-12 ILLUMINATION OF SIGNS, CHANGEABLE COPY, AND NEON LIGHTING.

(A) *Illumination.* Illumination of all signs shall be diffused or indirect and shall be so arranged that there will be no direct rays reflecting into the public way or any lot on the perimeter of the premises on which the signs are located.

(1) Exposed light bulbs, flashing, blinking or traveling and similar illumination is not permitted.

(2) Direct lighting shall be allowed only on permanent residential development signs, office complex directory signs, industrial park identification and entry features and so long as direct rays do not reflect into the public right-of-way or onto residential lots.

(3) Backlighting of awning or canopy signs shall be allowed so long as direct rays do not reflect into the public right-of-way or onto residential lots and no part of the illumination device is visible from the right-of-way. Backlighting of awnings or canopies without signs shall be allowed under the same conditions.

(B) *Changeable copy.* Changeable copy is allowed on permanent signs, provided that one-third of the sign area is permanent, containing only the name and/or logo of the occupant; the permanent portion is the upper portion of the sign or, on a ground sign, the street side of the sign if split vertically; and that the changeable copy is either electronically controlled or protected from unauthorized changes with a protective covering or other means of securing the sign. Changeable copy is allowed on window signs provided that the changeable copy is either electronically controlled or protected from unauthorized changes, and that it does not exceed the overall window coverage requirements as set forth in the regulations for the zone in which the sign is located. All changeable copy signs shall not be programmed to flash, blink or pulsate, or display messages that may be likely to distract motor vehicle traffic. Electronic copy cannot be

changed more than once every three seconds ~~30 minutes~~, except for alternating time and temperature only displays. Changeable copy is allowed on window signs provided it does not exceed the overall window coverage requirements as set forth in the regulations for the zone in which the sign is located.

(C) *Neon*. Exposed neon tubing displayed in any manner shall be prohibited unless it is strictly limited to the following:

(1) In business, office, and industrial zones, “Open/Closed” and “Hours of Business” on ground signs of a business, provided that portion is no larger than six square feet and in compliance with requirements for signs regulating on-premise traffic and parking.

(2) Window signs in business, office, and industrial zones, and in compliance with the overall window coverage requirements as set forth in § 6-11-15.

(Am. Ord. 92-06-75, passed 6-23-92; Am. Ord. 93-04-42, passed 4-13-93)

SECTION 3: That Chapter 16, Article 9, Section 3 of the Carol Stream Zoning Code pertaining to permitted and special uses in the B-2 Zoning District is hereby amended as follows:

§ 16-9-3 B-2 GENERAL RETAIL DISTRICT.

(A) *Intent*. The B-2 general retail district is designed to cater to the needs of a larger consumer population than is served by the B-1 local retail district.

(B) *Permitted uses*.

(1) Uses permitted in a B-1 district.

(2) Antique shops.

(3) Art and school supply stores.

(4) Art galleries.

(5) Beauty parlors and barbershops or similar personal service shops.

(6) Bakery shops or shops selling similar commodities where the commodities may be produced on the premises; but all such production shall be either sold at retail on the premises or sold in stores owned and operated by the producing company.

(7) Bicycle sales, rental and repairs.

(8) Candy and ice cream stores.

(9) Camera and photographic supply stores.

(10) Carpet and rug stores.

- (11) China and glassware stores.
- (12) Clothing and costume rental shops.
- (13) Coin and philatelic stores.
- (14) Currency exchanges.
- (15) Custom dressmaking.
- (16) Department stores.
- (17) Dry goods stores.
- (18) Electric and household appliance stores.
- (19) Flower shops with conservatories.
- (20) Furrier shops, including the incidental storage and conditioning of furs.
- (21) Furniture stores, including upholstery when conducted as part of the retail operation and secondary to the principal use.
- (22) Haberdashery.
- (23) Hobby shops and retail of items to be assembled or used away from the premises.
- (24) Interior decorating shops, including upholstery and making of draperies, slip covers and other similar articles, when conducted as part of the retail operations and secondary to the principal use.
- (25) Jewelry stores, including watch repair.
- (26) Job printing shops.
- (27) Leather goods and luggage stores.
- (28) Libraries and reading rooms.
- (29) Locksmith shops.
- (30) Musical instruments, sales and repairs.
- (31) Office equipment.
- (32) Office supply stores.
- (33) Optometrists.

- (34) Paint and wallpaper stores.
- (35) Pawnshops.
- (36) Photography studios, including the development of film and pictures, when conducted as part of the retail business on premises.
- (37) Physical culture and health service, gymnasiums and reducing salons, masseurs and public baths.
- (38) Picture framing when conducted for retail trade on the premises only.
- (39) Public meeting halls.
- (40) Post offices.
- (41) Radio and television broadcasting studios.
- (42) Restricted production and repair, limited to the following: art, needlework, clothing, custom manufacturing and alterations for retail only, jewelry from precious metals, watches, dentures and optical lenses.
- (43) Sales and display rooms.
- (44) Schools, music, dance or business.
- (45) Sewing machine sales and service, household machines only.
- (46) Shoe stores.
- (47) Sporting goods stores.
- (48) Tailor shops.
- (49) Telegraph offices.
- (50) Temporary outdoor demonstrations and exhibitions of merchandise, to be located on the same zoning lot, and in conjunction with the permanent use found on the lot, and those permitted uses under the definition of an open sales lot (see Article 18 of this Zoning Code); such display or sale shall be for a maximum of ten days and no more than twice during any calendar year.
- (51) Theaters, except open-air drive-in theaters.
- (52) Tobacco shops.
- (53) Toy shops.
- (54) Offices, businesses and professional buildings of less than 6,000 square feet.

- (55) Wearing apparel shops.
- (56) Veterinary clinics (outpatient, no overnight boarding)
- (57) Grocery stores.
- (58) Domestic pet training/obedience school with no overnight boarding.
- (59) Domestic pet service.
- (60) Temporary permitted use: carnival, in compliance with § 10-2-12.

(61) Restaurants, indoor, sit-down, without a bar area.

(62) Restaurants, carry-out.

(C) *Special uses.*

- (1) Those permitted in a B-1 District.
- (2) Additional building on a lot, such building limited to no more than 50 square feet of floor area, provided such building is used for a general drop-off center, newsstand, photo processing drop-off, ticketron and other similar uses.
- (3) Banks and financial institutions.
- (4) Clubs and lodges, private, fraternal or religious.
- (5) Hospitals and first-aid stations for the treatment of emergency cases.
- (6) Hotels, motels serving transient guests, hotel apartments.
- (7) Laundries and dyeing and cleaning establishments operated as an accessory to some other use or uses permitted by this section, provided permits for proper combustibles are obtained from the Village.
- (8) Offices, business and professional, of more than 6,000 square feet.
- (9) Pet supply shops, with ancillary use for the sale of fish and other small aquatic animals, small mammals, and birds (no cats, dogs or larger domestic animals, nor exotic animals).

~~(10) Restaurants.~~

- (11) Taverns.
- (12) Drive-up Service Window, ancillary to a permitted or special use.

(13) Game rooms when operated as an accessory use to a restaurant, tavern, pub or hotel and containing no more than one amusement device for each 400 square feet of total floor area occupied by the principal use. In no case shall such accessory game room contain more than 20 amusement devices.

(14) Veterinary clinics with indoor overnight boarding.

(15) Shopping plazas.

(16) Shopping centers.

(17) Restaurants, with bar area.

(18) Outdoor seating, ancillary to a restaurant, tavern or similar use.

SECTION 7: This Ordinance shall be in full force and effect immediately upon its passage, approval and publication as provided by law.

PASSED AND APPROVED THIS 18TH DAY OF JULY 2005.

AYES:

NAYS:

ABSENT:

Ross Ferraro, Mayor

ATTEST:

Janice Koester, Village Clerk

Village of Carol Stream
Interdepartmental Memo

TO: Joseph Breinig, Village Manager
FROM: Stan W. Helgerson, Finance Director
DATE: July 28, 2005
RE: Geneva Crossing TIF Refinancing

After ongoing review, it has been determined that it would be better for the Village to refund 100% of the current Geneva Crossing bonds instead of just the callable bonds. Chapman and Cutler (bond council) has prepared the attached bond ordinance that the Village Board should pass at the August 1st Board meeting. This new ordinance will eliminate a lot of obligations that the Village is currently under with the current outstanding bonds.

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

AN ORDINANCE providing for the issuance of not to exceed \$4,500,000 Senior Lien Tax Increment Revenue Refunding Bonds (Geneva Crossing Project), Series 2005, of the Village of Carol Stream, DuPage County, Illinois, authorizing the execution of a bond order and an escrow agreement in connection therewith, and providing for the allocation of certain tax revenues of said Village.

WHEREAS, pursuant to Section 6 of Article VII of the 1970 Constitution of the State of Illinois, the Village of Carol Stream, DuPage County, Illinois (the "*Village*"), is a home rule unit and as such may exercise any power incidental to its government and affairs; and

WHEREAS, the Village has heretofore conducted an eligibility study and caused the preparation of a written redevelopment plan for a proposed redevelopment plan and project pursuant to the Tax Increment Allocation Redevelopment Act, as supplemented and amended (the "*TIF Act*"); and

WHEREAS, the Mayor and Board of Trustees of the Village (the "*Corporate Authorities*") called and held a public hearing and convened a joint review board to consider the approval of the Geneva Crossing Redevelopment Plan (the "*Plan*") and a redevelopment project as described therein (the "*Project*"), the designation of the Geneva Crossing Redevelopment Project Area (the "*Area*"), and the adoption of tax increment allocation financing for the Area, and thereafter by ordinances adopted the 6th day of January, 1997, approved the Plan and Project, designated the Area, and adopted tax increment allocation financing therefor, all as provided in the TIF Act; and

WHEREAS, the Corporate Authorities have heretofore by ordinance adopted the 6th day of January, 1997, approved the execution of a redevelopment agreement by and between the Village and E.C.B., L.L.C., an Illinois limited liability company (the "*Redevelopment Agreement*"); and

WHEREAS, the Village heretofore published notice of its intent to execute the Redevelopment Agreement and provided a reasonable opportunity for persons to submit alternate bids and proposals for the redevelopment of the Area, all as required under the TIF Act; and

WHEREAS, the Village received no alternate proposals or bids relating to the redevelopment of the Area, and made public the terms of the Redevelopment Agreement; and

WHEREAS, as provided in the Redevelopment Agreement the Village has heretofore issued its \$4,690,000 Senior Lien Tax Increment Revenue Bonds (Geneva Crossing Project), Series 1997 (the "*Prior Bonds*"), to pay a portion of the redevelopment project costs as approved in the Plan and set forth the Redevelopment Agreement; and

WHEREAS, the Corporate Authorities have heretofore, and it hereby is, expressly determined that it is advisable and necessary and in the best interests of the Village that all of the Prior Bonds be refunded in advance of maturity (the "*Refunding*") in order to accomplish a debt service savings; and

WHEREAS, the estimated costs of the Refunding are not in excess of \$4,500,000 plus investment earnings thereon; and it is advisable and necessary that the Village issue its tax increment revenue refunding bonds (being the hereinafter defined "*Bonds*") in the aggregate principal amount of not to exceed \$4,500,000 to pay the costs of the Refunding;

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. DEFINITIONS.

The following words and terms used in this ordinance shall have the following meanings unless the context or use indicates another or different meaning:

“*Act*” means Section 6 of Article VII of the 1970 Constitution of the State of Illinois, as supplemented by the Tax Increment Allocation Redevelopment Act of the State of Illinois, as amended and supplemented from time to time, and as supplemented specifically by the Omnibus Bond Acts, as amended.

“*Additional Bonds*” means any bonds issued in the future on a parity with and sharing ratably and equally in the Pledged Taxes with the Bonds.

“*Area*” means the Geneva Crossing Redevelopment Project Area, located within the Village and legally described in *Exhibit A* attached hereto and made a part hereof.

“*Bond Counsel*” means Chapman and Cutler LLP, Chicago, Illinois.

“*Bondholder*” means the registered owner of a Bond.

“*Bond Order*” means that certain written bond order and notification of sale, to be executed by the Designated Officials and setting out certain terms of the Bonds as hereinafter provided.

“*Bond Register*” means the books for the registration and transfer of the Bonds to be kept by the Trustee on behalf of the Village.

“*Bond Year*” means that 12 calendar month period beginning on December 30 of any calendar year and ending on December 29 of the next succeeding calendar year.

“*Bonds*” means the Senior Lien Tax Increment Revenue Refunding Bonds (Geneva Crossing Project), Series 2005, authorized under this Ordinance.

“*Code*” means the Internal Revenue Code of 1986, as amended.

“*Corporate Authorities*” means the Mayor and Board of Trustees of the Village.

“*Debt Service Reserve Requirement*” means that amount set forth in the Bond Order.

“Depository” means The Depository Trust Company, a New York limited trust company, its successor or a successor depository qualified to clear securities under applicable state and federal law.

“Designated Official” means any of the Village Manager or the Clerk or Treasurer of the Village, or designees or assigns.

“Escrow Agent” means J.P. Morgan Trust Company, National Association, Chicago, Illinois, as escrow agent, or such other institution, having trust powers and fiduciary obligations, as shall be named Escrow Agent in the Bond Order, and successors or assigns.

“Escrow Agreement” means that certain escrow agreement to be executed by and between the Village and the Escrow Agent to effectuate the Refunding.

“Government Securities” means bonds, notes, certificates of indebtedness, treasury bills or other securities constituting direct obligations of the United States of America and all securities and obligations, the prompt payment of principal of and interest on which is guaranteed by a pledge of the full faith and credit of the United States of America.

“Incremental Property Taxes” means the ad valorem taxes, if any, arising from the taxes levied upon taxable real property in the Area by any and all taxing districts or municipal corporations having the power to tax real property in the Area, which taxes are attributable to the increase in the then current equalized assessed valuation of each taxable lot, block, tract or parcel of real property in the Area over and above the total Initial Equalized Assessed Value of each such piece of property, all as determined by the County Clerk of The County of DuPage, Illinois, in accord with Section 11.74.4.9 of the Act.

“Incremental Sales Taxes” means, while any Bonds remain outstanding, the increase in the aggregate amount of sales taxes paid to the Village from the Local Government Tax Fund arising from sales by retailers and servicemen within the Area over and above the aggregate amount of such sales taxes derived from the Area and paid to the Issuer during the calendar year 1996.

“Incremental Sales Taxes Fund” means the Geneva Crossing Incremental Sales Taxes Fund heretofore established and expressly continued in Section 9 of this Ordinance.

“Independent” when used with respect to any specified person means such person who is in fact independent and is not connected with the Village as an officer, employee, consultant, financial advisor, underwriter, or person performing a similar function. Whenever it is herein provided that the opinion or report of any Independent person shall be furnished, such person shall be appointed by the Village, and such opinion or report shall state that the signer has read this definition and that the signer is Independent within the meaning hereof.

“Initial Equalized Assessed Value” means the equalized assessed value of taxable real property as last equalized or assessed by the Department of Revenue of the State of Illinois for State and County taxes for the year 1995, all as determined by the County Clerk of The County of DuPage, Illinois, in accordance with the Act.

“Interest Requirement” means, for any Bond Year, the aggregate amount of interest payable on Outstanding Bonds having a Stated Maturity during such Bond Year.

“Maximum Annual Debt Service” means at any given time of determination an amount equal to the maximum aggregate Principal Requirement and Interest Requirement on the Bonds and any Additional Bonds then outstanding having a Stated Maturity in the

then current or in any succeeding Bond Year, but excluding the Bond Year commencing December 30 of the Bond Year in which the final Stated Maturity of the Bonds shall occur, all as shall be set out in the Bond Order.

“Net Incremental Sales Taxes” means the Incremental Sales Taxes, if any, net of the Village Contribution, and net of the portion of Incremental Sales Taxes derived from sales by retailers and servicemen within the Area and received by the Village on or before December 31, 1997.

“Ordinance” means this ordinance as originally introduced and adopted and as the same may from time to time be amended or supplemented in accordance with the terms hereof.

“Outstanding Bonds” means Bonds and Additional Bonds which are outstanding and unpaid; *provided, however*, such term shall not include Bonds and Additional Bonds (a) which have matured and for which monies are on deposit with proper paying agents or are otherwise sufficiently available to pay all principal thereof and interest thereon; or (b) the provision for payment of which has been made by the Village pursuant to Section 20 of this Ordinance.

“Plan” means the Geneva Crossing Redevelopment Plan approved pursuant to an ordinance adopted by the Corporate Authorities on the 6th day of January, 1997.

“Pledged Taxes” means the Incremental Property Taxes, the Village Contribution and the Net Incremental Sales Taxes pledged hereunder by the Village as security for the Bonds.

“Principal Requirement” means, for any Bond Year, the aggregate principal amount of Outstanding Bonds having a Stated Maturity during such Bond Year.

“Program Expenses” means, in any Bond Year, all initial and ongoing costs and expenses of any Trustee, bond registrar, or paying agent, together with all initial and ongoing costs of the Village incurred for the maintenance of the sales tax interruption policy to be maintained under Section 50 of this Ordinance.

“Project” means the redevelopment project approved for the Area by an ordinance adopted by the Corporate Authorities on January 6, 1997.

“Purchase Price” means the purchase price paid by the Purchaser for the Bonds, *provided, however,* that the Purchase Price shall be not less than ninety-eight percent (98.00%) of the par amount of the Bonds or, in the event that the Bonds are sold with original issue discount, means not less than ninety-six percent (96.00%) of the par amount of the Bonds.

“Purchaser” means Robert W. Baird & Co. Incorporated.

“Qualified Investments” means any lawful investment for the Village under Illinois law.

“Refunding” means the advance refunding of the Prior Bonds, as shall be determined by the Designated Officials in the Escrow Agreement.

“Regular Record Date” means the 15th day of the month in which any regularly scheduled interest payment date occurs and, in the event of a payment occasioned by redemption on other than a regularly scheduled interest payment date, means the 15th day next preceding such payment date.

“Representation Letter” means such letter to or agreement with the Depository as shall be necessary to effectuate a book-entry system for the Bonds.

“Senior Lien Principal and Interest Account” means the account of that name heretofore established and expressly continued in Section 9 of this Ordinance.

“Senior Lien Reserve Account” means the account of that name heretofore established and expressly continued in Section 9 of this Ordinance.

“Special Tax Allocation Fund” means the 1997 Geneva Crossing Redevelopment Project Area Special Tax Allocation Fund, which is a special tax allocation fund for the Area heretofore established and expressly continued in Section 9 of this Ordinance.

“Stated Maturity” means with respect to any Bond or any interest thereon the date specified in such Bond as the fixed date on which the principal of such Bond or such interest is due and payable, whether by maturity or otherwise.

“Tax Exempt” means, with respect to the Bonds, the status of interest paid and received thereon as not includible in the gross income of the owners thereof under the Code for federal income tax purposes, except to the extent that such interest is taken into account in computing an adjustment used in determining the alternative minimum tax for certain corporations.

“Tax Year” means the year for which an ad valorem tax levy is made by any and all taxing districts or municipal corporations having the power to tax real property in the Area. The 2005 Tax Year shall be that year during which ad valorem taxes levied for the year 2005 (collectible in the year 2006) are extended, and so on.

“Trustee” means J. P. Morgan Trust Company, National Association, Chicago, Illinois, as successor to American National Bank & Trust Company of Chicago, Chicago, Illinois, as bond registrar, paying agent and trustee, and successors and assigns.

“Village” means the Village of Carol Stream, DuPage County, Illinois, and its successors and assigns.

“Village Attorney” means Ancel, Glink, Diamond, Bush, DiCianni & Rolek, P.C., Chicago, Illinois.

“*Village Contribution*” means, for any Bond Year for which no ad valorem tax levied by the Village is extended for collection, an amount of Incremental Sales Taxes which is equal to ten percent of the Incremental Property Taxes derived from the taxes levied upon taxable real property in the Area by any and all taxing districts or municipal corporations having the power to tax real property in the Area, other than the Village, and deposited to the Special Tax Allocation Fund in that year, as hereinafter provided.

SECTION 2. FINDINGS.

The Corporate Authorities hereby find that it is necessary and in the best interests of the Village that the Village undertake the Refunding, that the Refunding is expressly authorized under the Act, that the Bonds be issued to enable the Village to pay the costs of the Refunding, and that the Refunding is a proper corporate and public purpose.

SECTION 3. BOND DETAILS.

There shall be borrowed on the credit of and for and on behalf of the Village the sum of not to exceed \$4,500,000 for the purposes aforesaid; bonds of the Village (the “*Bonds*”) shall be issued in said amount and shall be designated “Senior Lien Tax Increment Revenue Refunding Bonds (Geneva Crossing Project), Series 2005 ” (or such other title or Series designation as shall be provided in the Bond Order) The Bonds shall be dated the date specified in the Bond Order (the “*Dated Date*”), *provided* that the Dated Date shall be not earlier than August 1, 2005, or later than August 1, 2006, and shall also bear the date of authentication, shall be in fully registered form, shall be in denominations of \$5,000 and integral multiples of \$5,000 (or such other authorized denominations as shall be provided in the Bond Order, *provided* that no single Bond shall represent principal maturing on more than one date), shall be numbered 1 and upward, shall bear interest at the rate or rates percent per annum as shall be provided in the Bond Order, *provided*, that no Bond shall bear interest at a rate percent per annum which is in excess

of six percent (6.00%). The Bonds shall become due and payable (subject as hereinafter provided to prior redemption) on December 30 of the years and in the amounts as shall be set forth in the Bond Order, *provided*, that no Bond shall mature on a date which is later than December 30, 2021.

It is hereby expressly found and determined that no Bond shall mature on a date which is later than 20 years from its Dated Date or which is later than December 31 of the year in which ad valorem taxes levied in the Area for the calendar year which is 23 years following the date the Area was designated by ordinance of the Corporate Authorities are paid to the Village Treasurer for deposit in the Special tax Allocation Fund, *to-wit*: December 31, 2021.

The Bonds shall bear interest from the Dated Date or from the most recent Interest Payment Date to which interest has been paid or duly provided for, until the principal amount of the Bonds is paid, such interest (computed upon the basis of a 360-day year of twelve 30-day months) being payable semiannually on June 30 and December 30 commencing on such date as shall be provided in the Bond Order. So long as the Bonds are held in book-entry form as hereinafter more specifically set forth, interest on each Bond shall be paid to the Depository by check or draft or electronic funds transfer as may be agreed to by the Village and the Depository; in the event the Bonds should ever become available in physical form to registered owners other than the Depository, interest on each Bond shall be paid by check or draft of the Trustee to the person in whose name such Bond is registered at the close of business on the Regular Record Date. Principal of and premium (if any) on each Bond shall be paid in lawful money of the United States of America, at the principal office maintained for the purpose by the Trustee.

The Bonds shall have impressed or imprinted thereon the corporate seal or facsimile thereof of the Village and shall be signed by the manual or duly authorized facsimile signatures of the Mayor and Village Clerk of the Village, as they shall determine, and in case any officer

whose signature shall appear on any Bond shall cease to be such officer before the delivery of such Bond, such signature shall nevertheless be valid and sufficient for all purposes, the same as if such officer had remained in office until delivery.

All Bonds shall have thereon a certificate of authentication substantially in the form hereinafter set forth duly executed by the Trustee as authenticating agent of the Village and showing the date of authentication. No Bond shall be valid or obligatory for any purpose or be entitled to any security or benefit under this Ordinance unless and until such certificate of authentication shall have been duly executed by the Trustee by manual signature, and such certificate of authentication upon any such Bond shall be conclusive evidence that such Bond has been authenticated and delivered under this Ordinance. The certificate of authentication on any Bond shall be deemed to have been executed by the Trustee if signed by an authorized officer of the Trustee, but it shall not be necessary that the same officer sign the certificate of authentication on all of the Bonds issued hereunder.

SECTION 4. BOOK-ENTRY PROVISIONS.

The Bonds shall be initially issued in the form of a separate single fully registered Bond for each maturity. Upon initial issuance, the ownership of each such Bond shall be registered in the Bond Register therefor in the name of CEDE & Co., or any successor thereto, as nominee of the Depository. All of the outstanding Bonds from time to time shall be registered in the Bond Register in the name of CEDE & Co., as nominee of the Depository. The Village Treasurer is hereby authorized to execute and deliver on behalf of the Village a Representation Letter. Without limiting the generality of the authority given to the Village Treasurer with respect to entering into such Representation Letter, it may contain provisions relating to (a) payment procedures, (b) transfers of the Bonds or of beneficial interest therein, (c) redemption notices or procedures unique to the Depository, (d) additional notices or communications, and

(e) amendment from time to time to conform with changing customs and practices with respect to securities industry transfer and payment practices.

With respect to Bonds registered in the Bond Register in the name of CEDE & Co., as nominee of the Depository and except as otherwise herein provided, the Village and the Trustee shall have no responsibility or obligation to any broker-dealer, bank or other financial institutions for which the Depository holds Bonds from time to time as securities depository (each such broker-dealer, bank or other financial institution being referred to herein as a “*Depository Participant*”) or to any person on behalf of whom such a Depository Participant holds an interest in the Bonds. Without limiting the meaning of the immediately preceding sentence, the Village and the Trustee shall have no responsibility or obligation with respect to (a) the accuracy of the records of the Depository, CEDE & Co., or any Depository Participant with respect to any ownership interest in the Bonds, (b) the delivery to any Depository Participant or any other person, other than a registered owner of a Bond as shown in the Bond Register, or any notice with respect to the Bonds, including any notice of redemption, or (c) the payment to any Depository Participant or any other person, other than a registered owner of a Bond as shown in the Bond Register, of any amount with respect to principal of or interest on the Bonds.

No person other than a registered owner of a Bond as shown in the Bond Register shall receive a Bond certificate with respect to any Bond. Upon delivery by the Depository to the Trustee of written notice to the effect that the Depository has determined to substitute a new nominee in place of CEDE & Co., and subject to the provisions hereof with respect to the payment of interest to the registered owners of Bonds at the close of business on the 15th day of the month next preceding the applicable interest payment date, the name “CEDE & Co.” in this Ordinance shall refer to such new nominee of the Depository.

In the event that (a) the Village determines that the Depository is incapable of discharging its responsibilities described herein and in the Representation Letter, (b) the agreement among the Village, the Trustee and the Depository evidenced by the Representation Letter shall be terminated for any reason, or (c) the Village determines that it is in the best interests of the beneficial owners of the Bonds that they be able to obtain certificated Bonds, the Village shall notify the Depository and the Depository Participants of the availability of Bond certificates, and the Bonds shall no longer be restricted to being registered in the Bond Register in the name of CEDE & Co., as nominee of the Depository. The Village may determine that the Bonds shall be registered in the name of and deposited with a successor depository operating a book-entry system, as may be acceptable to the Village, or such depository's agent or designee, and if the Village does not select such alternate book-entry system, then the Bonds may be registered in whatever name or names registered owners of Bonds transferring or exchanging Bonds shall designate, in accordance with the provisions hereof. Notwithstanding any other provision of this Ordinance to the contrary, so long as any Bond is registered in the name of CEDE & Co., as nominee of the Depository, all payments with respect to principal of and interest on such Bond and all notices with respect to such Bond shall be made and given, respectively, in the manner provided in the Representation Letter.

In the event that the Bonds ever become generally registrable, as aforesaid, the Village Treasurer may, in his or her discretion at such time, designate a bank with trust powers or trust company, duly authorized to do business as a bond registrar, paying agent, or both, to act in one or both such capacities hereunder, in the event that the Village Treasurer shall determine it to be advisable. Notice shall be given to the registered owners of any such designation in the same manner, as near as may be practicable, as for a notice of redemption of Bonds, and as if the date of such successor taking up its duties were the redemption date.

SECTION 5. REDEMPTION.

A. *Term Bonds.* If so provided in the Bond Order, any or all of the Bonds may be issued as term bonds ("*Term Bonds*") and be subject to mandatory redemption by operation of the Senior Lien Principal and Interest Account at a redemption price of par plus accrued interest on December 30 of the years and in the amounts as shall be set forth in the Bond Order.

The Village covenants that it will redeem any Term Bonds pursuant to the mandatory redemption required for such Term Bonds. Proper provision for mandatory redemption having been made, the Village covenants that any Term Bonds so selected for redemption shall be payable as at maturity.

If the Village redeems pursuant to optional redemption as hereinafter provided or purchases Term Bonds and cancels the same, then an amount equal to the principal amount of Term Bonds so redeemed or purchased shall be deducted from the mandatory redemption requirement as provided for such Term Bonds in any order of years of such requirement as then remaining as the Village shall determine. The Village shall provide the Trustee with written notice of such reduction, which notice shall be given within 30 days after such redemption or purchase, and the Trustee shall promptly give written notice of the same to the Bondholders, in the manner hereinafter provided.

B. *Extraordinary Mandatory Redemption.* The Bonds are subject to extraordinary mandatory redemption, by operation of the Extraordinary Mandatory Redemption Account, at a price of par plus accrued interest without premium, commencing on the first optional redemption date for the Bonds as shall be provided in the Bond Order and upon the terms as follows: Whenever as of any Accounting there is on deposit in the Extraordinary Mandatory Redemption Account an amount sufficient to provide for the extraordinary mandatory redemption of Bonds in amounts not less than \$5,000 of outstanding principal amount, the Trustee shall make provision for the redemption of the Bonds on any date on or after such first optional redemption date to the

fullest extent practicable. The Bonds shall be redeemed in the amount of not less than \$5,000 as aforesaid.

C. *Optional Redemption.* If so provided in the Bond Order, any portion of the Bonds may also be subject to redemption at the option of the Village, in whole or in part, from any available moneys, on such date as shall be provided in the Bond Order, *provided*, such date shall be not later than 10 and 1/2 years following the Dated Date, and any date thereafter, and, if in part, by lot, on the dates and at the redemption prices (expressed as a percentage of principal redeemed) set forth in the Bond Order plus accrued interest to the redemption date.

D. *Procedures for Mandatory, Extraordinary Mandatory, or Optional Redemption.* The Village shall, at least 45 days prior to the redemption date (unless a shorter time shall be satisfactory to the Trustee), notify the Trustee of such redemption date and of the principal amount of Bonds to be redeemed. In the event that less than all of the Bonds are called for redemption as aforesaid, the particular Bonds or portions of Bonds to be redeemed shall be selected by lot not more than 60 days prior to the redemption date by the Trustee for the Bonds of such maturity by such method of lottery as the Trustee shall deem fair and appropriate; *provided* that in the event of a redemption of less than all of the Bonds, the aggregate principal amount thereof to be redeemed shall be an integral multiple of \$5,000. Such lottery shall further provide for the selection for redemption of Bonds or portions thereof so that any \$5,000 Bond or \$5,000 portion of a Bond shall be as likely to be called for redemption as any other such \$5,000 Bond or \$5,000 portion.

The Trustee shall promptly notify the Village in writing of the Bonds or portions of Bonds selected for redemption and, in the case of any Bond selected for partial redemption, the principal amount thereof to be redeemed.

Unless waived by the owner of Bonds to be redeemed, notice of any such redemption shall be given by the Trustee on behalf of the Village by mailing the redemption notice by first class mail not less than 30 days and not more than 60 days prior to the date fixed for redemption to each registered owner of the Bond or Bonds to be redeemed at the address shown on the Bond Register or at such other address as is furnished in writing by such registered owners to the Trustee.

All notices of redemption shall include at least the information as follows:

- (1) the redemption date;
- (2) the redemption price;
- (3) if less than all of the Bonds are to be redeemed, the identification (and, in the case of partial redemption, the respective principal amounts) of the Bonds to be redeemed;
- (4) a statement that on the redemption date the redemption price will become due and payable upon each such Bond or portion thereof called for redemption and that interest thereon shall cease to accrue from and after said date; and
- (5) the place where such Bonds are to be surrendered for payment of the redemption price, which place of payment shall be the principal office maintained for the purpose by the Trustee.

Such additional notice as may be agreed upon with the Depository shall also be given so long as the Bonds are held by the Depository.

Prior to any redemption date, the Village shall deposit with the Trustee an amount of money sufficient to pay the redemption price of all the Bonds or portions of Bonds which are to be redeemed on that date.

Notice of redemption having been given as aforesaid, the Bonds or portions of Bonds so to be redeemed shall, on the redemption date, become due and payable at the redemption price therein specified, and from and after such date (unless the Village shall default in the payment of the redemption price) such Bonds or portions of Bonds shall cease to bear interest. Neither the failure to mail such redemption notice nor any defect in any notice so mailed to any particular registered owner of a Bond shall affect the sufficiency of such notice with respect to other registered owners. Notice having been properly given, failure of a registered owner of a Bond to receive such notice shall not be deemed to invalidate, limit or delay the effect of the notice or the redemption action described in the notice. Such notice may be waived in writing by a registered owner of a Bond, either before or after the event, and such waiver shall be the equivalent of such notice. Waivers of notice shall be filed with the Trustee, but such filing shall not be a condition precedent to the validity of any action taken in reliance upon such waiver. Upon surrender of such Bonds for redemption in accordance with said notice, such Bonds shall be paid by the Trustee at the redemption price. Interest due on or prior to the redemption date shall be payable as herein provided for payment of interest. Upon surrender for any partial redemption of any Bond, there shall be prepared for the registered owner a new Bond or Bonds of the same maturity in the amount of the unpaid principal.

If any Bond or portion of Bond called for redemption shall not be so paid upon surrender thereof for redemption, the principal, and premium, if any, shall, until paid, bear interest from the redemption date at the rate borne by the Bond or portion of Bond so called for redemption. All Bonds which have been redeemed shall be cancelled and destroyed by the Trustee and shall not be reissued.

Upon the payment of the redemption price of Bonds being redeemed, each check or other transfer of funds issued for such purpose shall bear the CUSIP number identifying, by issue and maturity, the Bonds being redeemed with the proceeds of such check or other transfer.

SECTION 6. REGISTRATION OF BONDS; PERSONS TREATED AS OWNERS.

The Village shall cause the Bond Register to be kept at the principal office maintained for the purpose by the Trustee, which is hereby constituted and appointed the Registrar of the Village. The Village is authorized to prepare, and the Trustee shall keep custody of, multiple Bond blanks executed by the Village for use in the transfer and exchange of Bonds.

Upon surrender for transfer of any Bond at the principal office maintained for the purpose by the Trustee, duly endorsed by, or accompanied by a written instrument or instruments of transfer in form satisfactory to the Trustee and duly executed by, the registered owner or his attorney duly authorized in writing, the Village shall execute and the Trustee shall authenticate, date and deliver in the name of the transferee or transferees a new fully registered Bond or Bonds of the same maturity of authorized denominations, for a like aggregate principal amount. Subject to the provisions of this Ordinance relating to the Bonds as book-entry obligations only, should the Bonds no longer be held in such book-entry form, any fully registered Bond or Bonds may be exchanged at said principal corporate trust office of the Trustee for a like aggregate principal amount of Bond or Bonds of the same maturity of other authorized denominations.

The execution by the Village of any fully registered Bond shall constitute full and due authorization of such Bond and the Trustee shall thereby be authorized to authenticate, date and deliver such Bond; *provided, however,* that the principal amount of outstanding Bonds authenticated by the Trustee shall not exceed the authorized principal amount of Bonds less the amount of such Bonds which have been paid.

Subject to the provisions of this Ordinance relating to the Bonds as book-entry obligations only, should the Bonds no longer be held in such book-entry form, the Trustee shall not be required to transfer or exchange any Bond during the period of fifteen (15) days next preceding any interest payment date on such Bond, nor to transfer or exchange any Bond after notice calling such Bond for redemption has been mailed, nor during a period of fifteen (15) days next preceding mailing of a notice of redemption of any Bonds.

The person in whose name any Bond shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes, and payment of the principal of, premium (if any) or interest on any Bond shall be made only to or upon the order of the registered owner thereof or his legal representative. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid.

No service charge shall be made for any transfer or exchange of Bonds, but the Village or the Trustee may require payment of a sum sufficient to cover any tax or other governmental charge that may be imposed in connection with any transfer or exchange of Bonds exchanged in the case of the issuance of a Bond or Bonds for the outstanding portion of a Bond surrendered for redemption.

SECTION 7. SECURITY.

The Village hereby pledges the Pledged Taxes to secure the Bonds. The Bonds, together with the interest and premium, if any, thereon, are limited obligations of the Village, payable solely and only from the Pledged Taxes as hereinabove set forth and the amounts on deposit in and pledged to the various funds and accounts as in this Ordinance provided.

No holder of any Bond shall have the right to compel the exercise of any taxing power of the Village for payment of principal thereof or interest or premium, if any, thereon. The Bonds

do not constitute an indebtedness of the Village or a loan of credit thereof within the meaning of any statutory or constitutional provision.

SECTION 8. FORM OF BOND.

The Bonds shall be in substantially the following form; *provided, however*, that if the text of the Bond is to be printed in its entirety on the front side of the Bond, then paragraph [4] and the legend, “See Reverse Side for Additional Provisions”, shall be omitted and paragraphs [6] through [14] shall be inserted immediately after paragraph [5]; and further *provided* that typewritten, temporary Bonds may be delivered pending the preparation of definitive engraved Bonds should the Bonds ever become available in physical form to registered owners other than the Depository:

(Form of Bond - Front Side)

REGISTERED
NO. _____

REGISTERED
\$ _____

UNITED STATES OF AMERICA

STATE OF ILLINOIS

COUNTY OF DUPAGE

VILLAGE OF CAROL STREAM

SENIOR LIEN TAX INCREMENT REVENUE REFUNDING BOND (GENEVA CROSSING PROJECT),

SERIES 2005

See Reverse Side for
Additional Provisions

Interest Maturity Dated
Rate: Date: December 30, 20__ Date: _____, 2005 CUSIP:

Registered Owner: CEDE & Co.

Principal Amount:

[1] KNOW ALL MEN BY THESE PRESENTS, that the Village of Carol Stream, DuPage County, Illinois (the “Village”), a municipality and home rule unit of government organized under the laws of the State of Illinois, hereby acknowledges itself to owe and for value received promises to pay from the sources and as hereinafter provided to the Registered Owner identified above, or registered assigns as hereinafter provided, the Principal Amount identified above and to pay interest (computed on the basis of a 360-day year of twelve 30-day months) on such Principal Amount at the Interest Rate identified above, from the Dated Date or from the most recent interest payment date to which interest has been paid, on each June 30 and December 30, commencing ____ 30, 200_, until said principal sum is paid, except as the provisions hereinafter set forth with respect to redemption prior to maturity are and become applicable hereto. Both principal hereof and premium, if any, hereon are payable in lawful money of the United States of America at the principal office maintained for the purpose by J. P. Morgan Trust

Company, National Association, Chicago, Illinois, as bond registrar, paying agent and trustee (the “*Trustee*”). Payment of interest shall be made to the Registered Owner hereof on the registration books of the Village maintained by the Trustee at the close of business on the Regular Record Date and shall be paid by check or draft of the Trustee mailed to the address of such Registered Owner as it appears on such registration books or as otherwise agreed by the Village and CEDE & Co., as nominee, or successor for so long as this Bond is held by the Depository or nominee in book-entry only form as provided for same.

[2] This bond and each bond of the series of which it forms a part (together, the “*Bonds*”), are issued pursuant to Section 6 of Article VII of the 1970 Constitution of the State of Illinois, as supplemented by Section 11-74.4-1 *et seq.* of the Illinois Municipal Code, as supplemented and amended, and specifically as supplemented by the Omnibus Bond Acts, as amended (the “*Act*”), and the principal of and interest, and premium, if any, on the Bonds are payable solely and only from (i) the ad valorem taxes, if any, arising from taxes levied by any and all taxing districts or municipal corporations having the power to tax real property in the Geneva Crossing Redevelopment Project Area (the “*Area*”), upon taxable real property in the Area, which taxes are attributable to the increase in the then current equalized assessed valuation of each taxable lot, block, tract or parcel of real property in the Area over and above the equalized assessed valuation of each such piece of property as most recently equalized or assessed by the Department of Revenue of the State of Illinois for State and County taxes for the year 1995 (the “*Incremental Property Taxes*”), (ii) the Village Contribution, (iii) the Net Incremental Sales Taxes and (iv) the amounts on deposit in and pledged to the various funds and accounts as provided in the hereinafter defined Ordinance. The Incremental Property Taxes, the Village Contribution, and the Net Incremental Sales Taxes constitute, collectively, the “*Pledged Taxes*” pledged under the hereinafter defined Bond Ordinance as security for the Bonds. The

Bonds are being issued for the purpose of paying the costs of refunding in advance of maturity certain Senior Lien Tax Increment Revenue Bonds (Geneva Crossing Project), Series 1997 (the “*Prior Bonds*”), heretofore issued by the Village in connection with the redevelopment of the Area, all as more fully described in proceedings adopted by the Mayor and Board of Trustees of the Village (the “*Corporate Authorities*”) and in an ordinance authorizing the issuance of the Bonds adopted by the Corporate Authorities on the 1st day of August, 2005, and authorizing the issuance of the Bonds (as supplemented by a Bond Order and Notification of Sale, the “*Bond Ordinance*”), to all the provisions of which the holder by the acceptance of this Bond assents. The Bonds, together with the interest and premium, if any, thereon, are limited obligations of the Village, payable solely from the Pledged Taxes and the amounts on deposit in and pledged to the various funds and accounts as provided in the Bond Ordinance. For the prompt payment of this Bond, both principal and interest, as aforesaid, at maturity, the Pledged Taxes are hereby irrevocably pledged. THE BONDS DO NOT CONSTITUTE AN INDEBTEDNESS OF THE VILLAGE WITHIN THE MEANING OF ANY CONSTITUTIONAL OR STATUTORY PROVISION OR LIMITATION. NO HOLDER OF THIS BOND SHALL HAVE THE RIGHT TO COMPEL THE EXERCISE OF ANY TAXING POWER OF THE VILLAGE FOR PAYMENT OF PRINCIPAL HEREOF OR INTEREST OR PREMIUM, IF ANY, HEREON.

[3] Under the Act and the Bond Ordinance, the Incremental Property Taxes and the Village Contribution shall be deposited in the 1997 Geneva Crossing Redevelopment Project Area Special Tax Allocation Fund of the Village (the “*Special Tax Allocation Fund*”), and the Net Incremental Sales Taxes shall be deposited in the Geneva Crossing Incremental Sales Taxes Fund of the Village (the “*Incremental Sales Taxes Fund*”) and transferred as necessary to the Special Tax Allocation Fund. Moneys on deposit in the Special Tax Allocation Fund shall be used first and are pledged for first, paying the principal of, interest on, and premium, if any, on the Bonds and then in making any further required payments to the funds and accounts as

provided by the terms of the Bond Ordinance. Moneys on deposit in the Incremental Sales Taxes Fund shall be used first, to provide the Village Contribution, next to pay principal of, interest on, and premium, if any on the Bonds, next in making any further payments to the funds and accounts as provided by the terms of the Bond Ordinance, next to make certain distributions to the Village for its lawful corporate purposes, and last to provide for the extraordinary mandatory redemption of the Bonds.

[4] Reference is hereby made to the further provisions of this Bond set forth on the reverse hereof and such further provisions shall for all purposes have the same effect as if set forth at this place.

[5] It is hereby certified and recited that all conditions, acts and things required by law to exist or to be done precedent to and in the issuance of this Bond did exist, have happened, been done and performed in regular and due form and time as required by law, and the Village hereby covenants and agrees that it has made provision for the segregation of the Pledged Taxes and that it will properly account for said taxes and will comply with all the covenants of and maintain the funds and accounts as provided by the Bond Ordinance.

[6] This Bond shall not be valid or become obligatory for any purpose until the certificate of authentication hereon shall have been signed by the Trustee.

[7] IN WITNESS WHEREOF, said Village of Carol Stream, DuPage County, Illinois, by its Mayor and Board of Trustees, has caused this Bond to be signed by the manual or duly authorized facsimile signatures of the Mayor and Village Clerk, and its corporate seal or a facsimile thereof to be impressed or reproduced hereon, all as appearing hereon and as of the Dated Date identified above.

Mayor

Village Clerk

Date of Authentication: _____, _____

CERTIFICATION
OF
AUTHENTICATION

Bond Registrar, Paying Agent and Trustee:
J. P. Morgan Trust Company, National
Association,
Chicago, Illinois

This Bond is one of the Bonds described in the within mentioned Bond Ordinance and is one of the Senior Lien Tax Increment Revenue Refunding Bonds, Series 2005, of the Village of Carol Stream, DuPage County, Illinois.

J. P. MORGAN TRUST COMPANY, NATIONAL
ASSOCIATION,
as Trustee

By _____
Authorized Officer

[Form of Bond - Reverse Side]

VILLAGE OF CAROL STREAM, DUPAGE COUNTY, ILLINOIS
SENIOR LIEN TAX INCREMENT REVENUE REFUNDING BOND
(GENEVA CROSSING PROJECT), SERIES 2005

[8] This Bond is transferable by the registered holder hereof in person or by his attorney duly authorized in writing at the principal office maintained for the purpose by the Trustee in Chicago, Illinois, but only in the manner, subject to the limitations and upon payment of the charges provided in the Bond Ordinance, and upon surrender and cancellation of this Bond. Upon such transfer a new Bond or Bonds of authorized denominations of the same maturity and for the same aggregate principal amount will be issued to the transferee in exchange therefor.

[9] The Bonds are issued in fully registered form in the denomination of \$5,000 each and integral multiples thereof. This Bond may be exchanged at the principal office maintained for the purpose by the Trustee for a like aggregate principal amount of Bonds of the same maturity of other authorized denominations, upon the terms set forth in the Bond Ordinance.

[10] The Village and the Trustee may deem and treat the registered holder hereof as the absolute owner hereof for the purpose of receiving payment of or on account of principal hereof, premium, if any, and interest due hereon and for all other purposes and neither the Village nor the Trustee shall be affected by any notice to the contrary.

[11] The Bonds coming due on December 30, 20__, are term bonds and are subject to mandatory redemption at par plus accrued interest on December 30 of the years and in the amounts as follows:

YEAR	AMOUNT (\$)
------	-------------

[12] The Bonds are subject to extraordinary mandatory redemption as provided in the Bond Ordinance. The Bonds coming due on and after December 30, 20__, are also subject to redemption at the option of the Village, in whole or in part, from any available moneys, on December 30, 20__, and any date thereafter, in whole or in part, and if in part, by lot, at the redemption prices (expressed as a percentage of principal redeemed) set forth below, plus accrued interest to the redemption date:

REDEMPTION DATES (INCLUSIVE)	PRICE (%)
December 30, 20__, to December 29, 20__	

[13] Written notice of the redemption of any or all of said Bonds shall be given by the Village to the registered holder thereof by first class mail to the address shown on the registration books of the Village maintained by the Trustee or at such other address as is furnished in writing by such registered owner to the Trustee. The date of the mailing and filing of such notice shall be not more than sixty (60) and not less than thirty (30) days prior to such prepayment date, and when any or all of said Bonds or any portion thereof shall have been called for redemption and payment made or provided for, interest thereon shall cease from and after the date so specified.

[14] The rights and obligations of the Village and of the registered owners of Bonds of the series of which this Bond is one may be modified or amended at any time as more fully set forth in the Bond Ordinance.

[ASSIGNMENT]

FOR VALUE RECEIVED, the undersigned sells, assigns and transfers unto _____

(Name and Address of Assignee)

the within Bond and does hereby irrevocably constitute and appoint _____ or its successor as attorney to transfer the said Bond on the books kept for registration thereof with full power of substitution in the premises.

Dated: _____

Signature guaranteed: _____

NOTICE: The signature to this assignment must correspond with the name of the registered owner as it appears upon the face of the within Bond in every particular, without alteration or enlargement or any change whatever.

SECTION 9. SPECIAL TAX ALLOCATION FUND; INCREMENTAL SALES TAXES FUND.

There is hereby continued the heretofore created special fund of the Village, which fund shall be held separate and apart from all other funds and accounts of the Village and shall be known as the 1997 Geneva Crossing Redevelopment Project Area Special Tax Allocation Fund (the "*Special Tax Allocation Fund*"). There is hereby expressly continued the heretofore created special fund of the Village, which fund shall continue to be held separate and apart from all other funds and accounts of the Village and shall continue to be known as the Geneva Crossing Incremental Sales Taxes Fund (the "*Incremental Sales Taxes Fund*").

All of the Incremental Property Taxes and any other revenues from any source whatsoever, other than the Incremental Sales Taxes, which shall be held as hereinafter provided, designated to pay principal of, interest on and premium, if any, on the Bonds shall be set aside as collected and be promptly remitted by the Village Treasurer to the Trustee for deposit in the Special Tax Allocation Fund. The Special Tax Allocation Fund is a trust fund established for the purpose of carrying out the covenants, terms and conditions imposed upon the Village by this

Ordinance. The Bonds are secured by a pledge of all of the moneys on deposit in the Special Tax Allocation Fund, and such pledge is irrevocable until the obligations of the Village are discharged under this Ordinance.

All of the Incremental Sales Taxes shall be set aside as collected and be promptly remitted by the Village Treasurer for deposit in the Incremental Sales Taxes Fund. The Incremental Sales Taxes Fund is a trust fund established for the purpose of carrying out the covenants, terms and conditions imposed upon the Village by the Ordinance. The Bonds are secured by a pledge of the Incremental Sales Taxes on deposit in the Incremental Sales Taxes Fund, and such pledge is irrevocable until the obligations of the Village are discharged under this Ordinance.

A. *The Special Tax Allocation Fund.* The Incremental Property Taxes are to be paid to the Village Treasurer by the officers who collect or receive the Incremental Property Taxes. Whenever the Village Treasurer receives any of the Incremental Property Taxes, he or she shall promptly remit the same to the Trustee for deposit into the Special Tax Allocation Fund. The moneys on deposit in the Special Tax Allocation Fund shall be used by the Trustee solely and only for the purpose of carrying out the terms and conditions of this Ordinance and shall be deposited as hereinafter provided to the separate accounts hereby created within the Special Tax Allocation Fund to be known as the "Program Expenses Account," the "Senior Lien Principal and Interest Account", the "Senior Lien Reserve Account", and the "General Account." The Village Treasurer shall hold the General Account, and the Trustee shall hold the Program Expenses Account, the Senior Lien Principal and Interest Account and the Senior Lien Reserve Account. As Incremental Property Taxes are deposited into the Special Tax Allocation Fund, they shall be credited on or before the first day of each month without any further official action or direction in the following accounts in the order in which hereinafter mentioned, as follows:

(1) *The Program Expenses Account.* The Village Treasurer shall first credit to and shall immediately remit the Incremental Property Taxes to the Trustee for deposit into the Program Expenses Account. The Trustee shall credit Incremental Property Taxes to the Program Expenses Account in an amount sufficient to pay Program Expenses for the current and next succeeding Bond Year, *provided* that the Trustee may reasonably rely upon such information, calculations, or estimates of such Program Expenses as necessary to determine the proper amount of such deposit into the Program Expenses Account. Whenever the Trustee has credited to and deposited into the Program Expenses Account an

amount sufficient to pay such Program Expenses, the Trustee shall immediately transfer the Incremental Property Taxes for credit to and deposit into the following account.

(2) *The Senior Lien Principal and Interest Account.* The Trustee shall next credit to and deposit the Incremental Property Taxes into the Senior Lien Principal and Interest Account. Not later than November 15, or such other date determined in the Bond Order, of each year, the Trustee shall conduct an accounting (an “Accounting”) to determine the Principal Requirement and the Interest Requirement for the Bond Year commencing on the next succeeding December 30. Immediately following each Accounting, the Trustee shall determine the amount of Incremental Property Taxes necessary to pay such Principal Requirement and Interest Requirement and shall credit such amount of Incremental Property Taxes to the Senior Lien Principal and Interest Account. If upon such deposit and credit there are funds in the Senior Lien Principal and Interest Account in excess of the amount necessary to pay such Principal Requirement and such Interest Requirement, the Trustee shall first transfer such excess funds to the Senior Lien Reserve Account as described below. Except as hereinafter provided, moneys to the credit of the Senior Lien Principal and Interest Account shall be used solely and only for the purpose of paying principal of and redemption premium, if any, and interest on the Outstanding Bonds as the same become due upon Stated Maturity or mandatory redemption.

(3) *The Senior Lien Reserve Account.* The Trustee shall next credit the balance of the Incremental Property Taxes to the Senior Lien Reserve Account until the balance to the credit of said Account shall equal the Debt Service Reserve Requirement, and thereafter no such payments shall be made into the Senior Lien Reserve Account except that whenever any money is paid out of the Senior Lien Reserve Account, such credits shall be resumed and continued until such time as the balance to the credit of the Senior Lien Reserve Account shall equal the Debt Service Reserve Requirement.

Amounts on deposit to the credit of the Senior Lien Reserve Account shall be transferred by the Trustee and shall be used solely and only to pay principal of and applicable premium or interest on Outstanding Bonds and shall be transferred to the Senior Lien Principal and Interest Account at any time when there are insufficient funds available in the Senior Lien Principal and Interest Account to pay the same upon Stated Maturity or mandatory redemption.

Amounts on deposit to the credit of the Senior Lien Reserve Account are hereby authorized to be used to pay principal of and interest on the Bonds maturing on the last Stated Maturity thereof, and may be transferred by the Trustee to the Senior Lien Principal and Interest Account without further direction of the Corporate Authorities and be used to pay such principal and interest on such date.

Incremental Property Taxes to the credit of the Senior Lien Reserve Account in excess of the Debt Service Requirement shall be transferred by the Trustee for credit to and deposit into the following account.

(4) *The General Account.* All Incremental Property Taxes remaining in the Special Tax Allocation Fund, after crediting the required amounts to the respective accounts hereinabove provided for, shall be transferred to and credited by the Village Treasurer to the General Account. Incremental Property Taxes on deposit in and to the credit of the General Account shall be transferred (i) first, if necessary, to remedy any deficiencies in the Senior Lien Principal and Interest Account or the Senior Lien Reserve Account; (ii) second, shall be used by the Village for one or more of the following purposes, in the following order of priority:

(a) for the purpose of paying any Project Costs, including but not limited to the payment of debt service on obligations issued subordinate to the Bonds or any Additional Bonds; or

(b) for the purpose of redeeming Outstanding Bonds; or

(c) for the purpose of purchasing Outstanding Bonds at a price not in excess of par and accrued interest and applicable redemption premium to the date of purchase;

and (iii) thereafter, shall be used by the Village for one or more of the following purposes, without any order of priority among them:

(a) for the purpose of refunding, advance refunding or pre-paying any Outstanding Bonds; or

(b) for the purpose of establishing such additional reserves as may be deemed necessary by the Corporate Authorities; or

(c) for the purpose of reimbursing the Village for any advances from its general corporate funds made in connection with the Bonds or any Additional Bonds, the Plan, the Project or the Area; or

(d) for the purpose of distributing funds to the taxing districts or municipal corporation having power to tax real property located in the Area, in accordance with the TIF Act; or

(e) for any other purpose set forth under the Plan or the Project as may be authorized under the TIF Act.

B. *The Incremental Sales Taxes Fund.* The Incremental Sales Taxes are to be paid to the Village Treasurer by the officers who collect or receive the Incremental Sales

Taxes. Whenever the Village Treasurer receives any of the Incremental Sales Taxes, he or she shall promptly remit the same to the Trustee for deposit into the Incremental Sales Taxes Fund. The moneys on deposit in the Incremental Sales Taxes Fund shall be used by the Trustee solely and only for the purpose of carrying out the terms and conditions of this Ordinance and of the Redevelopment Agreement and shall be deposited as hereinafter provided to the separate accounts hereby created within the Incremental Sales Taxes Fund and to be known as the "Village Contribution Account," the "Senior Lien Bond Payment Account," the "Village Account," and the "Extraordinary Mandatory Redemption Account," all of which Accounts shall be held by the Trustee as hereinafter provided. The Bonds are secured by a pledge of all of the moneys on deposit in the Incremental Sales Taxes Fund, and such pledge is irrevocable until the obligations of the Village are discharged under this Ordinance. As Incremental Sales Taxes are deposited into the Incremental Sales Taxes Fund, they shall be credited by the Trustee on or before the first day of each month without any further official action or direction in the following accounts in the order in which hereinafter mentioned, as follows:

(1) *The Village Contribution Account.* The Village Treasurer shall first credit to and shall immediately remit the Incremental Sales Taxes to the Trustee for deposit into the Village Contribution Account. Incidental to each Accounting, the Trustee shall first determine whether the Village is required to make a Village Contribution, and if so, shall then determine the amount of Incremental Sales Taxes necessary to pay the Village Contribution, which amount shall be confirmed by the Village in writing to the Trustee, and upon which written confirmation the Trustee is hereby expressly authorized to rely in conducting such Accounting. The Trustee shall immediately transfer such amount of Incremental Sales Taxes to the Special Tax Allocation Fund, whereupon the Village Contribution shall be deemed to be Incremental Property Taxes and shall be deposited to the various Accounts of the Special Tax Allocation Fund as hereinabove provided. If upon such transfer the amount on deposit in and to the credit of the Village Contribution Account is in excess of the amount necessary to pay the Village Contribution, the Trustee shall transfer such excess funds to the Senior Lien Bond Payment Account as hereinafter described. Except as hereinafter provided, moneys to the credit of the Village Contribution Account shall be used solely and only for the purpose of paying the Village Contribution to the Special Tax Allocation Fund.

(2) *The Senior Lien Bond Payment Account.* The Trustee next shall credit the Net Incremental Sales Taxes to a separate and segregated account of the Village, hereby created and to be known as the "Senior Lien Bond Payment Account." Incidental to each Accounting, the Trustee shall determine the amount, if any, of Net Incremental Sales Taxes necessary to pay the Principal Requirement and the Interest Requirement and shall transfer such amount of Net Incremental Sales Taxes for deposit in and credit to the Senior Lien Principal and Interest Account of the Special Tax Allocation Fund *provided, however,* that the Trustee is hereby expressly directed that incidental to each Accounting all Incremental Property Taxes shall be fully allocated to the various Accounts of the Special Tax

Allocation Fund prior to the transfer and allocation of any Net Incremental Sales Taxes thereto. If upon any such deposit and credit there are funds in the Senior Lien Bond Payment Account in excess of the amount necessary to pay such Principal Requirement and such Interest Requirement, the Trustee shall transfer such excess funds to the Village Account as described below. Except as hereinafter provided, moneys to the credit of the Senior Lien Payment Account shall be used solely and only for the purpose of paying principal of and redemption premium, if any, and interest on the Outstanding Bonds as the same become due upon Stated Maturity or mandatory redemption.

(3) *The Village Account.* The Trustee shall next credit the Net Incremental Sales Taxes, if any, to the Village Account until such time as the balance to the credit of and on deposit in the Village Account shall equal the sum of \$100,000, at which time the Trustee shall immediately transfer such sum to the Village as provided in the Redevelopment Agreement. While any Bonds remain Outstanding, no additional deposits of Net Incremental Sales Taxes shall be made in any Bond Year to the Village Account following such \$100,000 transfer to the Village, it being hereby expressly provided that Net Incremental Sales Taxes in the aggregate amount of \$100,000 are to be distributed to the Village each calendar year that any Bonds remain Outstanding and that upon such transfer and distribution to the Village such Net Incremental Sales Taxes shall be deemed immediately released from the pledge of this Ordinance and shall no longer be deemed to be Net Incremental Sales Taxes for any intent or purpose of this Ordinance. If upon such deposit and transfer there are funds remaining on deposit in and to the credit of the Village Account, the Trustee shall transfer all such funds to the Extraordinary Mandatory Redemption Account.

(4) *The Extraordinary Mandatory Redemption Account.* All Net Incremental Sales Taxes, if any, remaining in the Incremental Sales Taxes Fund, after crediting the required amounts to the respective accounts hereinabove provided for, shall next be transferred to and credited by the Trustee to the Extraordinary Mandatory Redemption Account. The Trustee is hereby expressly authorized and directed (A) first, if necessary at any time, to transfer Net Incremental Sales Taxes on deposit in and to the credit of the Extraordinary Mandatory Redemption Account to remedy any deficiencies in the Senior Lien Principal and Interest Account or the Senior Lien Reserve Account and (B) next, on and after the first optional redemption date for the Bonds, to provide for the extraordinary mandatory redemption of the Bonds as hereinabove provided.

C. *The Rebate Account.* There is hereby created a separate and special account to be known as the "Rebate Account," into which there shall be deposited as necessary investment earnings in the Senior Lien Principal and Interest Account and the Senior Lien Reserve Account to the extent required so as to maintain the Tax Exempt status of interest on Bonds or Additional Bonds issued on a Tax Exempt basis. All rebates, special impositions or taxes for such purpose payable to the United States of America (Internal Revenue Service) shall be payable from the Rebate Account

D. *Investments.* The moneys on deposit in the Senior Lien Principal and Interest Account, the Senior Lien Reserve Account and the Incremental Sales Taxes Fund may be invested from time to time in Qualified Investments. Any such investments may be sold from time to time by the Trustee without further direction from the Village as moneys may be needed for the purposes for which the Special Tax Allocation Fund, the Incremental Sales Taxes Fund or such accounts have been created. The moneys on deposit in the General Account shall be invested in any lawful investment for Village funds. In addition, the Village Treasurer shall sell such investments when necessary to remedy any deficiency in the Special Tax Allocation Fund, the Incremental Sales Taxes Fund or such accounts created therein. Any earnings or losses on such investments in the Senior Lien Reserve Account shall be attributed first, to the Senior Lien Reserve Account so long as the credit balance in said account is less than the Debt Service Reserve Requirement and next be transferred to the Special Tax Allocation Fund. All other investment earnings shall be attributed to the account for which the investment was made.

Incidental to each Accounting the Trustee shall estimate the value of all investments held in the Senior Lien Reserve Account at the fair market value thereof. If, pursuant to such valuation, the amount in the Account exceeds the Debt Service Reserve Requirement, the Trustee shall transfer such excess into the Special Tax Allocation Fund.

The Trustee shall at all times maintain accurate records of deposits into the Special Tax Allocation Fund, each Account thereof, the Incremental Sales Taxes Fund, each Account thereof and the sources of such deposits.

E. *Application of Excess in Certain Accounts.* As of any Accounting and at such other times as the Trustee may determine, the amount of money on deposit to the credit of any Account in excess of the requirements as hereinabove stated, respectively, shall be credited to the Special Tax Allocation Fund or the Incremental Sales Taxes Fund, respectively.

SECTION 10. GENERAL COVENANTS; TRUSTEE REPORTS.

The Village covenants and agrees with the holders of the Bonds that so long as any Bonds remain outstanding and unpaid:

(i) The Village will punctually pay or cause to be paid from the Special Tax Allocation Fund and the Incremental Sales Taxes Fund the principal of, interest on and premium, if any, to become due in respect of the Bonds in strict conformity with the terms of the Bonds and this Ordinance, and it will faithfully observe and perform all of the conditions, covenants and requirements thereof.

(ii) The Village will keep, or cause to be kept, proper books of record and accounts, separate from all other records and accounts of the Village, in which complete and correct entries shall be made of all transactions relating to the Project and to the Pledged Taxes. Such books of record and accounts shall at all times during business

hours be subject to the inspection of the holders of not less than ten per cent (10%) of the principal amount of the Bonds then outstanding, or their representatives authorized in writing. The Village will mail to the Purchasers and to any holder of \$500,000 or more in aggregate principal amount of Bonds any information relating to the Bonds, the Area, or the Project, including, but not limited to, the annual audits of the Special Tax Allocation Fund and the Incremental Sales Taxes Fund, equalized assessed value of the taxable real property located in the Area for each and every year, the Initial Equalized Assessed Value and the aggregate tax rate imposed or to be imposed on such value for each and every year, and the aggregate amount of Pledged Taxes received by the Village for each and every year.

(iii) The Village will preserve and protect the lien of the Bonds on the Pledged Taxes, the security of the Bonds, and the rights of the Bondholders, and will warrant and defend their rights against all claims and demands of all persons. From and after the sale and delivery of any of the Bonds by the Village, the Bonds shall be incontestable by the Village.

(iv) The Village will adopt, make, execute and deliver any and all such further ordinances, resolutions, instruments and assurances as may be reasonably necessary or proper to carry out the intention of, or to facilitate the performance of, this Ordinance, and for the better assuring and confirming unto the holders of the Bonds of the rights and benefits provided in this Ordinance.

(v) As long as any Bonds are Outstanding, the Village will continue to remit the Incremental Property Taxes to the Trustee for deposit to the Special Tax Allocation Fund and the Incremental Sales Taxes to the Trustee for deposit to the Incremental Sales Taxes Fund, all as provided herein.

The Village covenants and agrees with the purchasers of the Bonds and with the registered owners thereof that so long as any Bonds remain outstanding, the Village will take no action or fail to take any action which in any way would adversely affect the ability of the Village to collect or to allocate the Pledged Taxes. The Village and its officers will comply with the Act and with all present and future applicable laws in order to assure that such taxes may be collected and deposited as provided herein.

(vi) The Village will timely comply with all accounting, reporting or other informational requirements for the dissemination of information regarding the Pledged Taxes, Plan, Project, Area, or the Bonds as may be required under the Act.

SECTION 11. SALE OF THE BONDS; FORMS OF DOCUMENTS APPROVED.

The Designated Officials are hereby authorized to proceed, without any further authorization or direction whatsoever from the Corporate Authorities, to sell and deliver the Bonds upon the terms as prescribed in this Section, pursuant to the Bond Order. Such sale shall

be made upon the advice (in the form of a written certificate or report) of the Village's Independent financial advisor or the Purchaser that the net interest cost rate on the Bonds, calculated in accordance with customary market practice, does not exceed the limitation hereinabove set forth and that the terms of the Bonds are fair and reasonable in view of current conditions in the bond markets. Nothing in this Section shall require the Designated Officials to sell any of the Bonds if in their judgment, aided by the Purchaser, the conditions in the bond markets shall have deteriorated from the time of adoption thereof or the sale of all or any portion of the Bonds shall for some other reason not be deemed advisable, but the Designated Officials shall have the authority to sell the Bonds in any event so long as the limitations set forth in this Ordinance and the conditions of this Section shall have been met. As a further exercise of this authority, the Designated Officials may sell the Bonds in more than one series; and, in such event, shall be authorized to change the name of the Bonds for each such series so that such series may properly be identified separately. Further, in such event, the provisions for registration, redemption and exchange of Bonds shall be read as applying to Bonds only of each series, respectively, and not as between series. Upon the sale of the Bonds or any series of the Bonds, the Designated Officials and any other officers of the Village as shall be appropriate, shall be and are hereby authorized and directed to approve or execute, or both, such documents of sale of the Bonds as may be necessary, including, without limitation, a Bond Order, Preliminary Official Statement, Official Statement, Bond Purchase Contract (as hereinafter defined), a tax agreement and certificate as prepared by Bond Counsel for any Bonds issued in a Tax-exempt basis (a "*Tax Certificate*"), and closing documents. The Designated Officials must find and determine in the Bond Order that no person holding any office of the Village either by election or appointment, is in any manner financially interested either directly, in his or her own name, or indirectly in the name of any other person, association, trust or corporation in said Bond

Purchase Contract with the Purchaser for the purchase of the Bonds. The distribution of a Preliminary Official Statement relating to the Bonds is hereby in all respects authorized and approved, and the proposed use by the Purchaser of an Official Statement (in substantially the form of the Preliminary Official Statement but with appropriate variations to reflect the final terms of the Bonds) is hereby approved. The Designated Officials shall execute a bond purchase contract for the sale of the Bonds to the Purchaser (the "*Bond Purchase Contract*") in the form approved by the Village Attorney. Upon the sale of any of the Bonds, the Designated Officials shall prepare a Bond Order, which shall include the pertinent details of sale as provided herein, and such shall be entered into the records of the Village and made available to the Corporate Authorities at the next public meeting thereof. The authority granted in this Ordinance to the Designated Officials to sell Bonds as provided herein shall expire on August 31, 2006.

The Designated Officials are hereby authorized to take any action as may be required on the part of the Village to consummate the transactions contemplated by the Purchase Contract, this Ordinance, said Preliminary Official Statement, said final Official Statement, any Tax Certificate and the Bonds.

SECTION 12. USE OF BOND PROCEEDS.

The proceeds derived from the sale of the Bonds shall be used as follows:

(a) Accrued interest, if any, received by the Village upon the sale of the Bonds and premium, if any, following the delivery of the Bonds, shall be remitted by the Village Treasurer to the Trustee for deposit in and credit to the Senior Lien Principal and Interest Account of the Special Tax Allocation Fund and shall be used to pay first interest coming due on the Bonds.

(b) The Village shall then allocate from the Bond proceeds the sum necessary for the payment of expenses incurred in the issuance of the Bonds, which sum shall be deposited into an "Expense Fund" to be maintained by the Village Treasurer and disbursed for such issuance expenses from time to time in accordance with usual Village procedures for the disbursement of funds, which disbursements are hereby expressly authorized. Monies not disbursed from the Expense Fund within 6 months shall be transferred by the Village to the Trustee for deposit in the Special Tax Allocation Fund.

(c) The sum set forth by the Designated Officials in the Bond Order shall be credited to the Senior Lien Reserve Account.

(d) The balance of the proceeds, together with such money in the debt service funds for the Prior Bonds as may be advisable for the purpose, shall be used to provide for the Refunding, and the payment of such expenses as may be designated, pursuant to the provisions of an Escrow Agreement with the Escrow Agent, all in accordance with the provisions of an Escrow Agreement, in the form as provided by Bond Counsel and approved by the Village Attorney, made a part hereof by this reference, and hereby approved; the officers appearing signatory to such Escrow Agreement are hereby authorized and directed to execute same, their execution to constitute conclusive proof of action in accordance with this Ordinance, and approval of all completions or revisions necessary or appropriate to effect the Refunding.

SECTION 13. GENERAL ARBITRAGE COVENANTS.

The Village represents and certifies as follows with respect to the Bonds:

A. Except for the Senior Lien Principal and Interest Account, the Senior Lien Reserve Account and the Incremental Sales Taxes Fund the Village has not created or established and will not create or establish any sinking fund, reserve fund or any other similar fund to provide for the payment of the Bonds. The Senior Lien Principal and Interest Account has been established and will be funded in a manner primarily to achieve a proper matching of revenues and debt service, and will be depleted at least annually to an amount not in excess of 1/12th the particular annual debt service on the Bonds. Money deposited into the Senior Lien Principal and Interest Account will be spent within a 13-month period beginning on the date of deposit, and investment earnings in the Senior Lien Principal and Interest Account will be spent or withdrawn from the Senior Lien Principal and Interest Account within a one-year period beginning on the date of receipt.

B. Amounts of money related to the Bonds required to be invested at a yield not materially higher than the yield on the Bonds, as determined pursuant to such tax certifications or agreements as the Village officers may make in connection with the

issuance of the Bonds, shall be so invested; and appropriate Village officers are hereby authorized to make such investments.

The Village further certifies and covenants as follows with respect to the requirements of Section 148(f) of the Code, relating to the rebate of “excess arbitrage profits” (the “*Rebate Requirement*”) to the United States:

C. Unless an applicable exception to the Rebate Requirement is available to the Village, the Village will meet the Rebate Requirement.

D. Relating to applicable exceptions, the Designated Officials are hereby authorized to make such elections under the Code as such officers, or any of them, shall deem reasonable and in the best interests of the Village. If such election may result in a “penalty in lieu of rebate” as provided in the Code, and such penalty is incurred (the “*Penalty*”), then the Village shall pay such Penalty.

E. The Designated Officials shall cause to be established, at such time and in such manner as they may deem necessary or appropriate hereunder, the Rebate Fund for the Bonds, and such officers shall further, not less frequently than annually, cause to be transferred to the Rebate Fund the amount determined to be the accrued liability under the Rebate Requirement or Penalty. Said officers shall cause to be paid to the U.S., without further order or direction from the Corporate Authorities, from time to time as required, amounts sufficient to meet the Rebate Requirement or to pay the Penalty.

F. Interest earnings in the Senior Lien Principal and Interest Account, the Senior Lien Reserve Account and the Incremental Sales Taxes Fund are hereby authorized to be transferred, without further order or direction from the Corporate Authorities, from time to time as required, to the Rebate Fund for the purposes herein provided; and proceeds of the Bonds and other funds of the Village are also hereby

authorized to be used to meet the Rebate Requirement or to pay the Penalty, but only if necessary after application of investment earnings as aforesaid and only as appropriated by the Corporate Authorities.

The Village also certifies and further covenants with the purchasers and registered owners of the Bonds from time to time outstanding that moneys on deposit in any fund or account in connection with the Bonds, whether or not such moneys were derived from the proceeds of the sale of the Bonds or from any other source, will not be used in a manner which will cause the Bonds to be “arbitrage bonds” within the meaning of Code Section 148 and any lawful regulations promulgated thereunder, as the same presently exist or may from time to time hereafter be amended, supplemented or revised.

SECTION 14. REGISTERED FORM.

The Village recognizes that Section 149 of the Code requires the Bonds to be issued and to remain in fully registered form in order to be and remain Tax Exempt. In this connection, the Village agrees that it will not take any action to permit the Bonds to be issued in, or converted into, bearer or coupon form.

SECTION 15. FURTHER TAX-EXEMPTION COVENANTS.

The Village agrees to comply with all provisions of the Code which, if not complied with by the Village, would cause the Bonds not to be Tax Exempt. In furtherance of the foregoing provisions, but without limiting their generality, the Village agrees: (a) through its officers, to make such further specific covenants, representations as shall be truthful, and assurances as may be necessary or advisable; (b) to comply with all representations, covenants and assurances contained in certificates or agreements as may be prepared by Bond Counsel; (c) to consult with Bond Counsel and to comply with such advice as may be given; (d) to file such forms, statements and supporting documents as may be required and in a timely manner; and (e) if

deemed necessary or advisable by its officers, to employ and pay fiscal agents, financial advisors, attorneys and other persons to assist the Village in such compliance.

SECTION 16. REIMBURSEMENT.

None of the proceeds of the Prior Bonds was or will be used to pay, directly or indirectly, in whole or in part, for an expenditure that has been paid by the Village prior to the date the Prior Ordinance was adopted except expenditures for which an intent to reimburse was properly declared under Treasury Regulations Section 1.150-2. This Ordinance is in itself a declaration of official intent under Treasury Regulations Section 1.150-2 as to all payments by the Village of Bond-related costs paid after the date hereof and prior to issuance of the Bonds.

SECTION 17. OPINION OF COUNSEL EXCEPTION.

The Village reserves the right to use or invest moneys in connection with the Bonds in any manner, notwithstanding the tax-related covenants set forth in Sections 13 through 16 herein, *provided*, that it shall first have received an opinion from Bond Counsel, or, if Bond Counsel is unwilling or unable to provide such opinion, from an attorney or a firm of attorneys of nationally recognized standing as bond counsel, to the effect that such use or investment as contemplated is valid and proper under applicable law and this Ordinance and that such use or investment will not adversely affect either the Tax Exempt or qualified tax-exempt obligation status of the Bonds.

SECTION 18. ADDITIONAL BONDS.

The Village reserves the right to issue Additional Bonds from time to time for the purposes authorized in the Plan, and any such Additional Bonds shall share ratably and equally in the Pledged Taxes with the Bonds; *provided, however*, that no Additional Bonds shall be issued except upon compliance with all of the following conditions:

(a) All deposits and credits required to be made into the Senior Lien Principal and Interest Account and the Senior Lien Reserve Account shall have been made up to and including the date of adoption of any such ordinance authorizing the issuance of Additional Bonds.

(b) (i) The aggregate annual amount of Pledged Taxes deposited to the credit of the Special Tax Allocation Fund for the completed Tax Year immediately preceding the date of adoption of any ordinance authorizing the issuance of Additional Bonds shall have been equal to at least 125% of Maximum Annual Debt Service calculated for all succeeding years on all Bonds then outstanding and the Additional Bonds then proposed to be issued, *or*

(ii) the Village shall have received a report of a nationally recognized Independent consultant, knowledgeable as to urban redevelopment, tax increment financing and municipal finance, which includes the information and conclusions as follows:

1. A description of the purposes for which such Additional Bonds are to be issued; and

2. A statement that, in such Independent consultant's opinion, based upon his or her review of executed redevelopment agreements and such other documents as he or she reasonably deems pertinent, Pledged Taxes to be generated will be equal to at least 140% of the Principal Requirement and the Interest Requirement in each year for all succeeding years in which the Bonds then outstanding and the Additional Bonds proposed to be issued shall be outstanding; *provided, however*, that in making such determination all amounts on deposit in and to the credit of the Senior Lien Reserve Account shall be deemed to be Pledged Taxes for the Bond Year commencing on December 30 of the Bond Year in which the last Stated Maturity of the Bonds shall occur.

(c) Any such Additional Bonds which may be issued in compliance herewith shall be payable as to principal and as to interest on the same dates of the year on which principal and interest come due on the Bonds.

(d) The Village specifically reserves the right to issue obligations having a lien subordinate to the lien of the Bonds from time to time for the purposes authorized in the Plan, which obligations shall not share ratably and equally in the Pledged Taxes with the Bonds but shall be subordinate and junior to the Bonds and any Additional Bonds.

Notwithstanding the foregoing restrictions, if, prior to the payment of the Bonds, the Village shall determine, as hereinafter provided, to refund part or all of the Bonds then Outstanding, said Bonds may be refunded, and any refunding bonds so issued shall share ratably

and equally in the Pledged Taxes with the portion, if any, of the Bonds which are not refunded; *provided* further that if any bonds are refunded such that the interest rate is increased or the refunding bonds mature at a date earlier than the maturity of any Bonds not refunded, then such refunding bonds shall not share ratably and equally in the Pledged Taxes with the portion of the Bonds remaining Outstanding, except that if it is found necessary to refund any annual installment of the Bonds at maturity in order to prevent a default, such refunding bonds may be issued to share ratably and equally in the Pledged Taxes with the portion of the Bonds not refunded notwithstanding the fact that the interest rate is increased, *provided, however*, that such refunding bonds shall not mature at a date earlier than the maturity of any installment of principal of and interest on said Bonds not refunded and then Outstanding.

SECTION 19. REFUNDING BONDS.

Bonds issued to refund, whether at or in advance of maturity, Bonds issued under this Ordinance, may be issued by the Corporate Authorities hereunder, and, upon such issuance, shall be “Bonds” as defined hereunder, subject to the limitations hereof.

SECTION 20. PAYMENT AND DISCHARGE; REFUNDING.

The Bonds may be discharged, payment provided for, and the Village’s liability terminated as follows:

(a) *Discharge of Indebtedness.* If (i) the Village shall pay or cause to be paid to the registered owners of the Bonds the principal, premium, if any, and interest to become due thereon at the times and in the manner stipulated therein and herein, (ii) all fees and expenses of the Trustee shall have been paid, and (iii) the Village shall keep, perform and observe all and singular the covenants and promises in the Bonds and in this Ordinance expressed as to be kept, performed and observed by it or on its part, then these presents and the rights hereby granted shall cease, determine and be void. If the Village shall pay or cause to be paid to the registered owners of all Outstanding Bonds, the principal, premium, if any, and interest to become due thereon at the times and in the manner stipulated therein and herein, such Bonds shall cease to be entitled to any lien, benefit or security under the Ordinance, and all covenants, agreements and obligations of the Village to the holders of such Bonds shall thereupon cease, terminate and become void and discharged and satisfied.

(b) *Provision for Payment.* Bonds for the payment or redemption or prepayment of which sufficient monies or sufficient Government Securities shall have been deposited with the Trustee (whether upon or prior to the maturity or the redemption date of such Bonds) or with a similar institution having trust powers and fiduciary capacities shall be deemed to be paid within the meaning of this Ordinance and no longer outstanding under this Ordinance; *provided, however,* that if such Bonds are to be redeemed prior to the maturity thereof, notice of such redemption shall have been duly given as provided in this Ordinance or arrangements satisfactory to the Trustee shall have been made for the giving thereof. Government Securities shall be considered sufficient only if said investments are not redeemable prior to maturity at the option of the issuer and mature and bear interest in such amounts and at such times as will assure sufficient cash to pay currently maturing interest and to pay principal and redemption premiums if any when due on the Bonds without rendering the interest on any Bonds taxable under the Code.

The Village may at any time surrender to the Trustee for cancellation by it any Bonds previously authenticated and delivered hereunder, which the Village may have acquired in any manner whatsoever, and such Bonds, upon such surrender and cancellation, shall be deemed to be paid and retired.

(c) *Termination of Village's Liability.* Upon the discharge of indebtedness under paragraph (a) hereof, or upon the deposit with the Trustee of sufficient money and Government Securities (such sufficiency being determined as provided in paragraph (b) hereof) for the retirement of any particular Bond or Bonds, all liability of the Village in respect of such Bond or Bonds shall cease, determine and be completely discharged and the holders thereof shall thereafter be entitled only to payment out of the money and the proceeds of the Government Securities deposited with aforesaid for their payment.

SECTION 21. DUTIES OF TRUSTEE.

(a) The Trustee shall exercise its rights and powers and use the same degree of care and skill in their exercise as a prudent person would exercise or use under the circumstances in the conduct of such person's own affairs.

(b) The Trustee need perform only those duties that are specifically set forth in this Ordinance and no others. In the absence of bad faith on its part, the Trustee may conclusively rely, as to the truth of the statements and the correctness of the opinions expressed, upon certificates or opinions furnished to the Trustee and conforming to the requirements of this Ordinance. However, the Trustee shall examine the certificates and opinions to determine whether they conform to the requirements of this Ordinance.

(c) The Trustee may not be relieved from liability for its own negligence, its own gross negligent action, its own gross negligent failure to act or its own willful misconduct, except that

(1) this paragraph does not limit the effect of paragraph (b) of this Section,

(2) the Trustee shall not be liable for any error of judgment made in good faith by a responsible officer of the Trustee, unless it is proved that the Trustee was negligent in ascertaining the pertinent facts,

(3) no provision of this Ordinance shall require the Trustee to expend or risk its own funds or otherwise incur any financial liability in the performance of any of its duties hereunder or in the exercise of any of its rights or powers, if it shall have reasonable grounds for believing that repayment of such funds or adequate indemnity against such risk or liability is not reasonably assured to it.

(d) Every provision of this Ordinance that in any way relates to the Trustee is subject to all the paragraphs of this Section.

(e) The Trustee may refuse to perform any duty or exercise any right or power, or to make any payment on any Bond to any holder of such Bond, unless it receives indemnity satisfactory to it against any loss, liability or expense.

(f) The Trustee shall not be liable for interest on any cash held by it except as the Trustee may agree with the Village or as set forth herein.

(g) The Trustee will cooperate with the Village and its auditors in complying with provisions of the Act relating to reporting requirements with respect to Incremental Property Taxes and the Special Tax Allocation Fund.

(h) The Trustee will provide the Purchasers and the Village with a monthly statement, commencing in October, 2005, itemizing all moneys received by it and all payments made by it under this Ordinance during the preceding monthly period.

SECTION 22. RIGHTS OF TRUSTEE.

Subject to the foregoing Section:

(a) The Trustee may rely on any document reasonably believed by it to be genuine and to have been signed or presented by the proper person. The Trustee need not investigate any fact or matter stated in the document.

(b) Before the Trustee acts or refrains from acting, it may require a certificate of an appropriate officer or officers of the Village or an opinion of counsel. The Trustee shall not be liable for any action it takes or omits to take in good faith in reliance on the certificate or opinion of counsel.

(c) The Trustee may, upon written consent of the Village, act through agents or co-trustees and shall not be responsible for the misconduct or negligence of any agent or co-trustee appointed with due care.

SECTION 23. INDIVIDUAL RIGHTS OF TRUSTEE.

The Trustee in its individual or any other capacity may become the owner or pledgee of Bonds and may otherwise deal with the Village with the same rights it would have if it were not Trustee. Any paying agent may do the same with like rights.

SECTION 24. TRUSTEE'S DISCLAIMER.

The Trustee makes no representation as to the validity or adequacy of this Ordinance or the Bonds; it shall not be accountable for the Village's use of the proceeds from the Bonds paid to the Village, and it shall not be responsible for any statement in the Bonds other than its certificate of authentication.

SECTION 25. ELIGIBILITY OF TRUSTEE.

This Ordinance shall always have a Trustee that is a commercial bank with trust powers or a trust company organized and doing business under the laws of the United States or any state or the District of Columbia, is authorized under such laws and the laws of the State to exercise corporate trust powers, has its principal office in the State, is subject to supervision or examination by United States or State authority, and has a combined capital and surplus of at

least \$75,000,000 as set forth in its most recent published annual report of condition. If at any time the Trustee ceases to be eligible in accordance with this Section, the Trustee shall resign immediately as set forth in Section 26.

SECTION 26. REPLACEMENT OF TRUSTEE.

The Trustee may resign with thirty (30) days written notice to the Village, effective upon the execution, acknowledgment and delivery by a successor Trustee to the Village of appropriate instruments of succession. Provided that no Event of Default shall have occurred and be continuing, the Village may remove the Trustee and appoint a successor Trustee at any time by an instrument or concurrent instruments in writing delivered to the Trustee; *provided, however*, that the holders of two-thirds (2/3rds) in aggregate principal amount of Bonds outstanding at the time may at any time remove the Trustee and appoint a successor Trustee by an instrument or concurrent instrument in writing signed by such Bondholders, and further provided that any conflict between the Village and such holders regarding such removal and appointment shall be resolved in favor of such holders. Such successor Trustee shall be a corporation authorized under applicable laws to exercise corporate trust powers and may be incorporated under the laws of the United States or of the State. Such successor Trustee shall in all respects meet the requirements set forth in Section 25 hereof.

If the Trustee resigns or is removed or if a vacancy exists in the office of Trustee for any reason, the Village shall promptly appoint a successor Trustee.

A successor Trustee shall deliver a written acceptance of its appointment to the retiring Trustee and to the Village. Immediately thereafter, the retiring Trustee shall transfer all property held by it as Trustee to the successor Trustee; the resignation or removal of the retiring Trustee shall then (but only then) become effective, and the successor Trustee shall have all the rights, powers and duties of the Trustee under this Ordinance.

If a successor Trustee does not take office within 60 days after the retiring Trustee resigns or is removed, the retiring Trustee, the Village or the registered owners of two thirds (2/3rds) in principal amount of the Bonds then outstanding may petition any court of competent jurisdiction for the appointment of a successor Trustee.

SECTION 27. SUCCESSOR TRUSTEE BY MERGER.

If the Trustee consolidates with, merges or converts into, or transfers all or substantially all its assets (or, in the case of a bank or trust company, its corporate trust assets) to, another corporation, the resulting, surviving or transferee corporation without any further act shall be the successor Trustee.

SECTION 28. COMPENSATION.

All fees and expenses of the Trustee shall be paid from the Program Expenses Account.

SECTION 29. DEFINITION OF EVENTS OF DEFAULT; REMEDIES.

If one or more of the following events, herein called "Events of Default", shall happen, that is to say, in case:

(i) default shall be made in the payment of the principal of or redemption premium, if any, on any Outstanding Bond when the same shall become due and payable, either at maturity or by proceedings for redemption or otherwise; or

(ii) default shall be made in the payment of any installment of interest on any Outstanding Bond when and as such installment of interest shall become due and payable; or

(iii) default shall be made by the Village in the performance of any obligation in respect of the Special Tax Allocation Fund or the Incremental Sales Taxes Fund and such default shall continue for 30 days thereafter; or

(iv) the Village shall (1) commence a voluntary case under the Federal bankruptcy laws, as now or hereafter constituted, or any other applicable Federal or state bankruptcy, insolvency or other similar law (2) make an assignment for the benefit of its creditors, (3) consent to the appointment of a receiver of itself or of the whole or any substantial part of its property, or (4) be adjudicated a bankrupt or any petition for relief shall be filed in respect of an involuntary case under the Federal bankruptcy laws, as now

or hereafter constituted, or any other applicable Federal or state bankruptcy, insolvency or other similar law and such order continue in effect for a period of 60 days without stay or vacation; or

(v) a court of competent jurisdiction shall enter an order, judgment or decree appointing a receiver of the Village, or of the whole or any substantial part of its property, or approving a petition seeking reorganization of the Village under the Federal bankruptcy laws or any other applicable Federal or state law or statute and such order, judgment or decree shall not be vacated or set aside or stayed within 60 days from the date of the entry thereof; or

(vi) under the provisions of any other law for the relief or aid of debtors, any court of competent jurisdiction shall assume custody or control of the Village or of the whole or any substantial part of its property, and such custody or control shall not be terminated or stayed within 60 days from the date of assumption of such custody or control; or

(vii) the Village shall default in the due and punctual performance of any other of the covenants, conditions, agreements and provisions contained in the Bonds, or this Ordinance on the part of the Village to be performed, and such default shall continue for 30 days after written notice specifying such default and requiring the same to be remedied shall have been given to the Village by the Trustee (which may give such notice whenever it determines that such a default is subsisting and shall give such notice at the written request of the holders of not less than a majority in principal amount of the Bonds then outstanding);

then in each and every such case the Trustee may, and upon the written request of the registered owners of two-thirds (2/3rds) in principal amount of the Bonds affected by the Event of Default and then outstanding hereunder shall, proceed to protect and enforce its rights and the rights of the holders of the Bonds by a suit, action or special proceeding in equity or at law, by mandamus or otherwise, either for the specific performance of any covenant or agreement contained herein or in aid or execution of any power herein granted or for any enforcement of any proper legal or equitable remedy as the Trustee, being advised by counsel, shall deem most effectual to protect and enforce the rights aforesaid.

During the continuance of an Event of Default, all Pledged Taxes received by the Trustee under this Ordinance from the Village shall be applied by the Trustee in accordance with the terms of Section 37 of this Ordinance.

SECTION 30. NOTICES OF DEFAULT UNDER ORDINANCE.

Not later than ten days after the occurrence of an Event of Default or the occurrence of an event which, with the passage of time or the giving of notice or both, would constitute an Event of Default, the Trustee shall mail to the Bondholders at the address shown on the Bond Register, and also directly to any beneficial owner of \$500,000 or more in aggregate principal amount of Bonds then Outstanding at such address as the Trustee has received for such beneficial owners or shall obtain from the Depository, notice of all Events of Default or such events known to the Trustee unless such defaults or prospective defaults shall have been cured before the giving of such notice.

SECTION 31. TERMINATION OF PROCEEDINGS BY TRUSTEE.

In case any proceedings taken by the Trustee on account of any default shall have been discontinued or abandoned for any reason, or shall have been determined adversely to the Trustee, then and in every such case the Village, the Trustee, the Bondholders shall be restored to their former positions and rights hereunder, respectively, and all rights, remedies and powers of the Trustee shall continue as though no such proceeding had been taken.

SECTION 32. RIGHT OF HOLDERS TO CONTROL PROCEEDINGS.

Anything in this Ordinance to the contrary notwithstanding, the registered owners of two-thirds (2/3rds) in principal amount of the Bonds, respectively, then outstanding shall have the right, by an instrument in writing executed and delivered to the Trustee, to direct the method and place of conducting all remedial proceedings to be taken by the Trustee hereunder in respect of the Bonds, respectively; *provided* that such direction shall not be otherwise than in accordance with law and the Trustee shall be indemnified to its satisfaction against the costs, expenses and liabilities to be incurred therein or thereby.

SECTION 33. RIGHT OF HOLDERS TO INSTITUTE SUIT.

No holder of any of the Bonds shall have any right to institute any suit, action or proceeding in equity or at law for the execution of any trust hereunder, or for any other remedy hereunder or on the Bonds unless such holder previously shall have given to the Trustee written notice of an Event of Default as hereinabove provided, and unless also the registered owners of two-thirds (2/3rds) in principal amount of the Bonds, respectively, then outstanding shall have made written request of the Trustee after the right to exercise such powers, or right of action, as the case may be, shall have accrued, and shall have afforded the Trustee a reasonable opportunity either to proceed to exercise the powers hereinbefore granted, or to institute such action, suit, or proceeding in its name; and unless, also, there shall have been offered to the Trustee security and indemnity satisfactory to it against the costs, expenses and liabilities to be incurred therein or thereby, and the Trustee shall have refused or neglected to comply with such request within a reasonable time; and such notification, request and offer of indemnity are hereby declared in every such case, at the option of the Trustee, to be conditions precedent to the execution of the powers and trusts of this Ordinance or for any other remedy hereunder; it being understood and intended that no one or more holders of the Bonds shall have any right in any manner whatever by his or their action to affect, disturb or prejudice the security of this Ordinance, or to enforce any right hereunder, except in the manner herein provided, and that all proceedings at law or in equity shall be instituted, had and maintained in the manner herein provided and for the equal benefit of all holders of the outstanding Bonds, respectively.

Nothing in this Section contained shall, however, affect or impair the right of any Bondholder, which is absolute and unconditional, to enforce the payment of the principal of and redemption premium, if any, and interest on his Bonds, respectively, out of the Special Tax Allocation Fund, the special funds and accounts provided for such payment, or the obligation of

the Village to pay the same, out of said Special Tax Allocation Fund, special funds and accounts, at the time and place in the Bonds expressed.

SECTION 34. SUITS BY TRUSTEE.

All rights of action under this Ordinance, or under any of the Bonds, enforceable by the Trustee, may be enforced by it without the possession of any of the Bonds or the production thereof at the trial or other proceeding relative thereto, and any such suit, or proceeding, instituted by the Trustee shall be brought in its name for the ratable benefit of the holders of the Bonds affected by such suit or proceeding, subject to the provisions of this Ordinance.

SECTION 35. REMEDIES CUMULATIVE.

No remedy herein conferred upon or reserved to the Trustee or the Bondholders is intended to be exclusive of any other remedy or remedies, and each and every such remedy shall be cumulative, and shall be in addition to every other remedy given hereunder or now or hereafter existing at law or in equity or by statute.

SECTION 36. WAIVER OF DEFAULT.

No delay or omission of the Trustee or of any Bondholder to exercise any right or power accruing upon any default shall impair any such right or power or shall be construed to be a waiver of any such default, or an acquiescence therein; and every power and remedy given by this Section to the Trustee and the Bondholders, respectively, may be exercised from time to time, and as often as may be deemed expedient. In the event any Event of Default shall be waived by the holders of two-thirds (2/3) of the aggregate principal amount of Bonds then outstanding or the Trustee, such waiver shall be limited to the particular Event of Default so waived and shall not be deemed to waive any other Event of Default hereunder.

SECTION 37. APPLICATION OF MONIES AFTER DEFAULT.

The Village covenants that if an Event of Default shall happen and shall not have been remedied, the Trustee shall apply all monies, securities and funds received by the Trustee pursuant to any right given or action taken under the provisions of this Article as follows:

(1) First, to the payment of all Program Expenses; and thereafter,

(2) All such monies shall be applied as follows:

(A) first, to the payment to the persons entitled thereto of all installments of interest on Outstanding Bonds then due, in the order of the maturity of such installments, and, if the amount available shall not be sufficient to pay in full any particular installment, then to the payment ratably, according to the amounts due on such installment, to the persons entitled thereto, without any discrimination or preference;

(B) second, to the payment to the persons entitled thereto of the unpaid principal, of any of the Outstanding Bonds which shall have become due (other than Bonds called for redemption for the payment of which monies are held pursuant to the provisions of this Ordinance), in the order of their due dates, with interest upon such Outstanding Bonds from the respective dates upon which they became due, and, if the amount available shall not be sufficient to pay in full Outstanding Bonds due on any particular date, together with such interest, then to the payment first of such interest, ratably according to the amount of such interest due on such date, and then to the payment of such principal ratably according to the amount of such principal due on such date, to the persons entitled thereto without any discrimination or preference;

(C) third, to the payment of the redemption premium, if any, on and the principal of any Outstanding Bonds called for redemption pursuant to the provisions of this Ordinance; and

(D) last, to the payment of any obligations payable solely from the General Account in such order of priority as set forth in a related ordinance.

Whenever monies are to be applied by the Trustee pursuant to the provisions of this paragraph, such monies shall be applied by the Trustee at such times, and from time to time, as the Trustee in its sole discretion shall determine, having due regard to the amount of such monies available for application and the likelihood of additional monies becoming available for such application in the future. The deposit of such monies with the paying agents, or otherwise setting aside such

monies, in trust for the proper purpose, shall constitute proper application by the Trustee; and the Trustee shall incur no liability whatsoever to the Village to any Bondholder or to any other person for any delay in applying any such funds, so long as the Trustee acts with reasonable diligence, having due regard to the circumstances, and ultimately applies the same in accordance with such provisions of this Ordinance as may be applicable at the time of application by the Trustee. Whenever the Trustee shall exercise such discretion in applying such funds, it shall fix the date (which shall be an interest payment date unless the Trustee shall deem another date more suitable) upon which such application is to be made and upon such date interest on the amounts of principal paid on such date shall cease to accrue. The Trustee shall give such notice as it may deem appropriate of the fixing of any such date and of the endorsement to be entered on each Bond on which payment shall be made, and shall not be required to make payment to the holder of any unpaid Bond until such Bond shall be presented to the Trustee for appropriate endorsement, or some other procedure deemed satisfactory by the Trustee.

SECTION 38. THIS ORDINANCE A CONTRACT.

The provisions of this Ordinance shall constitute a contract between the Village and the registered owners of the Bonds, and no changes, additions or alterations of any kind shall be made hereto, except as herein provided.

SECTION 39. SUPPLEMENTAL ORDINANCES.

Supplemental ordinances may be passed as follows:

(a) *Supplemental Ordinances Not Requiring Consent of Bondholders.* The Village by the Corporate Authorities, and the Trustee from time to time and at any time, subject to the conditions and restrictions in this Ordinance contained, may pass and accept an ordinance or ordinances supplemental hereto, which ordinance or ordinances thereafter shall form a part hereof, for any one or more of the following purposes:

(i) To add to the covenants and agreements of the Village in this Ordinance contained, other covenants and agreements thereafter to be observed or

to surrender, restrict or limit any right or power herein reserved to or conferred upon the Village;

(ii) To make such provisions for the purpose of curing any ambiguity, or of curing, correcting or supplementing any defective provision contained in this Ordinance, or in regard to matters or questions arising under this Ordinance, as the Village may deem necessary or desirable and not inconsistent with this Ordinance and which in the opinion of the Trustee shall not adversely affect the interests or change the rights of the registered owners of the Bonds;

(iii) To designate one or more bond registrars or paying agents;

(iv) To comply with the provisions of Section 15(c) hereof when money and the Government Securities designated therein sufficient to provide for the retirement of Bonds shall have been deposited with the Trustee; and

(v) as to Bonds which are authorized but unissued hereunder:

(1) to change the amount of Bonds authorized, or

(2) to change in any way the terms upon which such Bonds may be issued or secured.

Any supplemental ordinance authorized by the provisions of this Section may be passed by the Village and accepted by the Trustee without the consent of or notice to the registered owners of any of the Bonds at the time outstanding, notwithstanding any of the provisions of paragraph (b) of this Section, but the Trustee shall not be obligated to accept any such supplemental ordinance which affects the Trustee's own rights, duties or immunities under this Ordinance or otherwise.

(b) *Supplemental Ordinances Requiring Consent of Bondholders.* With the consent (evidenced as provided in Section 43) of the registered owners of not less than two-thirds (2/3) in aggregate principal amount of the Bonds, respectively, at the time outstanding, the Village, by the Corporate Authorities may pass, and the Trustee may accept from time to time and at any time an ordinance or ordinances supplemental hereto for the purpose of adding any provisions to or changing in any manner or eliminating any of the provisions of this Ordinance or of any supplemental ordinance; *provided* that no such modification or amendment shall extend the maturity or reduce the principal of or the interest rate on or otherwise alter or impair the obligation of the Village to pay the principal, interest or redemption premium, if any, at the time and place and at the rate and in the currency provided therein of any Bond without the express consent of the registered owner of such Bond or permit the creation of a preference or priority of any Bond or Bonds over any other Bond or Bonds, or reduce the percentage of Bonds, respectively, required for the affirmative vote or written consent to an amendment or modification, or deprive the registered owners of the Bonds, respectively, (except as aforesaid) of the right to payment of the Bonds, respectively, from the Pledged Taxes

without the consent of the registered owners of all the Bonds (as the case may be) then outstanding. Upon receipt by the Trustee of a certified copy of such ordinance and upon the filing with the Trustee of evidence of the consent of Bondholders as aforesaid, the Trustee shall accept unless such supplemental ordinance affects the Trustee's own rights, duties or immunities under this Ordinance or otherwise, in which case the Trustee may in its discretion, but shall not be obligated to, accept such supplemental ordinance.

It shall not be necessary for the consent of the Bondholders under this paragraph to approve the particular form of any proposed supplemental ordinance, but it shall be sufficient if such consent shall approve the substance thereof.

Promptly after the passage by the Village and the acceptance by the Trustee of any supplemental ordinance pertaining to the Bonds pursuant to the provisions of this paragraph, the Village shall publish a notice, setting forth in general terms the substance of such supplemental ordinance, at least once in a financial newspaper or journal printed in the English language, customarily published on each business day and of general circulation among dealers in municipal securities in the City of New York, New York. If, because of temporary or permanent suspension of the publication or general circulation of any financial newspaper or journal or for any other reason it is impossible or impractical to publish such notice of supplemental ordinance in the manner herein provided, then such publication in lieu thereof as shall be made with the approval of the Trustee shall constitute sufficient publication of notice. Any failure of the Village to give such notice, or any defect therein, shall not, however, in any way impair or affect the validity of any such supplemental ordinance.

(c) *Supplemental Ordinance to Modify this Ordinance.* Upon the execution of any supplemental ordinance pursuant to the provisions of this Section, this Ordinance shall be modified and amended in accordance therewith and the respective rights, duties and obligations under this Ordinance of the Village, the Trustee and all registered owners of Bondholders, respectively, outstanding thereunder shall thereafter be determined, exercised and enforced hereunder subject in all respects to such modification and amendments, and all the terms and conditions of any such supplemental ordinance shall be and be deemed to be part of the terms and conditions of this Ordinance for any and all purposes.

(d) *Trustee May Rely Upon Opinion of Counsel Re: Supplemental Ordinance.* The Trustee may receive an opinion of counsel as conclusive evidence that any supplemental ordinance executed pursuant to the provisions of this Section complies with the requirements of this Section.

(e) *Notation.* Bonds authenticated and delivered after the execution of any supplemental ordinance pursuant to the provisions of this Section may bear a notation, in form approved by the Trustee, as to any matter provided for in such supplemental ordinance, and if such supplemental ordinance shall so provide, new bonds, so modified as to conform, in the opinion of the Trustee and the Corporate Authorities, to any modification of this Ordinance contained in any such supplemental ordinance, may be

prepared by the Village, authenticated by the Trustee and delivered without cost to the registered owners of the Bonds then outstanding, upon surrender for cancellation of such Bonds in equal aggregate principal amounts.

SECTION 40. EFFECT OF CONSENTS.

After an amendment or supplement to this Ordinance becomes effective, it will bind every Bondholder. For purposes of determining the total number of Bondholders' consents, each Bondholder's consent will be effective with respect to the Bondholder who consented to it and each subsequent holder of a Bond or portion of a Bond evidencing the same debt as the consenting holder's Bond.

SECTION 41. SIGNING BY TRUSTEE OF AMENDMENTS AND SUPPLEMENTS.

The Trustee will sign any amendment or supplement to the Ordinance or the Bonds authorized hereunder if the amendment or supplement does not adversely affect the rights, duties, liabilities or immunities of the Trustee. If it does, the Trustee may, but need not, sign it. In signing an amendment or supplement, the Trustee will be entitled to receive and (subject to Section 21 of this Ordinance) will be fully protected in relying on an opinion of counsel stating that such amendment or supplement is authorized by this Ordinance.

SECTION 42. NOTICES.

(a) Any notice, request, direction, designation, consent, acknowledgment, certification, appointment, waiver or other communication required or permitted by this Ordinance or the Bonds must be in writing except as expressly provided otherwise in this Ordinance or the Bonds.

(b) Any notice or other communication shall be sufficiently given and deemed given when delivered by hand or mailed by first-class mail, postage prepaid, addressed as follows: if to the Village, to Village of Carol Stream, Illinois, 500 Gary Avenue, Carol Stream, Illinois 60188, Attention: Village Clerk; if to the Trustee, to J. P. Morgan Trust Company, National

Association, at the address provided by the Trustee to the Village. Any addressee may designate additional or different addresses for purposes of this Section.

(c) Any notice or other communication required to any Bondholder shall be sufficiently given and deemed given when delivered by hand or mailed by first-class mail, postage prepaid, addressed to such Bondholder at the address set forth in the Bond Register.

(d) Any notice or other communication required to be given directly to any beneficial owner of \$500,000 or more in aggregate principal amount of Bonds then outstanding shall be sufficiently given and deemed given when delivered by hand or mailed by first-class mail, postage prepaid, to such beneficial owner at the address provided by the Depository or the beneficial owner, as the case may be.

SECTION 43. BONDHOLDERS' CONSENTS.

Any consent or other instrument required by this Ordinance to be signed by Bondholders may be in any number of concurrent documents and may be signed by a Bondholder by the holder's agent appointed in writing. Proof of the execution of such instrument or of the instrument appointing an agent and of the ownership of Bonds, if made in the following manner, shall be conclusive for any purposes of this Ordinance with regard to any action taken by the Trustee under the instrument:

(a) The fact and date of a person's signing an instrument may be proved by the certificate of any officer in any jurisdiction who by law has power to take acknowledgments within that jurisdiction that the person signing the writing acknowledged before the officer the execution of the writing, or by an affidavit of any witness to the signing.

(b) The fact of ownership of Bonds, the amount or amounts, numbers and other identification of such Bonds and the date of holding shall be proved by the registration books kept pursuant to this Ordinance.

Any action, consent or other instrument shall be irrevocable and shall bind any subsequent owner of such Bond or any Bond delivered in substitution therefor.

For purposes of determining consent under this Ordinance of holders of the Bonds, the outstanding principal amount of the Bonds shall be deemed to exclude the Bonds owned by or under the control of the Village.

SECTION 44. LIMITATION OF RIGHTS.

Nothing expressed or implied in this Ordinance or the Bonds shall give any person other than the Trustee, the Village, or the Bondholders any right, remedy or claim under or with respect to this Ordinance.

SECTION 45. PARTIAL INVALIDITY.

If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this Ordinance.

SECTION 46. LIST OF BONDHOLDERS.

The Trustee shall maintain a list of the names and addresses of the holders of all Bonds and upon any transfer shall add the name and address of the new Bondholder and eliminate the name and address of the transferor Bondholder.

SECTION 47. RIGHTS AND DUTIES OF BOND REGISTRAR.

If requested by the Trustee, the Mayor and Village Clerk of the Village are authorized to execute the Trustee's standard form of agreement between the Village and the Trustee with respect to the obligations and duties of the Bond Registrar hereunder which may include the following:

- (a) to act as bond registrar, authenticating agent, paying agent and transfer agent as provided herein;
- (b) to maintain a list of Bondholders as set forth herein and to furnish such list to the Village upon request, but otherwise to keep such list confidential;
- (c) to give notice of redemption of Bonds as provided herein;

(d) to cancel and/or destroy Bonds which have been paid at maturity or upon earlier redemption or submitted for exchange or transfer;

(e) to furnish the Village at least annually a certificate with respect to Bonds cancelled and/or destroyed; and

(f) to furnish the Village at least annually an audit confirmation of Bonds paid, Bonds Outstanding and payments made with respect to interest on the Bonds.

The Village Clerk of the Village is hereby directed to file a certified copy of this Ordinance with the Trustee.

SECTION 48. PRIOR INCONSISTENT PROCEEDINGS.

All ordinances, including, specifically, the Ordinance Number _____, adopted on July 5, 2005, resolutions, motions or orders, or parts thereof, in conflict with the provisions of this Ordinance, are to the extent of such conflict hereby repealed.

SECTION 49. IMMUNITY OF OFFICERS, EMPLOYEES AND MEMBERS OF VILLAGE.

No recourse shall be had for the payment of the principal of or premium or interest on any of the Bonds or for any claim based thereon or upon any obligation, covenant or agreement in this Ordinance contained against any past, present or future elected or appointed officer, director, member, employee, representative or agent of the Village, or of any successor public corporation, as such, either directly or through the Village or any successor public corporation, under any rule of law or equity, statute or constitution or by the enforcement of any assessment or penalty or otherwise, and all such liability of any such elected or appointed officers, directors, members, employees or agents as such is hereby expressly waived and released as a condition of and consideration for the passage of this Ordinance and the issuance of such Bonds.

SECTION 50. EFFECTIVE DATE.

The passage of this Ordinance being a matter of urgency due to changes in the financial market, this Ordinance shall be published in pamphlet form by authority of the Corporate Authorities and thereafter shall be immediately in full force and effect.

Passed on August 1, 2005.

AYES: _____

NAYS: _____

ABSENT: _____

Approved: August 1, 2005

Mayor, Village of Carol Stream,
DuPage County, Illinois

Recorded in the Village Records on August 1, 2005.

Published in pamphlet form on August 1, 2005.

Attest:

Village Clerk, Village of Carol Stream
DuPage County, Illinois

EXHIBIT A

**LEGAL DESCRIPTION OF
GENEVA CROSSING REDEVELOPMENT PROJECT AREA**

EXHIBIT B

BOND PURCHASE AGREEMENT

EXTRACT OF MINUTES of a regular public meeting of the Mayor and Board of Trustees of the Village of Carol Stream, DuPage County, Illinois, held at the Village Hall, Carol Stream, Illinois, in said Village at _____ o'clock p.m. on August 1, 2005.

The meeting was called to order by the Mayor and upon the roll being called,

_____, the Mayor, and the following Trustees answered present at said location: _

_____;

the following Trustees were absent: _____

_____.

Trustee _____ presented and the Village Attorney explained in full an Ordinance that was laid before the Mayor and Board of Trustees and made available to any person requesting one in words and figures as follows:

STATE OF ILLINOIS)
) SS
COUNTY OF DUPAGE)

**CERTIFICATION OF ORDINANCE, MINUTES
AND PUBLICATION IN PAMPHLET FORM**

I, the undersigned, do hereby certify that I am the duly qualified and acting Village Clerk of the Village of Carol Stream, DuPage County, Illinois (the “*Village*”), and that as such official I am the keeper of the records and files of the Mayor and Board of Trustees of the Village (the “*Corporate Authorities*”).

I do further certify that the foregoing is a full, true and complete transcript of that portion of the minutes of the meeting of the Corporate Authorities held on the 1st day of August, 2005, insofar as same relates to the adoption of an ordinance numbered _____ entitled:

AN ORDINANCE providing for the issuance of not to exceed \$4,500,000 Senior Lien Tax Increment Revenue Refunding Bonds (Geneva Crossing Project), Series 2005, of the Village of Carol Stream, DuPage County, Illinois, authorizing the execution of a bond order and an escrow agreement in connection therewith, and providing for the allocation of certain tax revenues of said Village

(the “*Ordinance*”), a true, correct and complete copy of which Ordinance as adopted at said meeting appears in the foregoing transcript of the minutes of said meeting.

I do further certify that the deliberations of the Corporate Authorities on the adoption of the Ordinance were conducted openly, that the vote on the adoption of said ordinance was taken openly; that said meeting was held at a specified time and place convenient to the public; that an agenda for said meeting was posted on a day which was not a Saturday, Sunday or legal holiday for Illinois municipalities and at least 48 hours in advance of holding said meeting at the location where said meeting was held and at the principal office of the Corporate Authorities, that a true, correct and complete copy of said agenda as so posted is attached hereto, that notice of said meeting was duly given to all of the news media requesting such notice; that said meeting was called and held in strict compliance with the provisions of the Open Meetings Act of the State of Illinois, as amended, and that the Corporate Authorities have complied with all of the provisions of said Acts and the Illinois Municipal Code, as amended, except as said Acts and said Code may be validly superseded by the home rule powers of the Village, and with all of the procedural rules of the Corporate Authorities.

I do further certify that the Ordinance was published by authority of the Corporate Authorities in pamphlet form on the 1st day of August, 2005, and the Ordinance as so published was on said date readily available for public inspection and distribution, in sufficient number to meet the needs of the general public, at my office as Village Clerk located in the Village.

IN WITNESS WHEREOF, I have hereunto affixed my official signature and the seal of the Village, this 1st day of August, 2005.

Village Clerk

[SEAL] **VILLAGE CLERK TO ATTACH AGENDA**

Trustee _____ moved the adoption of said ordinance, and Trustee _____ seconded the motion. After a full and complete discussion thereof including a public recital of the nature of the matter being considered and such other information as would inform the public of the nature of the business being conducted, the Mayor directed the Village Clerk to call the roll for a vote upon the motion to adopt said ordinance.

Upon the roll being called the following Trustees voted:

AYE: _____

and the following voted:

NAY: _____

The Mayor then declared the motion carried and said ordinance adopted, approved the same in open meeting and directed the Village Clerk to record the same in full in the records of the Mayor and Board of Trustees of the Village of Carol Stream, DuPage County, Illinois, which was done.

Other business not pertinent to the adoption of said ordinance was duly transacted at the meeting.

Upon motion being duly made, seconded and carried, the meeting was adjourned.

Village Clerk

Law Offices of

CHAPMAN AND CUTLER LLP

Theodore S. Chapman
1877-1943
Henry E. Cutler
1879-1959

111 West Monroe Street, Chicago, Illinois 60603-4080

FAX (312) 701-2361
Telephone (312) 845-3000
chapman.com

San Francisco
595 Market Street
San Francisco, CA 94105
(415) 541-0500

Salt Lake City
50 South Main Street
Salt Lake City, Utah 84144
(801) 533-0066

Patricia M. Curtner
(312) 845-3815
curtner@chapman.com

July 27, 2005

To the Persons on the Attached
Distribution List

Re: Village of Carol Stream, DuPage County, Illinois
not to exceed \$4,500,000
Senior Lien Tax Increment Revenue Refunding Bonds, Series 2005

Ladies and Gentlemen:

We enclose a revised draft of the bond ordinance for the captioned transaction which we understand will be adopted on August 1. Please provide any comments to the undersigned at your earliest convenience.

Very truly yours,

CHAPMAN AND CUTLER LLP

By 
Patricia M. Curtner

PMC/jmt
Enclosures

RESOLUTION NO. _____

**A RESOLUTION DECLARING SURPLUS PROPERTY
OWNED BY THE VILLAGE OF CAROL STREAM**

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 the 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 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 disposal of the equipment since there is no trade-in value.

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 18th DAY OF JULY 2005.

AYES:

NAYS:

ABSENT:

Ross Ferraro, Mayor

ATTEST:

Janice Koester, Village Clerk

**VILLAGE OF CAROL STREAM
INTER-DEPARTMENTAL MEMO**

TO: Village Manager Joe Breing

FROM: Sgt. John Glos

APPROVED BY: Chief Rick Willing

DATE: July 1, 2005

RE: Surplus Equipment

With the recent purchase of a new breathalyzer machine, the Intoxilyzer 5000 SN#64003456 and the keyboard used with this machine model # 300 serial # 64-3456-0193 are no longer utilized by the department. This machine has no trade in value.

I request that the Village Board declare this property surplus and authorize its disposal. I will attempt to determine if any agency has a need for this equipment for parts.

RESOLUTION NO. _____

**A RESOLUTION SUPPORTING MAYOR FERRARO'S
EFFORTS TO LOCATE A SISTER CITY IN ITALY**

WHEREAS, the Village of Carol Stream adopted Resolution No. 2082 "A resolution In Support of the Selection of Cirie, Italy as a Sister City of Carol Stream, Illinois" on August 1, 2004, attached as Appendix A; and

WHEREAS, the Calabresi in America Organization has organized a tour of Calabria, Italy from Saturday, September 10th through Saturday, September 24, 2005.

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: Attendance by Mayor Ross Ferraro on the Calabria tour will further the Village's intent to establish a sister city in Italy.

SECITON 2: Mayor Ferraro's attendance and participation on t he tour will not be funded by the Village of Carol Stream.

SECTION 3: Staff shall be directed to prepare materials needed for Mayor Ferraro's use in Italy to present the Village of Carol Stream to officials in Italian communities.

SECITON 4: Mayor Ferraro has the full support of the Village Board in his efforts to identify and forge a relationship with communities interested in becoming a sister city to Carol Stream.

SECTION 5: This resolution shall be in full force and effect from and after its passage and approval by law.

PASSED AND APPROVED THIS 1ST DAY OF AUGUST 2005.

AYES:

NAYS:

ABSENT:

Ross Ferraro, Mayor

ATTEST:

Janice Koester, Village Clerk

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERGOVERNMENTAL AGREEMENT BY AND BETWEEN THE VILLAGE OF CAROL STREAM AND THE VILLAGE OF ELBURN

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 the Village of Elburn 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 1ST DAY OF AUGUST 2005.

AYES:

NAYS:

ABSENT:

Ross Ferraro, Mayor

ATTEST:

Janice Koester, Village Clerk

Village of Carol Stream

Interdepartmental Memo

TO: D.C Oakland
FROM: Sgt. Beyer
DATE: July 22, 2005
RE: Elburn outdoor range.

The attached intergovernmental agreement between the Village of Carol Stream and The Village of Elburn needs to be sign by our Village Board and returned to Chief Linane. I have made arrangements with Bob Mellor to have the required certificate of insurance completed and faxed to Elburn. He will also send a copy of the certificate to you.

The individual range waivers and been sent out to the Sergeants. Once they have had their officers' sign them they will return them to Cpl. Loverde who will forward them to Elburn P.D.

Thanks for your help completing this.

**INTERGOVERNMENTAL AGREEMENT
BETWEEN
THE VILLAGE OF ELBURN, ILLINOIS
AND THE
VILLAGE OF CAROL STREAM, ILLINOIS
FOR PARTICIPATION IN THE VILLAGE OF ELBURN
POLICE DEPARTMENT FIREARMS RANGE
TRAINING PROGRAM**

THIS AGREEMENT made and entered into this _____ day of _____, 200__, by and between the Village of Elburn, Kane County, Illinois (hereinafter "Village"), and Village of Carol Stream, DuPage County, Illinois (hereinafter "Participant").

WHEREAS, this Agreement is entered into pursuant to the provisions of the 1970 Illinois Constitution Article VII, Section 10, entitled "Intergovernmental Cooperation"; and

WHEREAS, 5 ILCS 220/1 *et seq.*, entitled the "Intergovernmental Cooperation Act," provides that any power or powers, privileges, functions, or authority exercised or which may be exercised by a public agency of this State may be exercised, combined, transferred, and enjoyed jointly with any other public agency of this State, except where specifically and expressly prohibited by law; and

WHEREAS, 5 ILCS 220/5 provides that any one or more public agencies may contract with any one or more other public agencies to perform any governmental service, activity or undertaking or to combine, transfer, or exercise any powers, functions, privileges, or authority which any of the public agencies is authorized by law to perform, provided that such contract shall be approved by the governing bodies of each party to the contract and except where specifically and expressly prohibited by law; and

WHEREAS, the parties hereto have determined that public interest requires and that it is in their mutual best interests to establish this Agreement to provide Participant the opportunity to take part in the Village of Elburn Police Department Firearms Range Training Program (hereinafter "Training Program").

NOW THEREFORE, in consideration of the foregoing recitals incorporated in this Agreement by reference and in consideration of the provisions and covenants contained herein, the parties hereto agree as follows:

SECTION ONE: That Participant shall be allowed to take part, from time to time, in the Training Program at the Village of Elburn Police Department firearms range in Elburn, Illinois, beginning August 1, 2005 and ending when terminated by either party.

SECTION TWO: That Participant shall be subject to the exclusive control, direction, rules and regulations of the Village of Elburn Police Department.

SECTION THREE: That Participant and each of its officers who participate in the Training Program agrees to indemnify and hold the Village, together with its officers, employees, and agents, harmless from all injury, death, property damage, or other liability on account of or arising out of this Agreement or the actions or inactions of any officer. Each individual officer participating in the Training Program shall sign a waiver and release on the Village's behalf, prior to his or her participation in the Training Program.

SECTION FOUR: That Participant shall procure and maintain, at its sole expense, such insurance coverage, including comprehensive liability, personal injury, property damage in an amount not less than \$1,000,000, and workers' compensation, with said insurance to provide coverage to include the specific activities to be conducted

during the Training Program. The Participant shall name the Village as an additional insured and furnish to the Village a certificate of said insurance prior to Participant taking part in the Training Program.

SECTION FIVE: That the Village shall have the right, at any time and for any reason, to terminate Participant's use of the Village of Elburn Police Department Firearms Range immediately, upon written notice to Participant.

VILLAGE OF ELBURN, ILLINOIS _____

By: _____ By: _____

ATTEST: _____ ATTEST: _____

2-1

Village of Carol Stream
Interdepartmental Memo

TO: Joseph Breinig, Village Manager

FROM: Terry Davis, Secretary *td*

DATE: July 13, 2005

RE: **Outreach Community Center - Amplification Permit Application**

The Outreach Community Center in Carol Stream is having an outdoor community barbeque on Tuesday, August 2 in conjunction with National Night Out Against Crime.

The Outreach Community Center has applied for an amplification permit for this event, and has respectively requested a waiver of the \$25 fee since this event is sponsored by the Carol Stream Police Department.

Attached are the Sound Amplification Permit Application and the fee waiver request for the Board's review and consideration. Please include this request on the July 18th board meeting agenda. Thank you.

Attachments

Outreach

"Working Together ... Building Community"

Community Center
in Carol Stream

Board of Directors

Sandi Vander Kooi
President

Bill Thompson
Vice President

Joel Barnes

Sarah Bradley

Harold Crittenden

Rev. Eric Dawson

Rev. Andrew Koschmann

David Price

Phil Stough

William Vega

James Ward

Jim Yehling

Vanessa Roth, LCSW
Director

345 South President Street
Carol Stream, IL 60188
630/260-7600
FAX 630/462-7076

Patrice Penney, LCSW
Director of Counseling

Community Counseling Center
336 E. Gundersen Drive
Suite B
Carol Stream, IL 60188
630/871-2100
FAX 630/588-0824

www.outreachgrp.org

A division of

Outreach
Community Ministries

Chris Ellerman
Executive Director

FAX COVER SHEET

DATE: 7/12/2005
TO: Terry at Village Manager's Office
FAX #: (630) 665-1064
RE: Cann BBQ - Sound Amplifier Permit App.
FROM: Rachel Newson

Outreach Community Center in Carol Stream
FAX #: (630) 462-7076

The documents accompanying this transmission may contain confidential health information or other information that is legally privileged. The information is intended only for the use of the individual or entity named above. The authorized recipient of this information is prohibited from disclosing this information to any other party unless required to do so by law or regulation and is required to destroy the information after its stated need has been fulfilled.

If you are not the intended recipient of this fax, you are hereby notified that any disclosure, copying, distribution, or action taken in relation to these documents is strictly prohibited. If you have received this information in error, please notify the sender immediately and arrange for the return or destruction of these documents.

REMARKS:

Please waive the fee as done in years past. This event is sponsored along with the Carol Stream Police App. Feel free to call (630) 260-7000 with any questions.

Number of pages (including cover sheet): 2

Form ADM-01 (OCC)

Form ADM-01 (OCC)



Village of Carol Stream Sound Amplifier Permit Application

Please thoroughly read the attached local Sound Amplification Ordinance that details the permit procedures and guidelines for use of a sound amplification device.

APPLICANT NAME: RACHEL NEWSON

APPLICANT ADDRESS: 606 N Main St.
Wheaton, IL 60187

APPLICANT PHONE #: (630) 260-7600

ORGANIZATION NAME: Outreach Community Center

ORGANIZATION ADDRESS: 345 S President St.
Carol Stream, IL 60188

ORGANIZATION PHONE #: (630) 260-7600

ADDRESS WHERE SOUND AMPLIFIER DEVICE WILL BE USED:
Community Park east end of Thornhill Dr.

DESCRIPTION OF PURPOSE OR EVENT WHERE SOUND AMPLIFIER DEVICE WILL BE USED:
Community BBQ - celebration of "Nat'l Night Out" ^{against} _{Crime}
in collaboration with CSPD


DATES/TIMES FOR WHICH USE OF SOUND AMPLIFIER DEVICE IS REQUESTED:
6 PM to Dark on eve of August 2, 2005

PERMIT FEE: \$25.00/ day when used at a fixed location or in a moving vehicle.
Please return completed permit application and fee payment(s) to:

Village Manager's Office
Village of Carol Stream
500 N. Gary Avenue
Carol Stream, IL. 60188-1899
(630) 871-6250

Village of Carol Stream
Interdepartmental Memo

TO: Joe Breinig, Village Manager

FROM: James T. Knudsen, Village Engineer 

DATE: July 28, 2005

RE: Chicago Central & Pacific (CC&P) Railroad Quiet Zone

Historically, municipalities had been able to adopt local ordinances banning the sounding of train horns or whistles and the railroads for the most part complied. Then in 1988 the State adopted legislation requiring train horns be sounded at all public highway-rail crossings. The railroads complied resulting in a large public outcry and court action.

The U.S. Congress passed a law in 1994 requiring trains to sound their horns at all public grade crossings. This law did however leave some leeway for "reasonable exceptions" which would be determined by the Federal Railroad Administration (FRA). The FRA developed a Final Rule on April 27, 2005 that set forth criteria by which communities would be allowed to create zones where trains would not sound their horns, Quiet Zones. These Quiet Zones can be created if they substitute safety improvements that give the same level of risk reduction that a train horn would provide. The Quiet Zone could be created at one crossing or at multiple crossings through more than one community.

The DuPage Mayor & Managers Conference (DM&MC) has requested the Village participate in the creation of a Quiet Zone along the CC&P Railroad corridor from Elmhurst to Bartlett. Six other communities were also asked to participate and include: Elmhurst, Addison, Villa Park, Bloomingdale, Hanover Park and Bartlett.

There exist 22 at grade railroad crossings along this corridor. Two of these crossings at Powis Road and Gary Avenue do not meet the minimum safety improvements required to qualify for creation of a Quiet Zone. They do not have constant warning time circuitry (CWTC). CWTC times the lowering of the gates so regardless of the train's speed the gates will be closed for the same amount of time from when they are lowered to when the train arrives at the crossing.

DM&MC preliminarily estimated the cost to add CWTC to these two crossings at \$50,000 to \$500,000 per location. They now believe the cost to be only \$100,000 per crossing although the cost could increase dramatically if the existing wiring is old and needs to be replaced or if there are other utilities or impediments in the railroad right-of-way that require relocation or if there is

another crossing nearby as is the case with the Gary Avenue crossing. DM&MC could not give us a specific cost not to exceed amount at this time. Once more detailed surveys and engineering studies have been performed they will be able to provide us with a better cost estimate.

DM&MC has recommended that the seven municipalities where the crossings are located would equally split the costs of the improvements. We can receive 70% funding through the Surface Transportation Program (STP) with the seven municipalities picking up the remaining 30% local share. Assuming DM&MC's cost estimate of \$200,000 is accurate, each municipality would be responsible for approximately \$8,600. If the costs escalated to their very upper range, each municipality could be responsible for \$86,000. This is highly unlikely, but costs could still increase.

Staff did review the railroad corridor and found that both Lombard and Glendale Heights had existing residences just as close to the railroad as us. In addition unincorporated DuPage County residents also live along this corridor and near crossings. It would seem reasonable for DM&MC to include Lombard, Glendale Heights and DuPage County in their request to financially participate, as they would also benefit from the creation of a Quiet Zone. Staff has made that request to DM&MC.

The DM&MC has asked the Village to participate in creating this new Quiet Zone by signing the Public Authority Delegation. See attached. This is Step 1 of the process. Step 2 would be providing a written Notice of Intent to create a New Quiet Zone. Step 3 involves the formation of a Diagnostic Team to review each grade crossing to make final determinations or recommendations for safety improvements. Step 4 the Diagnostic Team evaluates each crossing to determine other safety needs. In Step 5 a Notice of Quiet Zone Establishment must be provided.

After reviewing the processes and requirements to create a Quiet Zone I would recommend the Village participate with the following conditions:

- a) All municipalities, including DuPage County, which benefit in the creation of a Quiet Zone would equally participate financially.
- b) If the costs increase by more than 15% the Village reserves the right to withdraw from our commitment to participate.

DM&MC also requested one municipality to be the lead agency. Because my recommendation include conditions I don't believe it would be best for the Village to be the lead agency in case we were to withdraw from participation.

Cc: William N. Cleveland, Assistant Village Engineer

PUBLIC AUTHORITY DELEGATION

Quiet Zone Name: _____

The [City/Village/County/Township] of _____ hereby delegates to the [City/Village] of _____ the authority to take such actions as are required by 49 CFR Part 222 for the purpose of creating the New Quiet Zone identified above.

Name

Title

Signature

Date

AGENDA ITEM

Village of Carol Stream I-3 8-1-05
Interdepartmental Memo

DATE: July 27, 2005
TO: Joseph E. Breinig, Village Manager
FROM: Terry Davis, Administration Secretary *td*
RE: **Raffle License Application**
Carol Stream Professional Firefighters Association

The Carol Stream Professional Firefighters Association-Local 3192 seeks permission to sell raffle tickets for a cash raffle drawing scheduled for Saturday, October 8, 2005 at the Fire District Open House, 365 Kuhn Road, Carol Stream, Illinois. Attached is the Class C raffle license application (aggregate value of all prizes is greater than \$5000 but less than \$50,000). The funds raised by this raffle are to be used for the medical expenses of two firefighters and their families.

Also enclosed is a letter respectively requesting a waiver of the required license fee as well as the manager's fidelity bond. Please include this application request on the upcoming August 1, 2005 board meeting agenda for the Village Board's consideration.

If you have any questions regarding this matter, please contact me at extension 6450.

td
Attachments



DATE APPLICATION SUBMITTED: 7-27-05
 Date AND LICENSE Issued: _____
 License No: _____
 Classification: CLASS "C"
 Fee: \$50

VILLAGE OF CAROL STREAM

RAFFLE LICENSE APPLICATION

Applications must be submitted at least thirty (30) days before beginning to sell raffle chances. *Local*

1. Name of organization: Carol Stream Professional Firefighters Association
 2. Address of organization: PO. Box 88391 Carol Stream, IL 60188
 3. Telephone Number: (630) 546-5015

4. Name of Presiding Officer: TOM NASH
 Address: 879 ^{Dartmouth Ct.} Hanover Park, IL Tel. # (630) 625-2994 Birth Date: 6/17/65

Physical Description: M 6' 230 BEN BRN
 Sex Height Weight Hair Color Eye Color

Number of years as a member of this organization: 7 yrs

5. Name of Secretary: GREG SCHWARZE
 Address: 339 Shelburne Dr. C.S. Tel # (630) 690-6311 Birth Date: 2/8/66

Physical Description: M 6'0" 190 BRN BRN
 Sex Height Weight Hair Color Eye Color

Number of years as a member of this organization: 6 yrs

6. Name of Raffle Manager: JEFF BLAKSLEY
 Address: 435 E. Kimball Ave. Woodstock, IL 60098 Tel # (815) 378-0242 Birth Date: 11/17/74

Physical Description: M 6'3" 205 BRN BRN
 Sex Height Weight Hair Color Eye Color

Number of years as a member of this organization: 4 yrs

7. Date of the raffle drawing: October 8, 2005 Fire District Open House

8. Time period when raffle tickets will be sold? September 1, 2005 - Oct. 7, 2005

9. Identify area/s within Village where raffle tickets will be sold or issued:

RAFFLE TICKETS will be issued to FIREFIGHTERS AND
SOLD BY WORD OF MOUTH

10. Raffle ticket cost? \$100

11. Maximum cash prize: ~~\$12,000.00~~ ^{\$5,000.00} Maximum value non-cash prize: NA

12. Aggregate value of raffle prizes: \$12,000.00

13. Describe how raffle winners will be chosen: Drawing (random)

14. Location where raffle drawing will be held: Carol Stream Fire District head quarters
3105 KURTZ RD. OCT. 8, 2005

15. Has the applicant, or any person with a proprietary, equitable or credit interest in this raffle ever been convicted of a felony?

If so, explain in detail: NO

16. Has applicant, or any person with a proprietary, equitable or credit interest in this raffle ever been a professional gambler or gambling promoter? NO

If so, explain in detail: _____

17. Date organization was formed in Carol Stream: 1988

18. Is the sponsoring organization a non-profit, charitable organization? YES

19. Who (Person/Org.) will receive the net raffle proceeds? Goebel family & Crivolio family
For MEDICAL expenses

20. Will raffle proceeds benefit Carol Stream residents? YES

If so, how? beneficiary is a Carol Stream resident

21. Are any participating raffle sponsors under the age of 18 years? NO

22. Is the person managing or operating this raffle a bona fide member of the sponsoring organization?

YES

23. Will any person receive remuneration or profit for participating in the management or operation of this raffle? NO

24. Have you held raffles in any surrounding communities? NO

If so, which communities and when? _____

IMPORTANT

1. IF NOT ALREADY ON FILE, PLEASE INCLUDE WITH THIS APPLICATION A COPY OF THE APPLICANT'S ARTICLES OF INCORPORATION AND/OR ORGANIZATION CHARTER.
2. A CURRENT COPY OF A MANAGER'S FIDELITY BOND MUST BE SUBMITTED BEFORE A RAFFLE LICENSE CAN BE GRANTED.
3. VILLAGE ORDINANCE REQUIRES EACH ORGANIZATION LICENSED TO CONDUCT RAFFLES TO REPORT ITS GROSS RECEIPTS, EXPENSES AND NET PROCEEDS FROM RAFFLES, AS WELL AS AN ITEMIZED LISTING OF THE DISTRIBUTION OF THE NET PROCEEDS. FAILURE TO REPORT THIS INFORMATION MAY RESULT IN THE DENIAL OF FUTURE RAFFLE LICENSE REQUESTS.
4. ALL LICENSE FEES WAIVED FOR NON-PROFIT ORGANIZATIONS SINCE 1990 SHALL AUTOMATICALLY BE WAIVED IN SUBSEQUENT YEARS PROVIDED THAT THE ORGANIZATION SUBMITS ALL APPROPRIATE DOCUMENTATION AS REQUIRED ABOVE AND THERE ARE NO CHANGES TO THE APPLICATION WHICH WOULD AFFECT THE LEGALITY OF THE RAFFLE. A MAXIMUM OF THREE ANNUAL LICENSES FOR EACH NON-PROFIT ORGANIZATION ARE ELIGIBLE FOR A FEE WAIVER.

The undersigned swears that the organization, in whose name this application is submitted will not violate any Ordinances of the Village of Carol Stream or laws of the State of Illinois or the United States of America, in conducting the raffle described herein, and that the information contained in this application is true and correct to the best of our knowledge and belief; further, the undersigned releases the Carol Stream Police Department from any liability of damage of whatever nature in investigating the information contained herein.

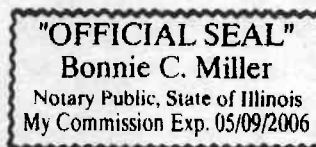
Presiding Officer: Thomas Nuss

Secretary: Walter H. Schlegel

Subscribed and sworn to before me

this 26 day of July, 2005

Bonnie C. Miller
Notary Public





Carol Stream Professional Firefighters Association

International Association of Fire Fighters • Local 3192
PO Box 88391 • Carol Stream, Illinois 60188-0391



July 20, 2005

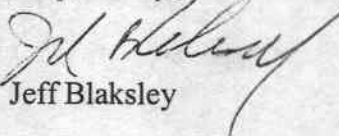
Village of Carol Stream
500 N. Gary Avenue
Carol Stream, IL 60188
Attn: Village Board Members

To whom it may concern:

The Carol Stream Professional Firefighters Association would like to conduct a raffle to raise funds that will benefit two of our brothers and their families in a time of need. Firefighter Don Crivolio's wife is battling Multiple Sclerosis and is faced with mounting health care costs and Firefighter Jerrod Goebel was involved in a serious car accident, which killed his wife. Jerrod is faced with months of rehabilitation and raising his two daughters as a single father.

Included with this letter is the required Raffle License Application. The Carol Stream Professional Firefighters Association respectfully requests that the Village Board waive the \$50 license fee as well as the manager's fidelity bond. Thank you in advance for your attention in this matter.

Respectfully,


Jeff Blaksley



Carol Stream Professional Firefighters Association

International Association of Fire Fighters • Local 3192
PO Box 88391 • Carol Stream, Illinois 60188-0391



The following information is in reference to the Articles of Incorporation and/or Organization Charter. The Carol Stream Professional Firefighters Association Certificate of Affiliation is framed and secured to the wall. The document contains the following information:

Certification of Affiliation

International Association of Fire Fighters

Carol Stream Professional Firefighters Association, IL L3192

October 13, 1988

Schedule of Bills

VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
A FREEDOM FLAG CO. 4x6 flags for TC	199.00	MUNICIPAL PROMOTION	07.433.286		11211		263 00307
ACTION LOCK & KEY INC KEYS - TOWN CENTER	22.50	OPERATING SUPPLIES	01.467.317		54518		262 00007
AIRGAS SAFETY LYONS recertification winch	173.15	EQUIPMENT MAINTENANCE	04.420.284		\$7748499001		263 00224
replace/repair safety	601.01	EQUIPMENT MAINTENANCE	04.420.284		\$7914553001		263 00220
work gloves	34.57	UNIFORMS	04.420.324		\$7914613001		263 00213
	808.73	*VENDOR TOTAL					
ALLWAYS INC FULL E-MAIL FOR JUL/05	10.95	DUES & SUBSCRIPTIONS	01.465.234		132637	460441 P	262 00039
ALPHA SHIRT COMPANY shirts-safety green	72.27	UNIFORMS	01.467.324		25766568		263 00142
AMER FIRST AID SERVICES first aid supplies	58.51	OPERATING SUPPLIES	01.465.317		590494		263 00091
AMERICAN LEGAL PUBLISHIN MUNICIPAL CODE UPDATE	6,489.46	CONSULTANT	01.458.253		47881	460427 P	262 00046
AMERICAN PUBLIC WORKS sem-turner Fleet mgmt	150.00	TRAINING	01.469.223		6/8/05		263 00064
AMOCO OIL 06519607 Gas for car from MGIA	21.67	AUTO GAS & OIL	01.466.313		68629001		263 00257
ANDERSON ESQ./DALE 2 TRAINING CD'S-POLICE	30.00	REFERENCE MATERIALS	01.466.318		SEARCH/SEIZURE		262 00058
APA MEMBERSHIPS AND SU PC members dues	455.00	DUES & SUBSCRIPTIONS	01.453.234		030605-03884		263 00199
subscriptions	710.00	DUES & SUBSCRIPTIONS	01.463.234		030605-03884		263 00200

Schedule of Bills

VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE	
APA MEMBERSHIPS AND SU Don Bastian mbership	432.00 1,597.00	DUES & SUBSCRIPTIONS *VENDOR TOTAL	01.463.234		112887052905		263 00208	
APT Training for Thomas	270.00	TRAINING	01.466.223		30016524		263 00270	
ARAMARK UNIFORM #701 uniform services uniform services uniform services uniform services uniform services uniform services uniform services uniform services uniform services uniform services uniform services uniform services uniform services uniform services uniform services uniform services uniform services uniform services Towels for 4-D Event	9.84 36.76 6.54 56.94 23.42 9.84 36.76 6.54 56.94 23.42 9.84 36.76 6.54 56.94 23.42 9.84 6.54 56.94 39.72 20.46 200.00 600.50	UNIFORM CLEANING MAINTENANCE SUPPLIES UNIFORM CLEANING UNIFORM CLEANING UNIFORM CLEANING UNIFORM CLEANING MAINTENANCE SUPPLIES UNIFORM CLEANING UNIFORM CLEANING UNIFORM CLEANING UNIFORM CLEANING UNIFORM CLEANING UNIFORM CLEANING UNIFORM CLEANING UNIFORM CLEANING UNIFORM CLEANING UNIFORM CLEANING UNIFORM CLEANING UNIFORM CLEANING MAINTENANCE SUPPLIES UNIFORM CLEANING MAINTENANCE & REPAIR *VENDOR TOTAL	01.467.267 01.467.319 01.468.267 01.469.267 04.420.267 01.467.267 01.467.319 01.468.267 01.469.267 04.420.267 01.467.267 01.468.267 01.469.267 01.469.267 04.420.267 01.467.267 01.468.267 01.469.267 01.467.319 04.420.267 01.468.244		7014831798 7014831798 7014831798 7014831798 7014831798 7014839625 7014839625 7014839625 7014839625 7014839625 7014847336 7014847336 7014847336 7014847336 7014847336 7014847336 7014847336 7014847336 7014847336 7014847336 7014847336 7014847336			263 00070 263 00071 263 00072 263 00073 263 00074 263 00076 263 00077 263 00078 263 00079 263 00080 263 00083 263 00084 263 00085 263 00086 263 00087 263 00092
ASSURED FLOW SALES hydraulic grease	124.36	OPERATING SUPPLIES	04.420.317		3793		263 00222	
ATCO MANUFACTURING CO disposable towels	337.25	OPERATING SUPPLIES	04.420.317		10090387		263 00217	
B & F TECHNICAL CODE SER PLUMB INSP'S JUN 17-29	800.00	CONSULTANT	01.464.253		21816	463194 P	262 00021	

Schedule of Bills

VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
B&H INDUSTRIES-AH							
Paper	332.68	OPERATING SUPPLIES	01.462.317		000000000		263 00310
Reimbursement	359.54CR	OPERATING SUPPLIES	01.462.317		000000000		263 00311
	26.86CR	*VENDOR TOTAL					
BALLY'S STATION MONORA							
Monrail LV/ISCC	3.00	TRAINING	01.460.223		301450376		263 00112
BARAK BUSINESS SERVICE							
GiveAway T-Shirts	430.56	MUNICIPAL PROMOTION	07.433.286		22712		263 00231
BARNES GROUP							
signs	103.20	STREET SIGNS	06.432.344		5207545001		263 00146
BATTERY SERVICE CORP							
batteries	339.90	PARTS PURCHASED	01.469.354		140545		263 00286
dc-140 battery	69.95	PARTS PURCHASED	01.469.354		141176		263 00297
batteries - #440	185.85	PARTS PURCHASED	01.469.354		239028		263 00277
	595.70	*VENDOR TOTAL					
BEST BUY 00003046							
digital camera	424.97	SMALL EQUIPMENT EXPENSE	01.465.350		0350476		263 00305
BEST WAY INC							
master locks for site	399.62	OPERATING SUPPLIES	04.420.317		no inv		263 00223
BRACING SYSTEMS							
Tape Measure	12.95	OPERATING SUPPLIES	01.462.317		27302		263 00308
ratchet chain binder	111.90	OPERATING SUPPLIES	01.467.317		28773		263 00128
edger, float	52.90	OPERATING SUPPLIES	04.420.317		28777		263 00328
flagging tape, wood	143.68	OPERATING SUPPLIES	01.467.317		30264		263 00151
	321.43	*VENDOR TOTAL					
BROOK ELECTRIC-CAROL S							
conduit,cond ell	84.20	OPERATING SUPPLIES	04.420.317		S1753677001		263 00323

Schedule of Bills

VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P	ID	LINE
BUCK BROS INC solenoid,ring	124.81	PARTS PURCHASED	01.469.354		01238410			263	00281
BUD'S & BLOOMS INC FLOWERS WILLING	57.00	EMPLOYEE RECOGNITION	01.452.242		7/1/05			262	00064
FLOWERS-DAN OAKLAND	95.00	EMPLOYEE RECOGNITION	01.452.242		7/1/05			262	00065
FLOWERS- B SAVERINO	51.00	EMPLOYEE RECOGNITION	01.452.242		7/1/05			262	00066
	203.00	*VENDOR TOTAL							
BUSHNELL PERFORMANCE O Binoculars repair	45.50	OPERATING SUPPLIES	01.466.317		9381872			263	00155
Binoculars repair	45.50	OPERATING SUPPLIES	01.466.317		9381880			263	00156
Binoculars repair	45.50	OPERATING SUPPLIES	01.466.317		9381906			263	00154
	136.50	*VENDOR TOTAL							
C D W GOVERNMENT INC SWITCH HARDWARE MAINT	615.00	OTHER EQUIPMENT	01.465.412		SM20175	460459	P	262	00041
DVD'S FOR BOARD MTGS	27.00	OFFICE SUPPLIES	01.452.314		SM32115			262	00040
ANTI VIRUS SUBSCRIPT	4,112.50	SOFTWARE MAINTENANCE	01.465.255		SN22228	460458	P	262	00042
	4,754.50	*VENDOR TOTAL							
C PIZZA ENTERPRISE Food /Tobacco Agents	49.50	OPERATING SUPPLIES	01.466.317		1k388237			263	00242
C S PUBLIC LIBRARY RFUND NCPERS-A MEYERS	24.00	MISCELLANEOUS REVENUE	01.350.407		A MEYERS			262	00072
C.P.P INC Reference Materials	185.40	REFERENCE MATERIALS	01.466.318		IN685076			263	00273
CAROL STREAM LAWN P stihl trimmer repairs	79.10	OPERATING SUPPLIES	04.420.317		154780			263	00314
water parts	132.65	OPERATING SUPPLIES	04.420.317		154999			263	00317
filter,prefilter	4.71	AUTO MAINTENANCE & REPAI	01.467.212		155344			263	00129

Schedule of Bills

VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
CAROL STREAM LAWN P muffler,locknut	236.65 453.11	AUTO MAINTENANCE & REPAI *VENDOR TOTAL	01.467.212		155762155763		263 00135
CARQUEST #2765 oil,air,fuel filters	300.50	PARTS PURCHASED	01.469.354		C487369		263 00282
plastic razor blades	4.38	OPERATING SUPPLIES	01.469.317		C487449		263 00283
crimp fittings	24.73	PARTS PURCHASED	01.469.354		C487596		263 00284
brake rotors	168.85	PARTS PURCHASED	01.469.354		C488110		263 00287
rain cap - Tk 44	11.11	PARTS PURCHASED	01.469.354		C489229		263 00291
cop boots,spark plugs	24.29	PARTS PURCHASED	01.469.354		C489416		263 00294
brake rotors, pads	62.10	PARTS PURCHASED	01.469.354		C489440		263 00295
returned brake rotors	168.85CR	PARTS PURCHASED	01.469.354		557078		263 00288
	427.11	*VENDOR TOTAL					
CDBH PAHCS II POST OFFER PHYSICAL	117.00	EMPLOYMENT PHYSICALS	01.459.225		57838		262 00036
RANDOM DRG TESTING	120.50	EMPLOYEE SERVICES	01.459.273		57838		262 00037
	237.50	*VENDOR TOTAL					
CDW*GOVERNMENT INC HP 1320 Laserjet	397.00	COMPUTER EQUIPMENT	01.466.413		SL43511		263 00023
HP 1320 Laserjet	396.99	COMPUTER EQUIPMENT	01.467.413		SL43511		263 00024
	793.99	*VENDOR TOTAL					
CHEM-CARE INC. towels, tp, foam cups	295.00	JANITORIAL SUPPLIES	01.467.276		28229		263 00139
CHICAGO COMMUNICATION VRM Mainten July 05	480.00	RADIO MAINTENANCE	01.466.227		137293	466418	263 00047
CHICAGO HILTON error in chg reversed	4.17	MEETINGS	01.452.222		00000		263 00187
US Conference Mayors	1,544.66	MEETINGS	01.452.222		532519		263 00188
Overcharge/USCM	148.00CR	MEETINGS	01.452.222		532519		263 00189
	1,400.83	*VENDOR TOTAL					

Schedule of Bills

VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P	ID	LINE
CLASSIC LANDSCAPE, LTD JUL/05 NORTH AVE, SCHMALE	10,325.00	AUTO MAINTENANCE & REPAI	01.467.212		18410	460430	P	262	00006
COMMONWEALTH EDISON CO SRV FRM 5/26-6/27	186.67	ELECTRICITY	06.432.248		7139030002			262	00022
CONCEPT COMMERCIAL new truck radio	599.00	RADIOS	01.467.417		110079			263	00125
CONSERVATION FOUNDATION, MEMBERSHIP RNWL-KNUDSEN	15.00	DUES & SUBSCRIPTIONS	01.462.234		2005/06 MEMB			262	00023
CONVENTION CNTR MONORA MonorailLV/ISCC	3.00	TRAINING	01.460.223		303240130			263	00113
CORRPRO - MEDINA replace rectifier	4,275.00	MAINTENANCE & REPAIR	04.420.244		J1120391	467202		263	00093
COUNTY CLERK-GARY A KING NOTARY COMM-QUINN	10.00	DUES & SUBSCRIPTIONS	01.466.234		P QUINN			262	00034
COUNTY COURT REPORTERS I PLN COMM MINS-JUN 27TH	125.00	COURT RECORDER FEES	01.453.241		085875			262	00011
CROWN TROPHY 116 TC Sponsor Placques	420.00	MUNICIPAL PROMOTION	07.433.286		1769			263	00306
CUSTOM SERVICE HEAT-COOL MAINT ON AIR COND-P/WKS	106.25	MAINTENANCE & REPAIR	01.469.244		07/07/2005			262	00062
MAINT ON EQUIPMENT-P/WKS	634.26	MAINTENANCE & REPAIR	01.469.244		6/22/05			262	00061
MAINT ON AIR COND-P/WKS	591.25	MAINTENANCE & REPAIR	01.469.244		7/8/05			262	00063
	1,331.76	*VENDOR TOTAL							
D P A printer cartridges	176.00	OFFICE SUPPLIES	01.463.314		2988			263	00191

Schedule of Bills

VENDOR NAME	DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P	ID LINE
D P A									
	replenish supplies	789.00	OFFICE SUPPLIES	01.466.314		3077			263 00265
	toner cartridges	430.00	OFFICE SUPPLIES	01.466.314		3084			263 00051
	laser cartridges	152.00	OFFICE SUPPLIES	01.466.314		3120			263 00267
		1,547.00	*VENDOR TOTAL						
DAILY HERALD									
	Valve Exer Bid	36.40	OPERATING SUPPLIES	04.420.317		T3540999			263 00227
	public notice	64.61	PUBLIC NOTICES/INFORMATI	01.453.240		T3544758			263 00196
	public notice	63.70	PUBLIC NOTICES/INFORMATI	01.453.240		T3544779			263 00197
	public notice	68.25	PUBLIC NOTICES/INFORMATI	01.453.240		T3544790			263 00198
		232.96	*VENDOR TOTAL						
DAILY HERALD CLASS									
	public notices	55.51	PUBLIC NOTICES/INFORMATI	01.453.240		t3538164			263 00193
	public notices	196.56	PUBLIC NOTICES/INFORMATI	01.453.240		t3538256			263 00194
	public notices	66.43	PUBLIC NOTICES/INFORMATI	01.453.240		T3529825			263 00195
	Valve Exer Bid	3.64CR	OPERATING SUPPLIES	04.420.317		T3540999			263 00228
	public notice	89.18	PUBLIC NOTICES/INFORMATI	01.453.240		T3544747			263 00203
		404.04	*VENDOR TOTAL						
DELL MARKETING LP									
	REPLMT PC'S -POLICE	1,967.56	COMPUTER EQUIPMENT	01.466.413		F07339220	460466 P		262 00045
	REPLMT PC'S -FINANCE	1,967.56	COMPUTER EQUIPMENT	01.461.413		F07339220	460466 P		262 00067
	7 REPLMNT PC'S-POLICE	5,539.94	COMPUTER EQUIPMENT	01.466.413		F07342752	460467 P		262 00044
	BOARD LAPTOPS	3,863.16	COMPUTER EQUIPMENT	01.452.413		F10099103	460468 P		262 00043
		13,338.22	*VENDOR TOTAL						
DELL MARKETING-COMPANY									
	digital camera, card	156.16	SMALL EQUIPMENT EXPENSE	01.467.350		682005			263 00140
	digital camera, card	41.43	SMALL EQUIPMENT EXPENSE	01.467.350		682005			263 00141
		197.59	*VENDOR TOTAL						
DESIGNER PAPER/MULTI									
	violation warning ntc	873.20	PRINTED MATERIALS	01.466.315		0170197			263 00050

Schedule of Bills

VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
DESIGNER PAPER/MULTI							
lost license reprt	141.00	PRINTED MATERIALS	01.466.315		171444		263 00052
crime prevention rem	369.00	PRINTED MATERIALS	01.466.315		171560		263 00053
prop inv sheet	469.89	PRINTED MATERIALS	01.466.315		171678		263 00054
	1,853.09	*VENDOR TOTAL					
DMV LOGISTICS							
Limo to MDY/ISCC	75.00	TRAINING	01.460.223		2507		263 00114
Limo from MDY/ISCC	75.00	TRAINING	01.460.223		2524		263 00116
	150.00	*VENDOR TOTAL					
DOCUFORMS INC							
Mtnce DocuChecks	750.00	OFFICE EQUIPMENT MAINTEN	01.461.226		001086	461391	263 00001
DocuChecks System	4,107.50	COMPUTER EQUIPMENT	01.461.413		001086	461391	263 00002
	4,857.50	*VENDOR TOTAL					
DOJE'S, INC.							
forensic light source	475.90	SMALL EQUIPMENT EXPENSE	01.466.350		11712		263 00249
DUNKIN DONUTS							
Bicycle rodeo Food	36.00	COMMUNITY RELATIONS	01.466.325		7413		263 00263
DUPAGE AUTO BATH							
Carwash	5.25	AUTO MAINTENANCE & REPAI	01.462.212		May 05		263 00170
Carwashes	297.87	AUTO MAINTENANCE & REPAI	01.466.212		May 05		263 00171
detail admin car	75.00	AUTO MAINTENANCE & REPAI	01.465.212		0967613		263 00109
	378.12	*VENDOR TOTAL					
DUPAGE COUNTY TREASURER							
GIS FEE FOR JUNE-ENGR	225.00	GIS SYSTEM	01.462.257		0670		262 00054
GIS FEE FOR JUNE-BLDG	225.00	GIS SYSTEM	01.463.257		0670		262 00055
	450.00	*VENDOR TOTAL					
DUPAGE SECURITY SOLUTI							
MC key & lube oil	10.88	OPERATING SUPPLIES	01.466.317		11737		263 00057

Schedule of Bills

VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
EARTH TECH INC FAIR OAKS PHASE II-ENGR	15,910.56	CONSTRUCTION	01.472.480		349951	462237	P 262 00009
ELLERMEIR/CAROL FACEPAINTING-WHEEL OF JU	50.00	COMMUNITY RELATIONS	01.466.325		WHL JUSTICE		262 00012
EMPIRE COOLER SERVICE ice for town center	270.00	MUNICIPAL PROMOTION	07.433.286		00001		263 00152
EVOKE IDEA GROUP INC BROCHURE CHG ORDER	4,433.00	ECONOMIC DEVELOPMENT	01.463.246		05-1036	463196	P 257 00002
EXAMINER PUBLICATIONS Auction Advertising	43.00	OPERATING SUPPLIES	01.466.317		10115672		263 00254
Auction Advertising	40.00	OPERATING SUPPLIES	01.466.317		10115782		263 00255
	83.00	*VENDOR TOTAL					
FACTORY CARD OUTLET #1 Bradleys return party	57.33	EMPLOYEE RECOGNITION	01.452.242		160405		263 00061
FAMILY FOODS #297 S5E Supp Bike Rodeo	32.92	COMMUNITY RELATIONS	01.466.325		2595		263 00243
Food for Basset Class	5.99	COMMUNITY RELATIONS	01.466.325		8642		263 00246
	38.91	*VENDOR TOTAL					
FECHHEIMER BROS CO Sgt. Pece	159.42	UNIFORMS	01.466.324		369789		263 00161
FEDEX INV SUMMARY JUN 29	74.18	POSTAGE	01.465.229		3-903-28142	460436	P 262 00057
INV SUMMARY JUL 06	65.52	POSTAGE	01.465.229		3-914-77690	460436	P 262 00056
	139.70	*VENDOR TOTAL					
FIRST ADVANTAGE CORPORAT RANDOM DRUG TESTS	83.85	EMPLOYEE SERVICES	01.459.273		5066983		262 00035

Schedule of Bills

VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
FLAMINGO HILTON LASTIP ISCC mellor	7.00	TRAINING	01.460.223		addtl chg		263 00115
FLEET SAFETY SUPPLY branch guards	68.88	PARTS PURCHASED	01.469.354		33594		263 00279
FULLIFE LLC Safety Equipment	285.34	UNIFORMS	01.467.324		3866		263 00225
Safety Equipment	68.50	UNIFORMS	04.420.324		3866		263 00226
Guards for Sign Posts	46.00	STREET SIGNS	01.467.344		3924		263 00229
	399.84	*VENDOR TOTAL					
FUTURE ENVIRONMENTAL I filter contrainer pu	70.00	OPERATING SUPPLIES	01.469.317		162074		263 00274
GAL*GALLS INC Slim Jims	139.91	OPERATING SUPPLIES	01.466.317		577588050001		263 00167
GAP OUTLET 1981 Clothing Allow Castro	106.96	UNIFORMS	01.466.324		9288		263 00212
GEIB INDUSTRIES INC inventory parts	892.26	PARTS PURCHASED	01.469.354		294857001		263 00293
GORDON FLESCH CO INC EVALUTION OF FAX MACH	115.97	OFFICE EQUIPMENT MAINTEN	01.465.226		49064		262 00068
GORDON FLESCH COMPANY Scanning images	13,000.00	RECORDS STORAGE	01.466.232		318720	466419	263 00021
Rcds copier 4/15-5/16	250.40	OFFICE EQUIPMENT MAINTEN	01.466.226		335111		263 00042
	13,250.40	*VENDOR TOTAL					
GOVERNMENT FINANCE OFF Public Investor Sub.	55.00	DUES & SUBSCRIPTIONS	01.461.234		0005191S		263 00019

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VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P	ID	LINE
GRAND HARBOR RESORT									
MGIA hotel Pece	240.75	TRAINING	01.466.223		92388			263	00259
MGIA hotel Scifert	240.75	TRAINING	01.466.223		92389			263	00260
	481.50	*VENDOR TOTAL							
GREENWAY INSTANT PRINT									
insp postcards & hgrs	905.10	PRINTED MATERIALS	01.464.315		251432			263	00204
HOBBY-LOBBY #0195									
Supp Bike Rodeo	60.41	COMMUNITY RELATIONS	01.466.325		6/3/05			263	00244
HOWARD JR/THOMAS F									
LEGAL SRV-JUNE/05	5,681.25	LEGAL FEES	01.457.238		109	466386	P	262	00005
ICI-DULUX-PAINTS #0478									
paint	28.15	MAINTENANCE SUPPLIES	01.468.319		000123390			263	00107
paint	28.15	MAINTENANCE SUPPLIES	01.468.319		123645			263	00110
brushes	6.44	MAINTENANCE SUPPLIES	01.468.319		123646			263	00111
	62.74	*VENDOR TOTAL							
IL ASSN CHIEFS OF POLICE									
APPL-IACP POLIC CHF CERT	100.00	TRAINING	01.466.223		D C OAKLAND			262	00060
IL SECRETARY OF STATE									
TITLE & PLTS-\$QD#652	73.00	AUTO MAINTENANCE & REPAI	01.466.212		PLATES-#652	467268	P	262	00010
TITLE/PLTS-TRL #457	75.00	AUTO MAINTENANCE & REPAI	01.467.212		TRL #457	467267	P	262	00031
	148.00	*VENDOR TOTAL							
IL SECRETARY OF STATE									
LIC/F991323	79.75	AUTO MAINTENANCE & REPAI	01.466.212		2710967			263	00176
LIC/F991322	79.75	AUTO MAINTENANCE & REPAI	01.466.212		2710983			263	00175
LIC/Y623035	79.75	AUTO MAINTENANCE & REPAI	01.466.212		2710991			263	00174
LIC/Y623033	79.75	AUTO MAINTENANCE & REPAI	01.466.212		2711002			263	00173
	319.00	*VENDOR TOTAL							

Schedule of Bills

VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
ILLINI POWER PRODUCTS							
repairs to #710	528.86	OUTSOURCING SERVICES	01.469.353		90803		263 00296
repairs to #709	685.38	OUTSOURCING SERVICES	01.469.353		90842		263 00299
	1,214.24	*VENDOR TOTAL					
ILLINOIS CENTURY NETWORK CHARGES FR JUNE 2005	430.00	DUES & SUBSCRIPTIONS	01.465.234		0012980-IN	460457 P	262 00047
ILLINOIS MUNICIPAL LEAGU REG-MCCARTHY 92ND CONF	360.00	MEETINGS	01.452.222		92ND CONFERENC		257 00001
ILLINOIS STATE POLICE FEE FOR NON FINGERPRINT	12.00	INVESTIGATION FUND	01.466.330		FINGERPRINT		262 00059
IMAGISTICS							
pwc copier exp may 05	14.00	COPY EXPENSE	01.467.231		401738126		263 00088
pwc copier exp may 05	14.00	COPY EXPENSE	04.410.231		401738126		263 00089
pwc copier exp may 05	14.00	COPY EXPENSE	04.420.231		401738126		263 00090
	42.00	*VENDOR TOTAL					
INTELLIGENT SOLUTIONS IN CONSULTING SERV-5/20	350.00	CONSULTANT	01.465.253		05-1074	460316 P	262 00033
INTOXIMETERS, INC.							
PBT mouth pieces	125.70	OPERATING SUPPLIES	01.466.317		170640		263 00181
Gas tank for ER/IC	175.00	OPERATING SUPPLIES	01.466.317		170759		263 00182
	300.70	*VENDOR TOTAL					
J U L I E INC							
LOCATES FOR JUNE	122.08	PROPERTY MAINTENANCE	01.467.272		06-05-0345		262 00050
LOCATES FOR JUNE	122.08	NPDES PERMIT FEE	04.410.272		06-05-0345		262 00051
LOCATES FOR JUNE	122.09	PROPERTY MAINTENANCE/NPD	04.420.272		06-05-0345		262 00052
	366.25	*VENDOR TOTAL					

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VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
JACKSON HIRSCH INC removable adhesive bk	86.79	OPERATING SUPPLIES	01.467.317		0570033		263 00143
JANI S PIZZA Dare party-\$pring Trl	156.00	COMMUNITY RELATIONS	01.466.325		093574		263 00258
JC SCHULTZ ENT/FLAG SO signs	279.48	STREET SIGNS	06.432.344		0000136731		263 00144
JCPENNEY STORE 2376 Clothing Allow paskev	318.90	UNIFORMS	01.466.324		100909		263 00256
JEWEL-OSCO 3246 S31 Spring Trl DARE grad	19.96	COMMUNITY RELATIONS	01.466.325		324601031812		263 00025
Spring Trl DARE grad	4.29	COMMUNITY RELATIONS	01.466.325		324603003412		263 00026
Pop for Town Center	20.98	MUNICIPAL PROMOTION	07.433.286		324606000715		263 00120
pop for t.c.	47.47	MUNICIPAL PROMOTION	07.433.286		324611002314		263 00235
	92.70	*VENDOR TOTAL					
JEWEL-OSCO 3283 S31 Bradley return party	29.74	EMPLOYEE RECOGNITION	01.452.242		0051136		263 00062
JOE COTTON FORD valve assembly	67.38	PARTS PURCHASED	01.469.354		251545		263 00276
sensor assembly	22.55	PARTS PURCHASED	01.469.354		251551		263 00275
alternator	217.40	PARTS PURCHASED	01.469.354		251669		263 00280
alternator	217.40	PARTS PURCHASED	01.469.354		251916		263 00290
Wrong invoice billing	96.95	AUTO MAINTENANCE & REPAI	01.466.212		347		263 00157
Credited wrong billin	96.95CR	AUTO MAINTENANCE & REPAI	01.466.212		347		263 00158
Repair Brakes 617	328.93	AUTO MAINTENANCE & REPAI	01.466.212		355804		263 00159
Repair 624	403.25	AUTO MAINTENANCE & REPAI	01.466.212		355977		263 00162
brake repairs- #631	500.03	OUTSOURCING SERVICES	01.469.353		356587		263 00289
	1,756.94	*VENDOR TOTAL					

Schedule of Bills

VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
KAMMES AUTO&TRUCK state testing-trucks	104.00	AUTO MAINTENANCE & REPAI	01.467.212		96993		263 00134
KELLY P. REYNOLDS & AS subscription	75.00	DUES & SUBSCRIPTIONS	01.464.234		Milroy		263 00205
KOHL'S #0065 Clothing allow Lally	39.99	UNIFORMS	01.466.324		650014168761		263 00250
LADY FOOT LOCKER #6052 Bike Ptrl shoes jhnsn	49.99	UNIFORMS	01.466.324		29642		263 00028
LASER TECHNOLOGY INC Repair Laser speed	346.36	OPERATING SUPPLIES	01.466.317		34979RI		263 00046
LERNER N Y INC 0283 clothing allow johnsn	171.50	UNIFORMS	01.466.324		00283-03		263 00027
LESCO SC 0661 mulch mats,flight ctl	623.30	OPERATING SUPPLIES	01.467.317		12506894		263 00126
LEWIS UNIVERSITY Tuition Lt. Orr	3,432.00	TRAINING	01.466.223		200415619	466445	263 00031
LOWE'S #1821 plumbing supplies EC	11.74	OPERATING SUPPLIES	01.466.317		011989		263 00101
plumbing fixtures EC	4.72	OPERATING SUPPLIES	01.466.317		014420		263 00099
hardware bikerake VH	12.50	MAINTENANCE SUPPLIES	01.468.319		017245		263 00100
retractable hose	159.92	SMALL EQUIPMENT EXPENSE	04.420.350		02517		263 00315
coupler hose plugs	71.68	OPERATING SUPPLIES	04.420.317		02517		263 00316
adapter,brass fitting	21.28	OPERATING SUPPLIES	04.420.317		02582		263 00321
locks	34.93	OPERATING SUPPLIES	01.467.317		04176		263 00133
tc irrigation	16.30	MAINTENANCE & REPAIR	01.467.244		04549		263 00236
t c padlock	15.72	MAINTENANCE & REPAIR	01.467.244		04859		263 00239

Schedule of Bills

VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
LOWE'S #1821							
packaging tape	19.13	OFFICE SUPPLIES	01.466.314		05458		263 00049
tc kitchen	11.18	MAINTENANCE & REPAIR	01.467.244		06087		263 00238
	379.10	*VENDOR TOTAL					
MAIL BOXES ETC							
postage	27.24	POSTAGE	04.420.229		68244515		263 00330
MARIOS							
sausage-mother's day	62.21	OPERATING SUPPLIES	01.467.317		00219		263 00131
Pizza/Cruise Night	309.25	MUNICIPAL PROMOTION	07.433.286		140161		263 00303
	371.46	*VENDOR TOTAL					
MARQUEE PROMOTIONS INC							
Balloons	245.92	MUNICIPAL PROMOTION	07.433.286		8994		263 00302
Temporary Tatoos	136.20	MUNICIPAL PROMOTION	07.433.286		8997		263 00300
Beachballs	374.30	MUNICIPAL PROMOTION	07.433.286		9005		263 00301
	756.42	*VENDOR TOTAL					
MARTENS/RICHARD A							
SRV FOR 3/02 - 4/12	1,120.00	LEGAL FEES	01.457.238		6/8/2005	466461 P	262 00027
STMT FOR 3/2-6/2	1,995.00	LEGAL FEES	01.457.238		6/8/2005	466461 P	262 00028
	3,115.00	*VENDOR TOTAL					
MCDONALD'S M4963 OQ17							
Lunch w/contest winnr	11.69	COMMUNITY RELATIONS	01.466.325		137		263 00030
Prisoner care x 4	10.40	PRISONER CARE	01.466.326		4963 6/10/05		263 00063
	22.09	*VENDOR TOTAL					
MEYER MATERIAL CO.							
concrete	300.00	CONCRETE	06.432.338		300396		263 00130
MIDWEST GROUNDCOVER							
perennial VH	75.65	MAINTENANCE & REPAIR	01.468.244		a196826		263 00096

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VENDOR NAME	DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
MIDWEST METER INC								
	Meter Reads May 05	1,515.40	UTILITY BILL PROCESSING	04.410.221		050506	461394	263 00013
	Meter Reads May 05	1,515.41	UTILITY BILL PROCESSING	04.420.221		050506	461394	263 00014
	Meter Reads June 05	1,628.59	UTILITY BILL PROCESSING	04.410.221		50042	461394	263 00015
	Meter Reads June 05	1,628.58	UTILITY BILL PROCESSING	04.420.221		50042	461394	263 00016
	new const meters&fitt	1,338.91	METERS	04.420.333		73553	467264	263 00082
		7,626.89	*VENDOR TOTAL					
MINUTEMAN PRESS								
	permit application	611.22	PRINTED MATERIALS	01.464.315		10083		263 00206
	Bob Glees cards	36.94	PRINTED MATERIALS	01.463.315		10105		263 00192
	Don Bastian cards	23.93	PRINTED MATERIALS	01.463.315		10349		263 00210
	Ray Milroy cards	23.93	PRINTED MATERIALS	01.464.315		10349		263 00211
		696.02	*VENDOR TOTAL					
MOTOR BOOKS								
	annual subscription	2,080.00	REFERENCE MATERIALS	01.469.318		no inv	2260	263 00292
MOTOROLA, INC. - ONLIN								
	LiveScan Station	35,363.00	OTHER EQUIPMENT	01.466.412		23001707	466394	263 00007
	Mugshot Update	5,505.00	OTHER EQUIPMENT	01.466.412		23001707	466394	263 00008
	Training	5,234.00	TRAINING	01.466.223		23001707	466394	263 00009
	Lighting Kit	709.00	SMALL EQUIPMENT EXPENSE	01.466.350		23001707	466394	263 00010
		46,811.00	*VENDOR TOTAL					
NATIONAL CRIME PREVENT								
	Supp./Bike Rodeo	777.31	COMMUNITY RELATIONS	01.466.325		ca6010		263 00247
NATIONAL WATERWORKS 22								
	main valve rubber-hyd	720.00	OPERATING SUPPLIES	04.420.317		061005		263 00221
	thoroc plug - 5lbs	360.00	CONCRETE	06.432.338		2432734		263 00148
		1,080.00	*VENDOR TOTAL					
NATIONAL WATERWORKS 48								
	hydrant parts	240.00	OPERATING SUPPLIES	04.420.317		2418470		263 00215

Schedule of Bills

VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
NEENAH FOUNDARY frame,grate,curb plat	239.00	OPERATING SUPPLIES	04.420.317		768365		263 00081
NEHER ELECTRIC SUPPLY syl lamps	302.52	STREET LIGHT MAINTENANCE	01.467.271		138956		263 00241
NEOPOST Lease June 05	291.95	OFFICE EQUIPMENT MAINTEN	01.465.226		3853716	461414	263 00022
NEWSLIBRARY.COM ARTICL News Archive	2.95	OPERATING SUPPLIES	01.466.317		XVOYBIUTQ7FY		263 00032
NEXTEL *DOWNLOAD&SVCS for radar	3.99	RADIO MAINTENANCE	01.467.227		no inv		263 00145
NORTH AMERICAN SALT CO salt	7,439.24	SALT	06.432.335		no inv		263 00127
salt	8,726.49	SALT	06.432.335		no inv		263 00138
salt	9,000.00	SALT	06.432.335		no inv		263 00149
	25,165.73	*VENDOR TOTAL					
NORTH EAST MULTI REG Comp use Exe 2/7-2/10	750.00	TRAINING	01.466.223		59519		263 00035
Training Assessment	5,865.00	TRAINING	01.466.223		60975	466439	263 00041
Intrvw & intergtn 2/8	660.00	TRAINING	01.466.223		61456		263 00036
Cmptr fraud Harrison	300.00	TRAINING	01.466.223		61826		263 00037
Drug Law Castro/Scift	200.00	TRAINING	01.466.223		62345		263 00038
Police photo Nickels	10.00	TRAINING	01.466.223		62571		263 00039
Lead/Ethic/Well schnd	350.00	TRAINING	01.466.223		63169		263 00040
	8,135.00	*VENDOR TOTAL					
O M I (OPER MNTNC INTN'L WRC OPERATIONS-AUG/05	119,329.42	OMI CONTRACT	04.410.262		31410	467108 P	262 00049

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VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
OASIS IRRIGATION CONNECTION SRV-TWN CTR	150.00	PROPERTY MAINTENANCE	01.467.272		45276		262 00008
OFFICE DEPOT #1105							
office supplies	24.06	OFFICE SUPPLIES	01.467.314		290698297001		263 00065
office supplies	16.64	OFFICE SUPPLIES	01.469.314		290698297001		263 00066
office supplies	2.95	OFFICE SUPPLIES	04.410.314		290698297001		263 00067
office supplies	21.59	OFFICE SUPPLIES	04.420.314		290698297001		263 00068
returned tape-st	11.46CR	OFFICE SUPPLIES	01.467.314		290698297001		263 00069
office supplies	13.83	OFFICE SUPPLIES	01.463.314		290890241001		263 00190
office supplies	37.60	OFFICE SUPPLIES	01.466.314		2908966661		263 00266
Misc. Office Supplies	66.85	OFFICE SUPPLIES	01.465.314		291586927001		263 00118
Ink Cartridge	170.28	OPERATING SUPPLIES	01.461.317		291865367001		263 00011
Office Supplies	20.70	OFFICE SUPPLIES	01.461.314		291865367001		263 00012
office supplies	130.05	OFFICE SUPPLIES	01.463.314		292062469001		263 00201
office supplies	7.48	OFFICE SUPPLIES	01.463.314		292092441001		263 00202
office supplies	485.58	OFFICE SUPPLIES	01.464.314		293433412001		263 00209
	986.15	*VENDOR TOTAL					
OFFICE MAX 00000596 Office Supplies	11.47	OFFICE SUPPLIES	01.466.314		42442556		263 00271
ONESTI ENTERTAINMENT COR TWN CTR CONSULTANT FEE	10,000.00	MUNICIPAL PROMOTION	07.433.286		5038	460469 P	262 00032
2005 SUMR IN CTR EVENTS	8,351.35	MUNICIPAL PROMOTION	07.433.286		5041	460469 P	262 00048
	18,351.35	*VENDOR TOTAL					
PANERA BREAD #647 Q53 PCIRT Meeting	12.73	MEETINGS	01.466.222		209		263 00269
PAPA SAVERIO'S PIZZERI Re: Robbery Inv	41.68	OPERATING SUPPLIES	01.466.317		392883		263 00251
Bradleys return	399.51	EMPLOYEE RECOGNITION	01.452.242		392884		263 00268
	441.19	*VENDOR TOTAL					

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VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
PARTY CENTRAL Dare supplies	12.77	COMMUNITY RELATIONS	01.466.325		308993-001		263 00262
PICKERMAN'S Working Board Mtg.	112.50	MEETINGS	01.452.222		006		263 00119
PIZZA HUT 04051546 Lunch w/contest winne	29.62	COMMUNITY RELATIONS	01.466.325		00002		263 00033
PLANT RENTALS PLANT RENTL-JULY 2005	150.00	MAINTENANCE & REPAIR	01.468.244		21549	460449 P	262 00026
PLOTE CONSTRUCTION INC 2005 FLEX PAVEMNT PROJ	262,712.71	STREET RESURFACING	06.432.470		50150.03	462233 P	262 00069
2005 FLEX PAVEMNT PROJ	26,271.28CR	RETAINAGE - PLOTE 2005	06.2640		50150.03	462233 P	262 00070
	236,441.43	*VENDOR TOTAL					
POMPS TIRE SERVICE tires & user fees	1,070.00	PARTS PURCHASED	01.469.354		711101		263 00278
PORTABLE COMMUNICATION Radio supplies	576.00	RADIO MAINTENANCE	01.466.227		I00504700		263 00178
POSITIVE PROMOTIONS IN refund from 05/05	892.36CR	COMMUNITY RELATIONS	01.466.325		02089941		263 00059
PRIORITY ELECTRONICS Laptop Battery	252.98	SMALL EQUIPMENT EXPENSE	01.465.350		PE73323		263 00183
PROFESSIONAL INSPECTIO sound level meter	181.85	SMALL EQUIPMENT EXPENSE	01.464.350		377967.70641		263 00207
PROFILE GRAPHICS INC SUMMER 2005 NEWSLTR	3,569.00	PUBLIC NOTICES/INFORMATI	01.452.240		6933	460411 P	262 00025

Schedule of Bills

VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
QUINLAN PUBLISHING GP Search/seizure sbscrp	154.97	DUES & SUBSCRIPTIONS	01.466.234		15367938		263 00048
RADCO COMMUNICATIONS I Repr Scifert's Radio	60.00	RADIO MAINTENANCE	01.466.227		67437		263 00153
Repair radios	240.00	RADIO MAINTENANCE	01.466.227		67451		263 00160
Repair 634	137.60	AUTO MAINTENANCE & REPAI	01.466.212		67536		263 00163
Repair 617,640	75.00	AUTO MAINTENANCE & REPAI	01.466.212		67567		263 00164
	512.60	*VENDOR TOTAL					
RADIO SHACK 00164616 tc message board	15.98	MUNICIPAL PROMOTION	07.433.286		207664		263 00240
READERS PUBLICATION SERV 2 YR SUBSCRIP-BOWSER	50.00	DUES & SUBSCRIPTIONS	01.465.234		0517-347951444		262 00038
ROSATIS PIZZA 00 OF 00 Food for Volunteers	106.75	COMMUNITY RELATIONS	01.466.325		5554915		263 00245
SAFE RIDE NEWS PUBLICA Subs Aug 05 - July 06	77.00	DUES & SUBSCRIPTIONS	01.466.234		4871		263 00043
SAFETY SYSTEMS CORP Eby vest carrier	79.20	UNIFORMS	01.466.324		32653		263 00045
Schneider SWAT gear	57.15	OPERATING SUPPLIES	01.466.317		33348		263 00044
	136.35	*VENDOR TOTAL					
SAFETY-KLEEN CORP machine maintenance	270.15	EQUIPMENT MAINTENANCE	01.469.284		0029088185		263 00285
SANDERS/GAIL FACEPAINTING-WHEEL OF JU	50.00	COMMUNITY RELATIONS	01.466.325		WHL OF JUSTICE		262 00013
SBC SRV FOR JUN 8-JUL 7	33.95	TELEPHONE	01.468.230		630221073207		262 00071

Schedule of Bills

VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
SBC							
CHRGs JUNE 5-JUL 4	3,197.87	TELEPHONE	01.465.230		630665705007		262 00002
CHRGs JUNE 5 - JUL 4	385.19	TELEPHONE	01.471.230		630665755307		262 00001
	3,617.01	*VENDOR TOTAL					
SBC BUSINESS PH PMT-MW							
Apr 8 - May 7/05	34.19	TELEPHONE	01.468.230		630221073205		263 00005
Apr 17-May 16/05	153.97	TELEPHONE	01.456.230		630540111205		263 00020
Apr 5 - May 4/05	3,021.04	TELEPHONE	01.465.230		630665705005		263 00003
Apr 5 - May 4/05	384.70	TELEPHONE	01.467.230		630665755305		263 00004
Apr 5 - May 4/05	17.05	TELEPHONE	04.420.230		630665991495		263 00006
Apr 11-May 10/05	230.96	TELEPHONE	01.466.230		630668216705		263 00017
	3,841.91	*VENDOR TOTAL					
SCHWEPPE & SONS, INC. tc kitchen	19.98	MAINTENANCE & REPAIR	01.467.244		700866		263 00237
SEARS ROEBUCK 1172 jeans-zamecnik	117.95	UNIFORMS	04.420.324		011725211290		263 00324
SEAWAY SUPPLY CO							
credit from may 05	196.00CR	OPERATING SUPPLIES	04.420.317		38317		263 00219
drill bits	82.41	TOOLS	04.420.316		3831701		263 00218
laundry/hand towels	170.00	OPERATING SUPPLIES	01.467.317		38331		263 00132
towels, wiper orange	134.95	OPERATING SUPPLIES	01.467.317		38649		263 00150
	191.36	*VENDOR TOTAL					
SIGN PROS							
Paskevicz magnetic	15.00	OPERATING SUPPLIES	01.466.317		23268		263 00172
SIR SPEEDY PRINTING							
Dare programs-grad	180.50	COMMUNITY RELATIONS	01.466.325		17571		263 00261
SMITH SURVEILLANCE INC							
INVESTIGATIVE MTG	400.00	LEGAL FEES	01.457.238		2068		262 00030

Schedule of Bills

VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
SPECTRUM BAGS Bags for TC	348.00	MAINTENANCE SUPPLIES	01.468.319		2615		263 00230
SPEEDY SIGNARAMA vehicle graphics	300.50	AUTO MAINTENANCE & REPAI	01.467.212		24924		263 00123
TC Banners	792.00	MUNICIPAL PROMOTION	07.433.286		25409		263 00304
	1,092.50	*VENDOR TOTAL					
SYX*TIGERDIRECTINC ET supplies	295.66	OPERATING SUPPLIES	01.466.317		P63176550102		263 00177
TERRACE SUPPLY COMPANY gas cylldr 5/16-6/15	60.14	EQUIPMENT RENTAL	01.469.264		267408Z		263 00298
TESTING SERVICE CORP 2005 FLEX PAVEMENT	2,477.55	CONSTRUCTION	01.472.480		IN053820	462234 P	262 00029
THE BLUE LINE advertisement po test	367.00	PERSONNEL HIRING	01.451.228		1839		263 00233
THE HOME DEPOT #1943 supplies	60.51	OPERATING SUPPLIES	01.467.317		no inv		263 00137
supplies	49.35	OPERATING SUPPLIES	01.467.317		no inv		263 00312
Hose for dry cabinet	31.64	OPERATING SUPPLIES	01.466.317		0107797		263 00252
rod, steel wool, clips	41.30	OPERATING SUPPLIES	01.467.317		0113761		263 00234
torch & supplies	76.25	OPERATING SUPPLIES	04.420.317		0154666		263 00327
reducer	3.16	OPERATING SUPPLIES	04.420.317		0163683		263 00319
fittings, pvc	32.90	OPERATING SUPPLIES	04.420.317		0178624		263 00329
weatherstrip	2.82	PARTS PURCHASED	01.469.354		0181214		263 00313
sampling supplies	48.08	OPERATING SUPPLIES	04.420.317		0182279		263 00331
gloves, bulbs	109.55	OPERATING SUPPLIES	04.420.317		0183483		263 00322
returned reducer	3.94CR	OPERATING SUPPLIES	04.420.317		0306936		263 00320
straps	49.44	OPERATING SUPPLIES	04.420.317		0586362		263 00214
reducer	3.94	OPERATING SUPPLIES	04.420.317		0591024		263 00318

Schedule of Bills

VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P	ID	LINE
THE HOME DEPOT #1943									
cf bulb	7.97	OPERATING SUPPLIES	04.420.317		0602722			263	00075
Paint Brushes	2.91	MAINTENANCE SUPPLIES	01.468.319		54088			263	00103
brushes	14.08	MAINTENANCE SUPPLIES	01.468.319		8010695			263	00108
supplies	13.91	MAINTENANCE SUPPLIES	01.468.319		9019329			263	00104
lock returned	3.17CR	MAINTENANCE SUPPLIES	01.468.319		9306972			263	00106
screw driver	3.94	MAINTENANCE SUPPLIES	01.468.319		9306973			263	00105
	544.64	*VENDOR TOTAL							
THE HOME DEPOT 1917									
dehumidifier torch	250.88	OPERATING SUPPLIES	04.420.317		0294538			263	00325
THE HOME DEPOT 1927									
10-gal. maple tree	89.00	MAINTENANCE SUPPLIES	01.468.319		2145308			263	00121
Return tree	119.96CR	MAINTENANCE SUPPLIES	01.468.319		9213986			263	00122
	30.96CR	*VENDOR TOTAL							
THE HOME DEPOT 1952									
10-gal. maple tree	119.96	MAINTENANCE SUPPLIES	01.468.319		2110625			263	00117
THE HUNTING SHACK INC									
Ammunition	2,702.40	AMMUNITION	01.466.321		29014	466421		263	00034
THIRD MILLENIUM ASSOC IN									
WTR BILL NOTICE-JUN	1,141.70	UTILITY BILL PROCESSING	04.410.221		5748	461412	P	262	00018
WTR BILL NOTICE-JUN	1,141.70	UTILITY BILL PROCESSING	04.420.221		5748	461412	P	262	00019
4TH OF JUL PARADE NOTICE	941.04	MUNICIPAL PROMOTION	07.433.286		5748	461412	P	262	00020
E-PAY FOR JUNE/2005	225.00	UTILITY BILL PROCESSING	04.410.221		5749	461411	P	262	00016
E-PAY FOR JUNE/2005	225.00	UTILITY BILL PROCESSING	04.420.221		5749	461411	P	262	00017
	3,674.44	*VENDOR TOTAL							
THOMSON CORPORATION/THE									
COMPILED STATE STATUS	175.05	PRINTED MATERIALS	01.458.315		809202410			262	00003
COMPILED STATE STATUS	175.05	PRINTED MATERIALS	01.466.315		809202410			262	00004
	350.10	*VENDOR TOTAL							

Schedule of Bills

VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
TICKETS NORTHEAST, INC Bears tickets	234.20	EMPLOYEE RECOGNITION	01.452.242		Employee Rec		263 00232
TITAN SUPPLY INC paper supplies VH	626.50	MAINTENANCE SUPPLIES	01.468.319		5972		263 00098
TL BRISCOE SIGNS keepout fountn signs	60.00	MAINTENANCE SUPPLIES	01.468.319		50295		263 00102
TOTAL FIRE AND SAFETY, Fire Extingishers	154.50	OPERATING SUPPLIES	01.466.317		CAR210		263 00180
TRAFFIC CONTROL & PROT posts for signs	380.38	STREET SIGNS	01.467.344		41824		263 00136
signs for t.c.	430.20	STREET SIGNS	06.432.344		41950		263 00147
	810.58	*VENDOR TOTAL					
TRANS UNION LLC INVESTIGATIVE FUND	35.00	INVESTIGATION FUND	01.466.330		06516446		262 00014
UNITED LABORATORIES solvent,grime grabber	375.65	OPERATING SUPPLIES	01.467.317		13705R		263 00124
UPS*1Z203FT30392665244 Lally - Flashlight	6.27	OPERATING SUPPLIES	01.466.317		1z203ft30392		263 00179
UPS*1Z203FT30396387261 Mobile Vision	10.68	RADIO MAINTENANCE	01.466.227		1z203ft30396		263 00166
VALUE CITY 00001271 water TC 4 day	238.80	MAINTENANCE & REPAIR	01.468.244		8370		263 00094
VILLAGE OF CAROL STREAM- FOUNT WTR 4/01-6/07	1,016.09	HEATING GAS	01.468.277		900-0040		262 00024

Schedule of Bills

VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
WAL-MART #1553 Packaging	3.79	OPERATING SUPPLIES	01.466.317		7500079		263 00253
WATER ENVIRONMENT FEDT WEF Mem Dues Knudsen	145.00	DUES & SUBSCRIPTIONS	01.462.234		01722067		263 00309
WE GROW DREAMS plants TC & VH	205.70	MAINTENANCE & REPAIR	01.468.244		11337		263 00095
flowers VH	55.25	MAINTENANCE & REPAIR	01.468.244		11455		263 00097
	260.95	*VENDOR TOTAL					
WEST SUBURBAN LIMO Ferraro Limo/ICSC	44.00	MEETINGS	01.452.222		1637724		263 00184
Ferraro Limo/NLC/PSCP	85.00	MEETINGS	01.452.222		5015810		263 00186
Ferraro Limo/NLC/PSCP	55.00	MEETINGS	01.452.222		5337893		263 00185
	184.00	*VENDOR TOTAL					
WHEATON PARK DISTRICT PACT camp act 7/25	360.00	COMMUNITY RELATIONS	01.466.325		93172		263 00029
WHEATON 1 HOUR PHOTO FILM PROCESSING-POLICE	154.69	OPERATING SUPPLIES	01.466.317		7/04/05		262 00015
WW GRAINGER 143 gauge, low pressure	32.76	OPERATING SUPPLIES	04.420.317		1125699328		263 00326
XEROX CAC1 Mtnce Lease May 05	1,429.84	COPY EXPENSE	01.465.231		010112413	460129	263 00018
Z-ROSE PRODUCTIONS Bike Rodeo Shirts	860.00	COMMUNITY RELATIONS	01.466.325		8179		263 00248
ZIEBELL WATER SERVICE b-box parts	632.60	OPERATING SUPPLIES	04.420.317		174966000		263 00216

Schedule of Bills

VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
ZIEGLER'S ACE-CAROL ST							
seized vehicle keys	35.06	OPERATING SUPPLIES	01.466.317		86536815		263 00056
Seized vehicle keys	30.57	OPERATING SUPPLIES	01.466.317		86540580		263 00058
Seized vehicle key	3.29	OPERATING SUPPLIES	01.466.317		86544042		263 00060
Keys/Trailer festival	3.58	OPERATING SUPPLIES	01.466.317		86550112		263 00264
	72.50	*VENDOR TOTAL					
16 TYPES COM							
Reference Materials	78.89	REFERENCE MATERIALS	01.466.318		A2216196		263 00272
7-ELEVEN STORE 23545							
Charged tax & credit	13.04CR	OPERATING SUPPLIES	01.466.317		23545 5/6		263 00165
Ice for Bradley	13.04	OPERATING SUPPLIES	01.466.317		23545 5/6		263 00168
Ice for Bradley	12.72	OPERATING SUPPLIES	01.466.317		23545 5/6		263 00169
DARE party Sprng Trl	6.44	COMMUNITY RELATIONS	01.466.325		2440		263 00055
	19.16	*VENDOR TOTAL					

BRC/ISD FINANCIAL SYSTEM
07/14/2005 13:54:44

Schedule of Bills

VILLAGE OF CAROL STREAM
GL540R-V06.70 PAGE 27

VENDOR NAME	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
DESCRIPTION							
REPORT TOTALS:	628,540.56						

RECORDS PRINTED - 000404

BRC/ISD FINANCIAL SYSTEM
07/14/2005 13:54:45

Schedule of Bills

VILLAGE OF CAROL STREAM
GL060S-V06.70 RECAPPAGE
GL540R

FUND RECAP:

FUND	DESCRIPTION	DISBURSEMENTS
01	GENERAL CORPORATE FUND	203,526.89
04	WATER & SEWER O/M FUND	139,192.91
06	MOTOR FUEL TAX FUND	263,266.71
07	CIVIC ENHANCEMENT FUND	22,554.05
TOTAL ALL FUNDS		628,540.56

BANK RECAP:

BANK	NAME	DISBURSEMENTS
055	OAK BROOK BANK	628,540.56
TOTAL ALL BANKS		628,540.56

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

DATE APPROVED BY

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Schedule of Bills

VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
ALLWAYS INC FULL E-MAIL FOR AUG/05	10.95	DUES & SUBSCRIPTIONS	01.465.234		132776	460441	P 272 00052
AMER FIRST AID SERVICES FIRST AID CABINET-JUN 05	253.70	OPERATING SUPPLIES	01.465.317		540394	460470	P 272 00010
FIRST AID CAB-JULY05	64.10	OPERATING SUPPLIES	01.465.317		540469	460470	P 272 00004
	317.80	*VENDOR TOTAL					
ANCEL, GLINK, DIAMOND, BUSH LEGAL SRV FOR JUN/2005	5,654.29	LEGAL FEES	01.457.238		7/19/2005	460438	P 272 00077
B & F TECHNICAL CODE SER PLUMB INSP'S 7/1-7/15	820.00	CONSULTANT	01.464.253		21899	463194	P 272 00005
B & H INDUSTRIES COPIER MTR -ENGR JUL/05	67.90	OFFICE EQUIPMENT MAINTEN	01.462.226		647995	462232	P 272 00019
B M C SOLUTIONS INC 400 MODEM 8/1-10/31	12.22	OFFICE EQUIPMENT MAINTEN	01.465.226		658303	461380	P 272 00012
270 SYSTEM 8/1-10/31	140.55	OFFICE EQUIPMENT MAINTEN	01.465.226		658303	461380	P 272 00013
SERV FOR 8/1-10/31	348.33	OFFICE EQUIPMENT MAINTEN	01.465.226		658303	460380	P 272 00053
CANCELED SERV-PTN5215	278.66CR	OFFICE EQUIPMENT MAINTEN	01.465.226		659461	460380	P 272 00054
	222.44	*VENDOR TOTAL					
BAXTER & WOODMAN INC CHARGER LIFT CT RPLMT	1,691.06	CONSTRUCTION	04.410.480		101613	467223	P 272 00028
BEST QUALITY CLEANING IN CLEANING SERV-JULY05	2,621.25	JANITORIAL SERVICES	01.468.276		18777	460377	P 272 00001
CLEANING SERV-JULY05	873.75	JANITORIAL SUPPLIES	01.467.276		18777	460377	P 272 00002
	3,495.00	*VENDOR TOTAL					
CHRISTOPHER B BURKE ENGR SMA REVW-CS PARK DIST	72.00	CONSULTANT	01.462.253		51073	462185	P 272 00080

Schedule of Bills

VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
CHRISTOPHER B BURKE ENGR SMA REVW-TWN & COUNTRY SMA REVW-DUKE REALTY	108.00 3,680.00 3,860.00	CONSULTANT CONSULTANT *VENDOR TOTAL	01.462.253 01.462.253		51074 51076	462185 462185	P 272 00078 P 272 00079
CLASSIC LANDSCAPE, LTD LAWN MAINT -JUNE/05	3,265.00	MAINTENANCE & REPAIR	01.468.244		18564	460430	P 272 00034
COMMONWEALTH EDISON CO SERV FOR 6/20-7/19 SERV FOR 6/20-7/19 SERV 6/10-7/09 SERV FOR 6/21-7/21 SERV FOR 6/20-7/21 CHRG FOR 6/21-7/22 SERV 6/10-7/09	684.89 5,900.55 30.06 2,753.11 92.18 145.71 119.45 9,725.95	ELECTRICITY ELECTRICITY ELECTRICITY ELECTRICITY ELECTRICITY ELECTRICITY ELECTRICITY *VENDOR TOTAL	04.410.248 04.420.248 06.432.248 06.432.248 01.467.248 01.468.248 01.467.248		0793651000 0793651000 108301009 4863004008 6337409002 6675448009 6827721000		272 00040 272 00041 272 00025 272 00043 272 00042 272 00074 272 00026
COUNTY COURT REPORTERS I PLAN COMM MTG JUL 11	230.00	COURT RECORDER FEES	01.453.241		085984		272 00031
CUSTOM SERVICE HEAT-COOL REPAIR AC @ P/WKS	274.11	MAINTENANCE & REPAIR	01.467.244		7/18/05		272 00015
DU-COMM QTRLY SHR AUG-OCT/05	124,528.00	GENERAL COMMUNICATIONS	01.466.245		12868	466463	P 272 00029
DUPAGE COUNTY DATA PROCESS POLICE-JUNE	250.00	ANIMAL CONTROL	01.466.249		0628		272 00023
DUPAGE COUNTY ANIMAL CON ANIMAL CONTROL-JUNE 2005	285.00	ANIMAL CONTROL	01.466.249		61-11053	466441	P 272 00006
DUPAGE COUNTY CLERK ANNUAL PLAT PAGES-MAPES	46.00	REFERENCE MATERIALS	01.463.318		MAPES		269 00001

Schedule of Bills

VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
E S R I INC							
PRIORITY SUPPORT-ENGR	595.00	SOFTWARE MAINTENANCE	01.462.255		91166642	462239	P 272 00020
GPS ANALYST -ENGR	2,000.00	OTHER EQUIPMENT	01.462.412		91166642	462239	P 272 00021
	2,595.00	*VENDOR TOTAL					
ELECTION SYSTEMS & SOFTW							
RECEIPT PAPER -CASHIER	96.74	OPERATING SUPPLIES	01.461.317		565281		272 00055
EXAMINER PUBLICATIONS IN							
AD-RAINBOW KIDS-TWN CTR	40.00	MUNICIPAL PROMOTION	07.433.286		10116110		272 00016
FEDEX							
INV SUMMARY JUL 13	78.19	POSTAGE	01.465.229		3-925-79960	460436	P 272 00018
INV SUMM JUL 20,2005	39.96	POSTAGE	01.465.229		3-937-62260	460436	P 272 00030
	118.15	*VENDOR TOTAL					
FERRARO/ROSS							
TOLLS & MILEAGE REIMB	645.50	MEETINGS	01.452.222		MILEAGE/TOLLS		272 00057
GALLAGHER BENEFIT ADMINI							
FLEX SPEND ACCT-JUL05	191.40	EMPLOYEE SERVICES	01.459.273		0029615-IN		272 00022
GEN POWER							
GENERATOR RENTL-TWN CTR	4,099.94	MUNICIPAL PROMOTION	07.433.286		R09502	460483	P 272 00007
I R M A							
REF OF DUP CLAIMS	375.37	INSURANCE REIMBURSEMENT	01.350.415		139701/13950		272 00075
IEPA FISCAL SERVICES SEC							
PERMIT #IL0026352	61,214.80	NPDES PERMIT FEE	04.410.272			460485	P 271 00003
PERMIT #ILR400308	2,040.50	PROPERTY MAINTENANCE(NPD	01.462.272			460485	P 271 00004
	63,255.30	*VENDOR TOTAL					
IL DEPT COMMER-COMMUN AF							
EARNED OPTICOM GRANT	1,709.61	CONTINGENCY	01.465.499		7/1/00-6/30/02		271 00002

Schedule of Bills

VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
IL DEPT EMPLOYMENT SECUR UNEMPLMNT-3/20-6/25	4,016.00	UNEMPLOYMENT COMP	01.459.115		3/20-6/25,2005	459138	P 272 00076
IL SECRETARY OF STATE -N NOTARY COMM-IGNATIUS	10.00	DUES & SUBSCRIPTIONS	01.466.234		E IGNATIUS		272 00008
NOTARY COMMISS RNWL	10.00	DUES & SUBSCRIPTIONS	01.461.234		M SULLIVAN		272 00033
	20.00	*VENDOR TOTAL					
ILLINOIS PAPER COMPANY COPY PAPER-ADM	450.00	COPY EXPENSE	01.465.231		273392-000		272 00056
ILLINOIS STATE POLICE FINGR PRNT-CARNIVAL EXPL	39.00	OPERATING SUPPLIES	01.466.317		JUN 01,2005		272 00038
FINGR PRNT-CARNIVAL EXPL	576.00	OPERATING SUPPLIES	01.466.317		JUN 01,2005		272 00039
	615.00	*VENDOR TOTAL					
LIDLAW EDUCATION SERVIC 10 BUSES-TWN CTR JUL05	1,896.76	MUNICIPAL PROMOTION	07.433.286		188-C-007115	460480	P 272 00024
MERIT EMPLOYMENT ASSESSM ADM ENTRY LEV TESTING	4,683.55	PERSONNEL HIRING	01.451.228		2051075	459137	P 272 00003
MORONI & HANDLEY PTNSHP LEGAL SRVS FOR JUN/05	3,635.00	LEGAL FEES-PROSECUTION	01.457.235		7/18/05	460464	P 272 00027
NOTARY PUBLIC AGENCY NOTARY COMM-IGNATIUS	36.00	DUES & SUBSCRIPTIONS	01.466.234		E IGNATIUS		272 00009
NOTARY COMMISS RNWL	36.00	DUES & SUBSCRIPTIONS	01.461.234		M SULLIVAN		272 00032
	72.00	*VENDOR TOTAL					
PLOTE CONSTRUCTION INC 2005 FLEX PAVMNT PROJ	159,756.30	STREET RESURFACING	06.432.470		51050.04	462233	P 272 00081
2005 FLEX PAVMNT PROJ	16,730.47	RETAINAGE - PLOTE 2005	06.2640		51050.04	462233	P 272 00082
	176,486.77	*VENDOR TOTAL					

Schedule of Bills

VENDOR NAME	DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
SAFETY KIDS INC	REG FOR SAFETY KIDS CLS	100.00	TRAINING	01.466.223		J JOHNSON		272 00037
SBC	SERV FOR JUN 17-JUL 16	45.59	TELEPHONE	04.420.230		630Z86102907		272 00044
	SERV FOR JUN 17- JUL 16	45.59	MAINTENANCE & REPAIR	01.468.244		630Z996564007		272 00050
	SERV FOR JUN 17- JUL 16	243.12	TELEPHONE	01.465.230		630Z99671907		272 00051
	SERV FOR JUN 17- JUL 16	153.22	TELEPHONE	01.456.230		630540111207		272 00049
	SERV FOR JUN 17- JUL 16	110.43	TELEPHONE	04.410.230		708Z063006007		272 00045
	SERV FOR JUN 17- JUL 16	45.59	TELEPHONE	04.410.230		708Z86001307		272 00046
	SERV FOR JUN 17- JUL 16	45.59	TELEPHONE	04.410.230		708Z86121207		272 00047
	SERV FOR JUN 17- JUL 16	1,112.23	TELEPHONE	04.420.230		708Z86529807		272 00048
		1,801.36	*VENDOR TOTAL					
SIR SPEEDY PRINTING #612	VLG HAPPENINGS NWSLTR	673.65	PRINTED MATERIALS	01.465.315		17659		272 00035
SPIZZIRRI / PETER	REIMB FOR TUITION -BOSTO	610.00	TRAINING	01.466.223		BOSTON UNV		272 00036
STEVENS TITLE SERVICE IN	2 VEHICLE TITLES-POLICE	140.00	AUTO MAINTENANCE & REPAI	01.466.212		DALY/MORENO		271 00001
THORNE ELECTRIC	ELECT SUPPLIES-MAINT	419.46	MAINTENANCE SUPPLIES	01.468.319		14859		272 00014
U S CONFERENCE OF MAYORS	FISCAL YEAR DUES 2006	3,192.00	DUES & SUBSCRIPTIONS	01.452.234		27757	460482 P	272 00017
VERIZON WIRELESS MESSAGI	SERV FOR JUL/05-BLDG	3.61	PAGING	01.464.243		U1-113407		269 00002
	SERV FOR JUL/05-POLICE	3.05	PAGING	01.466.243		U1-113407		269 00003
	SERV FOR JUL/05-POLICE	25.27	PAGING	01.466.243		U1-113407		269 00004
	SERV FOR JUL/05-POLICE	49.41	PAGING	01.466.243		U1-113407		269 00005
	SERV FOR JUL/05-POLICE	10.83	PAGING	01.466.243		U1-113407		269 00006
	SERV FOR JUL/05-POLICE	7.22	PAGING	01.466.243		U1-113407		269 00007

Schedule of Bills

VENDOR NAME DESCRIPTION	AMOUNT	ACCOUNT NAME	FUND & ACCOUNT	CLAIM	INVOICE	PO#	F/P ID LINE
VERIZON WIRELESS MESSAGI							
SERV FOR JUL/05-POLICE	21.66	PAGING	01.466.243		U1-113407		269 00008
SERV FOR JUL/05-POLICE	43.32	PAGING	01.466.243		U1-113407		269 00009
SERV FOR JUL/05-P/WKS	3.61	PAGING	01.467.243		U1-113407		269 00010
SERV FOR JUL/05-P/WKS	50.54	PAGING	01.467.243		U1-113407		269 00011
SERV FOR JUL/05-P/WKS	10.83	PAGING	01.467.243		U1-113407		269 00012
SERV FOR JUL/05-MAINT	7.22	PAGING	01.468.243		U1-113407		269 00013
SERV FOR JUL/05-ADM	7.22	TELEPHONE	01.465.230		U1-113407		269 00014
SERV FOR JUL/05-GARAGE	3.61	EQUIPMENT MAINTENANCE	01.469.284		U1-113407		269 00015
SERV FOR JUL/05-W&S	63.10	PAGING	04.420.243		U1-113407		269 00016
SERV FOR JUL/05-POLICE	11.82CR	TELEPHONE	01.466.230		U1-113407		269 00017
CHRGs FOR AUG/05	3.61	PAGING	01.464.243		U1-113407		272 00058
CHRGs FOR AUG/05	18.05	PAGING	01.466.243		U1-113407		272 00059
CHRGs FOR AUG/05	25.27	PAGING	01.466.243		U1-113407		272 00060
CHRGs FOR AUG/05	21.66	PAGING	01.466.243		U1-113407		272 00061
CHRGs FOR AUG/05	10.83	PAGING	01.466.243		U1-113407		272 00062
CHRGs FOR AUG/05	7.22	PAGING	01.466.243		U1-113407		272 00063
CHRGs FOR AUG/05	21.66	PAGING	01.466.243		U1-113407		272 00064
CHRGs FOR AUG/05	43.32	PAGING	01.466.243		U1-113407		272 00065
CHRGs FOR AUG/05	3.61	PAGING	01.467.243		U1-113407		272 00066
CHRGs FOR AUG/05	50.54	PAGING	01.467.243		U1-113407		272 00067
CHRGs FOR AUG/05	10.83	PAGING	01.467.243		U1-113407		272 00068
CHRGs FOR AUG/05	7.22	PAGING	01.468.243		U1-113407		272 00069
CHRGs FOR AUG/05	7.22	TELEPHONE	01.465.230		U1-113407		272 00070
CHRGs FOR AUG/05	3.61	EQUIPMENT MAINTENANCE	01.469.284		U1-113407		272 00071
CHRGs FOR AUG/05	36.10	PAGING	04.420.243		U1-113407		272 00072
CHRGs FOR AUG/05	29.59	TELEPHONE	01.467.230		U1-113407		272 00073
	599.02	*VENDOR TOTAL					

BRC/ISD FINANCIAL SYSTEM
07/28/2005 13:14:48

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:	427,281.08						

RECORDS PRINTED - 000102

BRC/ISD FINANCIAL SYSTEM
07/28/2005 13:14:48

Schedule of Bills

VILLAGE OF CAROL STREAM
GL060S-V06.70 RECAPPAGE
GL540R

FUND RECAP:

FUND	DESCRIPTION	DISBURSEMENTS
01	GENERAL CORPORATE FUND	171,024.51
04	WATER & SEWER O/M FUND	70,949.93
06	MOTOR FUEL TAX FUND	179,269.94
07	CIVIC ENHANCEMENT FUND	6,036.70
TOTAL ALL FUNDS		427,281.08

BANK RECAP:

BANK	NAME	DISBURSEMENTS
OBB	OAK BROOK BANK	427,281.08
TOTAL ALL BANKS		427,281.08

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

DATE APPROVED BY

.....

.....

ADDENDUM WARRANTS
July 6, 2005 - July 18, 2005

Fund	Check #	Vendor	Description	Amount
General	A C H	Oak Brook Bank	Payroll June 20,2005- July 3, 2005	429,627.57
Water & Sewer	A C H	Oak Brook Bank	Payroll June 20,2005- July 3, 2005	40,244.39
				<u>\$ 469,871.96</u>

Approved this _____ day of _____, 2005

By: _____
Ross Ferraro - Mayor

Janice Koester, Village Clerk

**ADDENDUM WARRANTS
July 19, 2005 - August 1, 2005**

Fund	Check #	Vendor	Description	Amount
General	A C H	Oak Brook Bank	Payroll July 4,2005- July 17, 2005	446,710.68
Water & Sewer	A C H	Oak Brook Bank	Payroll July 4,2005- July 17, 2005	32,807.34
General	A C H	Ill Funds	I P B C for July, 2005	143,629.91
Water & Sewer	A C H	Ill Funds	I P B C for July, 2005	11,917.93
Water & Sewer	A C H	Oak Brook Bank	Dupage Water Commission - June 2005	<u>228,629.28</u>
				<u>\$ 863,695.14</u>

Approved this _____ day of _____, 2005

By: _____
Ross Ferraro - Mayor

Janice Koester, Village Clerk

**VILLAGE OF CAROL STREAM
BALANCE SHEET**

JUNE 30, 2005

FUND	CASH	INVESTMENTS	OTHER ASSETS	TOTAL ASSETS	LIABILITIES	ADJ.FUND BAL.	LIAB. & EQUITY
GENERAL CORPORATE	1,753,445.05	27,833,815.23	4,387,794.31	33,975,054.59	3,129,958.45	30,845,096.14	33,975,054.59
WATER & SEWER	979,250.64	8,829,072.45	48,863,313.33	58,671,636.42	6,612,402.09	52,059,234.33	58,671,636.42
MOTOR FUEL TAX	2,103.56	2,856,721.79	133,104.38	2,991,929.73	35,808.62	2,956,121.11	2,991,929.73
CIVIC ENHANCEMENT FUND	163,645.22	329.10	51,145.73	215,120.05	54,510.31	160,609.74	215,120.05
GENEVA CROSSING - TIF*	1,156,839.53	0.00	75,543.89	1,232,383.42	0.00	1,232,383.42	1,232,383.42
TOTAL	4,055,284.00	39,519,938.57	53,510,901.64	97,086,124.21	9,832,679.47	87,253,444.74	97,086,124.21

* Funds invested in American National Bank money market fund.

**VILLAGE OF CAROL STREAM
REVENUE / EXPENDITURE STATEMENT
FOR 2 MONTHS ENDED JUNE 30, 2005**

FUND	REVENUE			EXPENDITURES			NET MONTHLY REV. - EXPEND.
	BUDGET	MONTH	Y.T.D.	BUDGET	MONTH	Y.T.D.	
GENERAL CORPORATE	19,382,921	2,064,020.18	4,015,080.40	19,068,735	1,322,316.78	2,545,743.22	741,703.40
WATER & SEWER O/M	8,652,792	611,743.42	1,145,061.40	7,489,962	662,954.19	756,035.35	(51,210.77)
MOTOR FUEL TAX	2,030,890	123,393.12	221,936.66	1,274,890	97,171.53	97,171.53	26,221.59
CIVIC ENHANCEMENT FUND	300,917	64,403.56	109,410.17	300,917	56,116.26	69,661.21	8,287.30
GENEVA CROSSING - TIF	506,086	215,550.93	217,272.19	483,044	0.00	0.00	215,550.93
TOTAL	30,873,606.00	3,079,111.21	5,708,760.82	28,617,548.00	2,138,558.76	3,468,611.31	940,552.45

FISCAL BASIS

	EARNED/MONTH		EARNED/YEAR-TO-DATE		COLLECTIONS
	2004-05	2005-06	2004-05	2005-06	
SALES TAX	454,982.34	484,462.38	4,774,124.13	5,210,043.42	MAR 2005
HOME RULE SALES TAX	160,495.75	177,527.41	1,254,927.11*	1,780,540.89	MAR 2005
UTILITY TAX - COM ED	134,601.11	136,545.88	134,601.11	136,545.88	MAY 2005
UTILITY TAX - TELECOM.	171,457.40	162,941.58	1,832,740.36	1,846,062.37	MAR 2005
USE TAX -NATURAL GAS	32,296.75	36,008.54	32,296.75	36,008.54	MAY 2005
INCOME TAX	181,946.82	255,573.53	2,407,471.91	2,891,381.04	APR 2005

	BILLINGS/MONTH		BILLINGS/YEAR-TO-DATE	
	2004-05	2005-06	2004-05	2005-06
WATER	331,856.08	329,562.76	625,600.76	654,645.09
SEWER	183,880.95	202,560.75	332,576.84	393,592.87

	CASH RECEIPTS/MONTH		CASH RECEIPTS/YEAR-TO-DATE	
	2004-05	2005-06	2004-05	2005-06
WATER & SEWER	471,209.80	556,272.68	1,013,800.81	1,016,081.35

The Village is on an accrual basis of accounting and financial reporting. This report is for ease of understanding, on a cash basis, which recognizes revenues when collected and expenditures when made.

* Not a complete year.