

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

**October 15, 2007**

Mayor Frank Saverino, Sr. called the Regular Meeting of the Board of Trustees to order at 8:00 PM and directed Village Clerk Beth Melody to call the roll.

Present: Mayor Saverino, Trustees Michael Drager, Donald Weiss, Greg Schwarze  
Matt McCarthy, Rick Gieser and Pamela Fenner  
Absent: No One  
Also Present: Village Manager Joe Breinig, Asst. Village Manager Bob Mellor, Attorney  
Stewart Diamond. Village Clerk Beth Melody, and Deputy Clerk Wynne  
Progar

Pack 175, Den 18 and 19 presented the Colors and led those in attendance in the Pledge of Allegiance.

**MINUTES:**

Trustee Fenner moved and Trustee McCarthy made the second to approve the Minutes of the Meeting of October 1, 2007 as presented. The results of the roll call vote were:

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

**AUDIENCE PARTICIPATION AND PUBLIC HEARINGS:**

**Resolution honoring retirement of Richard A. Beyer:**

Mayor Saverino read Resolution 2301, A RESOLUTION HONORING RICHARD A. BEYER UPON HIS RETIREMENT FROM THE VILLAGE OF CAROL STREAM. Trustee Gieser moved and Trustee Drager made the second to adopt Resolution 2301. The results of the roll call vote were:

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

Mayor Saverino then presented Officer Beyer with an engraved copy of this Resolution 2301 and wished him well in his retirement. Those present gave him a standing ovation and he thanked everyone for his or her well wishes and noted that he is proud to have served as a law enforcement officer. Mayor Saverino presented Mr. Beyer with his retirement badge.

**Swearing in of Officer Thomas Miller to the rank of Sergeant:**

Mayor Saverino swore in Thomas Miller as Police Sergeant and presented him with his badge of office. Those present gave him a standing ovation and Sgt. Miller thanked everyone, especially his parents for their support.

**Commendatory Letter: Scott Painter:**

Lt. Jerry O'Brien read Civil Commendation Letter for Scott Painter who assisted, at his own peril, in rescuing an elderly couple after their car went into a retention pond to the scene. He presented Scott Painter with the certificate and Mayor Saverino asked Mr. and Mrs. Painter to

stand with their son and thanked them for raising such a great young man. Those in attendance gave them all a standing ovation.

**Audit Presentation for Fiscal Year Ending April 30, 2007:**

Brian LeFevre, representing Sikich Certified Public Accountants, reviewed the audit presentation to the Village for the year ending April 30, 2007.

**CONSENT AGENDA:**

1. Information Only: Gary Ave. Corridor Review: FedEx-175 Della Court
2. Tabled to 11/5/07: 2<sup>nd</sup> Amendment to Hartsing Annexation Agreement
3. Approval of Final Payment-Fullerton Avenue Railroad Crossing
4. Approve 8 year contract- St. Aubin's Nursery- grow & harvest trees
5. Ordinance 2007-10- 37A: Amend Traffic Code- no parking Elk Trail Court
6. Ordinance 2007-10-38: Adopt Cable/Video Cable customer protection law
7. Ordinance 2007-10-39: Establish cable/video provider fee/req. PEG access
8. Ordinance 2007-10-40: Amend Chap. 11/Art. 2-dec class F 8 to 7 Rocco
9. Ordinance 2007-10-41: Amend Chap. 11/Art. 2-inc. class A 7 to 8 Rocco
10. Ordinance 2007-10-42: Amend Chap. 11/Art. 2-inc. class A 8 to 9 Flip-Flops
11. Resolution 2302: Adopt DPC Municipal Hazards Mitigation Plan
12. Resolution 2303: Declare surplus property- surplus police vehicles sold on E-bay
13. Re-Appoint David Michaelson to PC/ZBA Chairman – 5 years
14. Rec'd. Audit for Fiscal Year ending April 30, 2007
15. Regular Bills, Addendum Warrant of Bills, Treasurer's Report month end 9/30/07

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

**Approval of Final Payment-Fullerton Avenue Railroad Crossing:**

The Board approved the final payment to Chicago Central & Pacific for \$10,815 for the installation of crossing surface material on the Fullerton Avenue Rail Road Crossing in 2003. Due to the delay in billing, a budget transfer will also be required.

**Approve 8-year contract- St. Aubin's Nursery- grow & harvest trees:**

The Board approved an eight-year contract with St. Aubin's Nursery, where the Village will purchase a total of 2000 trees. There are two four-year purchases within the contract; during the first 4 years St. Aubin's will be purchasing young tree saplings to be planted at their nursery. During the second 4 years, St. Aubin's will harvest the trees from their location and the trees will be transplanted into Village locations. The cost of the entire agreement is \$340,000 and the Board also approved the first of eight yearly installments of \$42,500 beginning on May 15, 2008.

**Ordinance 2007-10- 37A: Amend Traffic Code- no parking Elk Trail Court:**

The Board adopted Ordinance 2007-110-37A: AN ORDINANCE AMENDING CHAPTER 8, ARTICLE 6 OF THE CAROL STREAM TRAFFIC CODE – PARKING SCHEDULES.

**Ordinance 2007-10-38: Adopt Cable/Video Cable customer protection law:**

The Board adopted Ordinance 2007-19-39: AN ORDINANCE ADOPTING THE CABLE AND VIDEO CUSTOMER PROTECTION LAW.

**Ordinance 2007-10-39: Establish cable/video provider fee/req. PEG access:**

The Board adopted Ordinance 200-10-39: AN ORDINANCE ESTABLISHING A CABLE/VIDEO SERVICE PROVIDER FEE AND PEG ACCESS SUPPORT FE AND REQUIRING CARRIAGE OF PEG ACCESS CHANNELS.

**Ordinance 2007-10-40: Amend Chap. 11/Art. 2-dec class F 8 to 7 Rocco:**

The Board adopted Ordinance 2007-10-40: AN ORDINANCE AMENDING CHAPTER 11, ARTICLE 2 OF THE CAROL STREAM CODE OF ORDINANCES BY DECREASING THE NUMBER OF CLASS F LIQUOR LICENSES FROM 8 TO 7 – (ROCCO VINO'S, 904 ARMY TRAIL ROAD).

**Ordinance 2007-10-41: Amend Chap. 11/Art. 2-inc. class A 7 to 8 Rocco:**

The Board adopted Ordinance 2007-10-41, AN ORDINANCE AMENDING CHAPTER 11, ARTICLE 2 OF THE CAROL STREAM CODE OF ORDINANCE BY INCREASING THE NUMBER OF CLASS A LIQUOR LICENSE FROM 7 TO 8 – (ROCCO VINO'S, 904 ARMY TRAIL ROAD).

**Ordinance 2007-10-42: Amend Chap. 11/Art. 2-inc. class A 8 to 9 Flip-Flops:**

The Board adopted Ordinance 2007-10-42, AN ORDINANCE AMENDING CHAPTER 11, ARTICLE 2 OF THE CAROL STREAM COD OF THE ORDINANCES BY INCREASING THE NUMBER FROM 8 TO 9 – (FLIP FLOPS TIKI BAR AND GRILL, 1022 FOUNTAINVIEW DRIVE.

**Resolution 2302: Adopt DPC Municipal Hazards Mitigation Plan:**

The Board adopted Resolution 2302, A RESOLUTION ADOPTING THE DUPAGE COUNTY MUNICIPAL HAZARDS MITIGATION PLAN. As explained by Attorney Diamond, this is a set of guidelines set by the County that does not establish a binding requirement on the Village. However, under certain circumstances the Village would attempt to comply with them, but since it is not in ordinance form this is simply an expression of intent of the Village.

**Resolution 2303: Declare surplus property- surplus police vehicles sold on E-bay:**

The Board adopted Resolution 2303, A RESOLUTION DECLARING SURPLUS PROPERTY OWNED BY THE VILLAGE OF CAROL STREAM.

**Re-Appoint David Michaelson to PC/ZBA Chairman – 5 years:**

The Board concurred with Mayor Saverino's appointment of David Michaelson to a 5-year term as Chairman of the Combined Plan Commission/Zoning Board of Appeals.

**Regular Bills, Addendum Warrant of Bills, Treasurer's Report month end 9/30/07:**

The Board approved the payment of the Regular Bills in the amount of \$1,094,230.03.

The Board approved the payment of the Addendum Warrant of Bills in the amount of \$1,186,222.77.

The Board received the Treasurer's report for the month ending September 30, 2007.

**REPORT OF OFFICERS:**

Trustee Drager congratulated the CS Girls Soccer Team on their success. He thanked the Cub Scouts for the Flag Ceremony and Scott Painter for his willingness to help others. He wished the best of luck to officer Beyer and Sgt. Miller. He asked all residents to watch out for the kids on Halloween and that everyone pray for our troops.

Trustee McCarthy congratulated the CS Soccer team for their second place finish. He congratulated Officer Beyer and Sgt. Miller as well as Scott Painter for his assistance to his fellow residents.

Trustee Fenner commented that this has been one of the most uplifting meetings in a long time with the women's soccer team success, the cub scouts, Scott Painter and the turn out by the Police Department in support of two of their own.

Trustee Weiss congratulated all and said that he is thankful that staff and the Board take time to recognize all of the goodness and success of each person.

Trustee Schwarze echoed all of the best wishes of the other trustees and reminded everyone to Shop Carol Stream.

Trustee Gieser also congratulate everyone. He noted that the Women's Club will have their Italian Dinner on October 20<sup>th</sup>. He invited all residents to come to the lobby of the Municipal Center to view all 94 entrants for the Village vehicle sticker contest. Trustee Gieser noted that a decision will be made in December.

Attorney Diamond commented that this was a pleasant meeting with the recognition of outgoing and promoted police officers, recognition of residents that willingly help others when accidents happen and the celebration of successful athletes that represent the Village.

Mr. Breinig dittoed all of the comments of others. He reminded the Trustees and the public that there will be Goal Setting meetings at the farmhouse on October 28<sup>th</sup> and October 29<sup>th</sup>.

Mayor Saverino agreed that this has been a special meeting with the celebration of one officer leaving and one officer being promoted and the support from the Police Department by their turn out at the meeting. He said that it is great that the CS Panthers came in second despite the discontent of some residents.

Trustee Fenner moved and Trustee McCarthy made the second to move to Executive session to discuss the Sale of Property and to adjourn directly from that session without taking any further action. The results of the roll call vote were:


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

At 8:45 PM, the Board moved to Executive Session and adjourned following that session.

FOR THE BOARD OF TRUSTEES

Minutes approved by the President and Board of Trustees on this

5<sup>th</sup> day of NOVEMBER, 20 07.

  
 Village Clerk