

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

August 21, 2006

Mayor Pro-Tem Fenner called the Regular Meeting of the Board of Trustees to order at 8:00 p.m. and directed Deputy Village Clerk Wynne Progar to call the roll.

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

Mayor Pro-Tem Fenner led those in attendance in the Pledge of Allegiance.

MINUTES:

Trustee McCarthy moved and Trustee Gieser made the second to approve the Minutes of the Meeting of August 7, 2006 as presented. The results of the roll call vote were:

Ayes: 4 Trustees McCarthy, Gieser, Saverino and Fenner
Nays: 0
Abstain: 1 Trustee Stubbs
Absent: 1 Trustee Shanahan

AUDIENCE PARTICIPATION AND PUBLIC HEARINGS:

Presentation by AAIM for DUI Enforcement During 2005:

Charlene Chapman and Dave Perozzi from AAIM presented the Guardian Award to the Carol Stream Police Department in commendation for having the highest average DUI arrests per officer at 7.12 arrests.

Presentation of DUI Arrest Milestone Award:

Police Chief Rick Willing presented a 250 DUI arrest Milestone Award to Officer Brian Cooper who has made that many arrests since the beginning of this initiative in 2001.

Public Hearing – Notice of Proposed Property Tax Increase for the Village of Carol Stream:

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

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

There were no comments or question from those in attendance at the call for public hearing. Trustee McCarthy commented that this notice of increased tax levy is for the Public Library, not for the Village of Carol Stream since the Village still does not levy a property tax. Trustee Saverino moved and Trustee Gieser made the second to close the public hearing. The results of the roll call vote were:

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

Proclamation:

Trustee Stubbs read a Proclamation Declaring September 2006 as National Drug & Alcohol Recovery Month.

CONSENT AGENDA:

Trustee McCarthy moved and Trustee Saverino 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 Gieser moved and Trustee McCarthy 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. Final Plat of Subdivision: Regency Centers, Heritage Plaza – R. 2199
2. Amend Code- Chap. 14 & Chap. 16- firearms - **Ord. 2006-08-41**
3. Architect Solution – Off-site, long-term evidence/property damage storage bldg.
4. Award of Contract: Fair Oaks Road Improvement Project
5. **Received:** Residential recycling Toter Program Report
6. Ord. 2006-08-40: Tax Levy – CS Library
7. Resolution 2200: Declare Surplus Property
8. Shelburne Detention Pond – Soccer Lighting
9. Regular Bills, Addendum Warrant of Bills
10. **Received:** Treasurer's report – July 31, 2006
11. Reschedule September 4, 2006 meeting to September 5, 2006 – Labor Day

COMMENTS:

In regard to the final plat for Heritage Plaza;

Trustee McCarthy asked if the suggested right in/right out entry had been approved for this plan and Jim Knudsen, Director of Engineering Services explained that a traffic study done by DuPage County showed that such an entry was not warranted.

Trustee Stubbs commented about the safety concerns for the pedestrian traffic and Bob Glee, Community Development Director stated that the plan includes "traffic calming" methods and that the developer has agreed to provide a traffic study prior to the approval of any further development.

In regard to the text amendments regarding firearms;

Trustee Stubbs said that he is concerned that there may not be any awareness in the community that some residents could have many firearms in their homes.

Mr. Diamond explained that when this issue was addressed it appeared that there have been some residents over time have had Federal Firearms License and have operated such a business in their homes. The ordinance has been modified to make it clear that, with this one exception, you could not have the home occupation if it was a business that was not otherwise allowed. In part, because of the Federal regulation there are individuals in the community that have been doing this. This amendment is to make it clear that if a Federal Firearm License is

granted to a resident, that resident must adhere strictly to the guidelines for a Home Occupation and specifically restricted in regard to the storage of such firearms and ammunition. It was determined that the Village is notified by the Federal Government when such a license is granted to a resident of the municipality and that the licensee must provide a copy of the license to the Police Department. Police Chief Willing noted that most FFL holders sell at gun shows, but do store their weapons at home. Trustee Saverino asked if the Village collects any sales tax from their transactions. It was determined that the point of sale location decides which municipality receives tax revenue.

In regard to Item G-1, Architect Solution for an Off-Site Long-Term Evidence/Property Storage Building, Trustee Stubbs asked if the cost for this study is premature because the Village does not have possession of the Post Office Building. Mr. Breinig replied that this is a generic study, not a study of a specific building. This will give us an idea of what is needed prior to looking at any location for this type of need and will establish parameters for security, parking, access and long-term effectiveness. An additional \$1500 will also provide a review and assessment of a specific site if one is available.

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

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

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

Final Plat of Subdivision: Regency Centers, Heritage Plaza – R. 2199:

The Board adopted Resolution No. 2199, A RESOLUTION APPROVING A FINAL PLAT OF SUBDIVISION (HERITAGE PLAZA SHOPPING CENTER).

Amend Code- Chap. 14 & Chap. 16- firearms - Ord. 2006-08-41:

At their meeting on August 14, 2006, the Combined Plan Commission/Zoning Board of Appeals recommended approval of the proposed text amendment. The Board concurred with the recommendation and adopted Ordinance 2006-08-41, AN ORDINANCE AMENDING SECTIONS 14-3-20 AND 16-12-6 OF THE CAROL STREAM MUNICIPAL CODE.

Architect Solution – Off-site, long-term evidence/property damage storage bldg.:

The Board awarded a contract for an architectural study of the evidence/storage needs of the Village in an amount not to exceed \$15,618.00 to Sente-Rubel-Bosman-Lee. SRBL also identified a possible additional cost "option " (\$1,518.00_ which would cover the "Optional Project Cost of Construction and Project Budgets" and would only be exercised if the Committee, with Mr. Breinig's approval, were comfortable moving forward.

Award of Contract: Fair Oaks Road Improvement Project:

The Board awarded a contract for the Fair Oaks Road Improvement Project to Plote Construction, Inc. at the bid unit prices in the amount of \$1,564,039.65.

Ord. 2006-08-40: Tax Levy – CS Library:

The Board adopted Ordinance 2006-08-40, AN ORDINANCE LEVYING TAXES FOR GENERAL AND SPECIAL CORPORATE PURPOSES FOR THE CURRENT FISCAL YEAR

COMMENCING ON THE FIRST DAY OF MAY, 2006 AND ENDING ON THE THIRTIETH DAY OF APRIL, 2007 FOR THE VILLAGE OF CAROL STREAM, COUNTY OF DUPAGE, ILLINOIS.

Resolution 2200: Declare Surplus Property:

The Board adopted Resolution 2200, A RESOLUTION DECLARING SURPLUS PROPERTY OWNED BY THE VILLAGE OF CAROL STREAM. (Copier from EOC @ Fire House #3)

Shelburne Detention Pond – Soccer Lighting:

The Board approved an amendment to the 2003 License Agreement for the Shelburne Detention Pond with the Carol Stream Panthers Soccer Club to allow temporary light towers to maximize practice time.

Regular Bills, Addendum Warrant of Bills:

The Board approved the payment of the Regular Bills in the amount of \$429,354.90. The Board approved the payment of the Addendum Warrant of Bills in the amount of \$620,467.26.

Reschedule September 4, 2006 meeting to September 5, 2006 – Labor Day:

Due to the Labor Day Holiday, the Board approved the rescheduling of the Regular Meeting from Monday, September 4, 2006 to Tuesday, September 5, 2006.

REPORT OF OFFICERS:

Trustee Gieser said that he is pleased that residents have increased recycling by 16% by using the larger toters and noted that this is equal to 310 tons. He also reminded everyone that the movie at the Town Center on Saturday is Indiana Jones.

Trustee Stubbs said that with schools starting everyone should be alert for children while driving.

Trustee Saverino commended the Police Department for their efforts to keep drunk drivers off of the roads.

Trustee McCarthy echoed Trustee Saverino's comments and also noted that with fall sports starting and the days getting shorter, drivers should be watchful for kids.

Trustee Saverino thanked the Carol Stream Panthers soccer teams and parents for the extra effort of paying for temporary lights so that participants can not only practice longer but also do so safely.

Mayor Pro-Tem Fenner also thanked the Police Department and the Carol Stream Panthers Soccer teams.

Village Treasurer Manzzullo suggested that parent's double check kids' bicycles, scooters and other sports apparel for reflectors and replace missing ones and even add additional ones for safety and visibility to others.

At 8:32 p.m. Trustee McCarthy moved and Trustee Saverino 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