

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

December 4, 2006

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

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

MINUTES:

Trustee McCarthy moved and Trustee Saverino made the second to approve the Minutes of the Meeting of November 20, 2006 with the addition of the attendance are added. The results of the roll call vote were:

Ayes: 4 Trustees McCarthy, Gieser, Saverino & Stubbs
Nays: 0
Absent: 2 Trustees Fenner and Shanahan

AUDIENCE PARTICIPATION AND PUBLIC HEARINGS:

Mayor Ferraro acknowledged a Proclamation designating December 2006 Autism Awareness Month in Carol Stream.

Mayor Ferraro acknowledged a Proclamation designating December 2006 National Drunk & Drugged Driving Prevention Month.

Ann Kennedy, President of the Carol Stream Rotary Club presented the Social Services Department with a check for \$1,000 for the Christmas Sharing Program.

Trustee Matt McCarthy commented that the Youth Council did a wonderful job at the Tree Lighting Ceremony, providing coloring for the younger kids and small gifts and coupons for the older youth. Ashley said that they are taking a different approach to the Christmas Sharing program this year. Instead of just helping to collect items, they were able to collect many donations to make stockings for the youth. The stockings are filled with candy, snacks and small toys and will be distributed to kids under 14 at Joe Cotton Ford as a part of the Christmas Sharing program. They thanked all of the generous people and companies for their donations and helping to make these projects happen.

CONSENT AGENDA:

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

Ayes: 4 Trustees McCarthy, Gieser, Saverino & Stubbs
Nays: 0
Absent: 2 Trustees Fenner & Shanahan

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

Ayes: 4 Trustees McCarthy, Gieser, Saverino & Stubbs
 Nays: 0
 Absent: 2 Trustees Fenner & Shanahan

1. Withdrawn: Subdivision Code Variation – 1358 Tall Oaks Drive
2. Withdrawn: Special Uses Bank/Drive Up Service-908 W. Army Trail Road
3. Special Use-Contractor's Office-232-236 Westgate Dr. –Ord. 2006-12-68
4. Special Use-Outdoor Activity-720 Center St. – Ord. 2006-12-69
5. Variation-Zoning Code-904 Forest Lane – Ord. 2006-12-70
6. Plat of Consolidation-211-231 E. St. Charles Rd.- R. 2235
7. Approve purchase of PD Administrative Vehicles
8. Award Contract – Carnival Amusement Services
9. Ord. 2006-12-71 – Amend Traffic Code- Speed limits
10. Ord. 2006-12-72 – Amend Liq. Code- Class F 8 to 7 Kinta Sushi
11. Ord. 2006-12-73 – Amend Liq. Code- Class F 7 to 8 Kinta Japanese rest.
12. R. 2234 – Memorandum of Agreement- Packaging Personified IRB
13. Request for encroachment-904 Forest Lane-subject to receipt of agreement
14. Regular Bills, Addendum Warrant of Bills

Trustee Stubbs asked if the IRB cap that the Village has is an annual cap and Mr. Breinig explained that it is a population based annual volume cap that is determined by the State. Mr. Diamond stated that this is subject to the agreement of all terms and conditions when the documents are ready. The fee that is quoted within the memorandum is significantly lower than some other communities charge and the Board concurred that they approve the amount. Representatives from Packaging Personified said that this is a process and they are not certain whether they will be able to assemble the amount of money they need at a cost they are willing to undertake and thanked the Board for this part of the project and added that they would like to be able to have those fees adjusted when the time came. It was the consensus of the Board that that kind of determination will have to be made prior to the completion of the bond issuance.

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

Special Use-Contractor's Office-232-236 Westgate Dr. –Ord. 2006-12-68:

At their meeting on November 27, 2006, the Combined Plan Commission/Zoning Board of Appeals recommended approval of the request for a special use permit for a Contractor's Office and Shops for Skyline Plastering, Inc. at 232-236 Westgate Drive in accordance with staff recommendations. The Board concurred with the recommendation and adopted Ordinance 2006-12-68, AN ORDINANCE GRANTING A SPECIAL USE FOR A CONTRACTOR'S OFFICE AND SHOPS – (232-236 WESTGATE DRIVE)

Special Use-Outdoor Activity-720 Center St. – Ord. 2006-12-69:

At their meeting on November 27, 2006, the Combined Plan Commission/Zoning Board of Appeals recommended approval of the request for a special use for Outdoor Activities and Operations in accordance with a condition that safety bollards be installed at each corner of the location to deter vehicle damage, or at the discretion of the architect. The Board concurred with the recommendation and adopted Ordinance 2006-12-69, AN ORDINANCE GRANTING A SPECIAL USE FOR OUTDOOR ACTIVITIES AND OPERATIONS –(PEACOCK ENGINEERING, 720 CENTER STREET.)

Variation-Zoning Code-904 Forest Lane – Ord. 2006-12-70:

At their meeting on November 27, 2006, the Combined Plan Commission/Zoning Board of Appeals recommended approval of the request for a variation for a rear yard setback in accordance with staff recommendations. The Board concurred with the recommendation and adopted Ordinance 2006-12-70, AN ORDINANCE GRANTING A REAR YARD SETBACK VARIATION – (904 FOREST LANE).

Plat of Consolidation-211-231 E. St. Charles Rd.- R. 2235:

At their meeting on August 28, 2006, the Combined Plan Commission/Zoning Board of Appeals recommended approval of a plat of consolidation in accordance with staff recommendations. The Board concurred with the recommendation and adopted Resolution 2235, A RESOLUTION APPROVING A FINAL PLAT OF CONSOLIDATION –(211-231 E. ST. CHARLES ROAD).

Approve purchase of PD Administrative Vehicles:

The Board approved the purchase of two Ford Explorer XLT vehicles under the Illinois State Bid from Landmark Ford, 2401 Prairie Crossing Drive, Springfield, IL at a cost of \$43,859.00.

Award Contract – Carnival Amusement Services:

The Board awarded a contract for amusement services for June 7-10 2007 Summer in the Center event to Alpine Amusement Co. per the terms of the agreement filed with Robert Mellor, Assistant Village Manager.

Ord. 2006-12-71 – Amend Traffic Code- Speed limits:

The Board adopted Ordinance 2006-12-71, AN ORDINANCE AMENDING CHAPTER 8, ARTICLE 5, TRAFFIC SCHEDULES – TRAFFIC CODE – DELETE 40 MPH ON FAIR OAKS ROAD, ADD 30 MPH ON FAIR OAKS ROAD.

Ord. 2006-12-72 – Amend Liq. Code- Class F 8 to 7 Kinta Sushi:

The Board adopted Ordinance 2006-12-72, 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 –(KINTA SUSHI, 135 HIAWATHA DRIVE),

Ord. 2006-12-73 – Amend Liq. Code- Class F 7 to 8 Kinta Japanese rest.:

The Board adopted Ordinance 2006-17-06, AN ORDINANCE AMENDING CHAPTER 11, ARTICLE 2 OF THE CAROL STREAM CODE OF ORDINANCES BY INCREASING THE NUMBER OF CALL F LIQUOR LICENSES FROM 7 TO 8 – (KINTA JAPANESE RESTAURANT).

R. 2234 – Memorandum of Agreement- Packaging Personified IRB:

The Board adopted Resolution 2234, A RESOLUTION AUTHORIZING THE EXECUTION OF A MEMORANDUM OF AGREEMENT – (PACKAGING PERSONIFIED, INC. PROJECT).

Request for encroachment-904 Forest Lane-subject to receipt of agreement:

The Board approved a request for encroachment at 904 Forest Lane to allow the existing gazebo to remain within its present location subject to the receipt of acceptance of the encroachment agreement with the Village.

Regular Bills, Addendum Warrant of Bills:

The Board approved the payment of the Regular Bills in the amount of \$99,833.87.

The Board approved the payment of the Addendum Warrant of Bills in the amount of \$615,828.81.

REPORT OF OFFICERS:

Mayor Ferraro stated that he and Trustees Gieser and McCarthy will be in Reno, NV attending a National League Cities Conference. He thanked the Youth Council, Trustee McCarthy and the Staff for the Tree Lighting Celebration.

Trustee McCarthy also thanked everyone for attending the Tree Lighting Ceremony, noting that even the weather co-operated. He reminded everyone that during the cold weather they should check with neighbors and the elderly to be sure their needs are being met. Trustee McCarthy wished all Happy Holiday Greetings.

Trustee Saverino thanked all of the residents that have lights up for making the community look great. He thanked Public Works for the great response to the snow storm.

Trustee Stubbs echoed Trustee McCarthy sentiments, he noted the great job Public Works did with the recent snow storm.

Trustee Gieser thanked staff and the Youth Council for all of their efforts. He noted that the Carol Stream Historical Society have Christmas tree ornaments for sale for \$5.00 available at the Municipal Center. Trustee Gieser said that the distribution for Christmas Sharing will be on December 14th and said that all volunteers are welcome and he hopes that everyone has a great Holiday.

Mayor Ferraro said that since the first meeting in January will be on New Year's Day, he asked for a motion to cancel that meeting. Trustee McCarthy moved and Trustee Saverino made the second to cancel the meeting on January 1, 2007. The results of the roll call vote were:

Ayes:	4	Trustees McCarthy, Gieser, Saverino & Stubbs
Nays:	0	
Absent:	2	Trustees Fenner & Shanahan

Mr. Breinig stated that there will be a workshop to discuss the Capital Improvement Plan at 6:00 p.m. on December 18th which is just prior to the Regular Board Meeting. He said that he witnessed the Carol Stream Honor Guard present the Colors at a Chicago Bulls basketball game and reported that they did a wonderful job and made Carol Stream proud.

Trustee Saverino moved and Trustee Gieser made the second to move to Executive Session at 8:30 p.m. to discuss Collective Bargaining and to return to Open Session for further business.

The results of the roll call vote were:

Ayes:	4	Trustees McCarthy, Gieser, Saverino & Stubbs
Nays:	0	
Absent:	2	Trustees Fenner & Shanahan

At 8:40 p.m. the Board returned to Open Session and it was stated that Staff and the Public Works negotiators have done a good job of working with the SEIU on this contract and that it is good that an agreement was reached that everyone can support. It is a four year agreement. Trustee Saverino moved and Trustee McCarthy made the second to authorize the execution of a Labor Agreement with Service Employees International union # 73. The results of the roll call vote were:

Ayes: 4 Trustees McCarthy, Gieser, Saverino & Stubbs
Nays: 0
Absent: 2 Trustees Fenner & Shanahan

At 8:45 p.m. Trustee Stubbs moved and Trustee Gieser made the second to adjourn. The results of the roll call vote were:

Ayes: 4 Trustees McCarthy, Gieser, Saverino & Stubbs
Nays: 0
Absent: 2 Trustees Fenner & Shanahan

FOR THE BOARD OF TRUSTEES