

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

September 6, 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 and Shanahan
Absent: None
Also Present: Village Manager Breinig, Assistant Village Manager Mellor,
Attorney Diamond, Village Clerk Koester and Deputy Clerk Progar

Wolves Pack 196 from Western Trails School led those in attendance in the Pledge of Allegiance.

Mayor Ferraro asked all present to stand for a moment of silence in remembrance of all of those who are affected by the Hurricane and also in memory of Ben Fajardo, former Mayor of Glendale Heights who passed away last week.

MINUTES:

Trustee Shanahan moved and Trustee McCarthy made the second to approve the Minutes of the Meeting of August 15, 2005 as presented. The results of the roll call vote were:

Ayes: 6 Trustees McCarthy, Gieser, Saverino, Stubbs, Fenner & Shanahan
Nays: 0
Absent: 0

AUDIENCE PARTICIPATION & PUBLIC HEARINGS:

Mayor Ferraro read a Proclamation declaring 9/11 through 9/17 NATIONAL ASSISTED LIVING WEEK.

Mayor Ferraro read a Proclamation declaring September 2005 as PROSTATE CANCER AWARENESS MONTH.

Trustee Shanahan read a Proclamation designating September as NATIONAL DRUG & ALCOHOL ADDICTION RECOVERY MONTH.

Trustee Fenner read a Proclamation designating September as SAVE A LIFE MONTH.

Trustee Saverino read a Proclamation designating September 14, 2005 as NATIONAL ANTHEM PROJECT DAY.

Police Chief Rick Willing and Sergeant Dan Hoffman presented Carol Stream Citizen Appreciation Awards to Charles Stewart, Mary A, Ducato and Peter Pane.

Randy Ramey, State Representative of District 55 told the Board that he and State Senator John Milner are sponsoring food collection for the victims of Hurricane Katrina and thanked the Mayor and the Board for allowing the placement of barrels at the **Municipal Center for this purpose. He also supplied lists of items that are needed.**

CONSENT AGENDA:

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

Ayes: 6 Trustees McCarthy, Gieser, Saverino, Stubbs, Fenner & Shanahan
 Nays: 0
 Absent: 0

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

Ayes: 6 Trustees McCarthy, Gieser, Saverino, Stubbs, Fenner & Shanahan
 Nays: 0
 Absent: 0

1. Investment Policy
2. Truth in Taxation Determination
3. Additional Language to Resignation Policy
4. Award of Contract-2005 Rejuvenator Project-Waive Bid procedures
5. Resolution 2144: Authorize non-exclusive agreement-T-Mobile
6. Amend policy on Project qualification criteria
7. Regular Bills, Addendum Warrant of Bills

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

Ayes: 6 Trustees McCarthy, Gieser, Saverino, Stubbs, Fenner & Shanahan
 Nays: 0
 Absent: 0

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

Investment Policy:

The Board approved the updated Village of Carol Stream Investment Policy as provided by Finance Director Stan Helgerson with his memo on August 26, 2005. Other than format changes, the only other change is to the performance benchmark from the 90 day Treasury Bill to the 180 day Treasure Bill which better matches up with the Village's cash flow.

Truth in Taxation Determination:

The Board approved the proposed tax levy for the Carol Stream Public Library at \$3,174,626.00 which is an increase of 4.6% over their 2004 levy/extension. Staff was also directed to publish for a public hearing on October 3, 2005.

Additional Language to Resignation Policy:

The Board approved a change to the Personnel Manual which provides for the Village to rescind the direct depositing of an employees paycheck upon notice of employment termination.

Award of Contract-2005 Rejuvenator Project-Waive Bid procedures:

The Board waived the formal bidding process, due to a proprietary product, GSB-88, and awarded a contract for the 2005 Asphalt Rejuvenator Project to Midwest Tar Sealer Company at the price quote noted in the September 1, 2005 memo from William Cleveland, Assistant Village Engineer.

Resolution 2144: Authorize non-exclusive agreement-T-Mobile:

The Board adopted Resolution 2144, A RESOLUTION AUTHORIZING A NON-EXCLUSIVE LICENSE AGREEMENT BETWEEN THE VILLAGE OF CAROL STREAM AND T-MOBILE.

Amend policy on Project qualification criteria:

The Board approved amendment to project qualification criteria for infrastructure improvements throughout the Village.

Regular Bills, Addendum Warrant of Bills:

The Board approved the payment of the Regular Bills in the amount of \$418,155.03. The Board approved the payment of the Addendum Warrant of Bills in the amount of \$850,159.60.

REGULAR MEETING:

Proposal to Renew the Residential Solid Waste Franchise Agreement with Flood Brothers for a 5-year period beginning January 1, 2006 through December 31, 2010. Trustee Stubbs noted that in the surveys done for the workshop discussions, the Village was 4th of 10 highest for costs, however that could have changed with recent negotiations and contracts. He noted that he would be in favor of Option A since it is best to let competitive services not mandated services. Trustee Stubbs said that costs for the first two years have been presented and he asked Chris Oakley, Assistant to the Village Manager where do the rates stand for the rest of the contract. Mr. Oakley said that it is very difficult to look three years into the future and determine what fuel, insurance and tipping fees will be. He noted that it was apparent at the workshop that Settler's Hill landfill in Kane County will be closing this year, and waste will have to be hauled greater distances with additional fuel costs. Trustee Stubbs said he doesn't disagree, but according to the calculations provided, fuel costs represent 5% of the costs. Discussion regarding the 65 gal. Toter determined that each customer would pay \$.75 per month and at the end of five years, the toters would become the property of the Village. It was also stated that this would be a great help in keeping the trash from blowing all over the neighborhoods. Trustee Stubbs said that he is concerned that this proposal is so open ended for the last several years. It is understood that prices will increase, but there is nothing in this proposal that sets any limits or not to exceed amounts in subsequent years. Mr. Oakley said that typically done and was in the last franchise agreement is to utilize the CPIU for Chicagoland. The cap for the out years is set by the CPIU amount and this has been agreed to by the Flood Brothers. Trustee Saverino said that this a great proposal and he is in favor of the 65 gal. Toter. Trustee Saverino said that he does have a problem with three open years and he would rather do a two-year contract with renewals. It was noted that 60% of the communities in the County have an escalation clause in their multi-year contracts and the rest have set rates.

Mr. Breinig commented that the reason this is a five-year term is to amortize the cost of the toters over that time. A two-year contract would not be practical because the amortization of the toters over that amount of time would make the costs prohibitive. He

suggested that a "not to exceed" factor may be worked out, but he noted that no contract is locked up for five years.

Trustee Shanahan said that he does not believe that costs can be determined that far ahead and he would approve a contract with a not to exceed the CPIU rates for each year. He noted that Flood Brothers have done an excellent job as a waste hauler and a fantastic job as a community supporter.

Trustee Fenner agreed that we have had these open ended contracts with Flood Brothers and they have come to the Board with proposals for increases if they are required and we have listened to them and at times have told them to come back with better numbers and they did.

Bill Flood said that in the past ten years the increases have always been between 3.5% and 4%.

Mr. Diamond said that there has to be actual language worked out for the contract. The Board should decide whether to proceed with Option A or Option B and then have staff come back at a future meeting with an actual contract that determines how the last three years will be handled. There can also be language added that says that in the event that this price increased by a certain amount that at that point they can ask to renegotiate price.

Trustee Gieser said that Option A should be considered, and he commented that he has had complaints from residents in regard to yard waste stickers and if there is a way to reduce that fee it would be appreciated.

It was the consensus of the Board to go with Option A for the contract and they directed staff to bring back a written contract to be reviewed.

REPORT OF OFFICERS:

Mayor Ferraro said that he is leaving Saturday, Sept. 10th for two weeks in Italy. He is hoping to find a sister city for the Village while he is there. He announced to the press and the residents that he is paying his own expenses for this trip, the Village is not paying for it. He noted that Trustee Shanahan will be Mayor Pro-Tem.

Mayor Ferraro said that Police Officer Kyle Seifert volunteered to go to New Orleans to help with the rescue operations.

Trustee Shanahan congratulated Augustino's Deli who along with 99 radio station and Menards asked for contributions for the hurricane victims and filled six semi trucks with food and water. He also asked the Police Department and Engineering Services to monitor the traffic with regard to the placement of the stop sign at Spring Valley Drive and Robin because he feels that it should be moved to a different intersection since it is difficult to see and react where it is currently located. Staff said that they would monitor compliance for a three-month period and report back to the Board.

Trustee Stubbs congratulated the Petit Family for their successful 5K event and hoped that it will be an annual event to help the youth of the community.

Trustee Gieser commented that the Star Wars movie was a great success at the Town Center, especially with the characters greeting the kids. He noted that the Historical Society will have their event on 9/17 at the Farmhouse. He thanked everyone for their contributions to help the hurricane victims, and added that along with Kyle Seifert, three Fire Protection District members, including Chief Bodane have also gone to help with rescue efforts.

Trustee Fenner added her thanks to all of those donating items for the needy. She also wished Trustee McCarthy a very Happy Birthday.

Trustee Saverino thanked everyone who is helping with aid to the hurricane victims. He also noted that residents should be aware that the Village has developed disaster emergency plans should events require them. He noted that the multi-cultural event will

be at the Town Center on 9/10 as well as the celebration of the 10th anniversary of soccer and on Thursday will be a Car Show for the Toys for Tots . Trustee McCarthy said that he extends his sympathy to all of those who have suffered a loss in the hurricane. He said that there were two students from Glenbard North High School that are interested in starting a Youth Council. Their names are Ashley Crosello and Sean Marcucci. A third student, Eric Booth could not make it to this meeting. On a personal note, Trustee McCarthy wished his wife a Happy 13th Anniversary. It was also noted that tomorrow is Trustee Pam Fenner's Birthday. Trustee Saverino noted that Trustee Fenner announced that she is running for State Representative for the 55th District. Clerk Koester reminded everyone that the Chamber Expo will be on 9/10 as well. At 9:20 p.m. Trustee Saverino moved and Trustee Gieser made the second to adjourn to Executive Session to discuss Pending Litigation and Review of Executive Session Minutes and to adjourn directly from that session with no further action. The results of the roll call vote were:

| | | |
|---------|---|--|
| Ayes: | 6 | Trustees McCarthy, Gieser, Saverino, Stubbs, Fenner & Shanahan |
| Nays: | 0 | |
| Absent: | 0 | |

FOR THE BOARD OF TRUSTEES