

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

September 19, 2005

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

Mayor Pro-Tem Shanahan 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 September 6, 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 AND PUBLIC HEARINGS:

Mayor Pro-Tem Shanahan read the Resolutions Recognizing the 2005 Community Pride Award Recipients. He presented the following residents with a Resolution, a picture of their property and a \$100 gift card;

Mr. & Mrs. Robert Smith - 1365 Lance Court
Jacek Menel - 412 Mohican Drive
Mr. & Mrs. Joseph Dal Santo - 1333 Rose Avenue
Mr. & Mrs. Richard Provot - 1125 Parkview
Mr. & Mrs. Martin Hynes - 1303 Lilac Lane
Paul Elenjikel & Regi Pau - 694 Tacoma Drive
Windsor Park Manor - North Avenue

Trustee Gieser moved and Trustee Saverino made the second to adopt Resolutions 2145 through 2151 recognizing the 2005 Community Pride Recipients. The results of the roll call vote were:

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

Mayor Pro-Tem Shanahan read **Resolution 2152, RECOGNIZING LYNN O'DELL FOR HER 41 ½ YEARS OF DISTINGUISHED SERVICE TO THE CAROL STREAM COMMUNITY.** Everyone in attendance gave Mrs. O'Dell a standing ovation. Trustee Fenner moved and Trustee Shanahan made the second to adopt this resolution. The results of the roll call vote were:

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

Mrs. O'Dell thanked the Board and Staff for their cooperation over the years as well as the residents and patrons of the Library.

Trustee Fenner read A Proclamation Designating October 1, 2005 as Comcast Cares Day.

CONSENT AGENDA:

Trustee Saverino moved and Trustee Stubbs 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 Stubbs 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: 6 Trustees McCarthy, Gieser, Saverino, Stubbs, Fenner & Shanahan
 Nays: 0
 Absent: 0

1. No action required: Fisher Farm requests-con't @ PC to 10/10/05
2. No action required: Sign Code variation-Central Park Square LLC
3. Letter of credit reduction #6-Jason Court Subdivision
4. Phone System Consultant RFP
5. Ord. 2005-09-50: Amend Budget
6. Ord. 2005-09-51: Authorize sale at auction of personal property
7. Ord. 2005-09-52: Amend Chap. 9 of the Code-Health Regulations
8. Res. 2153: Authorize Employee at DMMC auction
9. Request from CS Library for temp. approval of SUP & fee waiver
10. Regular Bills, Addendum Warrant of Bills, Treasurer's Report 8/31/05

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: 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.

LETTER OF CREDIT REDUCTION #6-JASON COURT SUBDIVISION:

The Patrick Group has submitted Reduction Request # 6 for the improvements in the Jason Court Subdivision. All of the work as shown on the reduction request has been completed per the approved plans and specifications. The Board approved this reduction in the amount of \$36,428.00 with a remaining balance of \$162,644.17.

Phone System Consultant RFP:

The Board awarded a contract for professional services for telephone consulting to Wilson Consulting not to exceed \$12,800.

ORD. 2005-09-50: AMEND BUDGET:

The Board adopted Ordinance 2005-09-50, AN ORDINANCE AMENDING THE ANNUAL BUDGET FOR THE VILLAGE OF CAROL STREAM COMMENCING MAY 1, 2005 AND ENDING APRIL 30, 2006.

ORD. 2005-09-51: AUTHORIZE SALE AT AUCTION OF PERSONAL PROPERTY:

The Board adopted Ordinance 2005-09-51, AN ORDINANCE AUTHORIZING THE SALE BY PUBLIC AUCTION OF PERSONAL PROPERTY OWNED BY THE VILLAGE OF CAROL STREAM.

ORD. 2005-09-52: AMEND CHAP. 9 OF THE CODE-HEALTH REGULATIONS:

The Board adopted Ordinance 2005-09-52, AN ORDINANCE AMENDING CHAPTER 9 OF THE CODE OF ORDINANCES PERTAINING TO HEALTH REGULATIONS.

RES. 2153: AUTHORIZE EMPLOYEE AT DMMC AUCTION:

The Board adopted Resolution 2153, A RESOLUTION AUTHORIZING A VILLAGE EMPLOYEE TO REPRESENT THE VILLAGE OF CAROL STREAM AT THE DUPAGE MAYOR AND MANAGERS VEHICLE AND EQUIPMENT AUCTION TO BE HELD ON OCTOBER 8, 2005.

REQUEST FROM CS LIBRARY FOR TEMP. APPROVAL OF SUP & FEE WAIVER:

The Board approved a temporary special use permit for a Carol Stream Public Library event to be held on October 8, 2005 at 480 N. Kuhn Road, subject to the following conditions:

- a. Emergency exit lighting and signage be provided.
- b. A building permit be obtained for the aforementioned emergency exit lighting and signage.
- c. Future uses of the property must obtain approval of a special use permit in accordance with Village Code § 16-15-8

The Board also waived the building permit fees for the required electrical permit, with the exception of the Village's actual costs.

REGULAR BILLS, ADDENDUM WARRANT OF BILLS, TREASURER'S REPORT 8/31/05:

The Board approved the payment of the Regular Bills in the amount of \$\$507,176.18. The Board approved the payment of the Addendum Warrant of Bills in the amount of \$458,769.23.

The Board received the Treasurer's Report for the month ending August 31, 2005.

REGULAR MEETING:

VARIATION REQUEST: 871 NIAGARA

This matter was continued from the August 15th meeting at which time the Board deferred action on the code violation and gave the petitioners the opportunity to remediate the violation or in the alternative present a plan for remediation.

Mr. & Mrs. Prindle appeared before the Board and Mr. Prindle stated that they have put their home up for sale and presented a listing agreement and said that as soon as the house sells they will be out of Carol Stream. Mr. Prindle said that they anticipate moving to unincorporated West Chicago and obtain a kennel license that will allow them to keep all of the dogs.

Mayor Pro-Tem Shanahan commented that despite what has been written about in the papers, all of the trustees are dog lovers but they also have to take care of the entire Village and if a precedent is set by allowing a variation to the rules it just opens the door for any other type of request to allow more pets than the Code provides for.

Trustee Fenner suggested that the Board continue to suspend the fines and to allow six (6) months for the Prindles to sell their home, or to present a signed contract for the sale.

Trustee Saverino said that he is sorry to see the Prindle's moved out of Carol Stream, but they have to understand that the rules are the rules and they have be abided by.

Trustee McCarthy commented that Trustee Saverino said it all.

Trustee Stubbs said that he concurs with the other Board members and complimented the Prindles for their humanitarian efforts for their dogs.

Trustee Gieser said that he would echo the feelings of the other Board members and noted that he agrees that 6 months is an appropriate time to sell their house.

Mayor Pro-Tem Shanahan agreed with all the comments made, especially about the fact that an exception just cannot be made in this case.

Trustee Fenner moved and Trustee McCarthy made the second to direct staff to forego prosecution for an ordinance violation as long as the Prindles pursue the sale of their house and to report back to the Board at the meeting closest to the six-month time frame in the event that the house has not been sold. Trustee Shanahan asked that the Prindles notify the Board when they sell the house and not wait for the six-month date.

The results of the roll call vote were:

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

REPORT OF OFFICERS:

Trustee Saverino said that the Thursday night car show was rained out, but there were still people that brought toys for Toys for Tots. He thanked Joe Breinig, Al Turner and Mike Scaramella for everything they have done that night and the entire concert and car show season.

Trustee Gieser thanked all of Community Pride winners for their contributions to beautify the Village. He thanked Lynn O'Dell for all of her years of community service. Trustee Gieser said that he has received a number of phone calls in regard to 911 service and he told residents that if they call 911 they should let them know what the issue is, your name and ask for a police office to come to your home to resolve the issue.

Mayor Pro-Tem Shanahan also congratulated Lynn O'Dell, and the winners of the Community Pride awards. He noted that Mayor Ferraro arrived safely in Italy and he has spent the better part of two days with officials and staff from a town called Rozzano discussing the specifics of entering into an agreement to become Sister Cities. The Mayor said that this Thursday there

should be a meeting with the officials to sign a letter of intent, the first step in the Sister City process.

Mr. Breinig said that Kyle SCIFERT is returning from New Orleans sometime today having volunteered aid after Hurricane Katrina. He also noted that Oktoberfest will be on October 1 at the Town Center with activities for youngsters in the afternoon and food, music and beer for adults starting at 5:30 p.m.

It was also noted that several trustees will be attending the IML conference this weekend and any press are invited to attend.

At 8:45 p.m. Trustee Gieser moved and Trustee Fenner made the second to adjourn. 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