

**REGULAR MEETING OF THE MAYOR AND BOARD OF TRUSTEES**  
**Gregory J. Bielawski Municipal Center, 500 N. Gary Avenue,**  
**Carol Stream, DuPage County, IL**

**August 5, 2019**

Mayor Saverino called the Regular Meeting of the Board of Trustees to order at 7:30 p.m. and directed Village Clerk Laura Czarnecki to call the roll.

Present: Mayor Frank Saverino, Sr., Trustees John Zalak, John LaRocca, Mary Frusolone, Greg Schwarze and Matt McCarthy

Absent: Trustee Rick Gieser

Also Present: Village Manager Bob Mellor, Assistant Village Manager Joe Carey, Village Attorney Jim Rhodes and Assistant Village Attorney Brian Gorka

\*All persons physically present at meeting unless noted otherwise

**Mayor Saverino asked for a moment of silence for the passing of Mayor Carl Bornholt, mass shootings in Ohio and Texas and shootings in Chicago.**

**MINUTES:**

*Trustee McCarthy moved and Trustee Frusolone made the second to approve the Minutes of the July 15, 2019 Regular Meeting of the Village Board. The results of the roll call vote were as follows:*

*Ayes: 4 Trustees Zalak, LaRocca, Frusolone and McCarthy*

*Abstain: 1 Trustee Schwarze*

*Absent 1 Trustee Gieser*

*The motion passed.*

**LISTENING POST:**

1. Swearing in Don Cummings as Police Commander. *Mayor Saverino swore in Don Cummings as Police Commander.*
2. Swearing in Kelly Lally as Police Sergeant. *Mayor Saverino swore in Kelly Lally as Police Sergeant.*

3. Presentation of a check donation to Bill Rickert, Executive Director of Operation Support Our Troops-America. *Mayor Saverino presented a check for \$2,000 to Operation Support Our Troops-America.*
4. Addresses from Audience (3 Minutes). *None.*

**PUBLIC HEARINGS:**

**CONSENT AGENDA:**

*Trustee Schwarze moved and Trustee Frusolone made the second to establish a Consent Agenda for this meeting. The results of the roll call vote were as follows:*

*Ayes: 5 Trustees Zalak, LaRocca, Frusolone, Schwarze and McCarthy*

*Nays: 0*

*Absent: 1 Trustee Gieser*

*The motion passed.*

*Trustee LaRocca moved and Trustee McCarthy made the second to place the following items on the Consent Agenda established for this meeting. The results of the roll call vote were as follows:*

*Ayes: 5 Trustees Zalak, LaRocca, Frusolone, Schwarze and McCarthy*

*Nays: 0*

*Absent: 1 Trustee Gieser*

*The motion passed.*

1. #19-0008 – Triumph Construction Services/Dynamic MD – 250 North Schmale Road
2. #19-0011 – Warren Johnson Architects/Burger King – 840 W. Army Trail Road
3. #19-0013 – LPC Carol Stream, LLC – 550 Center Avenue
4. Award of Contract – 2019 Crackfilling Contract.
5. Award of Contract – 2019 Pavement Marking Project.
6. Ordinance No. 2019-08-25 Approving a Special Use Permit for Motor Vehicle Service and a Special Use Permit to allow for Outdoor Activities and Operations in the Form of the Storage of Trailers in the I Industrial District (Triumph Construction Services/Dynamic MD, 250 N. Schmale Road).

7. Ordinance No. 2019-08-26 Approving an Amendment to a Special Use Permit for a Drive-Up Service Window (Warren Johnson Architects, Inc./Burger King, 840 W. Army Trail Road).
8. Ordinance No. 2019-08-27 Terminating Special Use Permits for a Public Service and Utility Use and Outdoor Activities and Operations (Village of Carol Stream – 550 Center Avenue).
9. Ordinance No. 2019-08-28 Approving a Special Use Permit to allow for Outdoor Activities and Operations in the Form of the Storage of Trailers in the I Industrial District (LPC Carol Stream, LLC, 550 Center Avenue).
10. Ordinance No. 2019-08-29 Amending the Carol Stream Code of Ordinances to Regulate Tobacco Products and the Purchase and Possession of Tobacco Products, Alternative Nicotine Products and Electronic Cigarettes by a Person under 21 years of age.
11. Raffle License Application and Sound Amplification Permit – American Cancer Society.
12. Payment of Regular and Addendum Warrant of Bills from July 16, 2019 through August 5, 2019.
13. Treasurer’s Report: Revenue/Expenditure Statement and Balance Sheet, Month Ended June 30, 2019.

*Trustee Frusolone moved and Trustee Schwarze made the second to approve the Consent Agenda for this meeting by Omnibus Vote. The results of the roll call vote were as follows:*

*Ayes: 5 Trustees Zalak, LaRocca, Frusolone, Schwarze and McCarthy*

*Nays: 0*

*Absent: 1 Trustee Gieser*

*The motion passed.*

*The following are brief descriptions of those items approved on the Consent Agenda for this meeting.*

**#19-0008 – Triumph Construction Services/Dynamic MD – 250 North Schmale Road:**

*Special Use Permit for Motor Vehicle Service*

*Special Use Permit for Outdoor Activities and Operations – Parking of Trailers*

**Recommend Approval with Conditions 6-0**

*The Village Board concurred with Plan Commission’s recommendation.*

**#19-0011 – Warren Johnson Architects/Burger King – 840 W. Army Trail Road:**

*Amendment to a Special Use for a Second Drive-Up Service Window*

**Recommend Approval with Conditions 6-0**

*Sign Code Variation*

**Approved 6-0**

*The Village Board concurred with Plan Commission's recommendation.*

**#19-0013 – LPC Carol Stream, LLC – 550 Center Avenue:**

*Special Use Permit for Outdoor Activities and Operations – Parking of Trailers*

*Termination of a Special Use Permit for a Recycling Center and Special Use Permit for an Annual Household Hazard Waste Collection Event*

**Recommend Approval with Conditions 6-0**

*The Village Board concurred with Plan Commission's recommendation.*

**Award of Contract – 2019 Crackfilling Contract:**

*The Village Board approved the 2019 Crackfilling contract to SKC Construction, Inc. at the bid unit prices submitted of \$76,050.00.*

**Award of Contract – 2019 Pavement Marking Project:**

*The Village Board approved the 2019 Pavement Marking Project to Superior Road Striping, Inc. at the bid unit prices totaling \$30,447.23 pursuant to the provisions of Section 5-8-14(L) of the Carol Stream Code of Ordinances.*

**Ordinance No. 2019-08-25 Approving a Special Use Permit for Motor Vehicle Service and a Special Use Permit to allow for Outdoor Activities and Operations in the Form of the Storage of Trailers in the I Industrial District (Triumph Construction Services/Dynamic MD, 250 N. Schmale Road):**

*The Village Board approved a Special Use Permit for Motor Vehicle Service and a Special Use Permit to allow for Outdoor Activities and Operations in the form of the storage of trailers in the I Industrial District for Triumph Construction Services/Dynamic MD, 250 N. Schmale Road.*

**Ordinance No. 2019-08-26 Approving an Amendment to a Special Use Permit for a Drive-Up Service Window (Warren Johnson Architects, Inc./Burger King, 840 W. Army Trail Road):**

*The Village Board approved an Amendment to a Special Use Permit for a drive-up service window located at Warren Johnson Architects, Inc./Burger King, 840 W. Army Trail Road.*

**Ordinance No. 2019-08-27 Terminating Special Use Permits for a Public Service and Utility Use and Outdoor Activities and Operations (Village of Carol Stream – 550 Center Avenue):**

*The Village Board terminated Special Use Permits for a Public Service and Utility Use and Outdoor Activities and Operations located at 550 Center Avenue.*

**Ordinance No. 2019-08-28 Approving a Special Use Permit to allow for Outdoor Activities and Operations in the Form of the Storage of Trailers in the I Industrial District (LPC Carol Stream, LLC, 550 Center Avenue):**

*The Village Board approved a Special Use Permit to allow for Outdoor Activities and Operations in the form of the storage of trailers in the I Industrial District located at 550 Center Avenue.*

**Ordinance No. 2019-08-29 Amending the Carol Stream Code of Ordinances to Regulate Tobacco Products and the Purchase and Possession of Tobacco Products, Alternative Nicotine Products and Electronic Cigarettes by a Person under 21 years of age:**

*The Village Board approved amendments to the current tobacco-related laws within the Village's Code to coincide with the new Illinois tobacco statutes.*

**Raffle License Application and Sound Amplification Permit – American Cancer Society:**

*The Village Board approved a raffle license, sound amplification permit, and waived the fees and manager's fidelity bond for the American Cancer Society's Relay for Life event on August 10, 2019 at the Ross Ferraro Town Center.*

**Regular Bills and Addendum Warrant of Bills:**

*The Village Board approved payment of the Regular Bills dated August 5, 2019 in the amount of \$621,728.60. The Village Board approved the payment of Addendum Warrant of Bills from July 16, 2019 thru August 5, 2019 in the amount of \$620,496.34.*

**Treasurer's Report:**

*Revenue/Expenditure Statement and Balance Sheet, Month ended June 30, 2019.*

**Report of Officers:**

*Trustee LaRocca congratulated Don Cummings and Kelly Lally on their promotions and continued service. He expressed strong feelings against cannabis sales in Carol Stream.*

*Trustee Schwarze congratulated Don Cummings and Kelly Lally on their promotions and stated he is proud of their speeches, dedication and passion for the Village of Carol Stream. Please Shop in Carol Stream.*

*Trustee Zalak congratulated Don Cummings and Kelly Lally on their promotions. He is proud of the residents for being generous when donating for the military. National Night out is tomorrow. Please come out and spend some time with our Police Department or turn on your porch light if you cannot attend. Trustee Zalak stated the mass shootings are truly emotional, if you see something – say something.*

Trustee Frusolone thanked residents for donating to the military concert. The Village is close to beating last year's total for our food banks. Please help by donating. She stated this is the 251<sup>st</sup> mass shooting of the year, see something – say something. Trustee Frusolone stated she is not supporting the sale of cannabis in Carol Stream until more information is available. Trustee Frusolone expressed to please slow down through town. Kids are still outside, abide crosswalk laws.

Trustee McCarthy congratulated Don Cummings and Kelly Lally on their promotions. Thursday is the last concert of the year. This Saturday is Relay for Life at Town Center which consists of 12:30 pm Cub Scouts fishing derby, 2:30 pm soccer with the Knights of Columbus and 5:00 pm kicks off the relay. Trustee McCarthy stated on August 17, the Police Department will be hosting a fundraiser to benefit Special Olympics which includes an under 17 years of age bags tournament and car show. Please lock your cars to prevent burglaries. If your property is vandalized, please report it to the Police Department.

Village Clerk Czarnecki congratulated Don Cummings and Kelly Lally on their promotions. Please keep the military in your hearts and minds.

Village Attorney Rhodes congratulated Don Cummings and Kelly Lally on their promotions. He stated that 6 months ago, the Ordinance regulating small wireless facilities was approved and Klein, Thorpe & Jenkins have negotiated licenses with AT&T and Verizon. Brian Gorka is an associate of Klein, Thorpe & Jenkins and former Assistant State's Attorney and he will be filling in for Jim Rhodes.

Village Manager Mellor stated we discussed revenues and the sale of cannabis at our workshop today and have another workshop scheduled for August 19 again to discuss alternative revenues as the Village has large capital projects coming. Reliable income source is needed to ensure services and projects can continue to be funded at levels to which residents are accustomed to. He also stated on August 7 at 1:20 pm expect to receive an alert on your TVs, radios and cell phones from FEMA to test the emergency alert system.

Mayor Saverino congratulated Don Cummings and Kelly Lally on their promotions. During our workshop today, no decision has been made regarding cannabis. Mayor Saverino expressed that the Board will do what is right in the end. We are still debt free and do not borrow. Shop Carol Stream.

At 8:34 p.m., Trustee McCarthy moved and Trustee Schwarze made the second to adjourn the meeting to Executive Session pursuant to Section 5/ILCS 120/2(c)2 Collective Negotiating Matters. There will be no Village Board action following Executive Session and the meeting will adjourn thereafter. The results of the roll call vote were as follows:


Ayes: 5 Trustees Zalak, LaRocca, Frusolone, Schwarze and McCarthy

Nays: 0

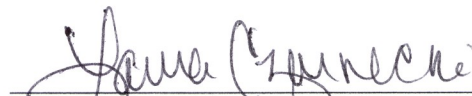
Absent: 1 Trustee Gieser

The motion passed.

FOR THE BOARD OF TRUSTEES

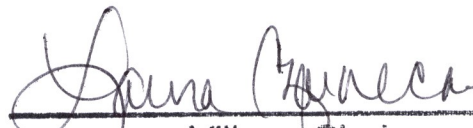
  
Frank Saverino, Sr., Mayor

ATTEST:

  
Laura Czarnecki, Village Clerk

Minutes approved by the President and Board of Trustees on this

19<sup>th</sup> day of August, 2019.

  
Village Clerk