

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

October 21, 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, Rick Gieser, Mary Frusolone, Greg Schwarze and Matt McCarthy

Absent:

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

*All persons physically present at meeting unless noted otherwise

MINUTES:

Trustee McCarthy moved and Trustee Schwarze made the second to approve the Minutes of the October 6, 2019 Special Workshop of the Village Board. The results of the roll call vote were as follows:

Ayes: 6 Trustees Zalak, LaRocca, Gieser, Frusolone, Schwarze and McCarthy

Abstain: 0

Absent: 0

The motion passed.

Trustee Gieser moved and Trustee Zalak made the second to approve the Minutes of the October 7, 2019 Village Board Meeting of the Village Board. The results of the roll call vote were as follows:

Ayes: 6 Trustees Zalak, LaRocca, Gieser, Frusolone, Schwarze and McCarthy

Abstain: 0

Absent: 0

The motion passed.

LISTENING POST:

1. Proclamation Designating October Breast Cancer Awareness Month.
Proclamation read by Trustee Gieser.

NEW BUSINESS:

1. Appointment to the Plan Commission/Zoning Board of Appeals and Swearing in of Daniel Morris as Commissioner.

Trustee McCarthy moved and Trustee Frusolone made the second to appoint Daniel Morris to the Plan Commission/Zoning Board of Appeals for a term expiring October 31, 2024. Oath of Office was given to Daniel Morris by Mayor Saverino.

Ayes: 6 Trustees Zalak, LaRocca, Gieser, Frusolone, Schwarze, and McCarthy

Nays: 0

Absent: 0

The motion passed.

LISTENING POST:

2. Addresses from Audience (3 Minutes).

John Numrich provided a brief history of the Carol Stream Police Pension Fund. He explained the decision and findings of the commission and asked for Village Board support to contact State Legislators to slow down the process. Mr. Numrich thanked Village Board for never failing to make its contribution.

Debra Schultz spoke in favor of the sale of Adult Use Recreational Cannabis and the revenue it will bring into the Village. She also questioned if exemptions can be given to seniors or disabled residents regarding the real estate transfer tax stamp.

Justin Lynch spoke in favor of the sale of Adult Use Recreational Cannabis and stated that our Police Department is extremely prepared.

Heather Economos spoke against vehicles parking over sidewalks during the daytime and the need for better enforcement. She also is in favor of the sale

of Adult Use Recreational Cannabis as she is a medical marijuana cancer survivor and would like to spend her money in Carol Stream.

John Zimmerman questioned why the Village of Carol Stream is considering a property tax when the economy is booming and that during the last recession there was no property tax. He would like the Board to reconsider the property tax. Mr. Zimmerman also questioned the \$2 million library loan and if that avoided a referendum. Board answered loaning the money to the Library did not avoid a referendum.

Katherine Nakis questioned the need for 3.8 million instead of 3.1 million in property tax. The Board explained it is related to vehicle stickers being removed as a revenue. Ms. Nakis also spoke in favor of the sale of Adult Use Recreational Cannabis and the need for revenue within the Village. She also encouraged audience to attend other taxing body meetings.

Alexander Kentfield stated he would like the Village of Carol Stream to find additional revenues and reduce expenses versus levying a property tax. He does not want see people move out, especially retired individuals which impacts them the most. Mr. Kentfield also stated the Village has one of the best volunteer programs which has saved the Village money.

Lauren Green spoke in favor for the sale of Adult Use Recreational Cannabis as long as it is strictly regulated and a property tax so services are not taken away.

Mark Polowy spoke against the property tax.

Mike Downey stated he was happy the way the Village is run especially with the concerts and asked if consideration has been given towards discounts for seniors and veterans. Board stated the Village cannot legally give exemptions.

Mayor Saverino thanked everyone for attending the meeting.

PUBLIC HEARINGS:

CONSENT AGENDA:

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

Ayes: 6 Trustees Zalak, LaRocca, Gieser, Frusolone, Schwarze and McCarthy

Nays: 0

Absent: 0

The motion passed.

Trustee LaRocca moved and Trustee Frusolone 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: 6 Trustees Zalak, LaRocca, Gieser, Frusolone, Schwarze and McCarthy

Nays: 0

Absent: 0

The motion passed.

1. 2019 Crackfill Project – Final Payment and Acceptance.
2. Approval of Independent Contractor Agreements – Snowplowing.
3. Award of Contract to Stephen F. Schmidt Consulting, Inc.
4. Resolution No. 3110 Approving a Plat of Dedication for Public Right-Of-Way Purposes – 24W461 North Avenue, Winfield.
5. Resolution No. 3111 Authorizing the Execution of an Illinois Department of Transportation Local Public Agency Agreement for Federal Participation-Lies Road Bike Trail between Gary Avenue and Schmale Road.
6. Resolution No. 3112 Authorizing the Execution of an Illinois Department of Transportation Preliminary Engineering Services Agreement for Federal Participation with regard to Lies Road Bike Path Extension from Gary Avenue to Schmale Road.
7. Reappointment of Frank Petella to the Plan Commission/Zoning Board of Appeals for a term expiring October 31, 2024.
8. Raffle License Application – Glenbard North High School Basketball Program.
9. Payment of Regular and Addendum Warrant of Bills from October 8, 2019 through October 21, 2019.
10. Treasurer’s Report: Revenue/Expenditure Statement and Balance Sheet, Month Ended September 30, 2019.

Trustee Gieser 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 as follows:

Ayes: 6 Trustees Zalak, LaRocca, Gieser, Frusolone, Schwarze and McCarthy

Nays: 0

Absent: 0

The motion passed.

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

2019 Crackfill Project – Final Payment and Acceptance:

The Village Board approved final payment to SKC Construction, Inc. in the amount of \$75,658.08 and acceptance of the 2019 Crackfill Project.

Approval of Independent Contractor Agreements – Snowplowing:

The Village Board approved Independent Contractor Agreements for snowplowing with designated firms and rates and for the Walkway Snow Clearing Pilot Program with AJD Construction and Concrete.

Award of Contract to Stephen F. Schmidt Consulting, Inc:

The Village Board approved a contract with Stephen F. Schmidt Consulting, Inc. for Police Department Administrative Services for an initial term of 6-months with an option to renew for additional months, at the contract rate of \$11,500/month.

Resolution No. 3110 Approving a Plat of Dedication for Public Right-Of-Way Purposes – 24W461 North Avenue, Winfield:

The Village Board approved a Plat of Dedication for the Southwest Corner of North Avenue and Morton Road.

Resolution No. 3111 Authorizing the Execution of an Illinois Department of Transportation Local Public Agency Agreement for Federal Participation-Lies Road Bike Trail between Gary Avenue and Schmale Road:

The Village Board approved the Illinois Department of Transportation Agreement for the Lies Road Bike Trail from Gary Avenue to Schmale Road.

Resolution No. 3112 Authorizing the Execution of an Illinois Department of Transportation Preliminary Engineering Services Agreement for Federal Participation with regard to Lies Road Bike Path Extension from Gary Avenue to Schmale Road:

The Village Board approved a Preliminary Engineering Services Agreement for Federal Participation of the Lies Road Bike Path between Gary Avenue and Schmale Road in the amount of \$109,421.00.

Reappointment of Frank Petella to the Plan Commission/Zoning Board of Appeals for a term expiring October 31, 2024:

The Village Board approved the reappointment of Frank Petella to the Plan Commission/Zoning Board of Appeals for a term expiring October 31, 2024.

Raffle License Application – Glenbard North High School Basketball Program:

The Village Board approved a raffle license and waiver of the fee and manager's fidelity bond for their raffle to be held on November 23, 2019 with ticket sales starting November 16, 2019.

Regular Bills and Addendum Warrant of Bills:

The Village Board approved payment of the Regular Bills dated October 21, 2019 in the amount of \$1,557,743.20. The Village Board approved the payment of Addendum Warrant of Bills from October 8, 2019 thru October 21, 2019 in the amount of \$799,099.19.

Treasurer's Report:

The Village Board received the Revenue/ Expenditure Statement and Balance Sheet, Month ended September 30, 2019.

Non-Consent Agenda**Recreational Adult Use Cannabis - Request for Village Board Direction:**

Trustee McCarthy stated no matter what the Village Board decides, Adult Use Recreational Cannabis will be legal in the Village of Carol Stream. If approved, should have same restrictions as medical marijuana but stricter zoning. Trustee McCarthy supports the sale of Adult Use Recreational Cannabis in Carol Stream.

Trustee Gieser approves the sale of Adult Use Recreational Cannabis and has confidence in our Police Department. He would like to see strict zoning and keep away from schools.

Trustee Frusolone does not want the sale of Adult Use Recreational Cannabis and recommends the Village to opt out. She is concerned on what impact it would have in our community and our Police Department being stretched too thin.

Trustee LaRocca agrees with Trustee Frusolone and does not want the sale of Adult Use Recreational Cannabis within the Village of Carol Stream.

Trustee Schwarze stated the decision to legalize marijuana has been made for us. Regardless if we allow sale or not, the problems will be in Carol Stream. The Police and Fire Departments will be busier. Trustee Schwarze approves the sale of Adult Use Recreational Cannabis.

Trustee Zalak stated the legalization was done at the State level and is out of our hands. Residents voted for J B Pritzker. Carol Stream will experience negative effects of drug regardless of whether it is allowed to be sold in town. The Village needs to offset expenses. Trustee Zalak approves the sale of Adult Use Recreational Cannabis.

The consensus of the Village Board was to direct staff to draft code amendments for a Plan Commission Public Hearing to allow Adult Use Recreational Cannabis with certain restrictions.

Resolution No. 3113, A Resolution to Record the Determination of the Corporate Authorities of the Village of Carol Stream of the Amounts of Money Estimated to be Necessary to be Raised by Taxation on Taxable Property for the Fiscal Year Beginning May 1, 2019, and Ending April 30, 2020:

Trustee Frusolone agrees that the Village needs a property tax but does not agree with the amount of 3.8 million. Since the vehicle stickers will not expire until the following year, Trustee Frusolone recommends approving 3.1 million for property tax.

Trustee McCarthy agrees that the Village needs a property tax. He does not know what the impact of internet sales may be and has confidence staff will budget conservatively. Trustee McCarthy recommends approving 3.1 million for property tax.

Trustee Gieser stated the Village has always discussed a property tax and tried to make it a last resort. Trustee Gieser would like to abate the vehicle stickers and recommends approving 3.8 million for property tax.

Trustee Schwarze stated we cannot conduct business on sales tax only. 40% of revenue would come from industrial area. Trustee Schwarze supports 3.8 million with a 4-year freeze for property tax.

Trustee LaRocca stated we want Carol Stream to continue being great and staff cannot make any more cuts. Trustee LaRocca recommends approving 3.8 million for property tax.

Trustee Zalak stated we are fiscally responsible and recommends approving 3.1 million for property tax. Once Village stickers are expired, increase to 3.8 million.

Mayor Saverino stated 3 Trustees support 3.1 and 3 support 3.8. He asked Village Attorney Rhodes if he can vote to break the tie. Village Attorney stated, yes, the Mayor can vote. Mayor Saverino stated he does not want to risk losing another sales tax producer and does not want to keep coming back. He knows 3.8 is what the Village needs.

Trustee McCarthy questioned if we can split the difference? Mayor stated he did not want to do that. Trustee Schwarze stated he will not vote to increase property taxes for another 4 years.

Trustee LaRocca moved and Trustee Schwarze made the second to approve a municipal tax levy totaling \$3,800,000. The results of the roll call were as follows:

Ayes: 4 Trustees Zalak, LaRocca, Gieser and Schwarze

Nays: 2 Trustees Frusolone and McCarthy

Absent: 0

The motion passed.

Report of Officers:

Trustee LaRocca thanked everyone for attending the meeting and expressing their opinions. He urged residents to please get mammograms.

Trustee Gieser thanked everyone for attending the Board meeting. Halloween Decorating Contest is now over and on Wednesday the judges will decide. Tomorrow there is a Historical Society meeting and Trustee Gieser will be presenting a pictorial history of the Village of Carol Stream.

Trustee Schwarze thanked everyone for attending the meeting as this meeting was most difficult and hope residents know we love this community. He congratulated Daniel Morris and Frank Petella for their appointments on the Plan Commission/Zoning Board of Appeals. Please Shop Carol Stream.

Trustee Zalak stated early detection of breast cancer is key. He thanked everyone for coming out and providing input as this was a difficult meeting.

Trustee Frusolone thanked residents who have come out tonight and past workshop meetings. It has been exceptionally difficult for families and trustees. Trustee Frusolone does not feel good about decisions made, but it is necessary to keep the Village the best ever.

Trustee McCarthy thanked residents for attending the Board meeting. We listened and thank you to our staff. We have a great Board and work together. Please keep storm drains clear to prevent street flooding. Trustee McCarthy stated to purchase Brittany's trees before Halloween.

Village Clerk Czarniecki stated to please keep military and first responders in your thoughts and prayers for their safety.

Village Attorney Rhodes stated next week is the beginning of veto session. Cannabis amendments may be forthcoming and he will report back with updates.

Village Manager Mellor stated differing opinions on Village Board speaks to power of democracy. Board is very accessible, and they listen. The Village participated with the Park District and the Carolshire and Klein Creek Condominium HOAs in the ribbon cutting for a new park between Carolshire and Klein Creek Condominiums. We will be hosting a pumpkin and electronics recycling event on Saturday, November 2 at the WRC from 8am until noon. The Holiday Tree Lighting returns to Town Center on Friday, December 6 from 6 to 8pm. Free leaf pickup is scheduled for the week of November 25. Garbage pickup will be delayed by one day due to the Thanksgiving Holiday. Christmas Sharing donations will be on the water bill, and application for assistance are available at Social Services Department.

Mayor Saverino supported the 3.8 million property tax. He understands it was a hard decision for all of the Village Board. Shop Carol Stream is how we survive. Mayor Saverino stated the Village Board works well together and we will do the right thing.

Village Manager Mellor introduced Steve Schmidt and his wife Cindy who will be the Village's interim Director of Police Department.

At 10:03 p.m., Trustee McCarthy moved and Trustee Schwarze made the second to adjourn the meeting. The results of the roll call vote were as follows:

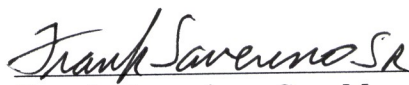
Ayes: 6 Trustees Zalak, LaRocca, Gieser, Frusolone, Schwarze and McCarthy

Nays: 0

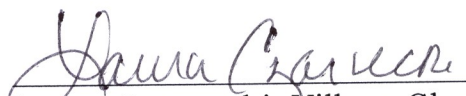
Absent: 0

The motion passed.

FOR THE BOARD OF TRUSTEES

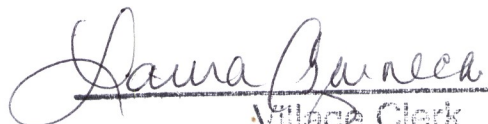

Frank Saverino, Sr., Mayor

ATTEST:


Laura Czarnecki, Village Clerk

Minutes approved by the President and Board of Trustees on this

14th day of NOVEMBER, 2019.



Village Clerk