

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

December 2, 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 and 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 November 18, 2019 Village Board Meeting. 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. Presentation: International City/County Management Association, Senior Advisor, Gregory Bielawski, to present Assistant Village Manager, Joe Carey with the Credentialed Manager Certification. *ICMA Credentialed Managers are professional local government managers qualified by a combination of education and experience, adherence to high standards of integrity, and an assessed commitment to lifelong learning and professional development. The ICMA Credentialed Manager Certificate was presented to Assistant Village Manager Joe Carey by the ICMA Senior Advisor Gregory Bielawski.*

2. Presentation: The American Lung Association recognizes Carol Stream Public Works Department's efforts to reduce carbon emissions by the adoption of cleaner-burning bio-diesel and will present an award to the Village along with membership in the B20 club. *Management Analyst Sam Barghi and Bailey Arnold from the American Lung Association presented the Village of Carol Stream with the B20 Club Membership Certificate.*
3. Resolution No. 3117 Recognizing Marty Zamecnik on Twenty Years of Employment with the Village of Carol Stream.

Trustee LaRocca moved and Trustee Gieser made the second to approve Resolution No. 3117 Recognizing Marty Zamecnik on Twenty Years of Employment with the Village of Carol Stream.

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

Nays: 0

Absent: 0

The motion passed.

4. Addresses from Audience (3 Minutes).

Jim Campbell spoke against allowing the sale of adult-use cannabis within the Village. He asked the Board to reconsider due to the Plan Commission not providing a recommendation and is concerned with a local dispensary being close to schools.

Justin Lynch spoke in favor of allowing the sale of adult-use cannabis within the Village. He has attended the last several meetings and believes allowing the use in the B3 and B4 zoning district makes sense.

Karin Deluca did not wish to speak.

Greg Puchalski spoke against allowing the sale of adult-use cannabis within the Village. He cited many articles against the sale of adult-use cannabis and stated he attended the Plan Commission meeting and is concerned with cannabis and impacts to his industrial manufacturing business. Mr. Puchalski would like the Board to go slow due to the unknown circumstances.

Linda Cates spoke against allowing the sale of adult-use cannabis within the Village. She discussed potential risks of cannabis and believes it does not support family values.

Mike Sutcliffe spoke against allowing the sale of adult-use cannabis within the Village. He stated the sale of cannabis will not bring in business or families to Carol Stream and crime will continue to increase.

Mary Hockett spoke against allowing the sale of adult-use cannabis within the Village. She stated we should opt out of recreational cannabis sales and discussed the dangers of cannabis. Ms. Hockett presented the Board with a petition against selling cannabis in the Village of Carol Stream.

Mohammed Wahab spoke against allowing the sale of adult-use cannabis within the Village. He is concerned with safety of the areas where dispensaries are allowed and the impact of property values as this will have unintended consequences.

John Roman spoke against allowing the sale of adult-use cannabis within the Village. He stated he cares about youth and their future. The B3 zone includes Jewel shopping center and McDonald's. Mr. Roman presented the Board with a petition to prohibit marijuana dispensaries and cultivation centers in Carol Stream and asked the Board to reconsider.

Tom Garvey spoke against allowing the sale of adult-use cannabis within the Village. He questioned the Board as to allowing retail sales and generating money. Mr. Garvey would like this matter tabled.

Katherine Nakis spoke in favor of allowing the sale of adult-use cannabis within the Village. She stated there are benefits to medical cannabis and commended Assistant to Village Manager Tia Messino for providing information to residents.

Greg Puchalski described the differences of alcohol and cannabis effects.

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

Nays: 0

Absent: 0

The motion passed.

1. #19-0029 Village of Carol Stream-725 Thornhill Drive (Community Park).
2. #19-0039-Mark Your Space/Royal Power Solutions-125 Mercedes.
3. Sanitary Sewer Extension, 250 N. Gary Avenue-Award of Phase II Design Services.
4. Engineering Services Agreement for Design-Build Services for Construction of the North Avenue Water Main Lining Project.
5. Resolution No. 3118 Authorizing a Final Plat of Subdivision (Community Park, 725 Thornhill Drive) PIN# 05-03-300-016, 05-04-400-036, 05-04-402-006, 05-04-402-007, 05-04-400-003, 05-04-400-023, 05-04-400-045, 05-04-400-047, 05-04-400-048, 05-04-400-049, 05-04-400-050, 05-04-400-051.
6. Payment of Regular and Addendum Warrant of Bills from November 19, 2019 through December 2, 2019.

Trustee McCarthy moved and Trustee Gieser 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.

#19-0029 Village of Carol Stream-725 Thornhill Drive (Community Park):

Plat of Subdivision

Recommend approval 7-0

The Village Board concurred with Plan Commission's recommendation.

#19-0039 Mark Your Space/Royal Power Solutions-125 Mercedes:

Gary Avenue Corridor Review-Monument Signs

Approved with conditions 7-0

For Village Board information only

Sanitary Sewer Extension, 250 N. Gary Avenue-Award of Phase II Design Services:

The Village Board approved minor corrections and clarifications to the standard Professional Services Agreement as requested by Strand Associates. Strand's proposal to perform the work for \$29,400 was previously approved at the November 4, 2019 meeting.

Engineering Services Agreement for Design-Build Services for Construction of the North Avenue Water Main Lining Project:

The Village Board approved an Engineering Services Agreement with Baxter & Woodman for Design-Build Services for the North Avenue Water Main Lining Project in the amount of \$230,000.

Resolution No. 3118 Authorizing a Final Plat of Subdivision (Community Park, 725 Thornhill Drive) PIN# 05-03-300-016, 05-04-400-036, 05-04-402-006, 05-04-402-007, 05-04-400-003, 05-04-400-023, 05-04-400-045, 05-04-400-047, 05-04-400-048, 05-04-400-049, 05-04-400-050, 05-04-400-051:

The Village Board approved a Final Plat of Subdivision (Community Park, 725 Thornhill Drive) PIN# 05-03-300-016, 05-04-400-036, 05-04-402-006, 05-04-402-007, 05-04-400-003, 05-04-400-023, 05-04-400-045, 05-04-400-047, 05-04-400-048, 05-04-400-049, 05-04-400-050, 05-04-400-051.

Regular Bills and Addendum Warrant of Bills:

The Village Board approved payment of the Regular Bills dated December 2, 2019 in the amount of \$92,499.17. The Village Board approved the payment of Addendum Warrant of Bills from November 19, 2019 thru December 2, 2019 in the amount of \$593,225.60.

Non-Consent Agenda

Alcohol Use at Town Center for "Ride for John" event. Staff is requesting direction on whether to allow the "Ride for John" event to proceed with the application process, specifically with the process of using the Rotary Club of Carol Stream for alcohol sales if they meet all other event requirements.

Trustee Schwarze welcomed petitioners to speak about their "Ride for John" event.

Robb and Kathy Zander stated they lost their son to opioids at the age of 23. They started a 501(3)(c) not-for-profit organization to create awareness about the current opioid crisis and would like to hold this event at the Town Center on July 25, 2020, which they are expecting 300 people to attend. Village Manager Bob Mellor explained the details of information needed to allow Rotary to sell alcohol, hosting a band and controlling a large crowd, which may need the presence of our Police and Public Works Departments.

Mayor Saverino stated he would like to remove this item off the agenda for further staff review as he is concerned with establishing precedent.

#19-0041 Village of Carol Stream-500 N. Gary Avenue
Text Amendment-Adult Use Cannabis
Not Approved 3-4

Trustee Gieser asked Community Development Director Don Bastian to elaborate on the zoning map where this would be allowed. Trustee Gieser stated he is impressed with the text amendment as prepared by staff and is in favor as it stands.

Trustee Schwarze left meeting at 8:42 p.m. and returned at 8:44 p.m.

Trustee Schwarze stated he appreciates everything heard today and thinks the Village of Carol Stream will deal with problems regardless of where the dispensary is located. He would like to utilize the revenue to hire more Police Officers.

Trustee McCarthy stated the unintended consequences are here regardless of where they are approved. He favors staying as B4 as he only voted initially with the thought that it would be as restrictive as medical.

Trustee Frusolone would like to keep it to the B4 zoning as she only talked and voted on dispensaries, not cultivation centers. She wants a moratorium to cultivation centers.

Trustee Zalak agrees with Trustee Schwarze as the State of Illinois approved it. He stated it is the Village of Carol Stream's job to limit locations where it can be sold.

Trustee LaRocca stated he does not have a problem with medical side of it. He does not want dispensaries in Carol Stream.

Village Attorney Jim Rhodes explained medical cannabis and recreational cannabis State permitting process involving dispensaries and cultivation centers.

Mayor Saverino stated that Winfield changed from 1000 feet to 100 feet for cannabis sales and believes it is going to be located on Morton and North Avenue. Glendale

Heights is also planning on approving and St. Charles already approved the sale of cannabis. Mayor Saverino stated the money from the sales would only go to good things like Meals on Wheels and ride-share programs for seniors. He stated the sale of cannabis will be here regardless.

Tom Garvey stated we voted the Board to make good decisions.

Justin Lynch stated a special use would still apply just like any other business.

Mike Sutcliffe asked the Board to do the right thing.

Debbie Schaeffer questioned the Board if it is not about the money, then why approve it in Carol Stream.

Trustee Gieser moved and Trustee Schwarze seconded to direct staff to prepare an Ordinance amending the Village Code to allow adult use cannabis dispensaries and cultivation in the B-3 and B-4 Zoning District.

Ayes: 2 Trustees Gieser and Schwarze

Nays: 4 Trustees Zalak, LaRocca, Frusolone and McCarthy

Absent: 0

The motion failed.

Trustee McCarthy moved and Trustee Schwarze seconded to direct staff to prepare an Ordinance amending the Village Code to allow adult use cannabis dispensaries in the B-4 Zoning District and disallowing adult use cannabis cultivation centers, craft growers, infuser organizations, processors and transporters.

Ayes: 4 Trustees Zalak, Gieser, Schwarze and McCarthy

Nays: 2 Trustees LaRocca and Frusolone

Absent: 0

The motion passed.

Report of Officers:

Trustee LaRocca congratulated Joe Carey on his ICMA Credentialed Manager Certificate, Phil Modaff and Public Works with the B20 Club Membership Certificate and Marty Zamecnik for his 20 years of service.

Trustee Gieser stated the Village is currently taking nominations for the holiday decorating contest which will run through December 16. This Friday is the tree lighting ceremony at 6:00 p.m. and Santa arrives at 6:30 p.m. The Village is also recycling holiday light strands and collecting winter coats. Christmas Sharing is collecting food and toys through December 11.

Trustee Schwarze congratulated Joe Carey on his ICMA Credentialed Manager Certificate and Public Works for the B20 Club Membership. He wished his daughter Lauren a Happy 23rd Birthday. Please Shop Carol Stream.

Trustee Zalak congratulated Joe Carey on his ICMA Credentialed Manager Certificate, Marty Zamecnik for his 20 years of service and American Lung Association for recognition into the B20 Club. He stated there will be cookies with Santa on December 8 at St. Luke's, Christmas Sharing on December 12 from 3:30 p.m. to 8:00 p.m. at Lutheran Church of the Master. The Rotary Club is collecting winter coats through February 7. Trustee Zalak thanked Sonny Acres who donated leftover food to Lutheran Church of the Master. Please visit Sonny Acres to support.

Trustee Frusolone thanked all the residents who came out and reached out on social media. She stated there are many ways to learn about what is going on in our community through Facebook and YouTube.

Trustee McCarthy stated that all Board members are accessible to listen, talk and discuss. He congratulated Joe Carey on his ICMA Credentialed Manager Certificate and welcomed the B20 club to Public Works. Trustee McCarthy congratulated Marty Zamecnik on his 20 years of service and stated that Scout Pack 190 came in and toured the Police Department with Deputy Chief Jungers and asked great questions about the Village. He hopes to see everyone at the tree lighting ceremony on Friday.

Village Clerk Czarnecki congratulated Joe Carey on his ICMA Credentialed Manager Certificate, Phil Modaff with the B20 Club Membership Certificate and Marty Zamecnik for his 20 years of service. Please keep our military and first responders in your thoughts and prayers for their safety and try to donate care packages or send a holiday card.

Village Attorney Rhodes congratulated Joe Carey on his ICMA Credentialed Manager Certificate and Mary Zamecnik for his 20 years of service.

Village Manager Mellor congratulated Joe Carey on his ICMA Credentialed Manager Certificate and Phil Modaff with the B20 Club Membership Certificate as Sam Barghi and Andrew Olson spearheaded this environmental initiative.

Mayor Saverino stated the property tax and adult-use cannabis were the hardest issues for the Village Board and he commends the Board for being honest and truthful. Mayor Saverino stated money is needed for services in Carol Stream. The Village cannot control the State of Illinois for passing the marijuana law. He stated the Board has been put to the test on these tough issues. Mayor Saverino thanked the residents for attending the meeting and speaking. This Friday is the tree lighting ceremony at town center.

At 9:58 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:

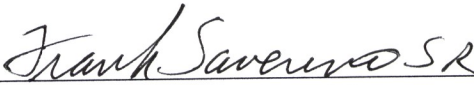
Ayes: 6 Trustees Zalak, LaRocca, Gieser, Frusolone, Schwarze and McCarthy

Nays: 0

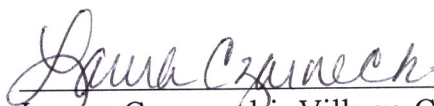
Absent: 0

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

16th day of December, 2019.


 Village Clerk