

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

December 16, 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 LaRocca, Rick Gieser, Mary Frusolone, Greg Schwarze and Matt McCarthy

Absent: Trustee John Zalak

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

Webelos Pack 196 presented the colors.

MINUTES:

Trustee McCarthy moved and Trustee Gieser made the second to approve the Minutes of the December 2, 2019 Village Board Meeting. The results of the roll call vote were as follows:

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

Abstain: 0

Absent: 1 Trustee Zalak

The motion passed.

LISTENING POST:

1. Addresses from Audience (3 Minutes).

Tom Garvey asked questions regarding the recreational cannabis distribution distances from daycares.

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 LaRocca, Gieser, Frusolone, Schwarze and McCarthy

Nays: 0

Absent: 1 Trustee Zalak

The motion passed.

Trustee Gieser 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 LaRocca, Gieser, Frusolone, Schwarze and McCarthy

Nays: 0

Absent: 1 Trustee Zalak

The motion passed.

1. #19-0009 Outreach Communities Ministries/Jubilee Furniture-730 E. North Avenue.
2. Personnel Policy Revision – Restricted Smoking Area.
3. Award a Contract for Tree Trimming Services.
4. Engineering Services Agreement for Final Design and Bid Assistance-WRC De-Watering System Replacement Project.
5. 2019 Pavement Patching Project-Change Order No. 1 and Final Payment.
6. Microsoft Enterprise Agreement (MSEA).
7. Ordinance No. 2019-12-48 Approving a Zoning Map Amendment to Rezone Property from B-2 General Retail District to B-3 Service District (730 E. North Avenue – Outreach Community Ministries, Inc./Jubilee Furniture).
8. Ordinance No. 2019-12-49 Amending Chapter 16 of the Municipal Code of the Village of Carol Stream (Zoning Code-Employment Training and Vocational Center as a Special Use in the B-3 District).
9. Ordinance No. 2019-12-50 Approving a Special Use Permit for an Employment Training and Vocational Center and a Special Use Permit for an Open Sales Lot Ancillary to a Permitted Use (Outreach Communities Ministries, Inc./Jubilee Furniture, 730 E. North Avenue).

10. Ordinance No. 2019-12-51 Amending Chapter 11, Article 2 of the Carol Stream Code of Ordinances by Decreasing the Number of Class G Liquor Licenses from 2 to 1 (ALDI, Inc. d/b/a ALDI, Inc. #25, 125 Stark Drive).
11. Resolution No. 3119 Authorizing a Plat of Consolidation (Outreach Community Ministries/Jubilee Furniture, 730 E. North Avenue) PIN# 05-04-200-029, 05-04-200-032.
12. Raffle License Application – American Legion Post 76.
13. Raffle License Application – Winfield School District 34 PTO.
14. Raffle License Application – Emerson Elementary School PTA.
15. Raffle License Application – Glenbard North High School Theatre Boosters.
16. Raffle License Application – Glen Ellyn Masonic Lodge #950.
17. Payment of Regular and Addendum Warrant of Bills from December 3, 2019 through December 16, 2019.
18. 2020 Schedule of Meetings.
19. Treasurer’s Report-Revenue/Expenditure Statement and Balance Sheet, Month ended November 30, 2019.

Trustee Frusolone moved and Trustee LaRocca 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 LaRocca, Gieser, Frusolone, Schwarze and McCarthy

Nays: 0

Absent: 1 Trustee Zalak

The motion passed.

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

#19-0009 Outreach Communities Ministries/Jubilee Furniture-730 E. North Avenue:

*Special Use for an Open Sales Lot
 Special Use Permit for Employee Training and Vocational Center
 Zoning Map Amendment-Rezone from B-2 to B-3
 Zoning Code Text Amendments-Employment Training and Vocational Center
 Plat of Consolidation*

Recommend approval 6-0

The Village Board concurred with Plan Commission’s recommendation.

Personnel Policy Revision – Restricted Smoking Area:

The Village Board approved amending the Village’s Personnel Manual-Restricted Smoking Area policy to include other lighted or heated products containing, made or

derived from nicotine, tobacco or other plant intended for inhalation including electronic delivery devices and adding all Village vehicles to the restricted areas within the policy.

Award a Contract for Tree Trimming Services:

The Village Board approved a contract to Ciosek Tree Services in the amount of \$42,375.00 for tree trimming services.

Engineering Services Agreement for Final Design and Bid Assistance-WRC De-Watering System Replacement Project:

The Village Board approved an Engineering Services Agreement with Baxter & Woodman for final design and bid assistance for the WRC De-Watering System Replacement Project in the amount of \$139,000.

2019 Pavement Patching Project – Change Order No. 1 and Final Payment:

The Village Board approved Change Order No. 1 and final payment to Chicagoland Paving Contractors, Inc. in the amount of \$53,512.22.

Microsoft Enterprise Agreement (MSEA):

The Village Board approved a contract for the purchase of Microsoft Software (MSEA) to CDW-G in the amount of \$101,884.83, which will be paid in 3 equal parts of \$33,961.61 over a 3-year period.

Ordinance No. 2019-12-48 Approving a Zoning Map Amendment to Rezone Property from B-2 General Retail District to B-3 Service District (730 E. North Avenue – Outreach Community Ministries, Inc./Jubilee Furniture):

The Village Board approved a zoning map amendment to rezone property from B-2 General Retail District to B-3 Service District located at 730 E. North Avenue-Outreach Community Ministries, Inc./Jubilee Furniture).

Ordinance No. 2019-12-49 Amending Chapter 16 of the Municipal Code of the Village of Carol Stream (Zoning Code-Employment Training and Vocational Center as a Special Use in the B-3 District):

The Village Board approved amending Chapter 16 of the Municipal Code of the Village of Carol Stream regarding the Zoning Code – Employment Training and Vocational Center as a Special Use in the B-3 District.

Ordinance No. 2019-12-50 Approving a Special Use Permit for an Employment Training and Vocational Center and a Special Use Permit for an Open Sales Lot Ancillary to a Permitted Use (Outreach Communities Ministries, Inc./Jubilee Furniture, 730 E. North Avenue):

The Village Board approved a Special Use Permit for an Employment Training and Vocational Center and a Special Use Permit for an Open Sales Lot Ancillary to a Permitted Use regarding Outreach Communities Ministries, Inc./Jubilee Furniture located at 730 E. North Avenue.

Ordinance No. 2019-12-51 Amending Chapter 11, Article 2 of the Carol Stream Code of Ordinances by Decreasing the Number of Class G Liquor Licenses from 2 to 1 (ALDI, Inc. d/b/a ALDI, Inc. #25, 125 Stark Drive):

The Village Board approved amending Chapter 11, Article 2 of the Carol Stream Code of Ordinances by decreasing the number of class G liquor licenses from 2 to 1 with regard to ALDI, Inc. d/b/a ALDI, Inc. #25 located at 125 Stark Drive.

Resolution No. 3119 Authorizing a Plat of Consolidation (Outreach Community Ministries/Jubilee Furniture, 730 E. North Avenue) PIN# 05-04-200-029, 05-04-200-032:

The Village Board approved a Plat of Consolidation regarding the Outreach Community Ministries/Jubilee Furniture located at 730 E. North Avenue.

Raffle License Application – American Legion Post 76:

The Village Board approved a 2020 annual raffle license to the American Legion Post 76 for weekly raffles to be held at 570 S. Gary Avenue, Carol Stream.

Raffle License Application – Winfield School District 34 PTO:

The Village Board approved a raffle license to Winfield School District 34 PTO and waived the fee and manager's fidelity bond for their raffle to be held at the American Legion Hall on February 1, 2020.

Raffle License Application – Emerson Elementary School PTA:

The Village Board approved a raffle license to Emerson Elementary School PTA and waived the fee and manager's fidelity bond for their Trivia Night on January 11, 2020 at the American Legion Hall.

Raffle License Application – Glenbard North High School Theatre Boosters:

The Village Board approved a raffle license to Glenbard North High School Theatre Boosters and waived the fee and manager's fidelity bond for their performances of Almost Maine (February 13-15, 2020) and Matilda (April 30-May 2, 2020).

Raffle License Application – Glen Ellyn Masonic Lodge #950:

The Village Board approved a raffle license to Glen Ellyn Masonic Lodge #950 and waived the fee and manager's fidelity bond for their Fellowship Day event to be held at Playoffs Bar and Grill, 720 North Ave. on January 19, 2020 to benefit their Teddy Bear Fund.

Regular Bills and Addendum Warrant of Bills:

The Village Board approved payment of the Regular Bills dated December 16, 2019 in the amount of \$1,094,806.92. The Village Board approved the payment of Addendum Warrant of Bills from December 3, 2019 thru December 16, 2019 in the amount of \$633,442.94.

2020 Schedule of Meetings:

The Village Board received and approved the 2020 Schedule of Meetings.

Treasurer's Report:

The Village Board received Revenue/Expenditure Statement and Balance Sheet for month ended November 30, 2019.

Non-Consent Agenda

Ordinance No. 2019-12-52 Approving amendments to Chapter 16 (Zoning Code) of the Municipal Code of the Village of Carol Stream to allow Adult Use Cannabis Dispensing Organizations in the B-4 Office, Research and Institutional Building District (Section 16-9-5.C – Adult Use Cannabis Dispensing Organization as a Special Use in the B-4 District, Section 16-13-3 – Off-Street Parking and Loading Schedule of Parking Requirements, and Section 16-18-1 – Definitions).

Trustee LaRocca expressed his concerns and opposition about recreational cannabis and sending a wrong message to our youth.

Trustee McCarthy moved and Trustee Schwarze seconded to approve amendments to Chapter 16 (Zoning Code) of the Municipal Code of the Village of Carol Stream to allow Adult Use Cannabis Dispensing Organizations in the B-4 Office, Research and Institutional Building District (Section 16-9-5.C – Adult Use Cannabis Dispensing Organization as a Special Use in the B-4 District, Section 16-13-3 – Off-Street Parking and Loading Schedule of Parking Requirements, and Section 16-18-1 Definitions).

Ayes: 4 Trustees Gieser, Schwarze, McCarthy and Mayor Saverino

Nays: 2 Trustees LaRocca and Frusolone

Absent: 1 Trustee Zalak

The motion passed.

Ordinance No. 2019-12-53 Approving amendments to Chapter 14 (General Offenses) of the Municipal Code of the Village of Carol Stream adding a new Article V (Adult Use Cannabis Business Establishments) to prohibit Adult-Use Cannabis Craft Grower, Adult-Use Cannabis Cultivation Center, Adult-Use Cannabis Infuser Organization or Infuser, Adult-Use Cannabis Processing Organization or Processor, and Adult-Use Cannabis Transporting Organization or Transporter from locating within the Village of Carol Stream.

Trustee Gieser questioned if medical growing cannabis is allowed in Carol Stream. Community Development Director Don Bastian replied yes it is allowed in the industrial district.

Trustee Gieser moved and Trustee McCarthy seconded to approve amendments to Chapter 14 (General Offenses) of the Municipal Code of the Village of Carol Stream

adding a new Article V (Adult Use Cannabis Business Establishments) to prohibit Adult-Use Cannabis Craft Grower, Adult-Use Cannabis Cultivation Center, Adult-Use Cannabis Infuser Organization or Infuser, Adult-Use Cannabis Processing Organization or Processor, and Adult-Use Cannabis Transporting Organization or Transporter from locating within the Village of Carol Stream.

Ayes:	4	Trustees LaRocca, Frusolone, Schwarze and McCarthy
Nays:	1	Trustee Gieser
Absent:	1	Trustee Zalak

The motion passed.

Report of Officers:

Trustee LaRocca stated he wanted to voice his opinion on adult use cannabis. He wished everyone Merry Christmas and Happy New Year.

Trustee Gieser stated today is the last day for nominations on the Village's Christmas Decorating Contest. A summary of the 2020 Census was given by Assistant to Village Manager Messino. Trustee Gieser wished everyone Merry Christmas, Happy Chanukah and a Prosperous New Year.

Trustee Schwarze thanked staff for all their hard work in 2019 and thanked the Village Board for a great year. He wished everyone Happy Holidays and to Shop Carol Stream.

Trustee Frusolone stated great job to our staff. Get some rest because budget time is coming up. She also thanked Social Services for their Christmas Sharing event which was great to see kids and families so happy receiving gifts and groceries. Trustee Frusolone wished everyone Merry Christmas, Happy Holidays and Happy New Year.

Trustee McCarthy thanked family, friends and congratulated Social Services for their efforts with Christmas Sharing. He also thanked the volunteers who helped stuff stockings. Trustee McCarthy stated this year has been challenging but a good year. He wished everyone Merry Christmas, Happy New Year and Happy Chanukah.

Village Clerk Czarnecki wished everyone Happy Holidays and to keep our military and first responders in your thoughts and prayers.

Village Attorney Rhodes wished everyone Merry Christmas, Happy Holidays and Happy New Year.

Village Manager Mellor summarized significant activities that occurred in 2019 which included:

- *Carolshire Commons Condominium Association code enforcement initiative to a successful conclusion.*
- *Police Department earned first place from the Illinois Association Chiefs of Police Traffic Safety Challenge in distracted driving, impaired driving and occupant protection; Four officers received the MADD Hero Award; Police Department received \$99,570 in grants from IDOT for expanding the DUI program with our DRE program including cannabis.*
- *Public Works earned the American Lung Association's B20 club and received ComEd grants of \$26,000 for \$42,000 worth of LED light installations and also received an energy efficiency grant of \$23,533 for occupancy controls, building automation systems and LED lighting improvements to lower energy consumption in the new Village Hall.*
- *Village donated Community Park and Gary Avenue/Elk Trail properties to the Carol Stream Park District resulting in a new park and future enhancements to an older park.*
- *Village entered into an Intergovernmental Agreement with the City of Wheaton to allow for the redevelopment of the northeast corner of Geneva Road and Schmale Road to take place in Carol Stream.*
- *Village granted zoning and building permit approvals for a 186,000 square foot industrial building redevelopment of the former recycling center property at the northwest corner of Fullerton Avenue and Center Avenue.*

Village Manager Mellor stated the schedule of 2020 meetings approved tonight includes a Board meeting scheduled on Martin Luther King day due to ceremonies scheduled in the morning with a breakfast event. Village Hall will be closed Christmas Eve, Christmas Day and New Years Day. Police Department is open 24/7.

Mayor Saverino stated he is proud finishing the Veteran's Memorial this year and thanked residents and businesses who donated as the Town Center is our heart and soul of the community with our fountain being the second largest in Illinois. Mayor Saverino thanked staff and Steve Schmidt for helping with our Police Department. Mayor stated the cannabis was a tough vote, but the money will be earmarked towards social service and programs that benefit the community. He wished everyone Merry Christmas, Happy Chanukah and Happy Holidays.

Trustee LaRocca urged residents to shop Aldi in Carol Stream. He also thanked Trustee Zalak for bringing up Pritzker voting for cannabis which includes 14.7 percent registers voters. Trustee LaRocca stated don't let 14.7 speak for you, take time and vote who will do the best job in Springfield.

At 8:15 p.m., Trustee McCarthy moved and Trustee LaRocca 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:

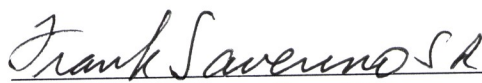
Ayes: 5 Trustees LaRocca, Gieser, Frusolone, Schwarze and McCarthy

Nays: 0


Absent: 1 Trustee Zalak

The motion passed.

FOR THE BOARD OF TRUSTEES

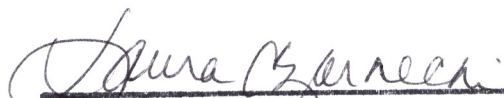

Frank Saverino, Sr., Mayor

ATTEST:


Laura Czarnecki, Village Clerk

Minutes approved by the President and Board of Trustees on this

6th day of January, 2020.


Village Clerk