

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

February 16, 2016

Mayor Saverino, Sr. 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. and Trustees David Hennessey, John LaRocca, Rick Gieser, Mary Frusolone, Greg Schwarze and Matt McCarthy

Absent:

Also Present: Village Manager Joe Breinig, Assistant Village Manager Bob Mellor, Village Clerk Laura Czarnecki and Village Attorney Jim Rhodes

*All persons physically present at meeting unless noted otherwise
Trustee Greg Schwarze left at 8:41 p.m.

Mayor Saverino, Sr. led those in attendance in the pledge of allegiance.

MINUTES:

Trustee McCarthy moved and Trustee Frusolone made the second to approve the Minutes of the February 1, 2016 Special Workshop Meeting of the Village Board. The results of the roll call vote were as follows:

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

Abstain: 0

Absent: 0

The motion passed.

Trustee LaRocca moved and Trustee Gieser made the second to approve the Minutes of the February 1, 2016 Regular Board Meeting of the Village Board. The results of the roll call vote were as follows:

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

Abstain: 0

Absent: 0

The motion passed.

Trustee McCarthy moved and Trustee Schwarze made the second to approve, but not release the Minutes of the February 1, 2016 Executive Session Meeting of the Village Board. The results of the roll call vote were as follows:

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

Abstain: 0

Absent: 0

The motion passed.

LISTENING POST:

1. Year of the Business Spotlight: Angelo Caputo's Fresh Markets- Robertino Presta, CEO. *Trustee Gieser introduced Robertino Presta, Jr., General Manager of Angelo Caputo's Fresh Market on North Avenue who described the operations and history of the store.*
2. APWA 2016 Public Works Project of the Year Award – Klein Creek Flood Mitigation Project. *DuPage County District 6 Board Member and Stormwater Chairman Jim Zay presented the APWA award to the Village.*
3. Addresses from Audience (3 Minutes).

Listed below are tenants and/or landlords of Carolshire that spoke during the Listening Post and/or attended this meeting with regard to Carolshire:

Sunil Jain, Jocelyn Morales, Rosa Martinez, Irvin Romain, Mihail Garbis, Adela Juarez, Stanley Bluit, Deanna McKinney, Lusle Asim, Jamal Khan, Tim Knitto, Frank Banya, Parvinder Sethi, Dilbagh Singh, Sukhuinder Singh, Juliet Tran, Aziz Khan, Ryan Cornwall, Charlotte Cornwall

Feb 15, 2016

Attention: Village of Carol Stream

In a board meeting called in haste, the board informed us that they will sign a settlement agreement with the village. We like to caution you in proceeding forward with this settlement agreement as home owners and future board members may not be in agreement with this settlement.

Please note following points.

1. The board called a meeting on this matter at 8 Monday morning with less than 2 day notice in some lobby of one of the building. Meeting time mentioned was 8 and did not indicate 8 AM or 8 PM. This was purposely done to mislead the homeowners. This is very short notice and inconvenient time for many homeowners. Less than 7 home owners attended this meeting, not enough home owners to pass this agenda.
2. We believe this is not a legitimate board. No proper elections were conducted giving equal opportunity for all home owners to run for the election.
3. Annual meetings and required board meetings were not conducted for many years. Occasional board meeting are conducted
4. Board has not shared required financial documents (budget, actual spend etc.) with home owners for many years.
5. A board member was very threatening and combative for any questions raised during the meeting.
6. Board is not sharing any association documents (financial, meeting minutes etc.) even when asked in writing.
7. In spite of very high monthly assessments, the property is very poorly managed. Both interiors and common areas, parking lot etc. are in very bad shape due to years of negligence. The property values have deteriorated badly costing years of hard earned money of many home owners.
8. We do agree that property has to be brought in compliance with all village code; however the settlement agreement has to be reviewed and agreed by majority (¾) of the home owners. The lame duck condo board has no authority to sign on this major settlement.
9. **A large number of home owners have started to come together and working on removal of this board and install new genuine board members.**

We request full assistance from Village of Carol Stream. This is a very serious matter impacting many lives, not just financially but their well beings and future. Please help us bringing the true representation of home owners who will diligently work with Carol Stream Village in improving lives of everyone living in this community.

Thank you very much for your considerations.

Truly,

Concerned Homeowners of

CAROLSHIRE COMMONS CONDOMINIUM ASSOCIATION

Approximately 45 representatives of the Carolshire Commons Condominiums requested help from the Village of Carol Stream regarding inappropriate actions of their Board of Directors. They support the remediation agreement to address code violations, but need help addressing issues with their Board. Things have gone from bad to worse with the current management and mismanagement of funds. The Village Board applauded the residents of Carolshire Commons Condominium Association for coming to the Village with their issues. The residents requested a list of all and outstanding code violations.

PUBLIC HEARINGS:

CONSENT AGENDA:

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

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

Nays: 0

Absent: 0

The motion passed.

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

Nays: 0

Absent: 1 Trustee Schwarze

The motion passed.

1. Contract Extension with Beary Landscape Management for Landscape Maintenance Services.

2. Contract Extension with Brancato Landscaping Inc. for Tree Planting Services.
3. Purchase of Trees for Spring Planting with St. Aubin Nursery.
4. Proposal from CH2M for Development of a Phosphorous Optimization Plan and Feasibility Study.
5. Revised Local Public Agency Agreement for Federal Participation-West Branch DuPage River/Fair Oaks Road Trail-Phase III Construction.
6. Purchase of Surface Pro 4 Equipment.
7. Recommendation to approve a First Amendment to Development Agreement with Crafty LLC, an internet retail of craft beer.
8. Ordinance No. 2016-02-07 Amending Chapter 11, Article 2 of the Carol Stream Code of Ordinances by Decreasing the number of Class K Liquor Licenses from 1 to 0 (Crafty LLC d/b/a Crafty) and Increasing the number of Class L Liquor Licenses from 0 to 1 (Crafty LLC d/b/a Crafty) located at 320 E. Fullerton Ave.
9. Ordinance No. 2016-02-08 Amending Chapter 11, Article 2 of the Carol Stream Code of Ordinances by Increasing the number of Class P Liquor Licenses from 6 to 7 (Pilot Travel Centers LLC d/b/a Pilot Travel Center #1041, 170 West North Avenue).
10. Ordinance No. 2016-02-09 Local Amendments to the Adopted Building Construction and Maintenance Codes (Illinois Plumbing Code).
11. Ordinance No. 2016-02-10 Local Amendments to the Adopted Building Construction and Maintenance Codes (Illinois Plumbing Code)
12. Resolution 2852 Declaring Surplus Property owned by the Village of Carol Stream.
13. Raffle License Application-Benjamin Foundation School District 25.
14. Payment of Regular and Addendum Warrant of Bills from February 2, 2016 through February 16, 2016.
15. Treasurer's Report for Month Ended January 31, 2016.

Trustee Hennessey 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: 5 Trustees Hennessey, LaRocca, Gieser, Frusolone and McCarthy

Nays: 0

Absent: 1 Trustee Schwarze

The motion passed.

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

Contract Extension with Beary Landscape Management for Landscape Maintenance Services:

The Village Board approved a contract extension with Beary Landscape Management for landscape maintenance services for the period of May 1, 2016 through April 30, 2017 in the amount of \$110,778.

Contract Extension with Brancato Landscaping Inc. for Tree Planting Services:

The Village Board approved a contract extension with Brancato Landscaping Inc. for tree planting services for the period of May 1, 2016 through April 30, 2017 in the amount of \$75.00 per tree planted for a total of \$22,500.

Purchase of Trees for Spring Planting with St. Aubin Nursery:

The Village Board approved the purchase of 100 trees from St. Aubin Nursery for Spring harvesting and planting in the amount of \$17,000.

Proposal from CH2M for Development of a Phosphorous Optimization Plan and Feasibility Study:

The Village Board approved a proposal from CH2M for Development of a Phosphorous Optimization Plan and Feasibility Study at the Water Reclamation Center at a cost not to exceed \$43,522.

Revised Local Public Agency Agreement for Federal Participation-West Branch DuPage River/Fair Oaks Road Trail-Phase III Construction:

The Village Board approved a revised IDOT agreement showing a reduction in the amount of our local share from \$432,268 to \$345,872 for a savings of \$86,396.

Surface Pro 4 Equipment:

The Village Board waived competitive bidding and approved the purchase of 12 Microsoft Surface Pro 4 Computers from Zones at a cost of \$28,983.60.

Recommendation to approve a First Amendment to Development Agreement with Crafty LLC, an internet retail of craft beer:

The Village Board approved amending the Development Agreement with Crafty LLC for their liquor license which will allow for the sale of all alcoholic liquor.

Ordinance No. 2016-02-07 Amending Chapter 11, Article 2 of the Carol Stream Code of Ordinances by Decreasing the number of Class K Liquor Licenses from 1 to 0 (Crafty LLC d/b/a Crafty) and Increasing the number of Class L Liquor Licenses from 0 to 1 (Crafty LLC d/b/a Crafty) located at 320 E. Fullerton Ave.:

The Village Board approved amending Crafty LLC d/b/a Crafty's liquor license to a Class L which includes the sale of all alcoholic liquor.

Ordinance No. 2016-02-08 Amending Chapter 11, Article 2 of the Carol Stream Code of Ordinances by Increasing the number of Class P Liquor Licenses from 6 to 7 (Pilot Travel Centers LLC d/b/a Pilot Travel Center #1041, 170 West North Avenue):

The Village Board approved issuance of a Class P Liquor License for the package sale of beer and wine at their facility located at the southwest corner of Gary and North Avenues.

Ordinance No. 2016-02-09 Local Amendments to the Adopted Building Construction and Maintenance Codes (Illinois Plumbing Code):

The Village Board approved amendments to the Illinois Plumbing Code required by the Illinois Department of Natural Resources in accordance with the new rules for Lake Michigan water allocation permittees, to require the use of water conserving plumbing fixtures bearing the US EPA WaterSense label.

Ordinance No. 2016-02-10 Local Amendments to the Adopted Building Construction and Maintenance Codes (Illinois Plumbing Code):

The Village Board approved local amendments to the Illinois Plumbing Code to reflect administrative procedures, such as the fee schedule, violations and stop work orders, and to include plumbing system specifications unique to Carol Stream and/or the northern Illinois region.

Resolution No. 2852 Declaring Surplus Property owned by the Village of Carol Stream:

The Village Board approved declaring surplus chemicals located within the Public Works Department authorized for proper disposal by a hazardous material company.

Raffle License Application-Benjamin Foundation School District 25:

The Village Board approved a raffle license, fee waiver and manager's fidelity bond waiver for a raffle to be held at Holiday Inn and Suites for a Trivia Night on March 5, 2016.

Regular Bills and Addendum Warrant of Bills:

The Village Board approved payment of the Regular Bills dated February 16, 2016 in the amount of \$637,193.84. The Village Board approved the payment of the Addendum Warrant of Bills from February 2, 2016 thru February 16, 2016 in the amount of \$517,843.07.

Treasurer's Report:

The Village Board received the Revenue/ Expenditure Statements and Balance Sheet for the Month Ended January 31, 2016.

Non Consent Agenda

Award of Bid-Farmhouse Exterior Renovation:

Trustee McCarthy moved and Trustee Frusolone made the second to reject all bids and directed staff to bring a contract recommendation to the Village Board at the March 7, 2016 Board meeting. The results of the roll call vote were as follows:

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

Abstain: 0

Absent: 1 Trustee Schwarze

The motion passed.

Report of Officers:

Trustee LaRocca applauded DuPage County, Park District and Village of Carol Stream for working together on the Flood Mitigation Project. Please try Caputo's Fresh Market grocery. Please shop Carol Stream.

Trustee Gieser thanked Robertino Presta Jr. for his presentation on their Carol Stream grocery store. Next month the business spotlight will be Demar Logistics. He thanked the residents from Carolshire for showing up tonight and Jim Zay for all his work on the Flood Mitigation Project. He stated the parade committee met tonight to plan for the July 4th parade. Signed acts include the Jesse White Tumblers, the fire twirling barefoot Hawaiians, the St. Andrews Pipes & Drums and a 7 piece mariachi band.

Trustee Hennessey stated we are 1 month away from the Illinois Primary election. If you have not registered to vote, please do so in this Presidential Election year.

Trustee Frusolone congratulated the female Citizen of the Year Pam Falco who is present in the audience. The male Citizen of the Year is Ed Spoeri, the female special Citizen of the Year is Barb Goepel and the male special Citizen of the Year is Rob Frusolone. Congratulations to the Glenbard North High School speech team who qualified to go to the State meet. Good luck in Peoria. Please shop Carol Stream and thank you Caputo's for being in Carol Stream.

Trustee McCarthy stated he agrees with everything everyone else said. He acknowledged the Judges Award winners which went to Don Depa and Sandy Gbur. He stated he is holding a bags tournament for the Relay for Life Charity at Flip Flops on February 22nd, 24th, 28th, 29th and March 2nd.

Village Clerk Czarnecki stated please adopt a pet that is homeless and remember our military serving our country.

Village Attorney Rhodes stated the Consent Decree was entered for Carolshire.

Village Manager Breinig stated the draft Comprehensive Plan Open House is scheduled for March 16th from 6:00 p.m. to 8:00 p.m. at the Fire Station on Kuhn Road.

Mayor Saverino acknowledged the residents of Carolshire who showed up at the Board meeting tonight. He thanked Trustee McCarthy for filling in for him in his absence.

At 9:08 p.m. Trustee Frusolone moved and Trustee Hennessey made the second to adjourn the meeting. The results of the roll call vote were as follows:

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

Nays: 0

Absent: 1 Trustee Schwarze

The motion passed.

FOR THE BOARD OF TRUSTEES

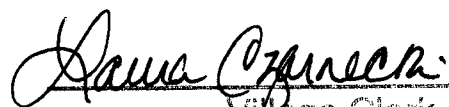

Frank Saverino, Sr., Mayor

ATTEST:


Laura Czarnecki, Village Clerk

Minutes approved by the President and Board of Trustees on this

7th day of MARCH, 2016.



Village Clerk