

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

**February 6, 2023**

Mayor Frank Saverino, Sr. called the Regular Meeting of the Board of Trustees to order at 6:00 p.m. and requested that Village Clerk Julia Schwarze call the roll.

Present: Trustees Jeff Berger, Tom Garvey, John Zalak, Rick Gieser, Mary Frusolone and Matt McCarthy, Village Clerk Julia Schwarze and Mayor Frank Saverino, Sr.

Absent: None

Also Present: Village Manager Bob Mellor, Assistant Village Manager Joe Carey, Community Development Director Don Bastian, Director of Engineering Services Bill Cleveland, Finance Director Jon Batek, Public Works Director Phil Modaff, Assistant Director of Public Works Brad Fink, Chief of Police Bill Holmer, Deputy Chief Don Cummings, Information Technology Director Mark Talavera and Village Attorney Jim Rhodes

**ROLL CALL AND PLEDGE OF ALLEGIANCE:** *All present*

**MINUTES:**

*Trustee McCarthy moved and Trustee Zalak made the second to approve the Minutes of the January 16, 2023 Village Board Meeting. The results of the roll call vote were as follows:*

*Ayes: 5 Trustees Berger, Garvey, Zalak, Gieser and McCarthy*

*Nays: 0*

*Abstain: 1 Trustee Frusolone*

*Absent: 0*

*The motion passed.*

**LISTENING POST:**

- 1. Addresses from Audience (3 Minutes).

*Greg Puchalski advised the Village Board to proceed with caution on approval of the adult use recreational cannabis dispensaries. He opposes the proliferation of adult use recreational cannabis dispensaries and the use of recreational cannabis.*

**CONSENT AGENDA:**

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

*Ayes: 6 Trustees Berger, Garvey, Zalak, Gieser, Frusolone and McCarthy*  
*Nays: 0*  
*Abstain: 0*  
*Absent: 0*

*The motion passed.*

*Trustee Frusolone 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: 6 Trustees Berger, Garvey, Zalak, Gieser, Frusolone and McCarthy*  
*Nays: 0*  
*Abstain: 0*  
*Absent: 0*

*The motion passed.*

*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 Berger, Garvey, Zalak, Gieser, Frusolone and McCarthy*  
*Nays: 0*

Abstain: 0

Absent: 0

The motion passed.

The following items were approved on the Consent Agenda for this meeting:

**Recommendation to approve an Amendment to an Agreement for Architectural Services with Kluber, Inc., for Phase II Planning and Design for the PWC Phase II Improvements Project up to the amount of \$187,460.00:**

*The Village Board approved an amendment to an Agreement with Kluber, Inc. for Architectural Services for the PWC Phase II Improvements for a cost up to \$187,460.00.*

**Purchase of a Combination Vacuum/Flusher Truck:**

*The Village Board approved a Vactor 2100i under Sourcewell Contract #101221-VTR in the amount of \$529,845.08 for FY 2024, pursuant to the provisions of Section 5-8-3(B) and subsection 5-8-14(L) of the Carol Stream Code of Ordinances.*

**Recommendation to Award the Kuhn Road and Public Works Center Water Pumping Stations Generator Replacements to Powerlink Electric, Inc. at the base bid presented plus add option #1 and option #2 for a total amount of \$439,895.00:**

*The Village Board approved the Kuhn Road and Public Works Center Water Pumping Stations Generator Replacements to Powerlink Electric, Inc. for a total amount of \$439,895.00 including options #1 and #2 for FY 2024.*

**Ordinance No. 2023-02-03 Amending Chapter 11, Article 2 of the Carol Stream Code of Ordinances by Increasing the Number of Class F Liquor Licenses from 10 to 11 for H & A Pizza Inc. d/b/a Rosati's Pizza of Carol Stream, 161 Hiawatha Drive:**

*The Village Board approved a Class F Liquor License for Rosati's Pizza of Carol Stream located at 161 Hiawatha Drive.*

**Ordinance No. 2023-02-04 Amending Chapter 11, Article 2 of the Carol Stream Code of Ordinances by Decreasing the Number of Class P Liquor Licenses from 8 to 7 (Suson LLC d/b/a Carol Stream BP) and Increasing the Number of Class PL Liquor Licenses from 0 to 1 (Suson LLC d/b/a Carol Stream BP) located at 105 W. North Avenue:**

*The Village Board approved changing Carol Stream BP's liquor license from Class P to Class PL to allow for the sale of all packaged alcoholic beverages located at 105 W. North Avenue.*



**Resolution No. 3292 Approving Local Public Agency Agreement for Federal Participation Amendment #1 for the Kuhn Road Bike Path Project, Section Number 15-00060-00-BT from Lies Road to Army Trail Road:**

*The Village Board approved a Local Public Agency Agreement for Federal Participation Amendment #1 for the Kuhn Road Bike Path Project, Section Number 15-00060-00-BT from Lies Road to Army Trail Road.*

**Resolution No. 3293 Accepting a Public Sanitary Sewer Easement for 160 W. Elk Trail (Carol Stream Animal Hospital):**

*The Village Board approved a Public Sanitary Sewer Easement for the Carol Stream Animal Hospital located at 160 W. Elk Trail.*

**Resolution No. 3294 Authorizing the Participation in the Northern Illinois Municipal Electric Collaborative (NIMEC) and Authorizing the Mayor or his Designee to Approve a Contract with the Lowest Cost Electricity Provider for a Period up to 36 Months:**

*The Village Board approved participation in the Northern Illinois Municipal Electric Collaborative and entering into a contract with the lowest cost electricity provider for a period up to 36 months.*

**Resolution No. 3295 Declaring Surplus Property owned by the Village of Carol Stream:**

*The Village Board declared surplus a 2005 Ford Ranger, vehicle 313 and authorized disposal through auction.*

**Raffle License Application – Carl Sandburg Elementary School PTA:**

*The Village Board approved a raffle license and waived the fee and manager's fidelity bond for the Carl Sandburg Elementary School PTA trivia night fundraiser and 50/50 raffle to be held at the American Legion Post 76 on March 4, 2023.*

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

*The Village Board approved processing of payment of Regular Bills dated February 6, 2023 in the amount of \$1,804,249.08. The Village Board approved processing of the payment of Addendum Warrant of Bills from January 17, 2023 thru February 6, 2023 in the amount of \$682,998.93.*

**NON-CONSENT AGENDA ITEMS:**

*Item H.1. Development Projects Map Demonstration was pulled off the Consent Agenda by Trustee McCarthy in order for a separate presentation to be given by Community Development Director Bastian, who commended Information Technology Director Talavera for his extensive help in setting up this new self-service system for public use on the Village website.*

*Item I.1. Ordinance Adopting a Municipal Cannabis Retailers' Occupation Tax within the Village of Carol Stream at the three percent (3%) rate was pulled off the Consent Agenda by Trustee Garvey in order to register his opposition. Pursuant to a discussion among Village Board members, Trustee McCarthy moved and Trustee Gieser made the second to adopt a Municipal Cannabis Retailers' Occupation Tax within the Village of Carol Stream at the three percent (3%) rate. The results of the roll call vote were as follows:*

*Ayes: 5 Trustees Berger, Zalak, Gieser, Frusolone and McCarthy*

*Nays: 1 Trustee Garvey*

*Abstain: 0*

*Absent: 0*

*The motion passed as Ordinance No. 2023-02-05.*

#### **REPORT OF OFFICERS:**

*Trustee Berger commended Public Works on their Salt Smart award from the Conservation Foundation and wished everyone a happy and educational Black History Month.*

*Trustee Garvey had no report.*

*Trustee Zalak encouraged participation in the Rotary Club Golf Raffle publicized on social media; thanked public commenters for their respectful, well-researched arguments concerning dispensaries; and asked that we keep the military and first responders in our thoughts and prayers.*

*Trustee Gieser announced details of the Citizen of the Year banquet on March 4<sup>th</sup>; reported the passing of one of Carol Stream's pioneers, Gerald Walter, who was an original Park District Commissioner; and acknowledged the importance of Black History Month.*

*Trustee Frusolone reported the Citizen of the Year nomination period has been extended to February 13<sup>th</sup>; commended Trustee McCarthy for his continued organization of the Bags for Life Tournament and thanked all donors.*

*Trustee McCarthy described the history and logistics of the Bags for Life Tournament; thanked Trustee Berger for creating all the flyers, t-shirts and marketing materials; and offered kudos to Public Works on their Conservation Foundation award for keeping our roads safe while also reducing the harmful impact of chlorides on the environment.*



*Village Clerk Schwarze congratulated Public Works on their Conservation Foundation award; stated her excitement to help plant native wildflowers at Town Center for Earth Day on April 22<sup>nd</sup>; and reminded residents to shop and dine Carol Stream.*

*Village Attorney Rhodes gave a legislative update, describing two pieces of proposed legislation important for municipal government: SB 180 to return the LGDF to its original amount, and HB 1611 to create a state agency which will act as a repository for the collection and storage of video footage and data.*

*Village Manager Mellor commended Public Works staff on an excellent job earning the Salt Smart award; congratulated Community Development and IT staff on developing the self-service GIS system which will not only increase transparency for residents, but also help spur economic development in Carol Stream; and announced the closing of Village Hall on February 20<sup>th</sup> and the next Village Board meeting with a second Budget Workshop on February 21<sup>st</sup>.*


*Mayor Saverino commended Public Works for always doing an excellent job; congratulated Community Development and the IT staff for their teamwork on the self-service development map; thanked the McCarthy's for their hard work on the Bags for Life Tournament year after year; and announced his wife is coming home this week after suffering another bout of pneumonia and being cared for at Windsor Park.*

*At 6:55 p.m., Trustee McCarthy moved and Trustee Zalak made the second to adjourn the meeting to Executive Session to discuss Threatened and Pending Litigation – 5/ILCS 120/2 (c) (11), then to adjourn directly from Executive Session. The results of the roll call vote were as follows:*

<i>Ayes:</i>	<i>6</i>	<i>Trustees Berger, Garvey, Zalak, Gieser, Frusolone and McCarthy</i>
<i>Nays:</i>	<i>0</i>	
<i>Abstain:</i>	<i>0</i>	
<i>Absent:</i>	<i>0</i>	

*The motion passed.*

FOR THE BOARD OF TRUSTEES

  
\_\_\_\_\_  
Frank Saverino, Sr., Mayor

ATTEST:

  
\_\_\_\_\_  
Julia Schwarze, Village Clerk

Minutes approved by the President and Board of Trustees on this

21<sup>st</sup> day of February, 2023.

  
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Village Clerk