

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

September 6, 2011

Mayor Frank Saverino, Sr. called the Regular Meeting of the Board of Trustees to order at 8:30 p.m. and directed Village Clerk Beth Melody to call the roll.

Present: Mayor Frank Saverino, Sr. and Trustees Mary Frusolone, Tony Manzzullo, Don Weiss, Greg Schwarze, Matt McCarthy and Pam Fenner

Absent: None

Also Present: Village Manager Joe Breinig, Assistant Village Manager Bob Mellor, Assistant Village Attorney Jason Guisinger and Village Clerk Beth Melody

MINUTES:

Trustee McCarthy moved and Trustee Weiss made the second to approve the Regular Board Meeting Minutes of August 15, 2011. The results of the roll call vote were as follows:

Ayes: 5 Trustees Frusolone, Manzzullo, Weiss, Schwarze and McCarthy

Nays : 0

Abstain: 1 Trustee Fenner

Trustee Manzzullo moved and Trustee Frusolone made the second to approve the Special Board Meeting Minutes of August 25, 2011. The results of the roll call vote were as follows:

Ayes: 5 Trustees Frusolone, Manzzullo, Weiss, Schwarze and McCarthy

Nays : 0

Abstain: 1 Trustee Fenner

AUDIENCE PARTICIPATION AND PUBLIC HEARINGS:

Proclamation in Observance of the 10th Anniversary of the Attacks of September 11, 2001. A proclamation in observance of the 10th Anniversary of the attacks of September 11, 2001 was read by Trustee Schwarze and approved.

Public Hearing: Amendment to the McCaslin Park Annexation Agreement. Trustee McCarty moved and Trustee Fenner made the second to open the public hearing to amend the McCaslin Park Annexation Agreement. The results of the roll call vote were as follows:

Ayes: 6 Trustees Frusolone, Manzzullo, Weiss, Schwarze McCarthy and Fenner

Nays : 0

Mayor Saverino stated that this is a public hearing on an amendment to the McCaslin Park Annexation Agreement to allow the Carol Stream Park District to construct an extension of the Village's water main along North Avenue, with cost reimbursement from the Village; receive a waiver of the Special Southwest Utility Construction fee and connection fees for water & sewer service; receive approval of the resident rate for water and sewer service; and, receive approval of the maintenance of the existing well supply water to the Coyote Crossing building. Mayor Saverino asked if there were any comments from anyone in the audience on the McCaslin Park Annexation Agreement Amendment. Assistant Village Attorney Guisinger noted that the public hearing was properly noticed in the local newspaper as required by law. The public hearing was closed without further comment. Trustee Weiss moved and Trustee McCarthy made the second to close the public hearing. The results of the roll call vote were as follows:

Ayes: 6 Trustees Frusolone, Manzzullo, Weiss, Schwarze
McCarthy and Fenner

Nays : 0

Proclamation Designating September 2011 as Prostate Cancer Awareness Month.

A proclamation designating September 2011 as prostate cancer awareness month was read by Trustee Manzzullo and approved.

Proclamation Designating September 2011 as Disaster Preparedness Month.

A proclamation designating September 2011 as disaster preparedness month was read by Trustee Frusolone and approved.

Special 9/11 Project Presentation by Michelle Schmidt.

A presentation of framed 9/11 memorial knitting was made by Michelle Schmidt.

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:

Ayes: 6 Trustees Frusolone, Manzzullo, Weiss, Schwarze
McCarthy and Fenner

Nays : 0

Trustee Weiss moved and Trustee Fenner 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 Frusolone, Manzzullo, Weiss, Schwarze
McCarthy and Fenner

Nays : 0

1. 148 N. Gary LLC – 148-186 N. Gary Avenue - Sign Code Variation & Gary Avenue Corridor Review
2. Walgreen's, Inc. – 540 N. Schmale Road – Zoning Code Variation.
3. Temple-Inland Corporation – 139 Fullerton Avenue - Amendments to Special Use Permits – Outdoor Activities and Operations &

Structure Exceeding 50 Feet in Height & Gary Avenue Corridor Review

4. Request for Approval of an Easement Encroachment at 289 El Paso Lane.
5. Motion for Approval of Emergency Expenditure for Tree Trimming and Removal Services Related to Storm Damage -- Ciosek Tree Service, Inc. in the Amount of \$33,170.00.
6. Motion to Approve Purchase of Two Public Works Replacement Vehicles off of State Bid.
7. Ordinance No. 2011-09-27, Authorizing the Execution of a First Amendment to an Annexation Agreement (McCaslin Park-27W650 North Avenue).
8. Ordinance No. 2011-09-28, Granting a Variation from the Carol Stream Zoning Code to Allow for the Outdoor Storage and Display of Merchandise in the B-2 General Retail Zoning District (Walgreens Pharmacy, 540 N. Schmale Road).
9. Ordinance No. 2011-09-29, Approving an Amendment to a Special Use Permit to Allow Outdoor Activities and Operations and An Amendment to Variation for Landbanked Parking in the I Industrial District (Temple-Inland Corporation, 139 Fullerton Avenue).
10. Ordinance No. 2011-09-30, Amending Chapter 11, Article 2 of the Carol Stream Code of Ordinances by Decreasing the Number of Class C Liquor Licenses from 19 to 18 (S&K Brothers, Inc. dba S&K Liquors).
11. Ordinance No. 2011-09-31 Amending Chapter 11, Article 2 of the Carol Stream Code of Ordinances by Increasing the Number of Class C Liquor Licenses from 18 to 19 (INTK, Inc. dba S&K Liquor).
12. Resolution No. 2545, Accepting a Grant of Storm Water Management and Conveyance Easement – 795 Kimberly Road, American NTA Bearing.
13. Resolution No. 2546, for Maintenance of Streets and Highways by Municipality under the Illinois Highway Code – 2011 Crackfilling Project.
14. Resolution No. 2547, Accepting a Grant of Temporary Construction Easement and Permanent Public Water Main Easement.
15. Resolution No. 2548, Accepting Public Improvements (Easton Park Subdivision – Phase I).
16. Resolution No. 2549, Declaring Surplus Property Owned by the Village of Carol Stream.
17. Motion Authorizing the Mayor to Execute A Grant Agreement with DCEO in the amount of \$350,000 and Designating Director of Public Works Phil Modaff as Authorized Designee for the Village.
18. Tax Increment Financing (TIF) Redevelopment Plan.
19. Request from the Western DuPage Special Recreation Association (WDSRA) for a Waiver of Building Permit Fee.
20. Request from DuPage County for a Waiver of Building Permit Fees.
21. Sound Amplification Permit – Request for Fee Waiver.
22. Sound Amplification Permit Request for Fee Waiver.
23. Raffle License Approval and Fee Waiver Request.
24. Payment of Regular & Addendum Warrant of Bills

Trustee Fenner 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 Frusolone, Manzzullo, Weiss, Schwarze McCarthy and Fenner
Nays :	0	

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

148 N. Gary LLC – 148-186 N. Gary Avenue - Sign Code Variation & Gary Avenue Corridor Review:

The Village Board concurred with the Plan Commission recommendation to approve a Sign Code variation & Gary Avenue Corridor review for the *for the Gary At North Center shopping plaza* at 148 N. Gary LLC – 148-186 N. Gary Avenue.

Walgreen's, Inc. – 540 N. Schmale Road – Zoning Code Variation:

The Village Board concurred with the Plan Commission recommendation for a Zoning Code variation to allow display of propane storage tanks in front of the building.

Temple-Inland Corporation – 139 Fullerton Avenue:

The Village Board concurred with the Plan Commission recommendation for amendments to special use permits for outdoor activities and operations and structure exceeding 50 feet in height and Gary Avenue Corridor review. These changes conform to zoning requests previously approved for the redevelopment of the Temple-Inland property.

Request for Approval of an Easement Encroachment at 289 El Paso Lane:

The Village Board approved an easement encroachment to allow the property owner to place a new shed nearer to his rear fence.

Motion for Approval of Emergency Expenditure for Tree Trimming and Removal Services Related to Storm Damage -- Ciosek Tree Service, Inc. in the Amount of \$33,170.00:

The Village Board approved payment to Ciosek Tree Service, Inc. for Emergency Tree Trimming and Removal Service in the amount of \$33,170.

Motion to Approve Purchase of Two Public Works Replacement Vehicles off of State Bid:

The Village Board approved the purchase of a 2012 Ford F550 cab and chassis with dump body, plow, spreader and pre-wetting system at a cost of \$60,692.66 and the purchase of a 2011 Ford Escape at a cost of \$21,912 from Currie Motors through the Suburban Purchasing Cooperative.

Ordinance No. 2011-09-27, Authorizing the Execution of a First Amendment to an Annexation Agreement (McCaslin Park-27W650 North Avenue):

The Village Board approved Ordinance No. 2011-09-27, authorizing the execution of a First Amendment to an Annexation Agreement (McCaslin Park-27W650 North Avenue) which amends the agreement in order to be reimbursed for the cost of

constructing an extension to the Village's water system, to pay the resident rate for Village sewer and water services, and to maintain existing well and septic systems for the mini-golf operation.

Ordinance No. 2011-09-28, Granting a Variation from the Carol Stream Zoning Code to Allow for the Outdoor Storage and Display of Merchandise in the B-2 General Retail Zoning District (Walgreens Pharmacy, 540 N. Schmale Road):

The Village Board approved Ordinance No. 2011-09-28, granting a variation from the Carol Stream Zoning Code to allow for the outdoor storage and display of merchandise in the B-2 General Retail Zoning District (Walgreens Pharmacy, 540 N. Schmale Road).

Ordinance No. 2011-09-29, Approving an Amendment to a Special Use Permit to Allow Outdoor Activities and Operations and An Amendment to Variation for Landbanked Parking in the I Industrial District (Temple-Inland Corporation, 139 Fullerton Avenue):

The Village Board approved Ordinance No. 2011-09-29, approving an amendment to a special use permit to allow outdoor activities and operations and an amendment to variation for landbanked parking in the I Industrial District (Temple-Inland Corporation, 139 Fullerton Avenue).

Ordinance No. 2011-09-30, Amending Chapter 11, Article 2 of the Carol Stream Code of Ordinances by Decreasing the Number of Class C Liquor Licenses from 19 to 18 (S&K Brothers, Inc. dba S&K Liquors):

The Village Board approved Ordinance No. 2011-09-30, amending Chapter 11, Article 2 of the Carol Stream Code of Ordinances by decreasing the number of Class C Liquor Licenses from 19 to 18 (S&K Brothers, Inc. dba S&K Liquors).

Ordinance No. 2011-09-31 Amending Chapter 11, Article 2 of the Carol Stream Code of Ordinances by Increasing the Number of Class C Liquor Licenses from 18 to 19 (INTK, Inc. dba S&K Liquor):

The Village Board approved Ordinance No. 2011-09-31, amending Chapter 11, Article 2 of the Carol Stream Code of Ordinances by increasing the number of Class C Liquor Licenses from 18 to 19 (INTK, Inc. dba S&K Liquor).

Resolution No. 2545, Accepting a Grant of Storm Water Management and Conveyance Easement – 795 Kimberly Road, American NTA Bearing:

The Village Board approved Resolution No. 2545, accepting a grant of storm water management and conveyance easement – 795 Kimberly Road, American NTA Bearing as required by the DuPage County Countywide Storm Water Management and Flood Plain Ordinance.

Resolution No. 2546, for Maintenance of Streets and Highways by Municipality under the Illinois Highway Code – 2011 Crackfilling Project:

The Village Board approved Resolution No. 2546, for maintenance of streets and highways by a municipality under the Illinois Highway Code to appropriate \$142,650.00 in Motor Fuel Tax funds for the 2011 Crackfilling Project.

Resolution No. 2547, Accepting a Grant of Temporary Construction Easement and Permanent Public Water Main Easement:

The Village Board approved Resolution No. 2547, accepting a grant of temporary construction easement and permanent public water main easement from School District 25 for the South West Water Main Extension Project.

Resolution No. 2548, Accepting Public Improvements (Easton Park Subdivision – Phase I):

The Village Board approved Resolution No. 2548, accepting public improvements (Easton Park Subdivision – Phase I) *contingent upon receipt of the one year maintenance security.*

Resolution No. 2549, Declaring Surplus Property Owned by the Village of Carol Stream:

The Village Board approved Resolution No. 2549, declaring surplus property (*two seized cars and a seized golf cart*) owned by the Village of Carol Stream

Motion Authorizing the Mayor to Execute A Grant Agreement with DCEO in the amount of \$350,000 and Designating Director of Public Works Phil Modaff as Authorized Designee for the Village:

The Village Board *authorized execution of a grant agreement that will result in the replacement of 60-65 street lights in the Western Trails and Spring Valley subdivisions with energy efficient LED lighting.*

Tax Increment Financing (TIF) Redevelopment Plan:

Village Manager Breinig announced the availability of the Tax Increment Financing Plan in the Village Manager's Office and that it had been sent to the other taxing bodies in the proposed North Avenue/Schmale Road TIF district.

Request from the Western DuPage Special Recreation Association (WDSRA) for a Waiver of Building Permit Fee:

The Village Board approved the request from the Western DuPage Special Recreation Association (WDSRA) for a waiver of building permit fees.

Request from DuPage County for a Waiver of Building Permit Fees:

The Village Board approved the request from DuPage County for a waiver of building permit fees for improvements to the property at 143 Thunderbird Trail, being done under the County's assistance programs.

Sound Amplification Permit – Request for Fee Waiver:

The Village Board approved a waiver of the \$25 sound amplification permit fee for the Outreach Community Center which is holding their Fiesta Latina Event on September 16, 2011.

Sound Amplification Permit Request for Fee Waiver:

The Village Board approved a waiver of the \$25 sound amplification permit fee for Spring Trail Elementary PTO which is holding a 5K Run Fundraiser on October 23, 2011.

Raffle License Approval and Fee Waiver Request:

The Village Board approved a waiver of the raffle license fee for the Carol Stream Rotary Club which is holding their Fido Run Walk on September 18, 2011.

Regular Bills and Addendum Warrant of Bills:

The Village Board approved the payment of the Regular Bills dated September 6, 2011 in the amount of \$605,524.76.

The Village Board approved the payment of the Addendum Warrant of Bills from August 16, 2011 – September 6, 2011 in the amount of \$726,236.15.

Non - Consent Agenda Items:**Sanitary Sewer Flow Monitoring Project Results:**

A presentation of the Sanitary Sewer Flow Monitoring Report was made by Director of Public Works, Phil Modaff. The Village Board approved next phase of flow monitoring program.

Proposed "Shop Carol Stream" Program:

An Interim Report detailing initial program elements for a Shop Local program was presented by Assistant to the Village Manager Christopher Oakley. The Village Board approved development of a marketing program to a trial group of businesses.

Appointments to the Plan Commission/Zoning Board of Appeals:

Dave Creighton and James Joseph provided a brief explanation of their backgrounds and interests. The Village Board concurred with the Mayor's recommendation to appoint James Joseph and David Creighton to fill two vacant, unexpired terms.

Report of Officers:

Trustees Frusolone commended the Village Police Department for their efforts during the roadside safety check on August 19 & 20. She praised their politeness and respect when dealing with those passing through the safety check. The check resulted in multiple arrests. She also thanked the Police Department volunteers for their efforts. She invited residents to the 9/11 ceremony at Glenbard North High School this Sunday and asked everyone to pray for first responders.

Trustee Manzzullo asked residents to pray for and support our troops and their families.

Trustee Fenner wished Trustee McCarthy a Happy Birthday.

Trustee Weiss congratulated the 2 new Plan Commission members and reminded residents of the 3rd Shape of Carol Stream broadcast scheduled for Wednesday, September 28 at 7:00 p.m. in the Village Hall Board Room and featuring all the agencies that participated in last year's show.

Trustee Schwarze thanked James Joseph and Dave Creighton for agreeing to serve on the Plan Commission. He reminded everyone about the 9/11 ceremony at Glenbard North High School on Sunday and expressed appreciation for the level of cooperation the Fire District receives from the Police and Public Works Departments. He also thanked Senator Millner for the \$350,000 grant for LED street lights for Carol Stream. He reminded everyone to shop Carol Stream.

Trustee McCarthy thanked all Village volunteers and stated he enjoyed cooking for them at the volunteer appreciation BBQ. He wished his wife Linda a happy 19th wedding anniversary and welcomed James Joseph and Dave Creighton to the Plan Commission.

Assistant Village Attorney Guisinger reiterated the notice announcement made by Village Manager Breinig that the TIF Redevelopment Plan was available for review in the Village Manager's Office.

Mayor Saverino thanked Trustee McCarthy for filling in for him as Mayor Pro Tem at the last Village Board meeting while he was out of the country. He stated that the Village's recognition by Money Magazine as the 49th best place to live in the U.S. and #1 in the state of Illinois was the result of a community effort. He thanked James Joseph and Dave Creighton for agreeing to serve on the Plan Commission. He reminded everyone about the 9/11 ceremony on Sunday and invited everyone to attend to support our first responders.

At 9:45 p.m. Trustee McCarthy moved and Trustee Fenner made the second to adjourn the meeting. The results of the roll call vote were as follows:

Ayes:	6	Trustees Frusolone, Manzullo, Weiss, Schwarze McCarthy and Fenner
Nays :	0	

FOR THE BOARD OF TRUSTEES

Frank Saverino
Frank Saverino, Sr. Mayor

Beth Melody
Beth Melody, Village Clerk

Minutes approved by the President and Board of Trustees on this
19th day of September, 2011.

Beth Melody
Village Clerk