

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

December 19, 2011

Mayor Saverino called the Regular Meeting of the Board of Trustees to order at 8:00 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

Absent: Trustee Pam Fenner

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

MINUTES:

Trustee McCarthy moved and Trustee Frusolone made the second to approve the Regular and Special Board Meeting Minutes of December 5, 2011. The results of the roll call vote were as follows:

Ayes: 3 Trustees Frusolone, Schwarze & McCarthy

Nays : 0

Abstain: 2 Trustees Manzzullo & Weiss

Absent: 1 Trustee Fenner

CONSENT AGENDA:

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

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

Nays : 0

Absent: 1 Trustee Fenner

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

Nays : 0

Absent: 1 Trustee Fenner

1. Contract Amendment Request
2. Recommendation to Award a Contract for Construction of a Sodium Hypochlorite Delivery System at the WRC
3. Ordinance No. 2011-12-42, Authorizing the Ceding of Private Activity Bonding Authority
4. Ordinance No. 2011-12-43, Amending Chapter 16 of the Municipal Code of the Village of Carol Stream (Zoning Code)
5. Ordinance No. 2011-12-44, Amending Chapter 14 (General Offenses), Article 2 (Offenses Against Persons), Adding Sections 14-2-32 (Drug Paraphernalia)
6. Ordinance No. 2011-12-45, Amending Section 8-1-2, Penalties and Related Provisions of the Carol Stream Code of Ordinances
7. Resolution No. 2564, For Meeting the National Objective Under the Community Development Block Grant (CDBG) Program of a Community Development Need Having a Particular Urgency
8. Resolution No. 2565, Declaring Surplus Property Owned by the Village of Carol Stream
9. Request from College of DuPage at 500 N. Kuhn Road for review and approval of proposed signage improvements
10. Social Media Request
11. Approval for Annual Raffle License – American Legion Post 76
12. Payment of Regular & Addendum Warrant of Bills
13. Treasurer's Report: Revenue/Expenditure Statement and Balance Sheet, Month Ending November 30, 2011

Trustee Frusolone moved and Trustee Manzzullo 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 Frusolone, Manzzullo, Weiss, Schwarze and McCarthy
Nays :	0	
Absent:	1	Trustee Fenner

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

Contract Amendment Request:

The engineering consultant for this project, Baxter & Woodman, requested a contract amendment to the Sludge Aeration Energy Efficiency Project by an additional \$41,855.20 to cover unforeseen expenses associated with the grant-funded installation of an energy-efficient turbo blower at the WRC that included needed electrical improvements, concrete work, blower valve relocation and the purchase of a standard harmonic filter. The Village Board approved this request.

Recommendation to Award a Contract for Construction of a Sodium Hypochlorite Delivery System at the Water Reclamation Center:

This project was recently re-bid following rejection of bids by the Village in November due to technicalities. The engineer's estimate of probable cost for this project was \$190,000. The Village Board approved award of contract to Dahme Mechanical, Inc. at the bid price of \$154,444.

Ordinance No. 2011-12-42, Authorizing the Ceding of Private Activity Bonding Authority:

The Village receives an annual allocation of bonding authority which can be used as an economic development tool to sponsor tax exempt financing for certain qualified private development projects. The Village previously reserved its 2011 volume cap totaling \$3,803,895 on April 18, 2011. The Upper Illinois River Valley Development Authority (UIRVDA) has requested the use of the Village's 2011 volume cap for use in projects under its jurisdiction. If ultimately used to finance a project, the Village will receive a transfer fee of 1% of bonds issued, to a maximum of \$38,039. As there are presently no qualifying local projects or requests identified, the Village Board approved the staff recommendation to cede the 2011 volume cap to UIRVDA.

Ordinance No. 2011-12-43, Amending Chapter 16 of the Municipal Code of the Village of Carol Stream (Zoning Code):

Trustee Schwarze asked for staff clarification of the word significant relating to modifications to the code. Community Development Director Glees provided examples of the types of petitioner requests that would be considered significant or minor as they related to the Village Code and specifically to the North Avenue Corridor Regulations. The intent of this code change would be to allow staff to administratively approve minor changes, thereby allowing us to expedite the permit approval process for businesses. The Village Board approved Ordinance No. 2011-12-43 amending Chapter 16 of the Municipal Code of the Village of Carol Stream (Zoning Code) giving staff the authority to approve building permits for business improvements involving exceedingly minor items without needing to require that the business owner obtain approval through the zoning hearing process.

Ordinance No. 2011-12-44, Amending Chapter 14 (General Offenses), Article 2 (Offenses Against Persons), Adding Sections 14-2-32 (Drug Paraphernalia):

The Village Board approved Ordinance No. 2011-12-44, amending Chapter 14 (General Offenses), Article 2 (Offenses Against Persons), Adding Sections 14-2-32 (Drug Paraphernalia) banning the use and possession of drug paraphernalia.

Ordinance No. 2011-12-45, Amending Section 8-1-2, Penalties and Related Provisions of the Carol Stream Code of Ordinances:

The Village Board approved Ordinance No. 2011-12-45, amending Section 8-1-2, Penalties and Related Provisions of the Carol Stream Code of Ordinances to mirror State Statute fine amounts.

Resolution No. 2564, For Meeting the National Objective Under the Community Development Block Grant (CDBG) Program of a Community Development Need Having a Particular Urgency:

The Village Board approved Resolution No. 2564, for meeting the National Objective under the Community Development Block Grant (CDBG) Program of a community development need having a particular urgency. This resolution is to confirm that the Klein Creek Flood Plain Structure Buyout Project in the application for CDBG disaster recovery funding under the CDBG Disaster Recovery "IKE" Property Buyout Program meets the national objective under the CDBG Program of meeting a community development need having a particular urgency.

Resolution No. 2565, Declaring Surplus Property Owned by the Village of Carol Stream:

The Village Board approved Resolution No. 2565, declaring certain Public Works Department surplus property owned by the Village of Carol Stream that are no longer useful or needed including radios, two trucks and a copier.

Request from College of DuPage at 500 N. Kuhn Road for review and approval of proposed signage improvements:

The Village Board approved a request from the College of DuPage at 500 N. Kuhn Road for review and approval of proposed signage improvements.

Social Media Request:

The Village Board approved a request to establish a Facebook page for the 2012 Carol Stream concerts and Town Center events.

Approval for Annual Raffle License – American Legion Post 76:

The Village Board approved American Legion Post 76 requests for a 2012 annual raffle license. The Legion has advised their application will be submitted on Monday in advance of the meeting and will then be on file in the Clerk's office. Approval is subject to receiving required documentation in satisfactory format by December 31, 2011.

Regular Bills and Addendum Warrant of Bills:

The Village Board approved the payment of the Regular Bills dated December 19, 2011 in the amount of \$376,173.74.

The Village Board approved the payment of the Addendum Warrant of Bills from December 6, 2011 – December 19, 2011 in the amount of \$685,698.95.

Treasurer's Report: Revenue/Expenditure Statement and Balance Sheet, Month Ending November 30, 2011:

The Village Board received the Treasurer's Report: Revenue/Expenditure Statement and Balance Sheet, Month Ending November 30, 2011.

Non-Consent Agenda Items:

Ordinance No. 2011-12-46, Amending the Code of Ordinances of the Village of Carol Stream with Respect to Synthetic Alternative Drugs:

The Village Board approved Ordinance No. 2011-12-46, amending the Code of Ordinances of the Village of Carol Stream with respect to synthetic alternative drugs and banning the sale, delivery, possession and use of these products within the Village of Carol Stream. Trustee McCarthy commented that parents need to become more informed on synthetic marijuana and the effects it can have on their kids and that beginning tomorrow, if their kids are in possession of such substances they will be fined \$750. He stressed the importance of parents becoming more educated on synthetic marijuana because their kids already know about it. Manager Breinig stated that after the first of the year possession, sale or manufacture of these substances will be charged as a felony under State law. Trustee Schwarze commented that the companion Ordinance banning the use and possession of drug paraphernalia was also approved by the Village Board this evening. Trustee Frusolone questioned how the Village will identify the possession and use of synthetic drugs. Manager Breinig stated their will be difficulties identifying these drugs and testing for chemical components contained

in synthetic drugs The intent would be to use the brand names for enforcement with the possibility of further lab testing to confirm illegal substances.

Trustee McCarthy moved and Trustee Schwarze made the second to approve Ordinance No. 2011-12-46, amending the Code of Ordinances of the Village of Carol Stream with respect to synthetic alternative drugs banning the sale, delivery, possession and use of these products within the Village of Carol Stream.

The results of the roll call vote were as follows:

Ayes:	6	Trustees Frusolone, Manzzullo, Weiss, Schwarze, McCarthy and Mayor Saverino
Nays :	0	
Absent:	1	Trustee Fenner

Mayor Saverino stated he usually does not vote on agenda items unless he has to but did so here to show unanimous support by the Village Board.

Ordinance No. 2011-12-47, Amending Chapter 11 (Intoxicating Liquors), Article 2 (Alcoholic Liquor Dealers), Sections 11-2-2 and 11-2-7 Creating a New Class O, Bring Your Own Liquor License Classification:

Mayor Saverino explained that this new liquor license will allow patrons to bring alcohol purchased elsewhere in for consumption on site at licensed establishments.

Trustee Weiss moved and Trustee McCarthy made the second to approve Ordinance No. 2011-12-47, amending Chapter 11 (Intoxicating Liquors), Article 2 (Alcoholic Liquor Dealers), Sections 11-2-2 and 11-2-7 creating a new Class O, Bring Your Own Liquor License Classification under guidelines specified in the Ordinance.

The results of the roll call vote were as follows:

Ayes:	5	Trustees Frusolone, Manzzullo, Weiss, Schwarze and McCarthy
Nays :	0	
Absent:	1	Trustee Fenner

Report of Officers:

Trustee Frusolone congratulated the latest CERT class of 24 people which graduated on December 8, 2011 at the Carol Stream Fire Protection District station. She commented that the Aldrin Center will be closing later this month and that the administrative offices have already moved. The official closing will be on January 1, 2012, The Park District will be hosting a going away party in the near future to coincide with this closing. She commented on her Christmas Sharing program experience benefiting 366 needy families in the Village. She stated the response from the community was overwhelming. She thanked all those who volunteered for Christmas Sharing and wished everyone a Merry Christmas and Happy New Year.

Trustee Manzzullo thanked those individuals who spoke at the Listening Post regarding the ban on synthetic marijuana and stated he felt that all municipalities should pass a synthetic marijuana law to go along with the State law that goes into effect on January 1. He thanked the Plan Commission and Community Development Department for all their hard work and for making the permitting process easier for businesses. He wished everyone a Merry Christmas and Happy New Year and asked everyone to keep our troops in their thoughts and prayers.

Trustee Weiss wished the Village Board and Staff a Merry Christmas and Happy New Year.

Trustee Schwarze commented that Cool Cities currently has 88 residents signed up for the CUB Energy Savings Program. To further the goal of signing up more residents for the Energy Saver Program, Cool Cities would like to enlist Citizen's Utility Board Outreach Director Sarah Moskowitz to do a video to play on the local cable channel. District 93 has put together a district wide environmental committee and is implementing many initiatives to promote environmental awareness. He encouraged residents to do their last minute shopping in Carol Stream and wished everyone a Merry Christmas and Happy New Year.

Trustee McCarthy commented that there is a need to educate schools on the new synthetic drugs. Manager Breinig stated that a news release will go out this week and the School Resource Officer will be visiting schools to educate them on the dangers of synthetic drugs. He thanked everyone for helping distribute toys and food for the Christmas Sharing Program and in particular he thanked the Police Department and Social Services Unit for coordinating the effort. He thanked Joe Cotton Ford for closing their dealership to host Santa's Workshop where toys were distributed. The Youth Council helped raise \$1,600 and stuffed 500 stockings for the needy. He thanked all those who helped with the Christmas Sharing Program and wished everyone a Merry Christmas and Happy New Year.

Village clerk Melody commented that the schedule of 2012 official meeting dates is included in the Village Board agenda packet. She commented on the dangers of synthetic drugs and wished everyone a Merry Christmas and Happy New Year.

Manager Breinig commented on the dangers of synthetic drugs and the need for parents to speak to their teenage children about the danger of using such substances. He commented on the unique way in which the Village provides food and toys to residents through the Christmas Sharing program and that it is done with dignity and respect. He stated that the building permit was issued to the Park District for the new recreation center and is ready to move forward. On behalf of Village staff he wished the community a Merry Christmas and Happy New Year.

Mayor Saverino commented on the value of CERT to the community and assistance provided to the Village and community. He thanked all those who volunteered for Christmas Sharing and Joe Cotton Ford for his generosity. Between December 10 and the 17th ComEd had 50 crews out on the 10th cutting trees along the creek and park to enhance system reliability. He stated how important it was that the Village passed the ordinance prohibiting possession of synthetic marijuana. He wished everyone a Merry Christmas and Happy New

Year. He thanked staff and the Village Board for working so close together to get so much done this year.

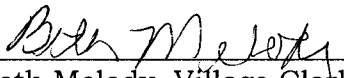
Manager Breinig stated that the next regularly scheduled Board meeting on January 2, 2012 has been cancelled for lack of agenda items and the next regularly scheduled meeting after that on January 16, 2012 has been rescheduled to January 17, 2012 in observance of Martin Luther King's birthday.

At 8:54 p.m. Trustee Schwarze moved and Trustee McCarthy made the second to adjourn the meeting to executive session to discuss collective negotiating matters and continued employment of a specific employee. There will be no Village action taken as a result of the executive session. The results of the roll call vote were as follows:

Ayes:	5	Trustees Frusolone, Manzullo, Weiss, Schwarze and McCarthy
Nays :	0	
Absent:	1	Trustee Fenner

FOR THE BOARD OF TRUSTEES


 Frank Saverino, Sr., Mayor


 Beth Melody, Village Clerk

Minutes approved by the President and Board of Trustees on this

17th day of January, 2011.


 Village Clerk