

**REGULAR MEETING OF THE MAYOR AND BOARD OF TRUSTEES**  
**Gregory J, Bielawski Municipal Center, Carol Stream, Illinois**

**January 19, 2010**

Mayor Frank Saverino, Sr. called the Regular Meeting of the Board of Trustees to order at 8:00 p.m. and directed Clerk Beth Melody to call the roll;

Present: Mayor Frank Saverino, Trustees Anthony Manzzullo, Matt McCarthy, Rick Gieser and Pam Fenner  
Absent: Trustees Don Weiss and Greg Schwarze  
Also Present: Village Manager Joe Breinig, Asst. Village Manager Bob Mellor  
Village Attorney Stewart Diamond, Village Clerk Beth Melody & Deputy Clerk Wynne Progar

Mayor Saverino led those in attendance in the Pledge of Allegiance.

**MINUTES:**

Trustee Manzzullo moved and Trustee Fenner made the second to approve the Minutes of the Meeting of December 21, 2009 and January 4, 2010 as presented. The results of the roll call vote were:

Ayes: 4 Trustees Manzzullo, McCarthy, Gieser and Fenner  
Nays: 0  
Absent: 2 Trustees Weiss and Schwarze

**AUDIENCE PARTICIPATION AND PUBLIC HEARINGS:**

**Public Hearing: Pre-Annexation Agreement for McCaslin Park:**

This is a request from the Carol Stream Park District to enter into a pre-annexation agreement to allow a connection to the Carol Stream water system.

Trustee Gieser moved and Trustee McCarthy made the second to open the Public Hearing. The results of the roll call vote were:

Ayes: 4 Trustees Manzzullo, McCarthy, Gieser and Fenner  
Nays: 0  
Absent: 2 Trustees Weiss and Schwarze

There were no comments or questions from the Mayor, the Trustees or from those in attendance at the call for Public Hearing.

Trustee Manzzullo moved and Trustee Fenner made the second to close the Public Hearing. The results of the roll call vote were:

Ayes: 4 Trustees Manzzullo, McCarthy, Gieser and Fenner  
Nays: 0  
Absent: 2 Trustees Weiss and Schwarze

**Audience Participation:****Resolution 2453: A Resolution recognizing the 2009 Glenbard North Varsity Panther Football Team.**

Trustee McCarthy read the Resolution and moved for its approval. Trustee Manzzullo made the second. The results of the roll call vote were:

Ayes:	4	Trustees Manzzullo, McCarthy, Gieser and Fenner
Nays:	0	
Absent:	2	Trustees Weiss and Schwarze

**CONSENT AGENDA:**

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

Ayes:	4	Trustees Manzzullo, McCarthy, Gieser and Fenner
Nays:	0	
Absent:	2	Trustees Weiss and Schwarze

Trustee Fenner moved and Trustee McCarthy made the second to put the following items on the Consent Agenda for this meeting. The results of the roll call vote were:

Ayes:	4	Trustees Manzzullo, McCarthy, Gieser and Fenner
Nays:	0	
Absent:	2	Trustees Weiss and Schwarze

1. Award of contract for Consultant Engineering Services – Thunderbird Trail Bridge Deck Replacement Project.
2. Letter of Credit Reduction #1 – Armstrong Park Shoreline Erosion Stabilization, Phase II
3. Local Agency Agreement for Federal Participation – Kuhn Rd. Bike Trail Phase II Construction Drawings
4. Engineering Services Agreement for Federal Participation – Kuhn Rd. Bike Trail Phase II Construction Drawings
5. Tubeway Storm Water Lift Station-Recommendation to award Construction Contract – This item is tabled to the February 1, 2010 meeting.
6. Emerald Ash Borer Compliance Agreement
7. Award of Contract – Janitorial Services
8. **Ordinance 2010-01-01:** Authorizing the Execution of an Annexation Agreement – McCaslin Park, 27W650 North Avenue
9. **Ordinance 2010-01-02:** Provide for Vehicle Seizure and Impoundment
10. **Ordinance 2010-01-03:** Amending Section 13-3-13 of the Village Code – Pertaining to Water and Sewer Rates
11. **Resolution 2454:** Declaring Surplus Property owned by the VofCS
12. **Resolution 2455:** For Maintenance of Streets & Highways by Municipality Under the Illinois Highway Code
13. Contract Ratification – Fraternal Order of Police (FOP)
14. Regular Bills, Addendum Warrant of Bills, Treasurer's Report

Trustee Gieser 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:

Ayes:	5	Trustees Manzullo, McCarthy, Gieser, Fenner & Mayor Saverino
Nays:	0	
Absent:	2	Trustees Weiss and Schwarze

The following is a brief description of those items approved on the Consent Agenda for this meeting.

**Award of contract for Consultant Engineering Services – Thunderbird Trail Bridge Deck Replacement Project:**

Staff recommends the award of contract to ERA in an amount not to exceed \$30,497 for consultant engineering services for the Thunderbird Trail Bridge Deck Replacement Project. The Board concurred with the recommendation and awarded Engineering Resource Associates, Inc. (ERA) of Warrenville, IL the contract as noted above.

**Letter of Credit Reduction #1 – Armstrong Park Shoreline Erosion Stabilization, Phase II:**

The Carol Stream Park District has submitted Reduction Request # 1 for Letter of Credit Reduction for Armstrong Park Shoreline Erosion Stabilization Phase II. All of the work as shown on the reduction request has been completed per the approved plans and Village specifications. The total authorized reduction from the original security is \$158,145.00 with a remaining security of \$23,721.75. The Board approved the Letter of Credit Reduction.

**Local Agency Agreement for Federal Participation – Kuhn Rd. Bike Trail Phase II Construction Drawings:**

The Board authorized the Mayor to sign the Local Agency Agreement for Federal Participation in regard to Kuhn Road Bikeway Phase II Drawings.

**Engineering Services Agreement for Federal Participation – Kuhn Rd. Bike Trail Phase II Construction Drawings:**

Engineering Staff recommends that the Request for Proposal (RFP) process be waived and that the Phase II Engineering Services Contract for the Kuhn Road Bike Trail be awarded to TranSystems Corporation in the amount of \$153,210. The Board concurred with the recommendation and waived the RFP process and made the award of \$153,210 to TranSystems Corp., Schaumburg, IL.

**Tubeway Storm Water Lift Station-Recommendation to award Construction Contract – This item is tabled to the February 1, 2010 meeting.**

**Emerald Ash Borer Compliance Agreement:**

The Board authorized the Mayor to sign the Emerald Ash Borer Compliance Agreement.

**Award of Contract – Janitorial Services:**

Uni-Max Management Corporation agreed to adjust the level of Janitorial Services by lowering the amount of days that cleaning is done that will save \$22,248/year.

Therefore, the Board approved the third year of janitorial service with Uni-Max in the amount of \$29,952.

**Ordinance 2010-01-01:** Authorizing the Execution of an Annexation Agreement – McCaslin Park, 27W650 North Avenue

**Ordinance 2010-01-02:** An Ordinance Providing for Vehicle Seizure and Impoundment

**Ordinance 2010-01-03:** Amending Section 13-3-13 of the Village Code – Pertaining to Water and Sewer Rates

**Resolution 2454:** Declaring Surplus Property owned by the VofCS – Vehicles

**Resolution 2455:** For Maintenance of Streets & Highways by Municipality Under the Illinois Highway Code

**Contract Ratification – Fraternal Order of Police (FOP)**

Approval of a new 1-year contract with the FOP union representing the police patrol officers. It represents a 2% increase annually.

**Regular Bills, Addendum Warrant of Bills, Treasurer's Report**

The Board approved the payment of the Regular Bills in the amount of \$954,979.36. The Board approved the payment of the Addendum Warrant of Bills in the amount of \$781,679.72.

The Board accepted the Treasurer's Report for the month ending December 31, 2009.

**REGULAR MEETING:**

**Ordinance amending Chapter 11, Article 2 of the Carol Stream Code of Ordinances by Increasing the number of Class G Liquor License for 2 to 3 – Walgreens, 540 N. Schmale Road.**

The owner of a liquor store located on the same property of the Walgreens store spoke against granting a liquor license to Walgreens because it is not fair to the small businesses like his. Mr. Patel said that the Village should limit the number of liquor licenses in each area so the small stores will not be put out of business. He added that Walgreens does not care about what happens to him. The manager of Walgreens said that in the past, Walgreens stores had a liquor license and 20% of their inventory was liquor, beer and wine. Currently, Walgreens will only have 2% of their floor space devoted to liquor sales and the stock will be limited to just beer and wine.

Trustee McCarthy asked the Walgreens manager if there are plans to move up to selling hard liquor in the future and was told that there are no upgrading plans.

Mayor Saverino said that the Walgreens Liquor License should not hurt Mr. Patel's business because he does sell hard liquor with a Class A license, and he has both scratch-off tickets and lottery/mega million tickets to sell the Walgreens does not. He told Mr. Patel that his customer can only get what they want to buy at his store and not at Walgreens.

Attorney Diamond said that the Village does limit the amount of Liquor Licenses by the Municipal Code. Each time a business owner wants to establish a liquor store, the Board must amend the Code to allow another increase.

Trustee Fenner moved and Trustee Gieser made the second to amend Chapter 11, Article 2 of the Carol Stream Code of Ordinance By increasing the number Class G liquor licenses from 2 to 3. The results of the roll call vote were:

Ayes:	4	Trustees Manzullo, McCarthy, Gieser and Fenner
Nays:	0	
Absent:	2	Trustees Weiss and Schwarze

**REPORT OF OFFICERS:**

Trustee Manzullo congratulated the Glenbard North Varsity Football Team for their great season. He also reminded everyone to vote their choice on February 2<sup>nd</sup>.

Trustee McCarthy echoed Trustee Manzullo's remarks and commented on the great job the Outreach Community Center and the Wheaton Christian Center did on the MLK celebration. Trustee McCarthy said that it is still very cold and asked residents to check on their neighbors to make sure they do not need help and in the vein, remember to clear out around the fire hydrants of your street, so if they are needed they will be visible. Trustee Fenner congratulated the Glenbard Panther Football team on their entertaining season and urged everyone to be careful on snow and ice.

Trustee Gieser commented on the celebration of MLK by the Outreach Community Center and the Wheaton Christian Center. He reminded all of the Citizens of the Year banquet on February 6. Trustee Gieser commended staff on the negotiations with the janitorial service which lowered the cost significantly and for obtaining government grants for important projects in the Village, and noted that there will be another budget workshop of Thursday, January 21<sup>st</sup>.

Village Manager Breinig also noted the Budget Workshop on the 21<sup>st</sup> to discuss the newest challenges. He said that the passage of an ordinance increasing the sewer and water bills starting May 1<sup>st</sup> is the result of pass-thru costs of the increased Chicago fee for water as well as a pass-thru of costs of sewer treatment.

Mayor Saverino said that he attended and intergovernmental meeting with all of the taxing bodies and commented that there are many entities that are far worse off than the Village and all taxing bodies are having it tough in finding sources of income. The Mayor said that the Park Districts Viva Italia night had a great turn out and they are considering doing other nationalities later in the year. He also asked everyone to pray for our troops and (for Trustee Schwarze) SHOP CAROL STREAM, and noting that there is no Executive Session asked for a motion to adjourn. At 8:40 p.m. Trustee McCarthy moved and Trustee Manzullo made the second to adjourn. The results of the roll call vote were:

Ayes:	4	Trustees Manzullo, McCarthy, Gieser and Fenner
Nays:	0	
Absent:	2	Trustees Weiss and Schwarze

FOR THE BOARD OF TRUSTEES

---

Frank Saverino, Sr., Mayor

---

Beth Melody, Village Clerk

**REGULAR MEETING OF THE MAYOR AND BOARD OF TRUSTEES**  
Gregory J, Bielawski Municipal Center, Carol Stream, Illinois

January 19, 2010

Mayor Frank Saverino, Sr. called the Regular Meeting of the Board of Trustees to order at 8:00 p.m. and directed Clerk Beth Melody to call the roll;

Present: Mayor Frank Saverino, Trustees Anthony Manzzullo, Matt McCarthy, Rick Gieser and Pam Fenner  
Absent: Trustees Don Weiss and Greg Schwarze  
Also Present: Village Manager Joe Breinig, Asst. Village Manager Bob Mellor  
Village Attorney Stewart Diamond, Village Clerk Beth Melody & Deputy Clerk Wynne Progar

Mayor Saverino led those in attendance in the Pledge of Allegiance.

**MINUTES:**

Trustee Manzzullo moved and Trustee Fenner made the second to approve the Minutes of the Meeting of December 21, 2009 and January 4, 2010 as presented. The results of the roll call vote were:

Ayes: 4 Trustees Manzzullo, McCarthy, Gieser and Fenner  
Nays: 0  
Absent: 2 Trustees Weiss and Schwarze

**AUDIENCE PARTICIPATION AND PUBLIC HEARINGS:**

**Public Hearing: Pre-Annexation Agreement for McCaslin Park:**

This is a request from the Carol Stream Park District to enter into a pre-annexation agreement to allow a connection to the Carol Stream water system.

Trustee Gieser moved and Trustee McCarthy made the second to open the Public Hearing. The results of the roll call vote were:

Ayes: 4 Trustees Manzzullo, McCarthy, Gieser and Fenner  
Nays: 0  
Absent: 2 Trustees Weiss and Schwarze

There were no comments or questions from the Mayor, the Trustees or from those in attendance at the call for Public Hearing.

Trustee Manzzullo moved and Trustee Fenner made the second to close the Public Hearing. The results of the roll call vote were:

Ayes: 4 Trustees Manzzullo, McCarthy, Gieser and Fenner  
Nays: 0  
Absent: 2 Trustees Weiss and Schwarze

**Audience Participation:****Resolution 2453: A Resolution recognizing the 2009 Glenbard North Varsity Panther Football Team.**

Trustee McCarthy read the Resolution and moved for its approval. Trustee Manzullo made the second. The results of the roll call vote were:

Ayes:	4	Trustees Manzullo, McCarthy, Gieser and Fenner
Nays:	0	
Absent:	2	Trustees Weiss and Schwarze

**CONSENT AGENDA:**

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

Ayes:	4	Trustees Manzullo, McCarthy, Gieser and Fenner
Nays:	0	
Absent:	2	Trustees Weiss and Schwarze

Trustee Fenner moved and Trustee McCarthy made the second to put the following items on the Consent Agenda for this meeting. The results of the roll call vote were:

Ayes:	4	Trustees Manzullo, McCarthy, Gieser and Fenner
Nays:	0	
Absent:	2	Trustees Weiss and Schwarze

1. Award of contract for Consultant Engineering Services – Thunderbird Trail Bridge Deck Replacement Project.
2. Letter of Credit Reduction #1 – Armstrong Park Shoreline Erosion Stabilization, Phase II
3. Local Agency Agreement for Federal Participation – Kuhn Rd. Bike Trail Phase II Construction Drawings
4. Engineering Services Agreement for Federal Participation – Kuhn Rd. Bike Trail Phase II Construction Drawings
5. Tubeway Storm Water Lift Station-Recommendation to award Construction Contract – This item is tabled to the February 1, 2010 meeting.
6. Emerald Ash Borer Compliance Agreement
7. Award of Contract – Janitorial Services
8. **Ordinance 2010-01-01:** Authorizing the Execution of an Annexation Agreement – McCaslin Park, 27W650 North Avenue
9. **Ordinance 2010-01-02:** Provide for Vehicle Seizure and Impoundment
10. **Ordinance 2010-01-03:** Amending Section 13-3-13 of the Village Code – Pertaining to Water and Sewer Rates
11. **Resolution 2454:** Declaring Surplus Property owned by the VofCS
12. **Resolution 2455:** For Maintenance of Streets & Highways by Municipality Under the Illinois Highway Code
13. Contract Ratification – Fraternal Order of Police (FOP)
14. Regular Bills, Addendum Warrant of Bills, Treasurer's Report

Trustee Gieser moved and Trustee Manzullo made the second to approve the Consent Agenda for this meeting by Omnibus vote. The results of the roll call vote were:

Ayes:	5	Trustees Manzzullo, McCarthy, Gieser, Fenner & Mayor Saverino
Nays:	0	
Absent:	2	Trustees Weiss and Schwarze

The following is a brief description of those items approved on the Consent Agenda for this meeting.

**Award of contract for Consultant Engineering Services – Thunderbird Trail Bridge Deck Replacement Project:**

Staff recommends the award of contract to ERA in an amount not to exceed \$30,497 for consultant engineering services for the Thunderbird Trail Bridge Deck Replacement Project. The Board concurred with the recommendation and awarded Engineering Resource Associates, Inc. (ERA) of Warrenville, IL the contract as noted above.

**Letter of Credit Reduction #1 – Armstrong Park Shoreline Erosion Stabilization, Phase II:**

The Carol Stream Park District has submitted Reduction Request # 1 for Letter of Credit Reduction for Armstrong Park Shoreline Erosion Stabilization Phase II. All of the work as shown on the reduction request has been completed per the approved plans and Village specifications. The total authorized reduction from the original security is \$158,145.00 with a remaining security of \$23,721.75. The Board approved the Letter of Credit Reduction.

**Local Agency Agreement for Federal Participation – Kuhn Rd. Bike Trail Phase II Construction Drawings:**

The Board authorized the Mayor to sign the Local Agency Agreement for Federal Participation in regard to Kuhn Road Bikeway Phase II Drawings.

**Engineering Services Agreement for Federal Participation – Kuhn Rd. Bike Trail Phase II Construction Drawings:**

Engineering Staff recommends that the Request for Proposal (RFP) process be waived and that the Phase II Engineering Services Contract for the Kuhn Road Bike Trail be awarded to TranSystems Corporation in the amount of \$153,210. The Board concurred with the recommendation and waived the RFP process and made the award of \$153,210 to TranSystems Corp., Schaumburg, IL.

**Tubeway Storm Water Lift Station-Recommendation to award Construction Contract – This item is tabled to the February 1, 2010 meeting.**

**Emerald Ash Borer Compliance Agreement:**

The Board authorized the Mayor to sign the Emerald Ash Borer Compliance Agreement.

**Award of Contract – Janitorial Services:**

Uni-Max Management Corporation agreed to adjust the level of Janitorial Services by lowering the amount of days that cleaning is done that will save \$22,248/year.



Therefore, the Board approved the third year of janitorial service with Uni-Max in the amount of \$29,952.

**Ordinance 2010-01-01:** Authorizing the Execution of an Annexation Agreement – McCaslin Park, 27W650 North Avenue

**Ordinance 2010-01-02:** An Ordinance Providing for Vehicle Seizure and Impoundment

**Ordinance 2010-01-03:** Amending Section 13-3-13 of the Village Code – Pertaining to Water and Sewer Rates

**Resolution 2454:** Declaring Surplus Property owned by the VofCS – Vehicles

**Resolution 2455:** For Maintenance of Streets & Highways by Municipality Under the Illinois Highway Code

**Contract Ratification – Fraternal Order of Police (FOP)**

Approval of a new 1-year contract with the FOP union representing the police patrol officers. It represents a 2% increase annually.

**Regular Bills, Addendum Warrant of Bills, Treasurer's Report**

The Board approved the payment of the Regular Bills in the amount of \$954,979.36. The Board approved the payment of the Addendum Warrant of Bills in the amount of \$781,679.72.

The Board accepted the Treasurer's Report for the month ending December 31, 2009.

**REGULAR MEETING:**

**Ordinance amending Chapter 11, Article 2 of the Carol Stream Code of Ordinances by Increasing the number of Class G Liquor License for 2 to 3 – Walgreens, 540 N. Schmale Road.**

The owner of a liquor store located on the same property of the Walgreens store spoke against granting a liquor license to Walgreens because it is not fair to the small businesses like his. Mr. Patel said that the Village should limit the number of liquor licenses in each area so the small stores will not be put out of business. He added that Walgreens does not care about what happens to him. The manager of Walgreens said that in the past, Walgreens stores had a liquor license and 20% of their inventory was liquor, beer and wine. Currently, Walgreens will only have 2% of their floor space devoted to liquor sales and the stock will be limited to just beer and wine.

Trustee McCarthy asked the Walgreens manager if there are plans to move up to selling hard liquor in the future and was told that there are no upgrading plans.

Mayor Saverino said that the Walgreens Liquor License should not hurt Mr. Patel's business because he does sell hard liquor with a Class A license, and he has both scratch-off tickets and lottery/mega million tickets to sell the Walgreens does not. He told Mr. Patel that his customer can only get what they want to buy at his store and not at Walgreens.

Attorney Diamond said that the Village does limit the amount of Liquor Licenses by the Municipal Code. Each time a business owner wants to establish a liquor store, the Board must amend the Code to allow another increase.

Trustee Fenner moved and Trustee Gieser made the second to amend Chapter 11, Article 2 of the Carol Stream Code of Ordinance By increasing the number Class G liquor licenses from 2 to 3. The results of the roll call vote were:

Ayes:	4	Trustees Manzullo, McCarthy, Gieser and Fenner
Nays:	0	
Absent:	2	Trustees Weiss and Schwarze

**REPORT OF OFFICERS:**

Trustee Manzullo congratulated the Glenbard North Varsity Football Team for their great season. He also reminded everyone to vote their choice on February 2<sup>nd</sup>.

Trustee McCarthy echoed Trustee Manzullo's remarks and commented on the great job the Outreach Community Center and the Wheaton Christian Center did on the MLK celebration. Trustee McCarthy said that it is still very cold and asked residents to check on their neighbors to make sure they do not need help and in the vein, remember to clear out around the fire hydrants of your street, so if they are needed they will be visible. Trustee Fenner congratulated the Glenbard Panther Football team on their entertaining season and urged everyone to be careful on snow and ice.

Trustee Gieser commented on the celebration of MLK by the Outreach Community Center and the Wheaton Christian Center. He reminded all of the Citizens of the Year banquet on February 6. Trustee Gieser commended staff on the negotiations with the janitorial service which lowered the cost significantly and for obtaining government grants for important projects in the Village, and noted that there will be another budget workshop of Thursday, January 21<sup>st</sup>.

Village Manager Breinig also noted the Budget Workshop on the 21<sup>st</sup> to discuss the newest challenges. He said that the passage of an ordinance increasing the sewer and water bills starting May 1<sup>st</sup> is the result of pass-thru costs of the increased Chicago fee for water as well as a pass-thru of costs of sewer treatment.

Mayor Saverino said that he attended and intergovernmental meeting with all of the taxing bodies and commented that there are many entities that are far worse off that the Village and all taxing bodies are having it tough in finding sources of income. The Mayor said that the Park Districts Viva Italia night had a great turn out and they are considering doing other nationalities later in the year. He also asked everyone to pray for our troops and (for Trustee Schwarze) SHOP CAROL STREAM, and noting that there is no Executive Session asked for a motion to adjourn. At 8:40 p.m. Trustee McCarthy moved and Trustee Manzullo made the second to adjourn. The results of the roll call vote were:

Ayes:	4	Trustees Manzullo, McCarthy, Gieser and Fenner
Nays:	0	
Absent:	2	Trustees Weiss and Schwarze

FOR THE BOARD OF TRUSTEES

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

  
 \_\_\_\_\_  
 Beth Melody, Village Clerk

Minutes approved by the President and Board of Trustees on this

1<sup>st</sup> day of FEBRUARY 2010.

Beth Murphy  
Village Clerk