

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

March 15, 2010

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

Present: Mayor Frank Saverino, Sr., Trustees Tony Manzzullo, Don Weiss
Greg Schwarze, Matt McCarthy, Rick Gieser and Pam Fenner
Absent: none

Also Present: Village Manager Joe Breinig, Assistant Village Manager Bob
Mellor, Attorney Stewart Diamond, Village Clerk Beth Melody and
Wynne Progar, Deputy Village Clerk

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

MINUTES:

Trustee McCarthy moved and Trustee Fenner made the second to approve the Minutes of the Meeting of March 1, 2010 as presented. The results of the roll call vote were:

Ayes: 5 Trustees Manzzullo, Weiss, McCarthy, Gieser & Fenner
Nays: 0
Abstain: 1 Trustee Schwarze

AUDIENCE PARTICIPATION AND PUBLIC HEARINGS:

Trustee Manzzullo moved to open the Public Hearing regarding An Amendment to the Annexation for Easton Park. A request from M/I Homes and Lakewood Homes to amend the Easton Park Annexation agreement to allow M/I to complete the residential portion of the project. Trustee Fenner made the second. The results of the roll call vote were:

Ayes: 6 Trustees Manzzullo, Weiss, Schwarze, McCarthy, Gieser
& Fenner
Nays: 0

Mayor Saverino explained that the annexation agreement with Lakewood Homes has to be amended to allow M/I Homes to complete the agreement for the Easton Park Project. There were no comments or questions from the Trustees or anyone present at the call for Public Hearing.

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

Ayes: 6 Trustees Manzzullo, Weiss, Schwarze, McCarthy, Gieser
& Fenner
Nays: 0

Proclamation Designating March 22 – 28 as Spring Flood Safety Awareness Week:
Trustee Gieser read the proclamation.

Proclamation Supporting Earth Hour 2010, Saturday, March 27, 2010:
Trustee McCarthy read the proclamation.

CONSENT AGENDA:

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

Ayes: 6 Trustees Manzullo, Weiss, Schwarze, McCarthy, Gieser & Fenner
Nays: 0

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

Ayes: 6 Trustees Manzullo, Weiss, Schwarze, McCarthy, Gieser & Fenner
Nays: 0

1. No action required: Special Use–Outdoor activitie/operations-445-449 Randy
2. No action required: Special Use-Drive up Service Window-293-317 Schmale
3. Text Amendments – Sign Code – Ordinance 2010-03-10
4. Official Zoning Map – Resolution 2463
5. Mosquito Control Program – 2010-2012
6. Contracts with Third Millennium Associates
7. Budget Transfer
8. Design Engineering Amendment – Tubeway Stormwater Lift Station
9. Ordinance 2010-03-07: Amend Chap.3, Art. 2-Brd. Of Fire & Police Comm.
10. Ordinance 2010-03-08: Amend Chap.11, Art 2-Impose fee increase Liq. Lic.
11. Ordinance 2010-03-09: Amend Chap. 10 –New section-Fireworks permit
12. Ordinance 2010-03-11: Amend 13-3-13 – Water & Sewer Rates
13. Ordinance 2010-03-12: Authorize Amendment to Annex. Agree. Lakewood
14. Regular Bills, Addendum Warrant of Bills, Treasurer’s Report

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

Ayes: 6 Trustees Manzullo, Weiss, Schwarze, McCarthy, Gieser & Fenner
Nays: 0

The following is a brief description of those items approved and the Consent Agenda.

Text Amendments – Sign Code – Ordinance 2010-03-10:

At their meeting on March 8, 2010 the Combined Plan Commission/Zoning Board of Appeals recommended approval of the amendment to the Sign Code with the changes as discussed. The Board concurred with the recommendation and adopted Ordinance

2010-03-10, AN ORDINANCE AMENDING CHAPTER 6 OF THE VILLAGE OF CAROL STREAM MUNICIPAL CODE – (SIGN CODE).

Official Zoning Map – Resolution 2463:

At their meeting on March 8, 2010 the Combined Plan Commission/Zoning Board of Appeals recommended approval of the Official Zoning Map. The Board concurred with the recommendation and adopted Resolution 2463, A RESOLUTION AUTHORIZING THE EXECUTION OF THE OFFICIAL ZONING MAP OF THE VILLAGE OF CAROL STREAM.

Mosquito Control Program – 2010-2012:

The Board approved a three year contract with Clark Environmental Mosquito Management, Inc. with the cost unchanged for the next two years, no exceeding \$37,000 a year and the cost of the third year not to exceed 5% or \$38,850.

Contracts with Third Millennium Associates:

The Board approved a three year extension with Third Millennium Associates (TMA) for the following contracts: Utility Billing Production Agreement, Vehicle License Software Agreement, Vehicle Sticker Application Production Agreement, E-Pay Software Agreement (web payment system), and Vehicle Sticker V-Pay software agreement.

Budget Transfer:

The Board approved a budget transfer in the amount of \$8,200 to the Property Maintenance account of the Street Division's budget from the Department's Maintenance and Repair account.

Design Engineering Amendment – Tubeway Stormwater Lift Station:

The Board approved Amendment # 3 to the Engineering Design Contract for the Tubeway Stormwater Lift Station from Baxter and Woodman to revise the contract documents to meet the Federal requirements, to provide assistance in securing the special appropriation funding and to revise the design of the station for the inclusion of emergency standby power. The propose amendment is on a time and material basis with a not-to-exceed cost of an additional \$22,300.

Ordinance 2010-03-07: Amend Chap.3, Art. 2-Brd. Of Fire & Police Comm.:

The Board adopted Ordinance 2010-03-07, AN ORDINANCE AMENDING CHAPTER 3, ARTICLE 2, SECTION 4 OF THE VILLAGE CODE. (BOARD OF FIRE AND POLICE COMMISSIONERS). Reduction of compensation.

Ordinance 2010-03-08: Amend Chap.11, Art 2-Impose fee increase Liq. Lic.:

The Board adopted Ordinance 2010-03-08: AN ORDINANCE AMENDING CHAPTER 11, ARTICLE2, SECTION 7 OF THE VILLAGE CODE – Classification of Liquor Licenses, Number Issues, and Fees.

Ordinance 2010-03-09: Amend Chap. 10 –New section-Fireworks permit:

The Board adopted Ordinance 2010-03-09: Amending Chapter 10 of the Village Code of Ordinances to Include a Section Pertaining to Outdoor Pyrotechnic Fireworks Display Permits.

Ordinance 2010-03-11: Amend 13-3-13 – Water & Sewer Rates:

The Board adopted Ordinance 2010-03-11, AN ORDINANCE AMENDING SECTION 13-3-13 OF THE VILLAGE CODE PERTAINING TO WATER AND SEWER RATES. To increase water rates by .15/1,000 gallons to pass on a rate increase by DuPage Water Commission.

Ordinance 2010-03-12: Authorize Amendment to Annex. Agree. Lakewood at Klein Creek Subdivision:

The Board adopted Ordinance 2010-03-12, AN ORDINANCE AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN ANNEXATION AGREEMENT (LAKEWOOD AT KLEIN CREEK SUBDIVISION)

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

The Board approved the payment of the Regular Bills in the amount of \$54,830.21.

The Board approved the payment of the Addendum Warrant of Bills in the amount of \$813,045.55.

The Board received the Treasurer's Report for the month ending February 28, 2010.

REGULAR MEETING:

An Ordinance Restructuring Positions within the Village of Carol Stream Police Department:

The Police Department requests the Village Board approval of the Ordinance Restructuring Positions within the Police Department. With Board approval, the department will begin the implementation process for the restructuring of the command staff.

Trustee Schwarze said that he has concerns that the restructuring will give the officers less of a chance to move ahead in the department since there will be less sergeant's spots to attain to and that it makes those opportunities more subjective. Police Chief Orr that the Commander opportunity will effectively be the same as of that for Sergeant in that there has to be a resume submitted, an oral interview in regard to qualifications. The minimum requirements will be 6 years experience plus a BA or BS or above and the top three candidates will be chosen by the Board of Fire and Police. Trustee Schwarze said that by eliminating the Lieutenant's position and having three less sergeants it appears that at some points the most qualified for the position won't get the job.

Mr. Breinig said that as past practice this has worked with the Deputy Chief position and the practice is both substantive and arbitrary and therefore not entirely subjective and it should work well for the Commander position.

Trustee Fenner commented that this Commander position will give more layers of oversight than the Sgt/Lt. positions did.

Trustee McCarthy said that we agreed to give Kevin Orr the position of Chief and he has been doing a great job and he thinks that the Board should give him the opportunity to run the Department as he feels it should be run.

Mayor Saverino said that he stands behind Chief Orr and Joe Breinig for the good job they have done during screenings, show that they are fair and just.

Trustee Weiss said that his is comfortable with this proposal and the fact that it can actually save money in the budget.

Trustee Weiss moved and Trustee Gieser made the second to approve the Ordinance amending the Village Code to allow the restructuring Positions within the Village of Carol Stream Police Department. The results of the roll call vote were:

Ayes:	5	Trustees Manzullo, Weiss, McCarthy, Gieser & Fenner
Nays:	1	Trustee Schwarze
Absent:	0	

REPORT OF OFFICERS:

Trustee Weiss asked everyone to contact their Senators and Representatives to tell them not to vote for the Governors plan to cut the local share of the State Income Tax from 10 to 7% because this will endanger everyone's financial future for all municipalities to make up that difference in their budgets.

Trustee Schwarze asked everyone to return the Census 2010 forms as soon as possible and no later than April 1st. He thanked Chris Oakley for the work he has been doing throughout the Village and also the Trustees for their time getting the word out. Trustee Schwarze listed all of the places in the Village where to get help with filling out the form. He, as always, asked everyone to shop in Carol Stream.

Trustee Geiser said that has received his Census Form today and that he and Joe Breinig went to Springfield to talk to our representatives to explain how much damage such a reduction would do to all of the municipalities, not just Carol Stream if they pass the legislation. Trustee Gieser said that there will be a scholarship fund raiser on March 22 and will feature Mike Toomey, an alum. The donation is \$25.

Trustee Manzullo wanted to say that the rate increase for water and sewer rates is a direct pass through of the raise from DuPage Water Commission, not from the Village. He said to Think Spring, watch for the kids on skate boards and bicycles and most of Pray for our Troops and their families.

Trustee McCarthy said to watch out for the kids playing outside and be sure to mail back the 2010 Census form.

Trustee Fenner said that the Village Board does not want to levy a property tax, but if we lose our share of the \$5.4 income tax revenue from the State, it may force us to levy a property tax. She asked that everyone contact their Senator and Representatives that tell them that you cannot afford this. Trustee Fenner said that kids and adults alike, on bicycles, be Careful.

Mr. Breinig commented that some of the budget adjustments were made tonight, such as the reduction to the Board of Fire and Police commissioners and the extension of the contract from Third Millennium, Inc. He said that the Village will receive \$23 per capita for everyone on the certified Federal Census.

Mayor Saverino thanked Staff for the great job on holding back costs and he thanked Chief Orr for preparing the reorganization that will also save funds. He said that if the State of IL denies 3% of the income tax revenue there will be some municipalities that will not survive, and that Carol Stream will be losing \$941,000.

Mr. Breinig said that currently the Governor is proposing a 6-month budget so he can get past the November election.

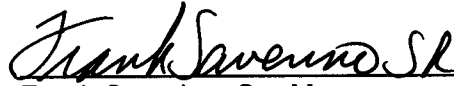
Mayor Saverino commented that even with a 6 month budget, it won't matter because even today they are still passing unfunded mandates.

Mayor Saverino asked for a motion to go into Executive Session to discuss Collective Negotiating Matters, Appointment, Compensation and Performance of Specific Employees and Sale or Lease of Real Property, and to adjourn from Executive Session directly without taking any further action.

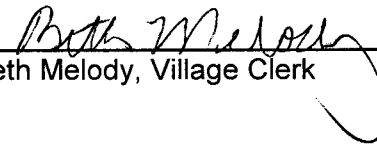
Trustee McCarthy moved and Trustee Manzullo made the second. The results of the roll call vote were:

Ayes:	6	Trustees Manzullo, Weiss, Schwarze, McCarthy, Gieser & Fenner
Nays:	0	

FOR THE BOARD OF TRUSTEES



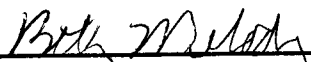
Frank Saverino, Sr. Mayor



Beth Melody, Village Clerk

Minutes approved by the President and Board of Trustees on this

5th day of April, 2010.



Village Clerk