

VILLAGE OF CARPENTERSVILLE
BOARD OF TRUSTEES
REGULAR BOARD MEETING
FEBRUARY 7, 2023

Board Meeting Location – Village Board Room, Village Hall, 1200 L.W. Besinger Drive, Carpentersville, IL 60110

I. Call to Order:

The regular meeting of the Village Board of Trustees was called to order at 6:00 p.m.

II. Roll Call for Attendance:

Those present for roll call were Village President Skillman, and Trustees Garcia, Malone, O’Sullivan, Sandoval, Frost and Vela.

III. Pledge of Allegiance:

The Pledge of Allegiance was led by President Skillman.

IV. Proclamations, Congratulatory Resolutions, and Awards:

A. Recognition Award to Capital Realty Foxview Apartment

President Skillman welcomed Foxview Apartment, Capital Realtor Group. Maria Pena, Foxview Apartments introduced staff. President Skillman presented Proclamation to Maria Pena on behalf of the Village and thanked all for their hard work in turning it around.

V. Appointments, Confirmations, and Administration of Oaths:

None

VI. Public Comment (Keep comments to 5 minutes or less.)

First Speaker, Chris Kious, Kane County Board Member for District 23, President Forest Preserve.

Chris advised that Kane County has launched an on-line survey f(or those Interested) to collect input from residents and businesses related to climate (Climate Action Plan through Kane County Energy and Environmental Committee). Information collected will help the county identify perceptions, needs, opportunities priorities and issues to help shape the counties sustainability priorities. Survey link: <https://palecluedot.llc/kane-climate-action-survey>

Kane County has joined a new group called the “Greater Chicagoland Economic Partnership.” First of its kind effort with the City of Chicago and Kane, DuPage, Lake, Will, McHenry, Cook and Kendall Counties. Partnership aims to drive a regional economic strategy.

Kane County Executive Director, Michael Eisensen was invited by Congressman Foster to join him at the President's State of the Union address.

Through the month of February, Kane County will offer free CPR training. Please go to KaneCountyConnects.com to sign up. Currently, there are 720 open slots available.

Kane Animal Control has published their 2023 schedule for micro-chip and rabies vaccination clinics. Three or four are scheduled throughout the year. Please go to KaneCountyPets.com for additional information. Each are very affordable and reduced rates for seniors (may be a slight charge if you reside outside of Kane County).

Kane County Health Department has extended the deadline for anti-smoking and vaping policy educational campaign and cessation services. Grants up to \$4,000 are being offered to health care organizations to make tobacco cessation resources available to their patients. Kane County Businesses and organizations may apply for grants (up to \$750) to cover the cost of anti-smoking and vaping policies development signage and quitting resources for employees. For more information: www.kanequits.com

VII. Consent Agenda:

All items listed on the Consent Agenda will be enacted by one motion. There will be no separate discussion of these items unless a Trustee so requests, in which event the item will be removed from the general order of business and considered in its normal sequence on the agenda.

Trustee O'Sullivan motioned to approve Items A through I inclusive on the Consent Agenda, seconded by Trustee Garcia

A. Approval of Bills

- Fiscal Year 2022 Bills List Totaling \$ 235,833.38
- Fiscal Year 2023 Bills List Totaling \$ 1,081,386.69

B. Approval of Minutes - Regular Board Meeting Minutes from January 17, 2023

C. Approval of a Resolution for the Southwind Drive and Westwind Drive Improvement Project (Lincolnwood Manor Project) to Reject the Low Bid Submitted by Schroder Asphalt Services, Inc. and Award the Contract to the Second Low Bidder Bolder Contractors, Inc. Of Cary, Illinois, in the Amount Of \$4,039,079.24

D. Approval of an Ordinance Amending Title 5, Chapter 5.12, Section 5.12.200 of the Carpentersville Municipal Code Concerning Hours During Which a Class "L" Licensee may serve Alcoholic Liquor

E. Approval of An Ordinance Amending Chapter 5.12 of the Carpentersville Municipal Code, As Amended, Regarding the Maximum Number of Liquor Licenses Issued

F. Approval of an Ordinance Authorizing the Disposal of Items of Personal Property Owned by the Village of Carpentersville (Public Works)

G. Approval of an Ordinance Authorizing Disposal of Property Owned by the Village of Carpentersville (Police Department)

H. Approval of a Resolution Approving a contract with Stannard & Associates, Inc. of Chicago, IL, for full-time entry-level testing

I. Approval of a Resolution Excepting the Phase II Engineering Services Agreement for The Lake Marian Road Wall and Streambank Repair Project with Hampton, Lenzini, And Renwick, Inc. Of Elgin, Illinois, in The Amount Of \$79,370.00

Vote on Motion:

7– ayes (Trustees Vela, Garcia, Frost, Sandoval, Malone, O’Sullivan and President Skillman)

0 – nay

0 – absent

Motion carries

VIII. Reports of Manager and Staff

Administration Update – Manager Benjamin Mason

Village received a grant from the IPA (forgivable loan) for the water lead service line replacement project. This will be for 3.1 million dollars (increase of what had been projected as recently as of a few months ago). Will basically fund over 75% of the cost of the first phase (will cover 312 lead lines). There will be a second phase, will continue to reach out to those residents identified with lead services.

Public Works advised that tree trimming has begun in the Glen Eagle and the Winchester Glen sub-divisions.

Board Members...new historical plaques and displays have been put up in the Village hallway (by the lobby) which was an initiative of the Village Managers Office. Tania Gomez did a great job researching and compiling information. Please stop by and take a look.

IX. Old Business:

None

X. New Business:

- A. Presentation by Owner of M1 Hospitality Group, LLC (El Diablo Cantina) regarding the request for renewal of provisional liquor license, and Board discussion and possible action regarding provisional liquor license.

Marwan Taib presented detailed overview of business which included additional security and safety measure taken at establishment. Trustee Vela asked Police Chief Hoey to provide data related to El Diablo Cantina including how many incident reports in 2022 and 2023. Chief Hoey advised he had data to share and stated that since the change of liquor license was approved there have been over twenty calls for service, in addition, the Village has spent approximately \$10,000 in additional overtime to address the calls for service (fights, battery which resulted in numerous arrests). Trustee Vela added that she has received calls and videos from residents that are concerning and will not risk the safety of our Officers and/or residents.

Trustee O’Sullivan requested to be recognized. President Skillman advised that the Board could move forward with possible action as noted on the agenda.

Village Attorney Stewart stated (for clarification purposes) that El Diablo Cantina currently has a liquor license as would any other similar restaurant/bar have until 2:00am (which would be the standard closing time). The provisional license which this Board did approve last February, six months in duration, extended that to 4:00am on Saturday and Sunday morning. That was extended again in August for another six months period. In December it was pulled back to 3:00am, which is what it currently is, pending the Boards review. To answer Trustee O’ Sullivan’s question, at this point, if the Board took no action, El Diablo Cantina has a 2:00am license, the Boards discretion to extend the provisional license could extend to a period of time after that (3:00am or 4:00am would be the standard hour criteria).

Trustee O’Sullivan asked Police Chief Hoey if the issue is 4:00am. Chief stated “yes”. Trustee O’Sullivan then asked if the license was continued at the 3:00am timeframe, does that seem to be the biggest issue, that is, between 3:00am and 4:00am? Chief Hoey said that the issues would still exist whether it be 3:00am or 4:00am.

Trustee O’Sullivan said that at some point, the 2:00am license could be detrimental to business which Marwan Taib confirmed. Trustee O’Sullivan stated that an extension of the 3:00am license is the best we can do citing that 2:00am will not work for the establishment and 4:00am, at the very least, is when the unpleasantness happens.

Trustee O’Sullivan said that if it’s a compromise position of this Board he would like to motion to approve an extension of the provisional license for the M1 Hospitality Group, LLC for six more months to allow sales of alcoholic beverages till 3:00am on Saturday and Sunday morning and see how that goes.

Trustee Frost second motion for another six months period.

Trustee Garcia stated that six months or a year, don’t think it will make a difference as Mr. Marwan Taib has appeared before the Board every six months. Trustee Garcia asked President Skillman to give Mr. Marwan Taib a year and to allow him to stay open 3:00am to 3:15am, close the doors at 4:00am, (that would be Trustee Garcia’s opinion as a Business Owner). President Skillman stated we have a motion already for 3:00am and a second to that motion.

Vote on Motion:

6– ayes (Trustees Garcia, Malone, O’Sullivan, Sandoval, Frost, President Skillman)

1 – nay (Trustee Vela)

0 – absent

Motion carries, President Skillman advised Marwan Taib that Attorney Brad Stewart will work with him to handle details.

XI: Trustee and Committee Reports:

Trustee Sandoval: Nothing major to report, did not have last Parks & Special Events meeting but are having a special meeting tomorrow, February 8, 6:00pm at Public Works. Still looking for volunteers, once a month, to join events team, please reach out to Trustee Sandoval or Sandra Miller. Also, congrats to FoxView, staff and residence for a job well done!

Trustee Vela: No report

Trustee Frost: Congrats to FoxView and Capital. Congrats to Public Works, grant that Village has gotten for the lead situation, 3.1 million dollars. Black History Month, celebrate heritage in our past! Also, wanted to thank Marwan Taib!

Trustee O’Sullivan: Would like to second the nice work in getting the grant approved, it is a big deal! Great job!

Trustee Malone: No report

Trustee Garcia: Attended Northern Kane County Chamber of Commerce bowling event. Nice way to recognize local businesses. Thanked Kevin and team for a job well done!

President Skillman: Seconded job well done! Looking for a couple Pension Board Members for the Police Pension. Will post those out.

XII: Closed Session:

A. Closed Meeting Minutes, pursuant to 5 ILCS 120/2 (c)(21)

Action Coming out of Closed Session: Motion to Approve and Release Identified Closed Session Minutes.

NOTE: Village Attorney Stewart advised no closed session, will discuss at next meeting.

XIII. Discussion Concerning Other Village Business:

None

XIV. ADJOURNMENT

As there was no further business, Trustee Garcia motioned to adjourn the meeting, seconded by Trustee Malone. Voice Vote was unanimous: Aye – 7 (Garcia, Malone, O’Sullivan, Sandoval, Frost, Vela and President Skillman), Nay – 0, Absent – 0

Motion carries

Meeting adjourned at 7:10 pm

Respectfully submitted,

Diane Cernekee

Diane Cernekee, Village Clerk