

**VILLAGE OF CARPENTERSVILLE  
BOARD OF TRUSTEES  
REGULAR BOARD MEETING  
November 6, 2012**

The regular meeting of the Village Board of Trustees was called to order at 7:00 p.m. Those present for roll call were Trustees Rehberg, Teeter, Burroway, McFeggan and President Ritter. Also present were Village Manager Rooney, Assistant Village Manager Wade, Attorney Rhodes, Police Chief Popp, Fire Chief Schuldt, Community Development Director Wucki-Rossbach, Finance Director Haley, IT Director Goethals, Human Resource Director Mogren, Assistant Public Works Director/Village Engineer Gray and Senior Planner Svalenka.

Trustee Schultz was absent and Trustee Humpfer subsequently arrived at 8:15 p.m. due to his obligations as an election worker.

The Pledge of Allegiance followed.

**PROCLAMATIONS, CONGRATULATORY RESOLUTIONS, AND AWARDS**

**Recognition of Fire Prevention Week Poster Contest Winners**

Fire Chief Schuldt introduced Firefighters Tony Ferreiro and Matt Rady who are involved with fire prevention public education. Chief Schuldt noted the three components of Fire Prevention Week activities; the poster contest for children in grades 1 -5, the essay contest for students in 6th grade of which this year there were no participants and this year's addition of a you-tube video.

Firefighter Rady provided an overview of the fire safety education program and the annual poster contest that is held through Fire Prevention Week for children in grades 1-5 that over 750 posters from six of the seven elementary schools within the Village were received, which is a testament of how the teachers, students and parents value this program. This year's theme, *Two Ways Out*, enforces the importance of having two exit plans in case of a fire and a central meeting place once every one is out of the house. Firefighter Rady stated that all the posters depicted the importance of the theme very well and thanked all those that participated.

Chief Schuldt introduced Fire Pup who assisted Firefighter Rady in presenting the awards to the children while Attorney Rhodes read aloud the following winners:

	<b><u>1<sup>st</sup> Place</u></b>	<b><u>2<sup>nd</sup> Place</u></b>	<b><u>3<sup>rd</sup> Place</u></b>	<b><u>4<sup>th</sup> Place</u></b>
<b>First Grade</b>	Imanol Alvarado Meadowdale School	Vignesh Tiruvannamalai Liberty School	Heidy Nino Golfview School	Andrea Romero Parkview School
<b>Second Grade</b>	Parth Oza Liberty School	Dylan Baribeau Parkview School	Jonas Anthony Meadowdale School	Stephanie Guerrero Golfview School
<b>Third Grade</b>	Ryan Flaskamp Liberty School	Jesus Diaz Meadowdale School	Armani Morris Perry School	Tyler Bouchard Liberty School
<b>Fourth Grade</b>	Hailey Eckersberg Liberty School	Anabel Barajas Meadowdale School	Emily Pastor Golfview School	Melanie Escobar- Menchaca Parkview School

<b>Fifth Grade</b>	Breanna Darcy Lakewood School	Angela Hernandez Lakewood School	Orlando Heredia Lakewood School	Laura Solis Lakewood School
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Fire Chief Schuldt introduced the overall winner, Debbie Conejo, a 3<sup>rd</sup> Grade Student from Parkview School whose poster has been the overall winner for two consecutive years. This poster will be used as the cover of the Fire Department's 2012 Annual Report and will be displayed on the Village's website. Chief Schuldt also recognized those teachers and principals who were present for their support of the program.

Firefighter Ferreiro briefly discussed the you-tube video program that was introduced this year that is currently being produced and will be shown in the very near future. He recognized those students who participated in the video and Ms. Darcy Barnes, the teacher who was instrumental in assisting Firefighter Ferreiro with producing the video.

### **Presentation of Proceeds from Breast Cancer Awareness "Wear Pink" Campaign to Sherman Hospital and Provena St. Joseph Hospital**

Chief Schuldt provided details of the Fire/Police Departments combined efforts for the "Wear Pink" Campaign to raise Breast Cancer Awareness that proceeds from the sale of the pink t-shirts are being donated to the Breast Cancer Centers at Sherman Hospital and Provena St. Joseph Hospital. Chief Schuldt recognized Police Chief Popp and the Police Department for their cooperative efforts and Manager Rooney for his support of the campaign. Chief Schuldt presented each hospital with a check for \$800 and also recognized Golden Bag, a local business who manufactures plastic bags and donates several hundred for the shirts to be delivered in.

### **Recognition of Eagle Scout Raymond Griggel**

President Ritter introduced Raymond Griggel and read aloud the Certificate of Achievement that was presented to Mr. Griggel recognizing him for obtaining Eagle Scout status and for his ongoing commitment to the values and ideas of scouting. President Ritter stated on behalf of the Village the certificate is presented in appreciation for Mr. Griggel's endeavors. Mr. Griggel briefly discussed his project that involved replacing signs, benches and picnic tables in a local forest preserve.

### **PUBLIC COMMENT**

1. Ellen Bruning, Principal of Parkview Elementary School; who thanked Fire Chief Schuldt for his commitment to the students and community by sponsoring the Annual Fire Prevention Program and Poster Contest. She discussed how important the program is to educating the students and their families of fire safety. Ms. Bruning extended an invitation to the Board and community to attend the Parkview Elementary School Veteran's Day Service that will be held Friday, November 9<sup>th</sup> at 1:00 p.m. at Veteran's Garden. She also invited anyone to visit the school at any time; they are very proud of the students and their achievements and thanked the Village for their commitment to the community and schools.

### **CONSENT AGENDA**

President Ritter asked if any Board Member wished to remove an item from the Consent Agenda for further review and discussion. No removals were requested.

Trustee Teeter moved to approve A. Bills for Fiscal Year 2012 - 2013 Totaling \$1,745,596.13; B. Minutes from the Regular Board Meetings of October 2, 2012 and October 16, 2012; C. Resolution Approving the Final Plat of Consolidation of Springacres Hills Unit 8; D. Ordinance Authorizing the Disposal of Items of Personal Property Owned by the Village of Carpentersville; E. Resolution to Accept a Proposal for Naturalized Detention Basin Improvements Services; F. Resolution Accepting a Professional Services Agreement with HR Green, Inc. for Phase II Engineering

Services for 100-Year Flood Route Improvements for White Oaks Subdivision in the Amount of \$15,082.00; and G. Resolution Approving the Request for Approval of Change in Plans No. 1 and Final for the 2012 MFT Resurfacing Program. Trustee McFeggan seconded.

Vote: 4 – ayes (Burroway, McFeggan, Rehberg, Teeter) 0 – nay. Motion passed.

## **REPORTS OF MANAGER, OFFICERS, COMMITTEES AND STAFF**

- Police Chief Popp noted that the Police Department belongs to the Illinois Law Enforcement Alarm System (ILEAS) Mutual Aid Consortium which is a state-wide mutual aid compact for law enforcement in the State of Illinois that provides the conduit for resources should any one community be in need; the Village also belongs to a similar nationwide organization, Emergency Management Assistance Compact (EMAC). ILEAS recently contacted the Village for assistance that was requested by the State of New Jersey for the catastrophic conditions that were left behind from Hurricane Sandy. Chief Popp discussed details of how the program is expeditiously implemented through EMAC who then contacts ILEAS who organizes the various resources that are needed and dispatches the resources to that area. Chief Popp stated that two Village Police Officers are part of the ILEAS Agreement, one being Officer Morgan Brown, who is designated to be deployed to New Jersey on November 11<sup>th</sup> for a one week period. He noted Officer Brown's deployment will have little impact to the operations of the department; if any expenses are incurred due to this deployment, they will be funded by the Federal Government. Chief Popp stated the Village is in full support of this and Officer Brown is one of 150+ officers being deployed to the east coast.

Manager Rooney stated this is primarily the reason that Fire Chief Schuldt is consistently encouraging the Village Board and Staff to complete their required NIMS training that is mandated by FEMA; the Village would be equipped should a catastrophic event occur in the area. Chief Schuldt noted the Village sent three firefighters to New Orleans as a result of Hurricane Katrina and briefly discussed the Fire side of EMAC who has had recent communications between the east coast and the State of Illinois; firefighters will not be dispatched at this time due to the type of service that is needed, which would not be available from the State of Illinois Firefighters.

Based upon Trustee McFeggan's question if there has been a request for Public Works assistance, Manager Rooney directly contacted the City Manager of Hoboken, New Jersey because Public Works assistance is not nationally organized as the Fire and Police services are. The City Manager had indicated their needs at this time are reliant upon restoring electricity and obtaining fuel.

## **Business Development Commission**

With the holidays approaching, Trustee Teeter stated the Commission will not meet in November or December. She welcomed Big Lots to the community who will be opening and hosting a ribbon cutting ceremony on November 16<sup>th</sup>. She thanked staff for the smooth transaction through the Development Process that Big Lots had experienced.

## **JETS**

Trustee McFeggan noted the next meeting will be November 28<sup>th</sup> at 7:00 p.m. at the Dundee Safety Center.

## **NEW BUSINESS**

**Consideration of a Concept Plan for a Wal-Mart Supercenter Store at the Southeast Corner of Lake Marian Road and L.W. Besinger Drive**

Assistant Village Manager Wade stated this is the Village Board's first review of the proposed Wal-Mart Supercenter concept plan that is proposed to be an approximate 177,808 square foot building on a 25 acre parcel located on the southeast corner of Lake Marian Drive and L.W. Besinger Drive. This plan was presented to the Planning and Zoning Commission on October 18<sup>th</sup> for their review. While there is still much more work that needs to be completed on the plan; however, in following Village Code requirements, the purpose of this evening's presentation is for the Board to review the site relative to the surrounding area, review conditions on and near the site, identify potential problems of the proposed subdivision relating to existing conditions in the area and how this project fits into the current zoning and planned use for the area. Assistant Manager Wade reiterated this evening's presentation is for consideration of the land use only, it is anticipated the Village will be receiving a Tax Increment Financing application forthcoming from Wal-Mart; however, at this point the application has not been received nor has there been any discussions relating to the application with Wal-Mart or its representatives. Assistant Manager Wade introduced Ms. Bernessa McQueen, of Manhard Consulting, the Civil Engineering Consultants that do many projects for Wal-Mart on a yearly basis and is very familiar with Wal-Mart projects.

Before the presentation by Ms. McQueen, Assistant Manager Wade introduced Senior Village Planner Svalenka to provide an overview of where the project is in the development process. While this is a very large and important development, it is very routine relative to the development process; information that is provided to developers of the process and timelines was disseminated to the Board Assistant Manager Wade thanked the Development Team, Manhard Consulting and the property owner, Mr. Frank Scarpelli, for their cooperative efforts in making the process seamless thus far.

Senior Planner Svalenka provided an overview of where the project is in the development process; what is being presented is the concept plan as part of the subdivision process to enable the Board to consider the plan and provide feedback to the applicant. The preliminary plat, preliminary PUD, final plat and final PUD will be brought before the Village Board for their consideration and approval; with proper notice, public hearings will be held in compliance with State Statute and Municipal Code requirements. This information has been discussed with Wal-Mart representatives who he believes are on board with the process that will provide making the process proceed smoothly.

Ms. McQueen stated they will be the lead through the application, zoning and permitting processes and will see the project through to construction. She provided details of the proposed site plan and features of the building outside and inside; noting proposed access points into the development with the potential addition of an access point off a connection between Maple Avenue and Ball Avenue. This connection will be considered as the project proceeds with traffic counts study to determine what the best method of connectivity will be. She continued providing details of the project.

Trustee Rehberg requested more consideration be given to the connection between Maple Avenue and Ball Avenue that will bring more traffic into the area and provide better traffic flow throughout the development.

Trustee McFeggan asked if any consideration will be given to truck deliveries as other "big boxes" have done in the area to segregate deliveries away from the main entrance of the store to avoid deliveries being made among consumer traffic. Ms. McQueen stated it is Wal-Mart's intent to keep deliveries as far removed from consumer traffic as possible and provided details of how this issue would be addressed. President Ritter confirmed with Ms. McQueen that at this time, Wal-Mart is not proposing an automotive center at this location. She added that the traffic study that is underway will assess traffic conditions and assist in addressing concerns over truck and traffic flow. While the proposed connection road is not part of the Wal-Mart Development, Manager Rooney indicated once the traffic study is completed, request will be made to the land owner to

consider dedicating a portion of their property to provide this connection between Maple Avenue and Ball Avenue that would not only benefit the Wal-Mart development but also future development of the existing center. Mr. Scarpelli stated that Land Visions has been hired to review the balance of the site to provide different visions and ideas for utilization of the balance of the property that will involve taking down a portion of the existing center, leaving some components as is and hopefully building new ones. He indicated that the plan is to bring traffic into the area and discussed the various options that are being considered to achieve this. Discussion ensued regarding certain details of the proposed development that any issues or concerns will be addressed throughout the development process. Manager Rooney stated that there are many apartment complexes in and around the development and consideration be given to provide walkways for the amount of foot traffic that will be throughout the area.

With discussion this evening, President Ritter stated he believes the Village Board is happy with the concept plan and Village staff is dedicated to moving the project along with cooperative efforts with the developer and property owner.

**Consideration of an Ordinance Amending the Village of Carpentersville Municipal Code, Title 16, “Zoning”, Establishing an Old Town Residential Zoning District**

Trustee Teeter moved to adopt an Ordinance Amending the Village of Carpentersville Municipal Code, Title 16, “Zoning”, Establishing an Old Town Residential Zoning District. Trustee McFeggan seconded.

Manager Rooney commended the amount of work that was completed by the Community Development Department to address issues that have been forthcoming in the Old Town area of the Village. Senior Planner Svalenka reiterated that a vast amount of research was completed to recommend adoption of this Ordinance that will make it easier for residents in the Old Town area to maintain the historic character of the area. He discussed the issues that residents faced if they needed to make a repair or replace a feature of their home that would not meet current code requirements. They would have to go through the variance process, which is timely and expensive; with these amendments, the resident will simply need a permit to complete the improvement. This Zoning District would primarily address issues with setback requirements and lot coverages. Senior Planner Svalenka further discussed the Public Hearing and notice requirements that were complied with that allowed the residents affected to have an adequate time to respond; after several public hearings at the Planning and Zoning Commission level, only one property owner opted out of the request to allow the property to retain commercial zoning. Adopting this Ordinance would create the standards of the Zoning District; the next item on the agenda is to re-zone certain properties in the new district.

President Ritter stated this is a series of Village efforts to make the community more customer friendly; this will assist residents in the Old Town area to make improvements to their home in a timelier and cost effective manner. The Board thanked staff for their foresight to recommend these changes that could cause issues with the residents needing or wanting to make these improvements.

Vote on Motion: 4 – ayes (McFeggan, Rehberg, Teeter, Burroway) 0 – nay.  
Motion passed.

**Consideration of an Ordinance Amending the Official Zoning Map of the Village of Carpentersville Thereby Changing the Zoning District Classification to OTR Residential for Various Properties Located in the Old Town Area**

Trustee McFeggan moved to adopt an Ordinance Amending the Official Zoning Map of the Village of Carpentersville Thereby Changing the Zoning District Classification to OTR Residential for Various Properties Located in the Old Town Area. Trustee Teeter seconded.

President Ritter reiterated adopting this Ordinance would re-zone the listed properties to OTR Residential District; other areas throughout the Village are also being considered to amend their current zoning to address issues specific to that area.

Vote on Motion: 4 – ayes (Rehberg, Teeter, Burroway, McFeggan) 0 – nay.  
Motion passed.

## **TRUSTEE REPORTS**

### **Trustee Rehberg had the following report:**

- He thanked Officer Morgan Brown for volunteering to be deployed to assist the residents of New Jersey in their recovery efforts.
- He has received positive comments relative to the Fire Department's activities on Halloween; they handed out candy to trick-or-treaters that was a big hit throughout the community.
- Trustee Rehberg welcomed Big Lots to the Village and looks forward to shopping there; he has received positive feedback regarding the store coming into the Village not only from residents but non-residents also.

### **Trustee Teeter had the following report:**

- She concurred with comments made by Trustee Rehberg and added congratulations to the Poster Contest winners.

### **Trustee Burroway had the following report:**

- He welcomed Big Lots to the Village and stated what an asset it will be to the community.

### **Trustee McFeggan had the following report:**

- He attended the Fire Department event that traditionally put the new ambulance and fire truck into service and stated how successful and well attended the event was.
- He thanked the Public Works staff for staying late last week that allowed Trustee McFeggan to provide information on various ways to treat trees infested with the Emerald Ash Borer.

### **Trustee Humpfer arrived at 8:15 p.m. and provided an Audit and Finance Commission report at this time.**

He apologized for being late; he was working at the polls today. At the last Commission meeting the auditors were present and discussed results of the audit. Trustee Humpfer provided details of the audit findings and those positive items that came forth from the Financial Statements; the Village received its seventh consecutive clean and unqualified audit and modifications were made to remain in compliance with GASB54 requirements. This information will be provided on the Village's website and he urges all residents to read the audit statements. The auditors were very complimentary to Village staff for their timeliness in preparing documents and information that shortened the length of time that the auditors took to prepare the audit and for their efforts to fund the Capital Equipment Replacement Fund for future equipment needs.

The tax levy was also discussed and will be discussed in greater detail at the next Commission meeting scheduled for November 12<sup>th</sup> at Village Hall. He encouraged residents to attend and briefly

discussed the financial challenges the Village faces.

**President Ritter had the following report:**

- He reiterated the challenges that face the Village and the difficult job that the Audit and Finance Commission will have through the upcoming budget season.
- He recognized those people that help people in the Village; the Moose Lodge had a breakfast this past Sunday with proceeds going to the FISH Food Pantry, there was a fund raising dinner to raise funds for the Boys and Girls Club that Carpentersville has one of the most active clubs throughout the State, the Salvation Army Red Kettle Campaign kick-off is this week to raise funds for those in the Village that are in need and also this week the Rotary Club will be donating 300 coats for elementary school children in need of a coat.
- The Village met with Representative Farnham to provide a list of those items that the Village is in need of that could be provided at the State level.
- The Village has been very active with the schools in the area and recently attended School District #300 Leadership meeting.
- The Village also met with the Kane County Board Chairperson and several other County representatives to determine ways that the Village and County can work together on improvement projects in the Village.
- The Village met with ComEd representatives to discuss issues throughout the Village, primarily the substation on Washington Street that needs to be screened or moved altogether that will improve the appearance of Old Town.
- President Ritter noted that the Cook of the Year Award in the Daily Herald's Cook-off was presented to a Carpentersville resident, David Pennisi.

**EXECUTIVE SESSION**

Trustee Teeter moved to adjourn to Executive Session to discuss **Section (2)(c)(1) of Open Meetings Act** – The appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the public body or legal counsel for the public body, including hearing testimony on a complaint lodged against an employee of the public body or against legal counsel for the public body to determine its validity; **Section (2)(c)(6) of Open Meetings Act** – The setting of a price for sale or lease of property owned by the public body; and **Section (2)(c)(11) of Open Meetings Act** – Litigation, when an action against, affecting or on behalf of the particular public body has been filed and is pending before a court or administrative tribunal, or when the public body finds that an action is probable or imminent, in which case the basis for the finding shall be recorded and entered into the minutes of the closed meeting. Trustee Rehberg seconded. Voice vote was unanimous to adjourn to Executive Session.

The Board adjourned to Executive Session at 8:25 p.m.

The Board reconvened at 10:16 p.m.

**ADJOURNMENT**

As there was no further business, Trustee Teeter moved to adjourn the meeting. Trustee McFeggan seconded. Voice vote was unanimous.

The meeting adjourned at 10:17 p.m.

Respectfully submitted,

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Therese Wilde, Village Clerk