

**VILLAGE OF CARPENTERSVILLE  
BOARD OF TRUSTEES  
REGULAR BOARD MEETING  
February 19, 2013**

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, Schultz, McFeggan, Humpfer and President Ritter. Also present were Village Manager Rooney, Assistant Village Manager Wade, Attorney Rhodes, Police Chief Popp, Acting Fire Chief Skillman, Public Works Director Cole, Community Development Director Hock, Finance Director Haley, IT Director Goethals and Public Works Street Superintendent Clifton.

The Pledge of Allegiance followed.

**INVOCATION**

Pastor Dexter Ball from Faithwalk Harvest Center provided this evening's Invocation.

**APPOINTMENTS, CONFIRMATIONS, AND ADMINISTRATION OF OATHS**

**Recognition of Public Works Staff by Mr. Jack Hosey, Carpentersville Veterans of Foreign Wars Post 5915**

Mr. Jack Hosey, Post Chaplain for VFW Post 5915 and serves as POW/MIA Chairman of the Prisoner of War/Missing in Action Ceremony, which has been held on the third Friday in September for the past 25 years. In past years the recognition ceremony was held at Village Hall and now it is held at Veteran's Garden. Mr. Hosey provided details of the work and assistance that is provided by the Public Works Department for this event, primarily the support that is provided by Director Cole and Superintendent Clifton to make the event a success. Recently, a recognition ceremony was held at the VFW honoring Director Cole and Superintendent Clifton; however, there was a bad ice storm and Superintendent Clifton was unable to attend. At this time, Mr. Hosey read aloud the Certificate of Appreciation recognizing Superintendent Clifton that is similar to the one that was presented to Director Cole for all their continual dedicated service to the annual POW/MIA Ceremony at Veteran's Garden and for their effort in maintaining the Garden. Mr. Hosey also presented each member of the Village Board with Certificates of Americanism for their cooperation in allowing the VFW to use the Park for the POW/MIA event.

**PUBLIC COMMENT**

1. Jerry Christopherson; Chairman of the True Patriots Care Foundation, provided details of a fund raising event that is being held to raise funds for ongoing annual events to honor those that serve. He further discussed plans for the Tribute to the Warriors of our Greatest Generation our WWII Veterans that will take place on August 11, 2013 in Carpenter Park.

**CONSENT AGENDA**

President Ritter asked if any Board Member wished to remove an item from the Consent Agenda for further review and discussion; Trustee Rehberg requested that Item D. be removed.

Trustee Humpfer moved to approve A. Bills for Fiscal Year 2012 - 2013 Totaling \$1,408,469.04; B. Approval of the Minutes from the Regular Board Meetings of January 15, 2013 and February 5, 2013; and C. Resolution Waiving the Bidding Requirements and Renewing the Existing Contract Related to Loading, Transportation and Land Application of Municipal Bio-Solids for Fiscal Year

2013/14 with Synagro Technologies in the Amount of \$17.85 Per Cubic Yard. Trustee Teeter seconded.

Vote: 6 – ayes (Rehberg, Teeter, Burroway, Schultz, McFeggan, Humpfer) 0 – nay. Motion passed.

Trustee Teeter moved to adopt an Ordinance Amending the Carpentersville Municipal Code, Title 10, “Vehicles and Traffic”, Chapter 10.36, “Miscellaneous Vehicle and Traffic Regulations”, Section 10.36.100, “Impound of Motor Vehicles Used in Connection with Certain Illegal Activities”. Trustee Schultz seconded.

Trustee Rehberg expressed concern over the provision in the Ordinance that indicates those additional violations that could cause a vehicle to be impounded and the \$500 administrative fee charged for impoundment that he believes is excessive. Manager Rooney stated the ordinance is modeled to the State Statute and the \$500 fee is currently in place, the amount has not been changed in the proposed Ordinance and is in line with surrounding communities’ fines. This amount covers certain fees that are charged to the Village, primarily for the towing of the vehicle. He further detailed the additional offenses listed in the Ordinance that address those offenses that relate to the use of firearms or possession of cannabis or a controlled substance used in connection with illegal activities.

While the current Ordinance includes certain misdemeanor offenses, Police Chief Popp stated the proposed amendments would include primarily those felony offenses that a vehicle is being used to commit; current State Statute allows a vehicle to be seized for these offenses. He noted this is a narrow scope of what a vehicle could be seized for compared to what is allowed under State Statute; there are many more misdemeanor and felony activities that a vehicle could be seized or impounded. Chief Popp stated the additional offenses that are targeted in the Ordinance relate to those that people make a conscious decision to violate the law with using the vehicle in the commission of the crime; this is a legitimate means to seize a vehicle used to commit the offense. He discussed those misdemeanor and felony offenses that are addressed in the Ordinance and could be seized with discretion of the officer and the policies in place that determines when a car is seized or impounded due to probable cause or the driver being a threat to the safety of the community. Discussion followed regarding the \$500 fine and those situations that the \$500 fine that could be refunded through the adjudication process.

Vote on Motion: 6 – ayes (Teeter, Burroway, Schultz, McFeggan, Humpfer, Rehberg) 0 – nay. Motion passed.

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

### **Audit and Finance Commission**

Trustee Humpfer had the following report from the recent Commission meeting:

- He encouraged residents to attend budget sessions; there is great effort by staff to provide detailed information that is not realized by the residents’. Trustee Humpfer commended staff for providing details of the department’s accomplishments, goals and objectives that have been completed with the current budget constraints.
- Trustee Humpfer provided details of budget highlights that were presented by the Community Development Department that primarily focuses on Customer Service. He noted the advancements that have been made by the IT Department, those improvement projects that have been completed and the metrics that have been developed by each department to measure efficiencies, goals and to determine objectives for the upcoming fiscal year.

Trustee Schultz concurred and stated how improved the budget process has become. She requested information on the customer improvements that have been implemented by Community Development to be placed on the website.

### **Business Development Commission**

Trustee Teeter noted the Commission's next meeting is Tuesday, February 26<sup>th</sup> at 6:30 p.m. at the Public Works Facility; the focus will be on those businesses that have located in the Village within the past 18 months and what their experience has been with the Development Process.

In conjunction with the Chamber of Commerce, the Village hosted a Rise and Shine event of which invitations were sent to 400+ businesses in the community for people to meet members of the Business Development Commission, Village Board and Village Staff. President Ritter spoke of the good things happening in the Village, Trustee Teeter received positive comments on the improvements being made in the community.

### **NEW BUSINESS**

#### **Consideration of a Resolution Approving of an Agreement Between the Village of Carpentersville and Granicus to Allow Streaming of the Village Board Meetings Live and On-Demand Through the Village Website**

Trustee Teeter moved to pass a Resolution Approving of an Agreement Between the Village of Carpentersville and Granicus to Allow Streaming of the Village Board Meetings Live and On-Demand Through the Village Website. Trustee Humpfer seconded.

President Ritter noted the work that Trustee Rehberg provided in assisting IT Director Goethals in researching various options to determine the best vendor and the manner in which to fund this service.

Manager Rooney briefly discussed the request to approve the Agreement with Granicus to provide live and on-demand streaming of the Village Board meetings and to approve funding in this year's budget for the necessary hardware and annual commitment fee for a three year time period.

Director Goethals provided details of the research that was completed with Trustee Rehberg's assistance to determine an improved and higher availability to provide Village Board meetings to the public and to determine the best vendor and service that would be offered. He discussed details of the Agreement and what services would be provided; a one-time fee of \$2,625 would be required for the hardware that would be located in Village Hall, which would tie into the camera equipment also located in facility with an additional \$300 monthly fee, committed for a three year time period. Manager Rooney noted the Village Board meetings would continue to be shown on Comcast on Friday nights; this service would be offered in addition to that and would also provide a metric to measure how many residents are accessing the Village Board meetings online. Director Goethals discussed details of this service and the benefits that would be provided to the residents.

Because many residents do not utilize computers, Trustee Burroway expressed concern over expending these funds for this service when the funds could be utilized for other needed computer equipment. Trustee Rehberg indicated that this service and computer equipment are both high priorities and should be funded; he discussed why this vendor is preferred and why he believes this service should be available to the residents to ensure every means of transparency is provided to the public. President Ritter concurred that this service should be a priority for the increased number of residents that will be able to access Village Board meetings that currently is limited to Friday evenings at 7:00 p.m.; this service will allow residents access at any time. Discussion ensued regarding the increase in the level of service this will provide to the residents and the ability for

Director Goethals to provide the number of people who access the meetings on line and what subjects were accessed that will allow the Board information as to what items or issues the public are most interested in.

Vote on Motion: 5 – ayes (Burroway, Schultz, Humpfer, Rehberg, Teeter) 0 – nay. 1 – abstain (McFeggan). Motion passed.

## **TRUSTEE REPORTS**

**Trustees Burroway, Schultz and McFeggan had no report this evening.**

**Trustee Humpfer had the following report:**

- He attended the Rise and Shine event this morning that was well attended. He complimented President Ritter for the great job he did in detailing the Village's accomplishments and the positive direction the Village is moving in. Trustee Humpfer briefly discussed the book that was published by the owner of Carlith, which is a local business, that details the history of the business districts in Carpentersville and complimented how well the book was put together; the book is being sold through Carlith.
- Trustee Humpfer commended the mutual aid efforts between all Village Departments with surrounding communities and noted the assistance that was provided today by the Street Division in salting a Township maintained road that was shut down due to icing. He stated there are no boundaries when it comes to assisting our neighbors.

**Trustee Rehberg had the following report:**

- He spoke with a local business owner who recently opened a business in the Village of the permitting process; the business owner complimented staff for their assistance in the process that went very well. However, the business owner expressed concern over the cumbersome process to apply for a permit to have a sidewalk sale; Trustee Rehberg will work with Community Development Director Hock to address this issue.

**Trustee Teeter had the following report:**

- She thanked staff, primarily Assistant Manager Wade, for their help in hosting this morning's event.

**President Ritter had the following report:**

- He noted how nice the event was this morning and reiterated comments made relative to the improvements being made in the community and the positive direction the Village is moving in; enough good things cannot be said for the people who work here and live here.
- He noted that Fox Valley Library has nice historic photos of the Village that they have permanently loaned to the Village that are on display at the Public Works Facility.
- Tomorrow, President Ritter will be attending a meeting "Development Dialogue" that will discuss how communities can improve abandoned properties.
- Video gaming has come to Carpentersville; the Moose Lodge has received their state and local license and the machines are up and running. He noted another location will soon be operating because their state inspection has been completed. Several others have applied and will also

soon be operating their video gaming devices.

### **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)(2) of Open Meetings Act** – Collective negotiation matters between the public body and its employees or their representatives or deliberations concerning salary schedules for one or more classes of employees; 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 Schultz seconded. Voice vote was unanimous to adjourn to Executive Session.

The Board adjourned to Executive Session at 8:17 p.m.

The Board reconvened at 9:15 p.m.

### **ACTION ON EXECUTIVE SESSION ITEMS**

Manager Rooney discussed an issue that was brought to his attention of the Village logo being used on campaign literature and requested Attorney Rhodes to further discuss. Although the Village did not file any trademark rights, Attorney Rhodes provided details of the Village's rights to direct how and by whom the logo can be used; by use of the logo on campaign literature gives the impression that the Village is endorsing the candidate, which is not the intent of the Village Board. After detailed discussion of the issues that can be present by allowing anyone to use the logo, the Board concurred that the use of the Village logo is not available to the general public; this information will be included in future campaign packets and communication should be sent to all candidates advising them that the logo is not to be used on their campaign materials. Information stating the logo is exclusive to the Village's use and it would be preferred if the logo not be used for any personal or business use will be put on the website.

### **ADJOURNMENT**

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

The meeting adjourned at 9:19 p.m.

Respectfully submitted,

---

Therese Wilde, Village Clerk