

**MINUTES OF THE REGULAR BOARD MEETING  
OF THE PRESIDENT AND BOARD OF TRUSTEES  
HELD ON THURSDAY, MAY 3, 2012**

**CALL TO ORDER:**

President Roth called the meeting to order at 7:04 p.m.

**ROLL CALL:**

Trustee William Harper	Present	Trustee Mary Thon	Present
Trustee Guy Patterson	Present	Trustee William Carlson	Present
Trustee Michael Baumer	Present	Trustee James Cecille	Present
President Billie D. Roth	Present		

All those answering “present” were physically present at the meeting.

**PLEDGE OF ALLEGIANCE:**

**PRESIDENT’S REPORT:**

President Roth reported the Village, Park District and Township participated in Streamwood High School Student Government Day yesterday. At the evening meeting at the Village, George Rosner, SHS Social Studies instructor, was honored for his 30+ years of teaching and being involved in the Student Government Day program.

President Roth stated the two events held on Saturday, April 28<sup>th</sup> were both successful. The SEED (Streamwood Environmental Education Day) event collected over 12,000 pounds of e-waste for recycling. The Arts of our Cultures Event at Poplar Creek Library featured 19 local artists and had 400+ visitors throughout the afternoon. Many residents were able to discover the walking path that connects the rear of the Village Hall parking area to the Poplar Creek Library property.

**VILLAGE MANAGER’S REPORT:**

**APPROVAL OF AGENDA:**

Request the Board approve the May 3, 2012 Agenda as presented. Trustee Cecille moved for approval. Trustee Patterson seconded the motion. A voice vote was unanimous for approval.

**APPROVAL OF THE MINUTES:**

Request the Board approve the Minutes of the Regular Board Meeting of Thursday, April 19, 2012 as presented. Trustee Patterson moved for approval. Trustee Carlson seconded the motion. A voice vote was unanimous for approval.

**COMMUNITY DEVELOPMENT – Trustee Baumer/Trustee Cecille**

A-12-055      Ordinance – Approval of a Special Use Permit for a Planned Unit Development (PUD) / Fresh Express Incorporated / 1109 E. Lake Street

Request the Board approve an Ordinance entitled “AN ORDINANCE GRANTING A SPECIAL USE PERMIT, WITH VARIATIONS, FOR PRELIMINARY AND FINAL APPROVAL FOR AN INDUSTRIAL PLANNED UNIT DEVELOPMENT, IN THE I-2 ZONING DISTRICT IN THE VILLAGE OF STREAMWOOD, FOR FRESH EXPRESS INCORPORATED. This Ordinance grants a special use, with variations, for preliminary and final approval for an Industrial Planned Unit Development (PUD) for the redevelopment of vacant industrial property to permit a food processing facility and its ancillary accessory uses on the property located at 1109 E. Lake Street (formerly Duraco).

Trustee Baumer stated the Petitioner for this item and the following two related items has requested the items be continued to the May 17, 2012 Village Board Meeting and moved to have these items placed on the May 17, 2012 Village Board Agenda. Trustee Patterson seconded the motion. ROLL CALL to continue these items to May 17, 2012:

Trustee Harper	Aye	Trustee Thon	Aye
Trustee Patterson	Aye	Trustee Carlson	Aye
Trustee Baumer	Aye	Trustee Cecille	Aye

Motion carried. This item is continued to the May 17, 2012 Board Agenda.

A-12-056 Ordinance – Approval of Execution of Planned Unit Development (PUD) Agreement / Fresh Express Incorporated / 1109 E. Lake Street

Request the Board approve an Ordinance entitled “AN ORDINANCE AUTHORIZING THE EXECUTION OF A PLANNED UNIT DEVELOPMENT AGREEMENT FOR FRESH EXPRESS INCORPORATED (1109 EAST LAKE STREET, STREAMWOOD, ILLINOIS). This Ordinance authorizes execution of a Planned Unit Development (PUD) Agreement for the redevelopment of vacant industrial property to permit a food processing facility and its ancillary accessory uses on the property located at 1109 E. Lake Street (formerly Duraco).

See Agenda Item A-12-055. This matter continued to the May 17, 2012 Village Board Agenda.

A-12-057 Resolution – Approval of Economic Incentive Agreement / Fresh Express Incorporated

Request the Board approve a Resolution entitled “A RESOLUTION AUTHORIZING THE VILLAGE PRESIDENT TO EXECUTE ON BEHALF OF THE VILLAGE, AND AUTHORIZING THE VILLAGE CLERK TO ATTEST TO, AN ECONOMIC INCENTIVE AGREEMENT WITH FRESH EXPRESS INCORPORATED.” This Resolution approves an Economic Incentive Agreement as part of the overall Planned Unit Development Agreement for the redevelopment of vacant industrial property to permit a food processing facility and its ancillary accessory uses on the property located at 1109 E. Lake Street (formerly Duraco).

See Agenda Item A-12-055. This matter continued to the May 17, 2012 Village Board Agenda.

**COMMUNITY AFFAIRS - Trustee Thon/Trustee Patterson**

A-12-058 Resolution – Approving Professional Services Agreement / Village Attorney and Prosecutor

Request the Board approve a Resolution entitled “A RESOLUTION AUTHORIZING THE VILLAGE PRESIDENT TO EXECUTE ON BEHALF OF THE VILLAGE, AND AUTHORIZING THE VILLAGE CLERK TO ATTEST TO, A CERTAIN AGREEMENT FOR CORPORATION COUNSEL AND PROSECUTION SERVICES.” This Resolution approves a one-year professional service agreement with Storino, Ramello & Durkin to serve as Village Attorney and Village Prosecutor for the Village of Streamwood. This firm has served as corporation counsel and Village Prosecutor for the Village since December of 1996.

Trustee Thon presented the Resolution and moved for approval. Trustee Carlson seconded the motion. Village Manager Gary O'Rourke stated this Agreement includes a 2% increase in the retainer amount as well as the hourly amount paid for services outside of the retainer. ROLL CALL:

Trustee Thon	Aye	Trustee Patterson	Aye
Trustee Carlson	Aye	Trustee Baumer	Aye
Trustee Cecille	Aye	Trustee Harper	Aye

Motion carried. RESOLUTION 2012-20

**PUBLIC SAFETY - Trustee Carlson/Trustee Harper**

A-12-059 Ordinance – Amending Title 3 / Pawnshops and Pawnbrokers

Request the Board approve an Ordinance entitled “AN ORDINANCE AMENDING CHAPTER 7, ENTITLED “MERCHANTS” OF TITLE 3, ENTITLED “BUSINESS AND LICENSE REGULATIONS” OF THE MUNICIPAL CODE OF THE VILLAGE OF STREAMWOOD BY ADDING ARTICLE 9, ENTITLED “PAWNSHOPS AND PAWNBROKERS.” This Ordinance amends Chapter 7, Merchants, of Title 3, Business and License Regulations, to add a new Article 9, Pawnshops and Pawnbrokers, to establish and define the licensing requirements and regulations for pawnshops and pawnbrokers within the Village.

Trustee Carlson presented the Ordinance for first reading. Attorney Tom Bastian stated that the Village requires a special use permit for operation of a pawnshop but currently does not have a specific set of regulations regarding the operation of this type of business. State law would be followed unless the Village implements their own regulations which can be more restrictive than the state law. This amendments required additional security at the facility, and also entry of items received into the LEADS Online nationwide reporting system which helps to identify stolen property. These requirements also restrict the operator from reselling anything for at least seven days. Background checks of owners and employees will be required, and daily records must be provided to the Streamwood Police Department.

Trustee Patterson expressed concerns regarding enforcement. Mr. Bastian stated that violations would be handled in Cook County courts with fines of up to \$750/day and possible suspension of their operating license. Police Chief Keegan stated that the detectives check the LEADS online system daily and also reports from businesses operating within a 50 mile radius. Mr. Bastian stated that pawn operators have become more cautious in their business operations as well.

Trustee Carlson asked if any pawn operators currently existed in Streamwood. Planning Director Sharon Caddigan stated there were none. Additional discussion

ensued regarding the Special Use process and conditions placed as part of the special use, and the need to have specific rules and regulations for pawn shops within the licensing section of the Village Code. There is a fee within the Business License section of the Code, but no specific chapter with rules and regulations specific to pawn facilities. Ms. Caddigan mentioned the upcoming petition to the Plan Commission includes a pawn facility.

Trustee Cecille confirmed that everything required by this Code section would need to be in place prior to any facility being allowed to open and operate. Trustee Patterson asked what will happen if the upcoming Plan Commission item proceeds without these regulations being adopted. Mr. Bastian stated the special use would contain the restrictions, but would not provide for any fines or penalties and would only be applicable to the one business—not provide a general structure for any such operations.

Trustee Harper moved to waive the first reading for the Ordinance as presented. Trustee Baumer seconded the motion. ROLL CALL:

Trustee Patterson	Aye	Trustee Carlson	Aye
Trustee Baumer	Aye	Trustee Cecille	Aye
Trustee Harper	Aye	Trustee Thon	Aye

Motion carried.

Trustee Carlson moved for approval of the Ordinance as presented. Trustee Thon seconded the motion. ROLL CALL:

Trustee Carlson	Aye	Trustee Baumer	Aye
Trustee Cecille	Aye	Trustee Harper	Aye
Trustee Thon	Aye	Trustee Patterson	Aye

Motion carried.

ORDINANCE 2012-14

**FINANCE - Trustee Harper/Trustee Carlson**

A-12-060 Motion – Approval of Semi-Monthly Expenditures

Request the Board approve the semi-monthly expenditures in the amount of \$259,035.73 which represents the total of the schedule of bills dated May 3, 2012.

General Corporate Fund	\$182,371.45
Wetland Special Service Area	4,657.48
Street Improvement Fund	31,497.51
Water and Sewer Fund	17,621.04
Golf Fund	15,963.83
Police Pension Fund	6,274.42
Firefighters Pension Fund	<u>650.00</u>
Total	<u>\$259,035.73</u>

Trustee Harper moved for approval of the semi-monthly expenditures as presented. Trustee Cecille seconded the motion. ROLL CALL:

Trustee Baumer	Aye	Trustee Cecille	Aye
Trustee Harper	Aye	Trustee Thon	Aye
Trustee Patterson	Aye	Trustee Carlson	Aye

Motion carried.

**PUBLIC WORKS - Trustee Patterson/Trustee Thon**

A-12-061 Resolution – Approval of Bid and Contract / 2012 Street Program Resurfacing and Pavement Removal

Request the Board approve a Resolution entitled “A RESOLUTION ACCEPTING THE LOW BID AND AUTHORIZING THE VILLAGE PRESIDENT TO EXECUTE ON BEHALF OF THE VILLAGE AND AUTHORIZING THE VILLAGE CLERK TO ATTEST TO A CERTAIN AGREEMENT WITH PLOTE CONSTRUCTION, INC.” This Resolution approves the bid with Plote Construction, Inc. for resurfacing and pavement grinding and removal as part of the 2012 street program at an estimated cost of \$576,660.00. The 2012 street program includes the in-house resurfacing of Pinto Court, Spur Court, Little Creek Court, Arabian Court, Quarterhorse Court, Horseshoe Court, Mustang Court, Hartwood, Parkside Court, Arnold, Heine, Chase, Concord, Oriole from Hartwood to Meadow, Library Lane and Tanglewood from Walnut to Center. The contractor will remove asphalt on the above mentioned streets and will remove asphalt and resurface Little Creek, White Fence and Oltendorf from Lincoln to Bartlett Road. The contract also includes crack sealing on various streets in the Village.

Trustee Patterson presented the Resolution and moved for approval. Trustee Carlson seconded the motion. Public Works Director Matt Mann reviewed the work to be completed with this contract. ROLL CALL:

Trustee Cecille	Aye	Trustee Harper	Aye
Trustee Thon	Aye	Trustee Patterson	Aye
Trustee Carlson	Aye	Trustee Baumer	Aye

Motion carried. RESOLUTION 2012-21

**LEGISLATIVE - Trustee Cecille/Trustee Baumer**

No business to report.

**TOWN HALL SESSION:**

**ADJOURNMENT:**

Trustee Patterson moved to adjourn. Trustee Harper seconded the motion. A voice vote was unanimous for approval. The Village Board adjourned their meeting at 7:34 p.m.

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Billie D. Roth  
Village President

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Kittie L. Kopitke  
Village Clerk

Approved this 17th day of May 2012.