

**Village of Bensenville**  
**Board Room**  
**12 South Center Street**  
**Bensenville, Illinois 60106**  
**Counties of DuPage and Cook**

**MINUTES OF THE VILLAGE BOARD OF TRUSTEES MEETING**  
**October 27, 2015**

**CALL TO ORDER:** 1. President Soto called the meeting to order at 6:33 p.m.

**ROLL CALL:** 2. Upon roll call by Village Clerk, Ilsa Rivera-Trujillo, the following Board Members were present:

DeSimone, Jaworska, Wesseler, Janowiak, O'Connell

Absent: Carmona

A quorum was present.

Staff Present: Staff Present: Village Attorney, Pat Bond, V. Benham, J. Caracci, G. Ferguson, T. Finner, K. Katz, F. Kosman, M. Martell, , M. Rysavy, A. Thakkar, S. Viger, C. Williamsen

*President Soto requested to move Public Comment to the end of the agenda. There were no objections from the Village Board.*

**APPROVAL OF MINUTES:**

3. The October 13, 2015 Village Board Meeting minutes were presented.

Motion: Trustee Janowiak made a motion to approve the minutes as presented. Trustee DeSimone seconded the motion.

All were in favor. Motion carried.

**WARRANT NO. 15/19:**

4. President Soto presented **Warrant No. 15/19** in the amount of \$1,417,994.13.

Motion: Trustee O'Connell made a motion to approve the warrant as presented. Trustee Janowiak seconded the motion.

**ROLL CALL:**

AYES: DeSimone, Jaworska, Wesseler, Janowiak, O'Connell

NAYS: None

All were in favor. Motion carries.

Motion: 5. Trustee Wessler made a motion to set the Consent Agenda as presented. Trustee Janowiak seconded the motion.

All were in favor. Motion carried.

**Resolution No.**  
**R-108-2015:**

**Resolution Authorizing the Approval of Change Order No. 1 to the Lindahl Bros., Inc. Contract in the Amount of \$34,000.00 for Sand & Stone Delivery / Debris Hauling. (Consent Agenda)**

**Resolution No.**  
**R-109-2015:**

**Resolution Authorizing the Execution of a Contract with Cargill Incorporated Salt Division for the Purchase of 500 Tons of Bulk Rock Salt in the Not-to-Exceed Amount of \$32,695. (Consent Agenda)**

**Resolution No.**  
**R-110-2015:**

**Resolution to Obtain Permits to Perform Work on State Highways. (Consent Agenda)**

**Resolution No.**  
**R-111-2015:**

**Resolution Authorizing the Execution of Amendment No. 2 to the Engineering Services Agreement with HR Green for Plan Review Services Associated with the Elgin-O'Hare Western Access Project in the Not to Exceed Amount of \$150,000 for a Revised Contract Total of \$298,000. (Consent Agenda)**

**Resolution No.**  
**R-112-2015:**

**Resolution authorizing the award of the Base Bid and Alternate 1 for Phase II construction of 2014 Various Native Vegetation Management Project (Addison Creek Tributary 3) with Copenhaver Construction, Inc of Gilberts, IL in the total amount of \$81,888.00. (Consent Agenda)**

**Resolution No.**  
**R-113-2015:**

**Resolution Authorizing a Supplemental Resolution to appropriate the use of the Motor Fuel Tax (MFT) funds to pay for roadway related general maintenance in the additional amount of \$639.80 for a revised amount of \$225,639.80 from January 1, 2015 to December 31, 2015. (Consent Agenda)**

**Resolution No.**  
**R-114-2015:**

**Resolution Authorizing the Execution of a Contract with Cartegraph Systems, Inc. for the Purchase, Implementation, and Training of a Work Management Software Package in the Not-to-Exceed Amount of \$74,564. (Consent Agenda)**

**Resolution No.**  
**R-115-2015:**

**Resolution Authorizing the Execution of a One Year Contract Extension with Winkler's Tree Service Inc. for the 2015-2016 Parkway Tree Pruning Program in the Not-to-Exceed Amount of \$63,300.50. (Consent Agenda)**

**Resolution No.**  
**R-116-2015:**

**Resolution Authorizing the Execution of Contract with Ozinga Materials for the Purchase of Modular Blocks in the Not-to-Exceed Amount of \$40,000. (Consent Agenda)**

**Resolution No.**  
**R-117-2015:**

**Resolution Authorizing a Contract with Safebuilt Illinois, LLC for Plan Review and Inspectional Services. (Consent Agenda)**

**Resolution No.**  
**R-118-2015:**

**Resolution Authorizing a Contract with True North Consultants, Inc. for Environmental Phase II investigations at 100 N. Church Road in the amount of \$15,825.00. (Consent Agenda)**

**Ordinance No.**  
**40-2015:**

**An Ordinance Amending the Building Code Regulations in Title 9 of the Village Code and Reserving Chapters 2 and 3 of Title 7 of the Village Code. (Consent Agenda)**

**Ordinance No.**  
**41-2015:**

**An Ordinance Granting Approval of a Variance to Allow a Reduction in Front Yard Lot Line Setback for a Front Porch for the Property Commonly Identified as 1001 Medinah Street, Bensenville, Illinois. (Consent Agenda)**

**Ordinance No.**  
**42-2015:**

**An Ordinance Granting Approval of a Variance to Allow a Reduction Parking Setback and Frontage Strip for the Property Commonly Identified as 625 Thomas Drive, Bensenville, Illinois. (Consent Agenda)**

**Ordinance No.**  
**43-2015:**

**An Ordinance Granting Approval of Conditional Use Permit to Allow a Recycling Center at the Property Commonly Identified as 466 Meyer Road Unit C, Bensenville, Illinois. (Consent Agenda)**

**Resolution No.**  
**R-119-2015:**

**Resolution Authorizing the Payment for two Motorola APX7000 Radios to the Emergency Telephone System Board of Du Page County. (Consent Agenda)**

**Resolution No.**  
**R-120-2015:**

**Resolution establishing the Tax Levy Estimate in the amount of \$5,243,661 for 2015 per the Truth in Taxation Act. (Consent Agenda)**

**Ordinance No.**  
**44-2015:**

**An Ordinance Granting Approval of a Planned Unit Development Amendment to Ordinance #8-2013 to Alter the Existing Site Plan for Phase II of Development with Code Deviations to Construct a Commercial/Retail Building for the Property Commonly Identified as 460 West Irving Park Road, Bensenville, Illinois. (Consent Agenda)**

**Ordinance No.**  
**45-2015:**

**An Ordinance Granting Approval Of A Planned Unit Development Amendment To Ordinances #23 – 2001 And #34 – 2002 To Alter The Existing Site Plan For Development With Code Deviations And A Plat Of Resubdivision To Construct A Hotel For The Property Commonly Identified As 777 – 811 East Grand Avenue, Bensenville, Illinois. (Consent Agenda)**

**Ordinance No.**  
**46-2015:**

**An Ordinance Authorizing A Redevelopment Agreement With KMS Investment Inc. For The Redevelopment Of Certain Village Property Comprising A Part Of The Grand Avenue Tax Increment Financing District (TIF #4) Of The Village Of Bensenville, Illinois. (Consent Agenda)**

Motion:

Trustee Wessler made a motion to approve the Consent Agenda as presented. Trustee Janowiak seconded the motion.

**ROLL CALL:**

AYES: DeSimone, Jaworska, Wessler, Janowiak, O'Connell

NAYS: None

All were in favor. Motion carries.

**Ordinance No.**  
**47-2015:**

6. **President Soto gave the summarization of the action contemplated in Ordinance No. 47-2015 entitled An Ordinance Granting Approval of a Planned Unit Development to Construct Five Townhomes for the Property Commonly Identified as 201 S. York Road.**

Assistant Director of Community and Economic Development, Mark Rysavy, stated the subject property 201 South York Road is located on the southeast corner of Wood Street and York Road within an existing RA-1 Mixed Single Family Zoning District. Mr. Rysavy stated the approximately 0.4 acre site has been vacant for a number of years since the previous residence was demolished. Mr. Rysavy stated the applicant, Isa Becovic has requested a Preliminary and Final Planned Unit Development to construct five, three bedroom, approximately 1,900 square foot townhomes on the subject property. Mr. Rysavy stated the proposed development includes detached two car garages for each unit, 5 additional guest parking stalls off of the alley, covered front porches and private patios in addition to other amenities. Mr. Rysavy stated after the 10.13.15 Village Board meeting, staff has compiled the site area, unit counter and density for several similar townhome developments in the area. Mr. Rysavy stated a brief recap memorandum was provided to the Village Board for their review.

There were no questions from the Village Board.

Motion: Trustee O'Connell made a motion to adopt the ordinance as presented. Trustee Janowiak seconded the motion.

**ROLL CALL:** AYES: Wessler Janowiak, O'Connell, President Soto

NAYS: DeSimone, Jaworska

Motion carries.

**Ordinance No.**  
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7. President Soto gave the summarization of the action contemplated in **Ordinance No. \_\_\_\_\_** entitled **An Ordinance Amending The Bensenville Village Code Title 3 – Chapter 3 – Liquor Regulations, Increasing the Number of Class B Liquor Licenses from 7 to 9 and Reducing the Number of Class F Liquor Licenses from 3 to 1.**

Deputy Village Clerk, Corey Williamsen, stated two Bensenville businesses with Class F liquor licenses (retail sale of beer & wine) request an upgrade to a Class B license (allows retail sale of liquor as well). Mr. Williamsen stated there are no Class B licenses available, a text amendment would be necessary to increase the number of Class B licenses from 7 to 9, and to decrease the number of Class F licenses from 3 to 1. Mr. Williamsen stated this policy issue was brought before the Public Safety Committee on September 15th to discuss whether or not to increase the number of establishments in Bensenville allowed to sell packaged liquor. Mr. Williamsen stated the recommendation from the Committee was not to increase the number of Class B liquor licenses in town from 7 to 9 by a vote of 3 - 4.

Trustee Wessler stated he did not want to see the number of liquor stores increase along Irving Park Road.

Motion: Trustee O'Connell made a motion to adopt the ordinance as presented. Trustee Janowiak seconded the motion.

**ROLL CALL:** AYES: Janowiak, O'Connell, President Soto

NAYS: DeSimone, Jaworska, Wessler

Motion failed.

**PRESIDENT'S  
REMARKS:**

President Soto read a Proclamation to Recognize Red Ribbon Week, October 23rd - 31<sup>st</sup>.

President Soto addressed the newly opened south runway at O'Hare Airport. President Soto stated the Village is in the process of obtaining information regarding the number of flights and the frequency in which they are traveling. President Soto stated the runway is not to operate from 10:00pm to 6:00am. President Soto stated the increase in flight to the southern runways is due to a lack of runways to the north and that the Village continues to push for the complete build out at O'Hare Airport. President Soto stated the Village continues to work with LGN on the issue. President Soto stated he will be attending the SOC Meeting next week and hopes to have more information then. President Soto encourages all Residents to visit the Village's website for additional information and how to contact the City or Chicago regarding their noise complaints.

**MANAGERS**

**REPORT:** Interim Village Manager, Frank Kosman, had no report.

**VILLAGE ATTORNEY**

**REPORT:** Village Attorney, Pat Bond, has no report.

**UNFINISHED**

**BUSINESS:** There was no unfinished business.

**NEW BUSINESS:**

Trustee DeSimone asked if Fenton High School is monitoring the noise increase due to the newly opened runway and if they have statistics of grades dropping. President Soto stated the Village would not have that information but would reach out to Fenton High School regarding Trustee DeSimone's questions.

Trustee Jaworska asked if studies are being completed regarding pollution in the area due to the newly opened runway. President Soto stated the IEPA conducts air tests regularly and the information is being collected.

Trustee Wessler stated the Village's top priority should be to get sound proof installation from the City of Chicago for those affected by the newly opened runway.

**PUBLIC COMMENT:**

**Paul De Michele – 17W275 Rodeck Lane**

Mr. De Michele addressed the Village Board regarding information he received from his FOIA request regarding invoices from Christopher B. Burke Engineering.

**Gary Gardner – 17W131 Woodland Avenue**

Mr. Gardner addressed the Village Board regarding Mr. De Michele's previous comments.

**Gina Mellenthin – 4N150 Pine Grove Avenue**

Ms. Mellenthin addressed the Village Board regarding the Bensenville Gateway Newsletter regarding the White Pines water system and the cost associated with it.

**Christopher Colon – 17W047 White Pine Road**

Mr. Colon addressed the Village Board regarding Christopher B. Burke Engineering invoices received by Mr. De Michele's FOIA request.

**EXECUTIVE  
SESSION:**

Village Attorney, Pat Bond, called for an Executive Session for the purpose of discussing pending, probable, or imminent litigation, acquisition of real estate property, personnel, and collective negotiating matters. No actions will take place as a result of the discussions.

**ADJOURNMENT:**

Trustee Janowiak made a motion to adjourn the meeting and go into executive session. Trustee O'Connell seconded the motion.

All were in favor. Motion carried.

President Soto adjourned the meeting at 7:26 p.m.