

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 22, 2019

CALL TO ORDER: 1. President DeSimone called the meeting to order at 6:30 p.m.

ROLL CALL: 2. Upon roll call by Village Clerk, Nancy Quinn, the following Board Members were present:

Carmona, Franz, Frey, Lomax, Panicola, Perez

Absent: None

A quorum was present.

Staff Present: J. Caracci, T. Finner, J. McManus, M. Ribando, D. Schulze, S. Viger, C. Williamsen

PUBLIC COMMENT: **Donald T. Dionesotes – 1004 Medinah St., Bensenville, Illinois**
Mr. Dionesotes addressed the Village Board regarding construction in the downtown area.

Paul De Michele – 17W275 Rodeck Ln., Bensenville, Illinois
Mr. De Michele addressed the Village Board regarding the proposed ordinance on the agenda for regulations of adult use cannabis businesses.

Mike Jaffe – 410 Judson Street, Bensenville, Illinois
Mr. Jaffe addressed the Village Board thanking Village Manager, Evan Summer and Director of Public Works, Joe Caracci for their assistance in helping him get a sidewalk repaired after it was damaged from a dead tree.

James Nylander – 211 Jacquelyn Dr., Bensenville, Illinois
Mr. Nylander addressed the Village Board regarding the proposed ordinance on the agenda for regulations of adult use cannabis businesses.

President DeSimone asked to move the award presentations to this portion of the meeting.

Motion: Trustee Franz made a motion to move the award presentations to this portion of the agenda. Trustee Frey seconded the motion.

All were in favor. Motion carried.

**Landscaping
Awards:**

President DeSimone presented the winners of the 2019 Residential Landscaping Contest: 1st Place – 457 Barron Street; 2nd Place – 421 Addison Street; 3rd Place – 245 Addison Street.

**Halloween Decoration
Awards:**

President DeSimone presented the winners of the 2019 Halloween Home Decoration Contest: 1st Place – 209 South Church Road; 2nd Place – 237 Mohawk Drive.

**APPROVAL OF
MINUTES:**

3. The October 8, 2019 Village Board Meeting minutes were presented.

Motion: Trustee Carmona made a motion to approve the minutes as presented. Trustee Frey seconded the motion.

All were in favor. Motion carried.

**WARRANT NO.
19/19:**

4. President DeSimone presented Warrant No. 19/19 in the amount of \$771,307.38.

Motion: Trustee Lomax made a motion to approve the warrants as presented. Trustee Franz the motion.

ROLL CALL:

AYES: Carmona, Franz, Frey, Lomax, Panicola, Perez

NAYS: None

All were in favor. Motion carried.

Motion: 5. Trustee Panicola made a motion to approve the Consent Agenda as presented. Trustee Lomax seconded the motion.

All were in favor. Motion carried.

**Resolution No.
R-112-2019:**

Resolution Authorizing the Applications to Seek Community Development Block Grant (CDBG) Assistance for the 2021

Annual Residential Streetlight Project and Kevyn-Stoneham-Franzen Improvement Project. (Consent Agenda)

**Resolution No.
R-113-2019:**

Resolution Authorizing Amendment No. 1 to Phase I Design Engineering Services Agreement with Civiltech Engineering Inc. for the IL-83 CMAQ-TCM Project in the Amount of \$46,525.43 for a Revised Contract Not-to-Exceed in Amount of \$130,574.43. (Consent Agenda)

**Resolution No.
R-114-2019:**

Resolution Authorizing Amendment No. 1 to Phase II Design Engineering Services Agreement with Civiltech Engineering Inc. for the IL-83 CMAQ-TCM Project in the amount of \$18,253 for a Revised Contract Not-to-Exceed in Amount of \$141,948. (Consent Agenda)

**Resolution No.
R-115-2019:**

Resolution to Authorizing the Execution of a Final Balancing Change Order with Bolder Contractors, Inc. of Cary, IL in a Credit of \$12,447.80 for the 2019 Village Water Main Replacement Project for a Final Contract Cost of \$1,548,030. (Consent Agenda)

**Resolution No.
R-116-2019:**

Resolution Authorizing the Execution of a Contract with Compass Minerals for the Purchase of 800 Tons of Bulk Rock Salt in the Not-to-Exceed Amount of \$75,704. (Consent Agenda)

**Ordinance No.
51-2019:**

Ordinance Approving a Special Use Permit to Allow Indoor Recreation at 540 N. York Road. (Consent Agenda)

**Ordinance No.
52-2019:**

Ordinance Approving a Text Amendment to Title 10 (Zoning Ordinance), Creating Regulations for the Operation of Adult-Use Cannabis Business Establishments. (Consent Agenda)

**Resolution No.
R-117-2019:**

Resolution Authorizing an Ice Arena and Facility Usage License Agreement with the North American Hockey League. (Consent Agenda)

**Resolution No.
R-118-2019:**

Resolution Establishing Guidelines and Procedures for the 2019-2020 Senior / Disabled Snow Removal Program. (Consent

Agenda)

Resolution No.
R-119-2019:

Resolution Authorizing the Execution of a Contract with L.A.R Lawn & Grounds for the 2019/2020 Senior / Disabled Snow Removal Program. (Consent Agenda)

Resolution No.
R-120-2019:

Resolution Authorizing the Execution of a Contract with Sean Milnes (dba CTS Services, LLC) for the 2019/2020 Senior / Disabled Snow Removal Program. (Consent Agenda)

Resolution No.
R-121-2019:

Resolution Authorizing the Execution of a Contract with Selvin Landscaping for the 2019/2020 Senior / Disabled Snow Removal Program. (Consent Agenda)

Resolution No.
R-122-2019:

Resolution Authorizing the Execution of a Contract with Thomas Herrera for the 2019/2020 Senior / Disabled Snow Removal Program. (Consent Agenda)

Ordinance No.
53-2019:

Ordinance of the Village of Bensenville, DuPage and Cook Counties, Illinois Amending Section 8-7-7 of Chapter Seven of Title Eight of the Bensenville Village Code with Regard to Water and Sewer Rates. (Consent Agenda)

Resolution No.
R-123-2019:

Resolution Establishing the Tax Levy Estimate in the Amount of \$5,578,210 for 2019 Per the Truth in Taxation Act. (Consent Agenda)

Resolution No.
R-124-2019:

Resolution Waiving Competitive Bidding and Authorizing a Purchase Order to Lund Industries, Inc. of Northbrook, Illinois for the Equipment Up-Fit of Three (3) Police Vehicles in the Not-to-Exceed Amount of \$18,000. (Consent Agenda)

Motion:

Trustee Panicola made a motion to approve the Consent Agenda as amended. Trustee Lomax seconded the motion.

ROLL CALL:

AYES: Carmona, Franz, Frey, Lomax, Panicola

NAYS: None

All were in favor. Motion carried.

**Ordinance No.
54-2019:**

6. President DeSimone gave the summarization of the action contemplated in **Ordinance No. 54-2019** entitled an **Ordinance Approving a Variation to Allow a Monument Sign Less Than 5 Feet From the Front Lot Line at 14 N. York Road.**

Trustee Perez recused himself as he is the property owner.

Trustee Frey recused herself as she is a tenant of the building.

There were no questions from the Village Board.

Motion: Trustee Franz made a motion adopt the ordinance as presented. Trustee Lomax seconded the motion.

ROLL CALL: AYES: Carmona, Franz, Lomax, Panicola

NAYS: None

All were in favor. Motion carried.

**Resolution No.
R-125-2019:**

7. President DeSimone gave the summarization of the action contemplated in **Resolution No. R-125-2019** entitled a **Resolution Authorizing Two Three-Year Contracts with Comcast Business to Provide Business Trunk Services and Business Internet Services.**

There were no questions from the Village Board.

Motion: Trustee Panicola made a motion to approve the resolution as presented. Trustee Lomax seconded the motion.

ROLL CALL: AYES: Carmona, Franz, Frey, Lomax, Panicola, Perez

NAYS: None

All were in favor. Motion carried.

**Ordinance No.
55-2019:**

8. President DeSimone gave the summarization of the action contemplated in **Ordinance No. 55-2019** entitled an **Ordinance**

Abating the Tax Heretofore Levied for the year 2019 to pay debt service on \$17,975,000 series 2011A General Obligation Bonds (Alternate Revenue Source) of the Village of Bensenville, Counties of Cook and DuPage, Illinois.

There were no questions from the Village Board.

Motion: Trustee Perez made a motion adopt the ordinance as presented.
Trustee Frey seconded the motion.

ROLL CALL: AYES: Carmona, Franz, Frey, Lomax, Panicola, Perez

NAYS: None

All were in favor. Motion carried.

**Ordinance No.
56-2019:**

9. President DeSimone gave the summarization of the action contemplated in **Ordinance No. 56-2019** entitled an **Ordinance Abating the Tax Heretofore Levied for the Year 2019 to Pay Debt Service on \$7,205,000 Series 2011B General Obligation Bonds (Alternate Revenue Source) of the Village of Bensenville, Counties of Cook and DuPage, Illinois.**

There were no questions from the Village Board.

Motion: Trustee Panicola made a motion adopt the ordinance as presented.
Trustee Perez seconded the motion.

ROLL CALL: AYES: Carmona, Franz, Frey, Lomax, Panicola, Perez

NAYS: None

All were in favor. Motion carried.

**Ordinance No.
57-2019:**

10. President DeSimone gave the summarization of the action contemplated in **Ordinance No. 57-2019** entitled an **Ordinance Abating the Tax Heretofore Levied for the Year 2019 to Pay Debt Service on \$1,380,000 Series 2011C General Obligation Bonds (Alternate Revenue Source) of the Village of Bensenville, Counties of Cook and DuPage, Illinois.**

There were no questions from the Village Board.

Motion: Trustee Franz made a motion adopt the ordinance as presented.

Trustee Lomax seconded the motion.

ROLL CALL: AYES: Carmona, Franz, Frey, Lomax, Panicola, Perez

NAYS: None

All were in favor. Motion carried.

**Ordinance No.
58-2019:**

11. President DeSimone gave the summarization of the action contemplated in **Ordinance No. 58-2019** entitled an **Ordinance Abating the Tax Heretofore Levied for the Year 2019 to Pay Debt Service on \$1,630,000 series 2011D General Obligation Bonds (Alternate Revenue Source) of the Village of Bensenville, Counties of Cook and DuPage, Illinois.**

There were no questions from the Village Board.

Motion: Trustee Lomax made a motion adopt the ordinance as presented.
Trustee Panicola seconded the motion.

ROLL CALL: AYES: Carmona, Franz, Frey, Lomax, Panicola, Perez

NAYS: None

All were in favor. Motion carried.

**Ordinance No.
59-2019:**

12. President DeSimone gave the summarization of the action contemplated in **Ordinance No. 59-2019** entitled an **Ordinance Abating the Tax Heretofore Levied for the Year 2019 to Pay Debt Service on \$1,730,000 series 2012A General Obligation Bonds (Alternate Revenue Source) of the Village of Bensenville, Counties of Cook and DuPage, Illinois.**

There were no questions from the Village Board.

Motion: Trustee Franz made a motion adopt the ordinance as presented.
Trustee Frey seconded the motion.

ROLL CALL: AYES: Carmona, Franz, Frey, Lomax, Panicola, Perez

NAYS: None

All were in favor. Motion carried.

**Ordinance No.
60-2019:**

13. President DeSimone gave the summarization of the action contemplated in **Ordinance No. 60-2019** entitled an **Ordinance Abating the Tax Heretofore Levied for the Year 2019 to Pay Debt Service on \$945,000 Series 2012B General Obligation Bonds (Alternate Revenue Source) of the Village of Bensenville, Counties of Cook and DuPage, Illinois.**

There were no questions from the Village Board.

Motion: Trustee Perez made a motion adopt the ordinance as presented. Trustee Panicola seconded the motion.

ROLL CALL: AYES: Carmona, Franz, Frey, Lomax, Panicola, Perez

NAYS: None

All were in favor. Motion carried.

**Ordinance No.
61-2019:**

14. President DeSimone gave the summarization of the action contemplated in **Ordinance No. 61-2019** entitled an **Ordinance Abating the Tax Heretofore Levied for the Year 2019 to Pay Debt Service on \$1,400,000 Series 2012C General Obligation Bonds (Alternate Revenue Source) of the Village of Bensenville, Counties of Cook and DuPage, Illinois.**

There were no questions from the Village Board.

Motion: Trustee Perez made a motion adopt the ordinance as presented. Trustee Panicola seconded the motion.

ROLL CALL: AYES: Carmona, Franz, Frey, Lomax, Panicola, Perez

NAYS: None

All were in favor. Motion carried.

**Ordinance No.
62-2019:**

15. President DeSimone gave the summarization of the action contemplated in **Ordinance No. 62-2019** entitled an **Ordinance**

Abating the Tax Heretofore Levied for the Year 2019 to Pay Debt Service on \$5,345,000 Series 2012E General Obligation Bonds (Alternate Revenue Source) of the Village of Bensenville, Counties of Cook and DuPage, Illinois.

There were no questions from the Village Board.

Motion: Trustee Lomax made a motion adopt the ordinance as presented.
Trustee Perez seconded the motion.

ROLL CALL: AYES: Carmona, Franz, Frey, Lomax, Panicola, Perez

NAYS: None

All were in favor. Motion carried.

**Ordinance No.
63-2019:**

16. President DeSimone gave the summarization of the action contemplated in **Ordinance No. 63-2019** entitled an **Ordinance Abating the Tax Heretofore Levied for the Year 2019 to Pay Debt Service on \$3,785,000 series 2013A General Obligation Bonds (Alternate Revenue Source) of the Village of Bensenville, Counties of Cook and DuPage, Illinois.**

There were no questions from the Village Board.

Motion: Trustee Panicola made a motion adopt the ordinance as presented.
Trustee Franz seconded the motion.

ROLL CALL: AYES: Carmona, Franz, Frey, Lomax, Panicola, Perez

NAYS: None

All were in favor. Motion carried.

**Ordinance No.
64-2019:**

17. President DeSimone gave the summarization of the action contemplated in **Ordinance No. 64-2019** entitled an **Ordinance Abating the Tax Heretofore Levied for the Year 2019 to Pay Debt Service on \$8,000,000 series 2013E General Obligation Bonds (Alternate Revenue Source) of the Village of Bensenville, Counties of Cook and DuPage, Illinois.**

There were no questions from the Village Board.

Motion: Trustee Franz made a motion adopt the ordinance as presented.

Trustee Frey seconded the motion.

ROLL CALL: AYES: Carmona, Franz, Frey, Lomax, Panicola, Perez

NAYS: None

All were in favor. Motion carried.

**Ordinance No.
65-2019:**

18. President DeSimone gave the summarization of the action contemplated in **Ordinance No. 65-2019** entitled an **Ordinance Abating the Tax Heretofore Levied for the Year 2019 to Pay Debt Service on \$1,625,000 Series 2014A General Obligation Bonds (Alternate Revenue Source) of the Village of Bensenville, Counties of Cook and DuPage, Illinois.**

There were no questions from the Village Board.

Motion: Trustee Lomax made a motion adopt the ordinance as presented.
Trustee Panicola seconded the motion.

ROLL CALL: AYES: Carmona, Franz, Frey, Lomax, Panicola, Perez

NAYS: None

All were in favor. Motion carried.

**Ordinance No.
66-2019:**

19. President DeSimone gave the summarization of the action contemplated in **Ordinance No. 66-2019** entitled an **Ordinance Abating the Tax Heretofore Levied for the Year 2019 to Pay Debt Service on \$6,815,000 Series 2014B General Obligation Bonds (Alternate Revenue Source) of the Village of Bensenville, Counties of Cook and DuPage, Illinois.**

There were no questions from the Village Board.

Motion: Trustee Panicola made a motion adopt the ordinance as presented.
Trustee Franz seconded the motion.

ROLL CALL: AYES: Carmona, Franz, Frey, Lomax, Panicola, Perez

NAYS: None

All were in favor. Motion carried.

**Ordinance No.
67-2019:**

20. President DeSimone gave the summarization of the action contemplated in **Ordinance No. 67-2019** entitled an **Ordinance Abating the Tax Heretofore Levied for the year 2019 to Pay Debt Service on \$2,425,000 Series 2014E General Obligation Bonds (Alternate Revenue Source) of the Village of Bensenville, Counties of Cook and DuPage, Illinois.**

There were no questions from the Village Board.

Motion: Trustee Franz made a motion adopt the ordinance as presented. Trustee Perez seconded the motion.

ROLL CALL: AYES: Carmona, Franz, Frey, Lomax, Panicola, Perez

NAYS: None

All were in favor. Motion carried.

**Ordinance No.
68-2019:**

21. President DeSimone gave the summarization of the action contemplated in **Ordinance No. 68-2019** entitled an **Ordinance Abating the Tax Heretofore Levied for the Year 2019 to Pay Debt Service on \$9,945,000 Series 2017A General Obligation Bonds (alternate revenue source) of the Village of Bensenville, Counties of Cook and DuPage, Illinois.**

There were no questions from the Village Board.

Motion: Trustee Lomax made a motion adopt the ordinance as presented. Trustee Perez seconded the motion.

ROLL CALL: AYES: Carmona, Franz, Frey, Lomax, Panicola, Perez

NAYS: None

All were in favor. Motion carried.

**PRESIDENT'S
REMARKS:**

President DeSimone announced the Village Board and Staff are all wearing pink ribbons at the meeting to symbolize Breast Cancer

awareness in the month of October. President DeSimone announced The Village of Bensenville is committed to raising awareness about breast cancer and the impact it has on our loved ones, friends, colleagues and community members.

President DeSimone announced there will be very minimal work going on Church Road Bike Path Project this week as the Village is awaiting ComEd to relocate two guy wires. President DeSimone announced at this time, the Village is expecting crews to return to the site next week to begin working on the box culvert extension.

President DeSimone announced in regards to the Downtown Streetscape Project, the contractor will be milling the surface pavement on Green Street on 23rd. President DeSimone announced the remainder of the week will consist of completing the stamped concrete sidewalks, installing binder pavement in the parking stalls and along Green Street, and preparing the rest of the corridor for paving next week. President DeSimone announced the contractor is anticipating installing the binder and surface pavement early to mid next week. President DeSimone announced the final steps of the project will include the installation of stamped concrete crosswalks. President DeSimone announced during this two-step effort, the contractor will be keeping the current Phase II traffic pattern in place while they install one-half of the crosswalks. President DeSimone announced once installed, the contractor will convert back to the Phase I traffic pattern for approximately one week to complete the installation of the other half of crosswalks.

President DeSimone announced Halloween Trick-or-Treat hours are 3-8 p.m.

**MANAGERS
REPORT:**

In absence of Village Manager, Evan Summers, there was no report.

**VILLAGE ATTORNEY
REPORT:**

Village Attorney, Joseph Montana, had no report.

**UNFINISHED
BUSINESS:**

There was no unfinished business.

NEW BUSINESS:

There was no new business.

**EXECUTIVE
SESSION:**

Village Attorney, Joseph Montana, stated there was not a need for Executive Session.

ADJOURNMENT: Trustee Panicola made a motion to adjourn the meeting. Trustee Perez seconded the motion.

All were in favor. Motion carried.

President DeSimone adjourned the meeting at 7:07 p.m.

Nancy Quinn
Village Clerk

PASSED AND APPROVED by the President and Board of Trustees of the Village of Bensenville this 12th day, November 2019