

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

August 25, 2009

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

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

Adamowski, Johnson, O'Connell, Peconio, Wesseler

Absent: Bartlett

A quorum was present.

**PUBLIC
HEARING:**

President Soto opened the public hearing on 16W598 Third Street at 6:32 p.m. The notice for annexation was published in the Daily Herald for public review.

President Soto asked if there were any members from the audience that would like to testify.

There were none.

President Soto asked if there were any Board Members that would like to testify.

There were none.

Trustee Johnson made a motion to close the public hearing. Trustee Adamowski seconded the motion.

ROLL CALL: AYES: Adamowski, Johnson, O'Connell, Peconio, Wesseler

NAYS: None

Motion carried.

President Soto closed the public hearing at 6:35 p.m.

President Soto opened the public hearing on 16W617 Second Street at 6:36 p.m. The notice for annexation was published in the Daily Herald for public review.

President Soto asked if there were any members from the audience that would like to testify.

There were none.

President Soto asked if there were any Board Members that would like to testify.

There were none.

Trustee Peconio made a motion to close the public hearing. Trustee Johnson seconded the motion.

ROLL CALL:

AYES: Adamowski, Johnson, O'Connell, Peconio, Wessler

NAYS: None

Motion carried.

President Soto closed the public hearing at 6:38 p.m.

**PUBLIC
COMMENT:**

Paul DeMichele – 17W275 Red Oak

Mr. DeMichele was representing Fire Prevention District #1. Mr. DeMichele was objecting to the annexation of the Churchville School House.

James Fischer – 3N720 Church Road

Mr. Fischer shared a brief presentation explaining the history of Churchville School. He was objecting to the annexation of the Churchville School House.

**APPROVAL OF
MINUTES:**

3. The August 18, 2009 Special Village Board Meeting minutes were presented.

Motion: Trustee Peconio made a motion to approve the minutes as presented. Trustee Johnson seconded the motion.

All were in favor

Motion carried.

**WARRANT NO.
10/08:**

4. President Soto presented **Warrant No. 10/08** in the amount of \$747,627.51

Motion: Trustee Johnson made a motion to approve the Warrant as presented. Trustee Peconio seconded the motion.

ROLL CALL:

AYES: Johnson, O'Connell, Peconio, Wesseler

NAYS: Adamowski

Motion carried.

**Resolution No.
R-134-2009:**

5. Village President, Frank Soto, summarized the action contemplated in **Resolution No. R-134-2009** entitled **A Resolution Authorizing the Execution of an Annexation Agreement Concerning Property located at 16W617 Second Avenue to the Village of Bensenville, Illinois.**

Motion: Trustee Peconio made a motion to approve the resolution as presented. Trustee Johnson seconded the motion.

ROLL CALL:

AYES: Adamowski, Johnson, O'Connell, Peconio, Wesseler

NAYS: None

Motion carried.

**Resolution No.
R-135-2009:**

6. Village President, Frank Soto, summarized the action contemplated in **Resolution No. R-135-2009** entitled **A Resolution Authorizing the Execution of an Annexation Agreement Concerning Property located at 16W598 Third Avenue to the Village of Bensenville, Illinois.**

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

ROLL CALL: AYES: Adamowski, Johnson, O'Connell, Peconio, Wessler

NAYS: None

Motion carried.

**Ordinance No.
50-2009:**

7. Village President, Frank Soto, gave the summarization of the action contemplated in **Ordinance No. 50-2009** entitled **An Ordinance Amending Title 9, Chapter 1, Section 9-1-1 of the Bensenville Village Code.**

Motion: Trustee Johnson made a motion to adopt the ordinance as presented. Trustee Wessler seconded the motion.

ROLL CALL: AYES: Adamowski, Johnson, O'Connell, Peconio, Wessler

NAYS: None

Motion carried.

**Ordinance No.
52-2009:**

8. Village President, Frank Soto, gave the summarization of the action contemplated in **Ordinance No. 52-2009** entitled **An Ordinance Amending Village Code Title 6, Chapter 2, Section 6-2-5 Amending the Restrictions and Increasing the violation for Smoking in a Retail Food Establishment.**

Motion: Trustee Johnson made a motion to adopt the ordinance as presented. Trustee Wessler seconded the motion.

ROLL CALL: AYES: Adamowski, Johnson, O'Connell, Peconio, Wessler

NAYS: None

Motion carried.

City of Elmhurst, Presentation on Churchville Schoolhouse

Brian F. Bergheger, Elmhurst Historical Museum Director and Harlan J. Spiroff of Kubiesa, Spiroff, Gosselar, Acker & DeBlasio, P.C. Law Offices, presented to the Village Board the City of Elmhurst plans for the Churchville Schoolhouse. They answered questions from the Village Board.

**Ordinance No.
51-2009:**

9. Village President, Frank Soto, gave the summarization of the action contemplated in **Ordinance No. 51-2009** entitled **An Ordinance Granting a Conditional Use Permit to Wall Sign Requirements and for Approval of a Master Sign Plan for 1120-1140 N. Ellis.**

Motion: Trustee Peconio made a motion to adopt the ordinance as presented. Trustee Wessler seconded the motion.

ROLL CALL: AYES: Adamowski, Johnson, O'Connell, Peconio, Wessler

NAYS: None

Motion carried.

**Ordinance No.
53-2009:**

10. Village President, Frank Soto, gave the summarization of the action contemplated in **Ordinance No. 53-2009** entitled **An Ordinance Granting a Conditional Use Permit for Outdoor Storage for Property Located at 100-300 Devon.**

Motion: Trustee Peconio made a motion to adopt the ordinance as presented. Trustee Johnson seconded the motion.

ROLL CALL: AYES: Adamowski, Johnson, O'Connell, Peconio, Wessler

NAYS: None

Motion carried.

**Resolution No.
R-136-2009:**

11. Village President, Frank Soto, summarized the action contemplated in **Resolution No. R-136-2009** entitled **A Resolution Authorizing the Execution of the Local Agency Agreement for Federal Participation and Purchase Order to the Illinois Department of Transportation for the Grand Avenue Sidewalk Project.**

Motion: Trustee Adamowski made a motion to approve the resolution as presented. Trustee Johnson seconded the motion.

ROLL CALL: AYES: Adamowski, Johnson, O'Connell, Peconio, Wessler

NAYS: None

Motion carried.

**Resolution No.
R-137-2009:**

12. Village President, Frank Soto, summarized the action contemplated in **Resolution No. R-137-2009** entitled **A Resolution Authorizing the Execution of Construction Engineering Services Agreement for Federal Participation and a Purchase Order to Christopher B. Burke Engineering, LTD. for the Grand Avenue Sidewalk Phase III Engineering.**

Motion: Trustee Johnson made a motion to approve the resolution as presented. Trustee Peconio seconded the motion.

ROLL CALL: AYES: Adamowski, Johnson, O'Connell, Peconio, Wessler

NAYS: None

Motion carried.

**Resolution No.
R-138-2009:**

13. Village President, Frank Soto, summarized the action contemplated in **Resolution No. R-138-2009** entitled **A Resolution Approving Execution a Master Warranty Agreement with CCSI Communications.**

Motion: Trustee Adamowski made a motion to approve the resolution as presented. Trustee Peconio seconded the motion.

ROLL CALL: AYES: Adamowski, Johnson, O'Connell, Peconio, Wessler
NAYS: None
Motion carried.

**Resolution No.
R-139-2009:**

14. Village President, Frank Soto, summarized the action contemplated in **Resolution No. R-139-2009** entitled **A Resolution Approving an Agreement with Baecore Group for Certain Services Relating to Technology Solutions.**

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

ROLL CALL: AYES: Adamowski, Johnson, O'Connell, Peconio, Wessler
NAYS: None
Motion carried.

Financial Update

Michael Cassady, Village Manager, and Denise Pieroni, Interim Deputy Village Manager, presented to the Village Board an update regarding the Village of Bensenville's Budget.

Motion: Trustee Johnson made a motion authorizing the Village Manager to make amendments to the Annual Budget by changing the budget to a calendar year, preparing a budget through 12/31/09, and preparing a budget for 1/1/10 – 12/31/10 for presentation to the Board. Trustee Peconio seconded the motion.

All were in favor.

Motion carried.

**Resolution No.
R-140-2009:**

15. Village President, Frank Soto, summarized the action contemplated in **Resolution No. R-140-2009** entitled **A Resolution Authorizing the Execution of an Agreement with Lyle Sumek Associates, Inc. for Professional Facility Services.**

Motion: Trustee Peconio made a motion to approve the resolution as presented. Trustee Johnson seconded the motion.

ROLL CALL: AYES: Adamowski, Johnson, O'Connell, Peconio, Wesseler
NAYS: None
Motion carried.

**Resolution No.
R-141-2009:**

16. Village President, Frank Soto, summarized the action contemplated in **Resolution No. R-141-2009** entitled **A Resolution Rescinding a Resolution Granting the Advice and Consent of the Village Board of Trustees to the Village President's Appointments to the Community Development Commission and Appointing Carl Weldon to Said Commission.**

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

ROLL CALL: AYES: Adamowski, O'Connell, Peconio, Wesseler
NAYS: Johnson
Motion carried.

**Resolution No.
R-142-2009:**

17. Village President, Frank Soto, summarized the action contemplated in **Resolution No. R-142-2009** entitled **A Resolution Rescinding a Resolution Granting the Advice and Consent of the Village Board of Trustees to the Village President's Appointments to the Community Development Commission and Appointing Mike Moruzzi to Said Commission.**

Motion: Trustee Wesseler made a motion to approve the resolution as presented. Trustee Peconio seconded the motion.

ROLL CALL: AYES: Adamowski, O'Connell, Peconio, Wesseler
NAYS: Johnson
Motion carried.

**Resolution No.
R-143-2009:**

18. Village President, Frank Soto, summarized the action contemplated in **Resolution No. R-143-2009** entitled **A Resolution Rescinding a Resolution Granting the Advice and Consent of the Village Board of Trustees to the Village President's Appointments to the Community Development Commission and Appointing Tom Ventura to Said Commission.**

Motion: Trustee Peconio made a motion to approve the resolution as presented. Trustee Wessler seconded the motion.

ROLL CALL: AYES: Adamowski, O'Connell, Peconio, Wessler

NAYS: Johnson

Motion carried.

**Resolution No.
R-144-2009:**

19. Village President, Frank Soto, summarized the action contemplated in **Resolution No. R-144-2009** entitled **A Resolution Rescinding R-86-2009 A Resolution Appointing Hank Mandziara as a Trustee to the Bensenville Fire Protection District #2 and Appointing Robert Hjelmgren to Said District.**

Motion: Trustee Adamowski made a motion to approve the resolution as presented. Trustee Peconio seconded the motion.

ROLL CALL: AYES: Adamowski, O'Connell, Peconio, Wessler

NAYS: Johnson

Motion carried.

**Resolution No.
R-145-2009:**

20. Village President, Frank Soto, summarized the action contemplated in **Resolution No. R-145-2009** entitled **A Resolution Authorizing the President to Execute a Certain Labor Agreement Between the Village of Bensenville and the Teamsters Local 714 Law Enforcement Division (Sergeant's Union).**

Motion: Trustee Peconio made a motion to approve the resolution as presented. Trustee Johnson seconded the motion.

ROLL CALL: AYES: Adamowski, Johnson, O'Connell, Peconio, Wesseler
NAYS: None
Motion carried.

**Resolution No.
R-146-2009:**

21. Village President, Frank Soto, summarized the action contemplated in **Resolution No. R-146-2009** entitled **A Resolution Approving a Facility Usage License Agreement with the Chicago Blues Hockey Association.**

Motion: Trustee Johnson made a motion to approve the resolution as presented. Trustee Adamowski seconded the motion.

ROLL CALL: AYES: Adamowski, Johnson, O'Connell, Peconio, Wesseler
NAYS: None
Motion carried.

**PRESIDENT'S
REPORT:**

President Soto read a Proclamation into the record. The Proclamation was for Gratitude to Fenton Community High School, District 100 for their assistance of helping the Village of Bensenville solve certain flooding issue.

President Soto congratulated all the new Commissioners on their appointments.

**MANAGER'S
REPORT:**

Village Manager, Michael Cassady, had no report for the Village Board.

ADJOURNMENT: Trustee Wessler made a motion to adjourn the meeting. Trustee Peconio seconded the motion.

All were in favor.

President Soto adjourned the meeting at 8:25 p.m.

JoEllen Ridder
Village Clerk

PASSED AND APPROVED by the President and Board of Trustees of the Village of Bensenville this 8th day, September 2009