

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

MINUTES OF THE VILLAGE BOARD MEETING

May 15, 2006

- CALL TO ORDER:** 1. President Geils called the meeting to order at 7:30 p.m.
- PLEDGE OF ALLEGIANCE:** 2. The meeting opened with the Pledge of Allegiance to the American Flag.
- ROLL CALL:** 3. Upon roll call by Village Clerk, Patricia Johnson, the following Board Members were present:
- Geils, Adamowski, Basso, Mandziara, Tralewski, Williams
- Absent: Walberg
- A quorum was present.
- HEARING OF DELEGATIONS:** 4. President Geils asked if any members of the audience wished to address the Village Board.
5. Richard Johnson, representing the Chamber of Commerce, thanked the Village Board for their continued support. Mr. Johnson stated that the Chamber members look forward to working with the Village on future events.
6. Mary Budreau of 437 Rose Street addressed this Village Board with a request that they reconsider her request for a side yard variance of one-foot along the southern lot line to construct a 2,066-square foot, single-family residence on an 8,384-square foot lot in the RS-4. Her home was completely destroyed by fire last year. This item was heard by the Community Development Commission on April 10, 2006 where a recommendation for approval was made. Ms. Budreau feels that all approval criteria have been met. This case was heard before the Committee of the Whole on an evening when she was unable to attend. Ms. Budreau requested the Board members hear this request again when she can attend and present her case.

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President Geils directed the Village Manager to place this item on the May 22, 2006 Committee of the Whole agenda for further review.

7. The Aviation Integrity Project's second, in a series of six documentaries, which uncover the corruption in the City of Chicago, under the leadership of Mayor Richard Daley, was aired. James Ylisela, Jr., author of the article "Fat City" which was published in Chicago Magazine, was the featured guest on this show. James Ylisela spoke of suburban tax dollars being used to pay for Mayor Daly's patronage. Following the film, Terry Brunner provided more details on the "pay to play" politics in Chicago. A question and answer period followed Mr. Brunner's talk.

RECESS:

8. President Geils recessed the meeting at 8:32 p.m.

RECONVENE:

9. President Geils reconvened the meeting at 8:40 p.m.

ORDINANCE NO.
36-2006:

10. Village Manager, James Johnson, gave the second summarization of the action contemplated in **Ordinance No. 36-2006**, entitled **An Ordinance Amending Municipal Water/Sewer Rates of the Village of Bensenville, Counties of Cook and DuPage, Illinois.**

Motion

Trustee Basso made a motion to adopt the ordinance as presented. Trustee Mandziara seconded the motion.

ROLL CALL:

AYES: Adamowski, Basso, Mandziara, Tralewski, Williams

NAYS: None

Motion carried.

ORDINANCE NO.
37-2006:

11. Village Attorney, Peter Ostling, gave the second summarization of the action contemplated in **Ordinance No. 37-2006**, entitled **Amending Village Code, Title 3, Chapter 3, Section 3-3-5, License Classification; Fees; Number.**

Motion

Trustee Basso made a motion to adopt the ordinance as presented. Trustee Adamowski seconded the motion.

ROLL CALL:

AYES: Adamowski, Basso, Mandziara, Tralewski, Williams

NAYS: None

Motion carried.

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ORDINANCE NO.

38-2006:

12. Assistant Village Manager for Community Development, Steven Marshall, gave the second summarization of the action contemplated in **Ordinance No. 38-2006**, entitled **Authorizing FDSE Chicago LLC, Southwest Corner of Devon and Ellis, Bensenville, IL 60106, site Plan (Preliminary/Final) Approval, Architectural Review Approval (CDC Case No. 021306-3)**.

Motion

Trustee Basso made a motion to adopt the ordinance as presented. Trustee Tralewski seconded the motion.

ROLL CALL:

AYES: Adamowski, Basso, Mandziara, Tralewski, Williams

NAYS: None

Motion carried.

ORDINANCE NO.

39-2006:

13. Village Attorney, Peter Ostling, gave the second summarization of the action contemplated in **Ordinance No. 39-2006**, entitled **Amending Village Code, Title 1, Chapter 7, Section 1-7-4**.

Motion

Trustee Mandziara made a motion to adopt the ordinance as presented. Trustee Williams seconded the motion.

ROLL CALL:

AYES: Adamowski, Basso, Mandziara, Tralewski, Williams

NAYS: None

Motion carried.

STRICKEN FROM THE

AGENDA:

14. Village President, John Geils, requested that Village Board Meeting Agenda Items 5, 6, 7, 9, and 10 be stricken from the agenda pending further attorney review.

Motion

Trustee Basso made a motion to strike agenda items 5, 6, 7, 9 and 10 from the agenda pending further attorney review. Trustee Mandziara seconded the motion.

All were in favor. Motion carried.

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ORDINANCE NO.
40-2006:

15. Village President, John Geils, gave the second summarization of the action contemplated in **Ordinance No. 40-2006**, entitled **Amending Village Code, Section 1-5-2**.

Motion

Trustee Williams made a motion to adopt the ordinance as presented. Trustee Adamowski seconded the motion.

ROLL CALL:

AYES: Adamowski, Basso, Mandziara, Tralewski, Williams

NAYS: None

Motion carried.

ORDINANCE NO.
_____:

16. Police Chief, Frank Kosman, gave the first summarization of the action contemplated in **Ordinance No. _____**, entitled **Amending Village Code, Title 5, Traffic and Motor Vehicles, Chapter 2, Stopping Standing or Parking, Section 5-2-14, Limited Parking Zones, Subsection A, Two Hours At Any Time**.

Motion

Trustee Mandziara made a motion to hold the ordinance for public review. Trustee Williams seconded the motion.

All were in favor. Motion carried.

ORDINANCE NO.
_____:

17. Police Chief, Frank Kosman, gave the first summarization of the action contemplated in **Ordinance No. _____**, entitled **Amending Village Code, Title 5, Traffic and Motor Vehicles, Chapter 2, Stopping Standing or Parking, Section 5-2-13, No Parking Zones, Subsection F, No Parking At Any Time**.

Motion

Trustee Mandziara made a motion to hold the ordinance for public review. Trustee Williams seconded the motion.

All were in favor. Motion carried.

RESOLUTION NO.
R-32-2006:

18. Assistant Village Manager for Community Development, Steven Marshall, summarized the action contemplated in **Resolution No. R-32-2006**, entitled **Affirming the Position of the Village of Bensenville with Regards to Western Access and the West O'Hare Economic Study** and noted that the corrections made by Trustee Tralewski during the Committee of the Whole meeting will be made prior to release of the

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letter.

Motion Trustee Tralewski made a motion to adopt the resolution as presented.
Trustee Williams seconded the motion.

ROLL CALL: AYES: Adamowski, Basso, Mandziara, Tralewski, Williams

NAYS: None

Motion carried.

**RESOLUTION NO.
R-33-2006:**

19. Village Manager, James Johnson, summarized the action contemplated in **Resolution No. R-33-2006**, entitled **Authorizing Salary Ranges for 2006/2007**.

Motion Trustee Basso made a motion to adopt the resolution as presented.
Trustee Tralewski seconded the motion.

ROLL CALL: AYES: Adamowski, Basso, Mandziara, Tralewski, Williams

NAYS: None

Motion carried.

**RESOLUTION NO.
R-34-2006:**

20. Village President, John Geils, summarized the action contemplated in **Resolution No. R-34-2006**, entitled **Resolution Presenting the Advice and Consent of the Village Board of Trustees to Community Development Commission Appointment**.

Motion Trustee Williams made a motion to adopt the resolution as presented.
Trustee Tralewski seconded the motion.

ROLL CALL: AYES: Adamowski, Basso, Mandziara, Tralewski, Williams

NAYS: None

Motion carried.

**RESOLUTION NO.
R-35-2006:**

21. Director of Community Events/Special Facilities & Programs summarized the action contemplated in **Resolution No. R-35-2006**, entitled **Authorizing Agreement with Melrose Pyrotechnics, Inc.**

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Motion Trustee Mandziara made a motion to adopt the resolution as presented.
Trustee Williams seconded the motion.

ROLL CALL: AYES: Adamowski, Basso, Mandziara, Tralewski, Williams

NAYS: None

Motion carried.

RESOLUTION NO.
R-36-2006:

22. Director of Community Events/Special Facilities & Programs summarized the action contemplated in **Resolution No. R-36-2006**, entitled **Authorizing Agreement with AMC**.

Motion Trustee Tralewski made a motion to adopt the resolution as presented.
Trustee Mandziara seconded the motion.

ROLL CALL: AYES: Adamowski, Basso, Mandziara, Tralewski, Williams

NAYS: None

Motion carried.

RESOLUTION NO.
R-37-2006:

23. Director of Community Events/Special Facilities & Programs summarized the action contemplated in **Resolution No. R-37-2006**, entitled **Authorizing Agreement with Entertainment Management Group**.

Motion Trustee Tralewski made a motion to adopt the resolution as presented.
Trustee Mandziara seconded the motion.

ROLL CALL: AYES: Adamowski, Basso, Mandziara, Tralewski, Williams

NAYS: None

Motion carried.

RESOLUTION NO.
R-38-2006:

24. Director of Community Events/Special Facilities & Programs summarized the action contemplated in **Resolution No. R-38-2006**, entitled **Authorizing Facility Use Agreement, State Wars Hockey, Inc.**

Motion Trustee Basso made a motion to adopt the resolution as presented.
Trustee Adamowski seconded the motion.

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ROLL CALL: AYES: Adamowski, Basso, Mandziara, Tralewski, Williams

NAYS: None

Motion carried.

RESOLUTION NO.
R-39-2006:

25. Village President, John Geils, and Director of Community Events/Special Facilities & Programs summarized the action contemplated in **Resolution No. R-39-2006**, entitled **Authorizing Execution of a Contract and Purchase Order with a Contractual Figure Skating Instructor (Michele Mum Bower) as well as in agenda items 20 through 27 next following.**

Motion Trustee Basso made a motion to adopt the resolution as presented. Trustee Williams seconded the motion.

ROLL CALL: AYES: Adamowski, Basso, Mandziara, Tralewski, Williams

NAYS: None

Motion carried.

RESOLUTION NO.
R-40-2006:

26. Village President, John Geils, recognized **Resolution No. R-40-2006**, entitled **Authorizing Execution of a Contract and Purchase Order with a Contractual Figure Skating Instructor (Sue D'Aquila).**

Motion Trustee Adamowski made a motion to adopt the resolution as presented. Trustee Basso seconded the motion.

ROLL CALL: AYES: Adamowski, Basso, Mandziara, Tralewski, Williams

NAYS: None

Motion carried.

RESOLUTION NO.
R-41-2006:

27. Village President, John Geils, recognized **Resolution No. R-41-2006**, entitled **Authorizing Execution of a Contract and Purchase Order with a Contractual Figure Skating Instructor (Alexander Vedinen).**

Motion Trustee Williams made a motion to adopt the resolution as presented. Trustee Mandziara seconded the motion.

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ROLL CALL: AYES: Adamowski, Basso, Mandziara, Tralewski, Williams

NAYS: None

Motion carried.

RESOLUTION NO.
R-42-2006:

28. Village President, John Geils, recognized **Resolution No. R-42-2006**, entitled **Authorizing Execution of a Contract and Purchase Order with a Contractual Figure Skating Instructor (Barb Drake)**.

Motion Trustee Adamowski made a motion to adopt the resolution as presented. Trustee Williams seconded the motion.

ROLL CALL: AYES: Adamowski, Basso, Mandziara, Tralewski, Williams

NAYS: None

Motion carried.

RESOLUTION NO.
R-43-2006:

29. Village President, John Geils, recognized **Resolution No. R-43-2006**, entitled **Authorizing Execution of a Contract and Purchase Order with a Contractual Figure Skating Instructor (Angela Boyle)**.

Motion Trustee Williams made a motion to adopt the resolution as presented. Trustee Basso seconded the motion.

ROLL CALL: AYES: Adamowski, Basso, Mandziara, Tralewski, Williams

NAYS: None

Motion carried.

RESOLUTION NO.
R-44-2006:

30. Village President, John Geils, recognized **Resolution No. R-44-2006**, entitled **Authorizing Execution of a Contract and Purchase Order with a Contractual Figure Skating Instructor (Julie Allan)**.

Motion Trustee Adamowski made a motion to adopt the resolution as presented. Trustee Williams seconded the motion.

ROLL CALL: AYES: Adamowski, Basso, Mandziara, Tralewski, Williams

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NAYS: None

Motion carried.

RESOLUTION NO.
R-45-2006:

31. Village President, John Geils, recognized **Resolution No. R-45-2006**, entitled **Authorizing Execution of a Contract and Purchase Order with a Contractual Figure Skating Instructor (Lila Joy Arnold)**.

Motion

Trustee Basso made a motion to adopt the resolution as presented. Trustee Williams seconded the motion.

ROLL CALL:

AYES: Adamowski, Basso, Mandziara, Tralewski, Williams

NAYS: None

Motion carried.

RESOLUTION NO.
R-46-2006:

32. Village President, John Geils, recognized **Resolution No. R-46-2006**, entitled **Authorizing Execution of a Contract and Purchase Order with a Contractual Figure Skating Instructor (Amy Arnold)**.

Motion

Trustee Adamowski made a motion to adopt the resolution as presented. Trustee Basso seconded the motion.

ROLL CALL:

AYES: Adamowski, Basso, Mandziara, Tralewski, Williams

NAYS: None

Motion carried.

RESOLUTION NO.
R-47-2006:

33. Village President, John Geils, recognized **Resolution No. R-47-2006**, entitled **Authorizing Execution of a Contract and Purchase Order with a Contractual Hockey Director (Alfie Turcotte)**.

Motion

Trustee Tralewski made a motion to adopt the resolution as presented. Trustee Mandziara seconded the motion.

ROLL CALL:

AYES: Adamowski, Basso, Mandziara, Tralewski, Williams

NAYS: None

Motion carried.

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RESOLUTION NO.

R-48-2006:

34. Village President, John Geils, summarized the action contemplated in **Resolution No. R-48-2006**, entitled **Appointing Committee Members for Collective Bargaining**.

Motion

Trustee Basso made a motion to adopt the resolution as presented. Trustee Williams seconded the motion.

ROLL CALL:

AYES: Adamowski, Basso, Mandziara, Tralewski, Williams

NAYS: None

Motion carried.

RESOLUTION NO.

R-49-2006:

35. Village Manager, James Johnson, summarized the action contemplated in **Resolution No. R-49-2006**, entitled **Authorizing Real Estate Tax Payments, Non-Exempt Village-Owned Real Estate**.

Motion

Trustee Basso made a motion to adopt the resolution as presented. Trustee Tralewski seconded the motion.

ROLL CALL:

AYES: Adamowski, Basso, Mandziara, Tralewski, Williams

NAYS: None

Motion carried.

OMNIBUS VOTE/CONSENT

AGENDA:

36. Trustee Adamowski made a motion to take a single vote by ayes and nays under the Omnibus Vote/Consent Agenda on the passage of the following designated 28 resolutions placed together for voting purposes in a single group:

R-50-2006 Authorizing Pro Shop Purchase Orders, Fiscal Year 2006/2007 (A & R Allied Enterprise)

R-51-2006 Authorizing Pro Shop Purchase Orders, Fiscal Year 2006/2007 (Pro Guard Sports)

R-52-2006 Authorizing Pro Shop Purchase Orders, Fiscal Year 2006/2007 (Warrior Hockey, Inc.)

R-53-2006 Authorizing Pro Shop Purchase Orders, Fiscal Year 2006/2007 (Bakka Corporation)

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- R-54-2006 Authorizing Pro Shop Purchase Orders, Fiscal Year 2006/2007 (Howard Sportswear Graphic Express)**
- R-55-2006 Authorizing Pro Shop Purchase Orders, Fiscal Year 2006/2007 (Mylec)**
- R-56-2006 Authorizing Pro Shop Purchase Orders, Fiscal Year 2006/2007 (Easton Sports, Inc.)**
- R-57-2006 Authorizing Pro Shop Purchase Orders, Fiscal Year 2006/2007 (Mission Itech Hockey)**
- R-58-2006 Authorizing Pro Shop Purchase Orders, Fiscal Year 2006/2007 (New England Sports Sales)**
- R-59-2006 Authorizing Pro Shop Purchase Orders, Fiscal Year 2006/2007 (Nike Bauer Hockey)**
- R-60-2006 Authorizing Pro Shop Purchase Orders, Fiscal Year 2006/2007 (Andover Tape)**
- R-61-2006 Authorizing Pro Shop Purchase Orders, Fiscal Year 2006/2007 (Shock Doctor)**
- R-62-2006 Authorizing Pro Shop Purchase Orders, Fiscal Year 2006/2007 (CCM Reebok)**
- R-63-2006 Authorizing Food Service Purchase Orders, Fiscal Year 2006/2007 (Whispering Springs)**
- R-64-2006 Authorizing Food Service Purchase Orders, Fiscal Year 2006/2007 (United Food Service)**
- R-65-2006 Authorizing Food Service Purchase Orders, Fiscal Year 2006/2007 (Town & Country)**
- R-66-2006 Authorizing Food Service Purchase Orders, Fiscal Year 2006/2007 (Sysco Foods)**
- R-67-2006 Authorizing Food Service Purchase Orders, Fiscal Year 2006/2007 (Lang Ice)**
- R-68-2006 Authorizing Food Service Purchase Orders, Fiscal Year 2006/2007 (Judge & Dolph)**

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- R-69-2006 Authorizing Food Service Purchase Orders, Fiscal Year 2006/2007 (Gold Medal)**
- R-70-2006 Authorizing Food Service Purchase Orders, Fiscal Year 2006/2007 (Coca Cola)**
- R-71-2006 Authorizing Food Service Purchase Orders, Fiscal Year 2006/2007 (Bella Brew)**
- R-72-2006 Authorizing Food Service Purchase Orders, Fiscal Year 2006/2007 (Anheuser Busch)**
- R-73-2006 Authorizing Food Service Purchase Orders, Fiscal Year 2006/2007 (Alpha Baking)**
- R-74-2006 Authorizing the Execution of a Purchase Order (Buckinghams)**
- R-75-2006 Authorizing the Execution of a Purchase Order (Earth Music)**
- R-76-2006 Authorizing the Execution of a Purchase Order (Jan & Dean Show)**
- R-77-2006 Authorizing the Execution of a Purchase Order (Ides of March)**

Trustee Williams seconded the motion.

All were in favor. Motion carried.

MOTION:

Trustee Adamowski made a motion to approve the Omnibus Vote/Consent Agenda as designated. Trustee Williams seconded the motion.

ROLL CALL:

AYES: Adamowski, Basso, Mandziara, Tralewski, Williams

NAYS: None

Motion carried.

**WARRANT NO.
007-02:**

- 37. Trustee Tralewski presented **Warrant No. 007-02** in the amount of **\$1,549,526.45.**

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Motion Trustee Tralewski made a motion to approve the warrant as presented. Trustee Mandziara seconded the motion.

ROLL CALL: AYES: Adamowski, Basso, Mandziara, Tralewski, Williams

NAYS: None

Motion carried.

EXECUTIVE SESSION:

38. President Geils called for an Executive Session for the purpose of discussing personnel, pending, probable or imminent litigation, acquisition of real property, collective negotiation matters, and security procedures. Action will take place as a result of these discussions.

Motion Trustee Williams made a motion to go into Executive Session. Trustee Basso seconded the motion.

ROLL CALL: AYES: Adamowski, Basso, Mandziara, Tralewski, Williams

NAYS: None

Motion carried.

RECESS: 39. Trustee Mandziara made a motion to recess the meeting. Trustee Adamowski seconded the motion.

All were in favor. Motion carried.

President Geils recessed the meeting at 9:04 p.m.

RECONVENE: 40. Trustee Williams made a motion to reconvene the meeting. Trustee Adamowski seconded the motion.

All were in favor. Motion carried.

President Geils reconvened the meeting at 9:13 p.m.

PRESENT: 41. When the meeting reconvened the following Board Members were present:

Adamowski, Basso, Mandziara, Tralewski, Williams

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Absent: Walberg

A quorum was present.

MOTION: 42. **Trustee Basso made a motion to authorize President Geils to execute and Village Clerk Johnson to attest to three separate settlement and release agreements with Nicholas J. Costantino, dba Nick's Landscaping and Nick's All-American Landscaping, Inc., Michael Ferrucci, President and Chief Operations Officer of Snowlift, LLC dba Servisair Snowlift, and Robert R. Sagan, individually and as the sole shareholder, officer and Director of Rapid Rigging, Inc. Trustee Adamowski seconded the motion.**

ROLL CALL: AYES: Adamowski, Basso, Mandziara, Tralewski, Williams

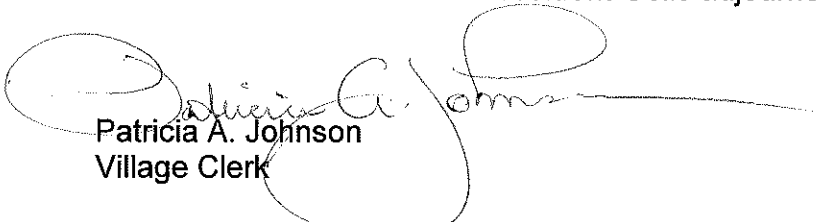
NAYS: None

Motion carried.

ADJOURNMENT: 43. Trustee Tralewski made a motion to adjourn the meeting. Trustee Mandziara seconded the motion.

All were in favor. Motion carried.

President Geils adjourned the meeting at 9:14 p.m.



Patricia A. Johnson
Village Clerk

PASSED AND APPROVED by the President and Board of Trustees of the Village of Bensenville this 5th day of June, 2006.