



# VILLAGE OF BENSENVILLE

Village Board  
President  
Frank Soto

Trustees  
John Adamowski  
Morris Bartlett  
Patricia A. Johnson  
Martin O'Connell  
Oronzo Peconio  
Henry Wesseler  
Village Clerk  
JoEllen Ridder

Village Manager  
Michael Cassady

## Village of Bensenville, Illinois BOARD OF TRUSTEES MEETING AGENDA

**6:30 P.M. Tuesday, December 14, 2010**

Bensenville Village Hall, 12 S. Center Street, Bensenville IL 60106

- I. CALL TO ORDER
- II. PLEDGE OF ALLEGIANCE
- III. ROLL CALL
- IV. PUBLIC COMMENT (3 minutes per person with a 30 minute meeting limitation)
- V. Presentation of Certificates For The Training Course Completion of The Community Emergency Response Team: Linda Bratland, Oscar Chavez, Haydee Miller, Florentino Munoz, Linda Schloderback, James Schloderback
- VI. APPROVAL OF MINUTES

November 23, 2010 - Board of Trustees

- VII. WARRANT – December 14, 2010 #10/41 - \$2,746,768.96

### **VIII. CONSENT AGENDA – CONSIDERATION OF AN “OMNIBUS VOTE”**

1. *Resolution Approving Modifications to the Village of Bensenville Personnel Policy Manual Providing for Christmas Eve and Part of New Year's Eve Days as Paid Holidays and Clarifying the Use of the Paid “Floating” Holidays*
2. *Ordinance Amending Village Code Title 5, Traffic and Motor Vehicles Chapter 2, Stopping, Standing or Parking Section 5-2-13, No Parking Zones Subsection G, School Days*
3. *Motion to Approve Fraud Risk Assessment Program Final Findings*

### **IX. REPORTS OF STANDING COMMITTEES**

- A. Community and Economic Development Committee

1. *Ordinance Establishing Village of Bensenville Special Service Area Number 3*

2. *Ordinance Establishing Village of Bensenville Special Service Area Number 4*
3. *Ordinance Establishing Village of Bensenville Special Service Area Number 5*
4. *Ordinance Establishing Village of Bensenville Special Service Area Number 6*
5. *Ordinance Establishing Village of Bensenville Special Service Area Number 7*
6. *Ordinance Establishing Village of Bensenville Special Service Area Number 8*
7. *Motion to Approve Ordinance Establishing Village of Bensenville Special Service Area Number 9*

*Motion to Table the Ordinance Establishing Village of Bensenville Special Service Area Number 9 to the Village Board Meeting on February 22, 2011*

8. *Ordinance Approving the Grant of a Conditional Use Permit and Related Variances to Allow Construction and Operation of a Bank and Drive Through Facility at 1151 S. York Road, Bensenville, Illinois*
9. *Resolution Authorizing the Execution of a Contract for Building Plan Review and Inspectional Services with TPI Building Code Consultants, Inc.*

**B. Infrastructure and Environment Committee**

1. *Resolution Authorizing the President to Execute the Contract for Sale of Municipally Owned Real Estate at 540 Countyline Road, Bensenville, Illinois*

**C. Administration, Finance and Legislation Committee**

1. *Ordinance Adopting the Annual Budget for the Village of Bensenville for the Fiscal Year Commencing January 1, 2011 and Ending December 31, 2011*
2. *Resolution Approving Budget and Financial Policies in Conjunction With the Calendar Year 2011 Budget Process*
3. *Resolution Authorizing the 2011 Paratransit Service Provider Agreement with PACE Suburban Bus Division*

**D. Public Safety Committee**

1. *Ordinance Amending the Bensenville Village Code Title 3 – Chapter 3 – Section 5 – Class F – Liquor Regulations*

X. INFORMATION ITEMS

- A. PRESIDENT'S REMARKS
- B. VILLAGE MANAGER'S REPORT
- C. VILLAGE ATTORNEY'S REPORT

XI. UNFINISHED BUSINESS

XII. NEW BUSINESS

XIII. EXECUTIVE SESSION

- A. Review of Executive Session Minutes [5 ILCS 120/2 (C)(21)]
- B. Personnel [5 ILCS 120/2(C)(1)]
- C. Collective Bargaining [5 ILCS 120/2 (C)(2)]
- D. Property Acquisition [5 ILCS 120/2(C)(5)]
- E. Litigation [5 ILCS 120/2(C)(11)]

XIV. MATTERS REFERRED FROM EXECUTIVE SESSION

XV. ADJOURNMENT

**Please Note** - The Village of Bensenville is subject to the requirements of the Americans with Disabilities Act of 1990. Individuals with disabilities who plan to attend this meeting and who require certain accommodations in order to allow them to observe and/or participate in this meeting, or who have questions regarding the accessibility of this meeting or the facilities, are requested to contact Village Hall (630-766-8200) at least 3 days prior to the meeting to allow the Village of Bensenville to make reasonable accommodations for those persons.

**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**

November 23, 2010

**CALL TO ORDER:** 1. President Soto called the meeting to order at 6:50 p.m.

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

Adamowski, Bartlett, Johnson, O'Connell, Peconio, Wesseler

Absent: None

A quorum was present.

**PUBLIC HEARING:** 3. President Soto called the public hearing for the intent of the Corporate Authorized to sell not to exceed \$11,000,000 General Obligation Bonds to finance improvements to SSA number 3 through 9 to order at 6:51 p.m.

Village Manager, Michael Cassady gave an explanation of the reasons for the proposed bond issues.

President Soto asked if there was any members of the audience that had any questions or comments. There were none.

Trustee Johnson made a motion to adjourn the public hearing. Trustee Bartlett seconded the motion.

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

NAYS: None

Motion carried.

President Soto adjourned the public hearing at 6:55 p.m.

**PUBLIC COMMENT:** There was no public comment.

**APPROVAL OF  
MINUTES:**

4. The November 2, 2010 Special Budget Workshop Minutes, November 9, 2010 Village Board Meeting minutes, November 9, 2010 Special Budget Workshop Minutes, and November 16, 2010 Special Budget Workshop Minutes were presented.

Motion:

Trustee Bartlett made a motion to approve the minutes as presented. Trustee Wesseler seconded the motion.

All were in favor.

Motion carried.

**WARRANT NO.  
10/39:**

5. President Soto presented Warrant No. 10/39 in the amount of \$3,960,974.84.

Motion:

Trustee Johnson made a motion to approve the warrant as presented. Trustee Peconio seconded the motion.

**ROLL CALL:**

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

NAYS: None

Motion carried.

Motion:

6. Trustee Johnson made a motion to set the Consent Agenda as presented. Trustee Peconio seconded the motion.

All were in favor.

Motion carried.

**Ordinance No.  
86-2010:**

**An Ordinance Adopting the 2010 Tax Levy for the Village of Bensenville, DuPage and Cook Counties, for the fiscal year beginning January 1, 2011 and ending December 31, 2011. (Consent Agenda)**

**Resolution No.  
R-94-2010:**

**A Resolution Authorizing the Execution of an agreement with Arthur J. Gallagher Risk Management Services for provision of certain insurance with One Beacon Insurance Company.**

**(Consent Agenda)**

**Resolution No.**

**R-95-2010:**

**A Resolution Authorizing the Execution of an agreement with The Underwriters Group for provision of certain insurance with Safety Nation Casualty Corporation. (Consent Agenda)**

**Resolution No.**

**R-96-2010:**

**A Resolution Authorizing the use of Standard & Poor's Rating Services for the Village of Bensenville taxable General Obligation Build America Bonds (Alternate Revenue Source), Series 2010A and the Village of Bensenville General Obligation Bonds (Alternate Revenue Source), Series 2010B relating to the financing of improvements within the North Industrial Special Service Areas. (Consent Agenda)**

**Ordinance No.**

**87-2010:**

**An Ordinance calling for a Public Hearing and Joint Review Board Meeting to consider the designation of a redevelopment project area and the approval of a redevelopment plan and project for the Village of Bensenville (North Industrial District Tax Increment Financing District). (Consent Agenda)**

**Resolution No.**

**R-97-2010:**

**A Resolution Authorizing the execution of an Intergovernmental Agreement between the Village of Bensenville and the O'Hare Noise Compatibility Commission. (Consent Agenda)**

**Motion:**

Trustee Bartlett made a motion to approve the Consent Agenda as presented. Trustee Peconio seconded the motion.

**ROLL CALL:**

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

NAYS: None

Motion carried.

**Ordinance No.**

**88-2010:**

7. Village President, Frank Soto, gave the summarization of the action contemplated in **Ordinance No. 88-2010** entitled **An Ordinance Approving the Grant of a Conditional Use Permit to Allow Outdoor Storage (parking of Semitrailers) in an Existing I-1 District and the Property Commonly Known as 600 Eagle Drive, Bensenville, Illinois.**

Minutes of the Village Board Meeting  
November 23, 2010 Page 4

Motion: Trustee Peconio made a motion to adopt this ordinance with a six month review by the Village Board. Trustee Bartlett seconded the motion.

**ROLL CALL:** AYES: Bartlett, O'Connell, Peconio, President Soto

NAYS: Adamowski, Johnson, Wesseler

Motion carried.

**Ordinance No.  
89-2010:**

7. Village President, Frank Soto, gave the summarization of the action contemplated in **Ordinance No. 89-2010** entitled **An Ordinance Approving the 2010 Zoning Map.**

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

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

NAYS: None

Motion carried.

**Ordinance No.  
\_\_\_\_\_:**

7. Village President, Frank Soto, gave the summarization of the action contemplated in **Ordinance No. \_\_\_\_\_** entitled **An Ordinance Granting Approval of a Variances to Allow a Fence and Shed in the Corner Side Yard of the Property Commonly identified as 141 S. Foley Street, Bensenville, Illinois.**

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

**ROLL CALL:** AYES: None

NAYS: Adamowski, Bartlett, Johnson, O'Connell, Peconio, Wesseler

Motion fails.

**Ordinance No.**

**90-2010:**

7. Village President, Frank Soto, gave the summarization of the action contemplated in **Ordinance No. 90-2010** entitled **An Ordinance Amending sections 10-9A-3, 10-9B-2, 10-9B-3, 10-9C-2 and 10-9C3 of the Bensenville Village Code to Revise the Regulations Regarding the Allowance of Accessory Outdoor Storage in the I-1, I-2, and I-3 Zoning Districts.**

Motion:

Trustee Peconio made a motion to adopt this ordinance as presented. Trustee O'Connell seconded the motion.

**ROLL CALL:**

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

NAYS: Johnson

Motion carried.

**Ordinance No.**

**91-2010:**

7. Village President, Frank Soto, gave the summarization of the action contemplated in **Ordinance No. 91-2010** entitled **An Ordinance Amending sections 10-3A-5 “Public Notice” of the Bensenville Village Code to Delete the Requirement of Service of Written Notice for Public Hearings on Special Uses, Variances, and Test and Map Amendments by Certified or Registered Mail and to Provide for services of such notice by First Class or faster U.S. Mail Services.**

Motion:

Trustee Bartlett made a motion to adopt this ordinance as presented. Trustee Johnson seconded the motion.

**ROLL CALL:**

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

NAYS: None

Motion carried.

Minutes of the Village Board Meeting  
November 23, 2010 Page 6

**PRESIDENTS**

**REMARKS:**

President Soto wished all Bensenville Residents a Happy Thanksgiving.

President Soto thanked all staff that was involved in Holiday Magic. President Soto also thanked Public Works for their work preparing Holiday Magic.

President Soto thanked the Village Board and staff for their work on the Strategic Plan.

President Soto named Village Council, Pat Bond, as the Village of Bensenville Ethic's Officer. There were no objections from the Village Board.

**MANAGERS**

**REPORT:**

Village Manager, Michael Cassady had no report.

**ADJOURNMENT:**

Trustee Peconio made a motion to adjourn the meeting. Trustee Johnson seconded the motion.

All were in favor.

Motion carried.

President Soto adjourned the meeting at 7:45 p.m.

JoEllen Ridder  
Village Clerk

**PASSED AND APPROVED** by the President and Board of Trustees of the Village of Bensenville this \_\_\_\_\_ day, December 2010

**TYPE:** Resolution    **SUBMITTED BY:** G. Ferguson    **DATE** 12/09/10

**DESCRIPTION:** Modifications to Village Personnel Manual addition of Christmas Eve day recognized as a holiday in the Village Handbook

**SUPPORTS THE FOLLOWING APPLICABLE VILLAGE GOALS:**

*Financially Sound Village*  
 *Quality Customer Oriented Services*  
 *Safe and Beautiful Village*

*Enrich the lives of Residents*  
 *Major Business/Corporate Center*  
 *Vibrant Major Corridors*

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**Committee Action:** N/A – concept reviewed by Village Board    **Date:** N/A

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**BACKGROUND:** Staff is recommending changes to the section of the Personnel Manual relating to holidays which include adding Christmas Eve and, subject to certain exceptions, ½ day on New Year's Eve as designated holidays. Based on the results of a survey of surrounding and other comparable communities, with these changes the Village will fall just below the average number of "holidays" (includes designated and floating holidays and personal days) provided by surveyed municipalities. In designating the additional time around the holiday season, consideration was given to minimizing the impacts to our customers while maximizing the benefit to employees. The number of customers that we serve as we get closer to the Christmas and New Year Holidays decreases dramatically and as such designating the additional holiday time during this period will allow us to be closed without significant customer service impacts. Additionally, a significant number of our employees ask for time off during this season and it is sometimes difficult to meet our coverage requirements without denying time-off requests. Designating the additional holiday time and closing the general offices during this period will provide the opportunity for more employees to have additional time off during the holidays.

**KEY ISSUES:** Providing for additional holiday time to employees without negatively impacting the servicing of our customers.

**ALTERNATIVES:**

- Village Board discretion

**RECOMMENDATION:** The Village Manager and Human Resource Director recommend that the Village Board approve the requested modifications to the Personnel Manual relating to holidays.

**BUDGET IMPACT:** This change will not have a direct dollar impact on the budget but will reduce total annual hours worked by eligible employees.

**ACTION REQUIRED:** Pass resolution approving the changes to the Personnel Manual relating to Holidays.

**RESOLUTION NO. \_\_\_\_**

**A RESOLUTION APPROVING MODIFICATIONS TO THE VILLAGE OF  
BENSENVILLE PERSONNEL POLICY MANUAL PROVIDING FOR CHRISTMAS  
EVE AND PART OF NEW YEAR'S EVE DAYS AS PAID HOLIDAYS AND  
CLARIFYING THE USE OF THE PAID "FLOATING" HOLIDAYS**

**WHEREAS**, the Village of Bensenville (hereinafter referred to as the "Village") is a body politic and corporate, organized and existing pursuant to the Illinois Municipal Code, 65 ILCS 5/1-1-1 *et seq.*; and

**WHEREAS**, pursuant to said statute, the Village is empowered to provide for the carrying out of its purposes thereunder, including rules and policies governing employment with the Village; and

**NOW, THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD  
OF TRUSTEES OF THE VILLAGE OF BENSENVILLE, DUPAGE AND COOK  
COUNTIES, ILLINOIS, AS FOLLOWS:**

**SECTION 1.** That the recitals set forth above are hereby incorporated herein and made a part hereof.

**SECTION 2.** That Section 4.03 of the Bensenville Personnel Manual Personal relating to Holidays is hereby amended to include as a paid holiday Christmas Eve Day (December 24<sup>th</sup>) and to include all or a portion of New Year's Eve Day (December 31<sup>st</sup>) as a paid holiday as follows: full day (8 hours) when New Year's Eve Day (December 31<sup>st</sup>) falls on a Monday; half (½) day (4 hours) when New Year's Eve Day (December 31<sup>st</sup>) falls on a Tuesday, Wednesday, or Thursday and no additional time off when New Year's Eve Day falls on a Friday. When Christmas Day falls on either a Saturday or Sunday, the Christmas Eve Day and Christmas Day paid holidays for eligible employees in covered positions shall be observed on the Friday immediately before and the Monday immediately after holiday weekend.

**SECTION 3.** That all employees in covered positions eligible for paid "floating" holidays shall take such holidays on or before the last day of the calendar year in which such holidays arise and shall not be eligible to take such holidays in any subsequent calendar year or receive compensation or any other kind of benefit or credit in lieu of taking such holidays.

**SECTION 4.** That this Resolution shall take effect immediately upon its passage and approval as provided by law.

**PASSED AND APPROVED** by the President and Board of Trustees of the Village of Bensenville, Illinois, this 14th day of December 2010.

APPROVED:

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Frank Soto, Village President

ATTEST:

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Jo Ellen Ridder, Village Clerk

Ayes: \_\_\_\_\_

Nays: \_\_\_\_\_

Absent: \_\_\_\_\_

**TYPE:** Franzen Street Parking **SUBMITTED BY:** Chief Frank Kosman **DATE:** 12/8/10

**DESCRIPTION:** Changing the No Parking on School Days on the East Side of Franzen to the West Side of Franzen.

**SUPPORTS THE FOLLOWING APPLICABLE VILLAGE GOALS:**

<input type="checkbox"/>	Financially Sound Village	<input type="checkbox"/>	Enrich the lives of Residents
<input type="checkbox"/>	Quality Customer Oriented Services	<input type="checkbox"/>	Major Business/Corporate Center
<input checked="" type="checkbox"/>	Safe and Beautiful Village	<input type="checkbox"/>	Vibrant Major Corridors

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**COMMITTEE ACTION:** 5-0

**DATE:** 12/7/10

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**BACKGROUND**

In order to eliminate congestion associated with parents picking up and dropping off students at Mohawk School, there is no parking on the east side of Franzen from Hillside to Glendale on school days from 8:00 AM until 4:00 PM. An ongoing problem has occurred with vehicles blocking the two driveways located on the west side of Franzen on that block. There is only one driveway on the east side. Therefore, it is proposed that the parking restriction be changed from the east side to the west side which would allow parking only on the west side during the above mentioned time.

**KEY ISSUES:**

The change will reduce the possibility of the blocking of the driveways from 1 to 2. I watched the block during dismissal and did not observe anyone use the lone driveway on the east side of the street and allow for one more vehicle to be legally parked on the block. I observed 8 vehicles parked on the block and 2 parked on Glendale. The negatives include that the parked cars will be parked facing north and so would drive away north towards Hillside and that the parents/children would have to cross from the west side of Franzen to the east side to reach their parked cars. The limited number of cars will not have a large impact on the traffic on Hillside and the pedestrians could safely cross Franzen at Hillside.

**ALTERNATIVES:**

The situation could remain the same with parking being monitored at the dismissals when possible.

**RECOMMENDATION:**

The Chief of Police recommends this change to address the above problem.

**BUDGET IMPACT:**

Minimal with only the labor costs associated with moving the no parking signs from one side of the street to the other.

**ACTION REQUIRED:**

Approval of the attached Ordinance Amendment.



**ORDINANCE #**

AMENDING VILLAGE CODE  
TITLE 5, TRAFFIC AND MOTOR VEHICLES  
CHAPTER 2, STOPPING, STANDING OR PARKING  
SECTION 5-2-13, NO PARKING ZONES  
SUBSECTION G, SCHOOL DAYS

BE IT ORDAINED by the President and Board of Trustees of the Village of Bensenville, Counties of Du Page and Cook, Illinois, as follows:

SECTION ONE: Title 5, Chapter 2, Section 5-2-13.G of the Village Code is hereby amended in part by adding the following provision:

4. No parking from 8:00 A.M. to 4:00 P.M. on school days:

“Franzen Avenue, west side, from Hillside Drive to Glendale Street”

SECTION TWO: All ordinances in conflict herewith are repealed to the extent of said conflict. This ordinance is in full force and effect from and after passage and publication according to law.

PASSED AND APPROVED BY THE President and Board of Trustees at the Village of Bensenville, this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

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Frank Soto  
Village President

ATTEST:

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JoEllen Ridder, Village Clerk

AYES: \_\_\_\_\_

NAYS: \_\_\_\_\_

Absent: \_\_\_\_\_

**TYPE:** Motion      **SUBMITTED BY:** Tim Sloth      **DATE:** December 14, 2010

**DESCRIPTION:** Motion approving the Fraud Risk Assessment Program Final Findings.

**SUPPORTS THE FOLLOWING APPLICABLE VILLAGE GOALS:**

<input checked="" type="checkbox"/>	<i>Financially Sound Village</i>	<input type="checkbox"/>	<i>Enrich the lives of Residents</i>
<input type="checkbox"/>	<i>Quality Customer Oriented Services</i>	<input type="checkbox"/>	<i>Major Business/Corporate Center</i>
<input type="checkbox"/>	<i>Safe and Beautiful Village</i>	<input type="checkbox"/>	<i>Vibrant Major Corridors</i>

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**COMMITTEE ACTION:** The AFL committee participated in brainstorming session on fraud on 9/21/2010

**DATE:** 9/21/2010

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**BACKGROUND:** Accounting industry trends have increased organizations' awareness of the prevalence of fraud. Many organizations rely in part on their auditors to uncover any internal fraud, but audits, even those of the highest quality, are not a substitute for management establishing good internal control. It is management's responsibility to prevent and detect fraud. A key component of this is the Village's Fraud Risk Assessment Program. One of the management letter points from our last audit was that the Village does not have a fraud risk assessment program.

In the Village's effort to clean up the Audit Management Letter we have established a fraud risk assessment program. A copy of the procedure used for this program is included in this packet. We have completed all the steps outlined in the procedure and are now asking the Board to approve the Fraud Risk Assessment Program Final Findings.

**KEY ISSUES:** Cleaning up the Audit Management Letter.

**RECOMMENDATION:** Recommend approving the Risk Assessment Program Final Findings.

**BUDGET IMPACT:** None

**ACTION REQUIRED:** Board consideration of a motion to approve the Fraud Risk Assessment Program Final Findings.



# VILLAGE OF BENSENVILLE

## Village Board

President  
Frank Soto

## Trustees

John Adamowski  
Morris Bartlett  
Patricia A. Johnson  
Martin O'Connell  
Oronzo Peconio  
Henry Wesseler

## Village Clerk

Jo Ellen Ridder

## Fraud Risk Assessment Program Final Findings

- Recent improvements in internal control were discussed such as the timely completion of bank reconciliations, cash being sent to Village Hall and deposited in a timely manner, and separate cash drawers for employees.
- A discussion took place in regards to a check cashing con perpetrated at the movie theater.
  - \* At no location should staff be cashing checks for patrons or other employees. This was reiterated with front counter staff Village wide.
- A concern was raised as to whether adequate cash controls are in place at facilities that do not use MUNIS. Some specific concerns brought up were systems that do not talk to each other, past shortages, and timeliness of deposits.
  - \* It was determined that the timeliness of cash deposits has improved significantly and are now deposited the next day. With this procedure in place any shortages will be uncovered in a timely manner. The Finance department has reviewed the systems used for entering cash receipts and determined that they really cannot be incorporated better with Munis. We have walked through the cash receipts process as well as the petty cash process and feel we have adequate cash controls. In addition, staff from the Finance Department met with staff from the Recreation department so that each department is familiar with the entire cash receipts process and not just there part of it.
- There was discussion on whether the Village should require mandatory vacations.
  - \* It was agreed that the Village would not pursue requiring mandatory vacations but that vacations will be monitored closely by department heads. It was noted that many banks who are notorious for having in place mandatory vacation policies are moving away from this practice.
- It was agreed that having a Fraud Risk Assessment Program in place was a good idea and a useful internal control to help flush out areas of concern. Staff was asked to alert staff of this program at their departmental meetings.



# VILLAGE OF BENSENVILLE

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Henry Wesseler

## Village Clerk

Jo Ellen Ridder

9/2/2010

## PROCEDURE

### Fraud Risk Assessment Program

Accounting industry trends have increased organizations' awareness of the prevalence of fraud. Many organizations rely in part on their auditors to uncover any internal fraud, but audits, even those of the highest quality, are not a substitute for management establishing good internal control. It is management's responsibility to prevent and detect fraud. A key component of this is the Village's Fraud Risk Assessment Program. The following is a bulleted outline of the Fraud Risk Assessment Program:

- Executive Management will meet on an annual basis and participate in a brainstorm on fraud with the goal of identifying areas posing a higher risk of fraudulent activity. Executive Management should evaluate whether appropriate internal controls have been implemented in any areas identified as posing a higher risk of fraudulent activity as well as controls over financial reporting process. If it is determined that any areas identified as posing a higher risk of fraudulent activity do not have sufficient internal controls Executive Management will determine appropriate internal controls to mitigate fraud risks. This meeting will be summarized in a document titled "Fraud Risk Assessment Program - Preliminary Findings."
- After the Executive Management staff meet, the Director of Finance will report their findings to the Administration, Finance and Legislation committee. At that meeting the Administration, Finance and Legislation Committee will also participate in a similar brainstorming session on fraud.
- The Director of Finance will summarize all findings as well as the implementation of any anti-fraud measures in a document called "Fraud Risk Assessment Program – Final Findings."
- The "Fraud Risk Assessment Program – Final Findings" document will be brought to the Board of Trustees for evaluation and approval.

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

**MINUTES OF THE FRAUD RISK ASSESSMENT PROGRAM MEETING**

**September 8, 2010**

**CALL TO ORDER:** 1. Village Manager, Michael Cassady, called the meeting to order at 11:05 a.m.

**PRESENT:** Anderson, Cassady, Ferguson, Kosman, Pieroni, Rivera, Rubach, Schaeffer, Sloth, Thorsen, Viger, Williamsen

**DISCUSSION:** Director of Finance, Tim Sloth, shared a review of the Auditor Comment, a review of Fraud Risk Assessment Program. Village Staff shared thoughts and ideas with one another.

**ADJOURNMENT:** Village Manager, Michael Cassady, adjourned the meeting at 12:17 p.m.

Corey Williamsen  
Deputy Village Clerk



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Henry Wesseler

## Village Clerk

Jo Ellen Ridder

## Fraud Risk Assessment Program

Administration Finance and Legislation Committee Meeting

### Agenda

9/21/2010

- Review of Auditor Comment
- Review of Executive Management Meeting
- Fraud Risk Assessment Program Procedure
- Introduction to Fraud Brainstorm Session by Director of Finance
- Fraud Brainstorm Session
- Conclusions and Future Direction

FRAUD RISK ASSESSMENT	Significant Deficiency
<b>Observation:</b> <p>The Village does not have a Fraud Risk Assessment program which could result in fraud risks facing the Village not to be recognized and addressed by Village management. Accounting industry trends have increased organizations' awareness of the prevalence of fraud. Many organizations rely in part on their auditors to uncover any internal fraud, but audits, even those of the highest quality, are not a substitute for management establishing good internal control.</p>	<p>The Village is responsible for the development of internal controls and the monitoring of their operating effectiveness. Additionally, it is management's responsibility to prevent and detect fraud. Therefore, the Village should implement a formal policy regarding evaluation of fraud risk and a system of controls to help prevent and detect fraudulent activity within its organization. Preparing a written policy will serve to document the Village's awareness and responsibility for fraud prevention and detection.</p>
<b>Recommendation:</b> <p>We recommend that management establish a continuous fraud prevention, deterrence and detection program. This program should include evaluating whether appropriate internal controls have been implemented in any areas identified as posing a higher risk of fraudulent activity, as well as controls over financial reporting process. In addition, the Board should evaluate management's identification of fraud risks and implementation of anti-fraud measures.</p>	
<b>Management Response:</b> <p>The Director of Finance is to identify "best practices" options relative to a fraud risk assessment program and to develop a program outline consistent with these practices subject to the following timetable:</p> <ul style="list-style-type: none"> <li>• Cross-departmental team including elected officials to brainstorm on potential fraud risks by March 31, 2010</li> <li>• Submittal of draft to Village Manager by May 15, 2010;</li> <li>• Finalize based on input from the Office of the Village Manager by June 15, 2010;</li> <li>• Implement program by July 15, 2010</li> </ul>	

**TYPE:** Ordinances      **SUBMITTED BY:** Denise Pieroni      **DATE:** 12/09/10

**DESCRIPTION:** Ordinances establishing Village of Bensenville Special Service Areas #3 thru #9.

**SUPPORTS THE FOLLOWING APPLICABLE VILLAGE GOALS:**

<input checked="" type="checkbox"/>	<i>Financially Sound Village</i>
	<i>Quality Customer Oriented Services</i>
<input checked="" type="checkbox"/>	<i>Safe and Beautiful Village</i>

	<i>Enrich the lives of Residents</i>
<input checked="" type="checkbox"/>	<i>Major Business/Corporate Center</i>
	<i>Vibrant Major Corridors</i>

**COMMITTEE ACTION:** N/A (Continuation of Actions relating to the Redevelopment of the Bensenville North Industrial/Business Park)

**DATE:** N/A

**BACKGROUND:** The Village is proposing \$22M in infrastructure improvements in the North Industrial Park. The scope of the work includes street reconstruction and improvements to the sanitary sewer, stormwater, street lighting and stormwater drainage systems within seven (7) Special Service Areas (SSA). 50% of the cost of these improvements is to be paid by the benefiting property owners within each of the SSA areas. The other 50% of the cost is to be paid for by the Village through the proposed North Industrial Park TIF District.

The statutory process for the establishment of a Special Service Area provides for a sixty day period in which owners of record have the right to file an objective petition. The deadline for the filing of these petitions for all seven Special Service Areas is 5:00 p.m. Monday, December 13, 2010. As you are aware, a petition has been filed for SSA #9 and it is currently being reviewed by special legal counsel to determine its validity. Assuming no petitions are filed for any of the other Special Service areas, the Village Board can proceed with the adoption of the respective ordinances establishing SSA #3, #4, #5, #6, #7, and #8 at the December 14<sup>th</sup> meeting. The ordinance establishing SSA #9 is also included on the agenda. Once there is a first and second on a motion to approve this Ordinance, there will need to be a follow-up motion to table this matter to the February 22, 2011 Village Board meeting. This will allow time for the Village to review the petition, have communications relative to findings in regard to the validity of the petition with owners of record within SSA #9 and to provide a process for the owners to further clarify the name and title/status of any individual objection signature of an owner of record. If it is determined that the petition is not valid, the Village Board would then be in a position to take final action on the establishment of SSA #9 at the February 22<sup>nd</sup> meeting.

Originally it was our intent to request at this meeting Village Board approval of the sale of the bonds which will fund that portion of the cost to be paid by the property owners through the respective SSAs. On Thursday we were advised by Kevin McCanna, our financial advisor, that the bond market is currently experiencing rapidly rising interest rates. He indicated that there are a number of factors affecting interest rate levels including (1) continuing uncertainty over the Federal income tax extension bill; (2) the fact that the bill was to extend Build America Bonds and is not doing so, resulting in large amounts of bonds flooding the market; and (3) the continued meltdown of European national credits. He stated that these factors are making this a very difficult market. He also noted that although the future market cannot be known, a number of observers expect rates to move lower after Jan 1 once the income tax legislation is finalized and the excess volume from the Build America program clears. He has indicated that a delay in the sale for this and other strategic reasons (including not knowing for certain at this time as to whether any additional petitions will be filed on Monday) should likely have no negative financial impact, and perhaps a positive benefit. We are not yet ready to totally concede to a 2011 deferment of the sale and, as such, we are recommending that this situation be monitored. If Kevin sees some positive changes in rates, we should be prepared to move forward with the sale at a special Board meeting on December 20, 2010. If we determine that it is best to wait until 2011, the other benefit of this delay will be the Village's ability to include SSA #9 if it is determined that the filed petition is not valid.

**KEY ISSUES:** Action on these ordinances will serve to establish SSA #3 - #8 although no corresponding levy will be applicable until such time as the bonds are sold and respective debt schedules are filed with DuPage County.

**ALTERNATIVES:** Discretion of Board

**RECOMMENDATION:** Staff recommends adoption of the Ordinances Establishing SSA #3, #4, #5, #6, #7 and #8 and the tabling of the Ordinance Establishing SSA #9.

**BUDGET IMPACT:** N/A

**ACTION REQUIRED:** Pass the Ordinances establishing SSA #3, #4, #5, #6, #7 and #8 and table the Ordinance establishing SSA #9

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE ESTABLISHING  
VILLAGE OF BENSENVILLE  
SPECIAL SERVICE AREA NUMBER 3**

**BE IT ORDAINED** by the President and Board of Trustees of the Village of Bensenville, DuPage and Cook Counties, Illinois, as follows:

**SECTION 1: AUTHORITY.** Village of Bensenville Special Service Area Number 3 (hereinafter "Special Service Area Number 3") is established pursuant to the provisions of Article VII, Section 7 of the Constitution of the State of Illinois; and pursuant to the provisions of the Special Service Area Tax Law, 35 ILCS 200/27-5 et seq.

**SECTION 2: FINDINGS.**

A. The question of the establishment of the area hereinafter described as a special service area was considered by the President and Board of Trustees (hereinafter the "Village Board") of the Village of Bensenville (hereinafter the "Village") pursuant to an Ordinance entitled: "An Ordinance Proposing the Establishment of Special Service Area Number 3 in the Village of Bensenville and providing for a Public Hearing and Other Procedures in Connection Therewith," adopted September 14, 2010, and was considered pursuant to a public hearing held on October 12, 2010, by the Village Board pursuant to a Newspaper Notice duly published in *The Daily Herald*, a newspaper published in the Village, at least fifteen (15) days prior to the public hearing, and pursuant to Personal Notice by mail

addressed to the person or persons in whose name the general taxes for the last preceding year were paid on each lot, block, tract or parcel of land lying within Special Service Area Number 3. Said Personal Notice by mail was given by depositing said Personal Notice in the United States mails not less than ten (10) days prior to the time set for the public hearing. In the event taxes for the last preceding year were not paid, the said Personal Notice was sent to the person last listed on the tax rolls prior to that year as the owner of said property. A Certificate of Publication of said Newspaper Notice and an Affidavit of Mailing of said Personal Notice are attached to this Ordinance as Exhibit 1 and Exhibit 2, respectively, and made part hereof. Said Newspaper Notice and Personal Notice conformed in all respects to the requirements of Section 27-25 of the Special Service Area Tax Law (35 ILCS 200/27-25).

- B.** That a public hearing on the question set forth in the Newspaper Notice and Personal Notice was held on October 12, 2010. All interested persons were given an opportunity to be heard on the question of the creation of Special Service Area Number 3, the issuance of bonds or other debt instruments by the Village to finance the costs of the proposed special services (street reconstruction, street lighting conduit improvements and sanitary sewer improvements), and the levy of an annual tax to pay the interest on said bonds or other debt instruments and the principal thereof at maturity, as set forth in the Newspaper Notice and

Personal Notice. The public hearing was opened at 6:06 p.m., with final adjournment thereof at 6:12 p.m., all on October 12, 2010.

- C. That more than sixty (60) days have passed since the public hearing, and no objections to the establishment of Special Service Area Number 3 have been filed with the Village.
- D. That after considering the data, as presented at the public hearing, the Village Board finds that it is in the public interest and in the interest of Special Service Area Number 3 that said Special Service Area Number 3, as hereinafter described, be established.
- E. Said Special Service Area Number 3 is compact and contiguous and exists in an industrial and office area within the Village.
- F. It is in the best interest of said Special Service Area Number 3 that the furnishing of the municipal services proposed be considered for the common interests of said Special Service Area Number 3.
- G. Said Special Service Area Number 3 is zoned for industrial and office purposes and will benefit specially from municipal services proposed to be provided. The proposed municipal services are unique and in addition to the municipal services provided to the Village as a whole.

**SECTION 3: VILLAGE OF BENSENVILLE SPECIAL SERVICE AREA NUMBER 3 ESTABLISHED.**

A special service area to be known and designated as "Village of Bensenville Special Service Area Number 3" is hereby established and shall consist of the following described territory:

THAT PART OF THE EAST HALF OF SECTION 3, TOWNSHIP 40 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN IN DUPAGE COUNTY, ILLINOIS, BEING DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF LOT 1 IN THORNDALE BUSINESS PARK, BEING A SUBDIVISION IN SAID EAST HALF, ACCORDING TO THE PLAT THEREOF RECORDED SEPTEMBER 4, 1974 AS DOCUMENT NO. R74-45805; THENCE EASTERLY ALONG THE NORTH LINE OF SAID THORNDALE BUSINESS PARK TO A POINT ON THE WESTERLY RIGHT-OF-WAY LINE OF ROBERT KINGERY HIGHWAY (A.K.A. IL ROUTE 83); THENCE SOUTHERLY ALONG SAID WESTERLY RIGHT-OF-WAY LINE TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF THORNDALE AVENUE; THENCE SOUTHWESTERLY AND WESTERLY ALONG SAID NORTHERLY RIGHT-OF-WAY LINE TO A POINT ON THE EAST LINE OF LOT 32 IN ELK GROVE INDUSTRIAL PARK – UNIT 13, BEING A SUBDIVISION IN SAID EAST HALF OF SECTION 3, ACCORDING TO THE PLAT THEREOF RECORDED OCTOBER 3, 1975 AS DOCUMENT NO. R75-53874; THENCE NORTHERLY ALONG SAID EAST LINE AND NORTHERLY EXTENSION THEREOF TO THE SOUTHEAST CORNER OF LOT 5 IN ESJODA SUBDIVISION, BEING A SUBDIVISION IN SAID EAST HALF, ACCORDING TO THE PLAT THEREOF RECORDED MAY 25, 1976 AS DOCUMENT NO. R76-32233; THENCE NORTHERLY ALONG THE EAST LINE OF SAID ESJODA SUBDIVISION TO A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF MARK STREET; THENCE NORTHERLY ALONG A STRAIGHT LINE TO THE SOUTHWEST CORNER OF SAID LOT 1 IN THORNDALE BUSINESS PARK; THENCE NORTHERLY ALONG THE WEST LINE OF SAID LOT 1 TO THE POINT OF BEGINNING.

P.I.N.s: 03-03-205-013, -014 and -015;  
03-03-208-015, -019, -028 and -030;  
03-03-400-025, -026 and -028.

Street Location: Generally, those parcels located on the West side of Illinois Route 83, from a point approximately 337 feet North of Mark Street South to Thorndale Avenue, including those parcels abutting Tower Lane, and those parcels on the North side of Mark Street from Route 83 to a point approximately 262 feet West of Tower Lane, all in Bensenville, Illinois.

An accurate map of the above-described territory is attached hereto as Exhibit 3, and made part hereof.

**SECTION 4: PURPOSE OF SPECIAL SERVICE AREA.** Special Service Area Number 3 is established to provide special municipal services to the properties within Special Service Area Number 3 in addition to services provided to the Village generally. Included in said services shall be street reconstruction, street lighting conduit

improvements and sanitary sewer improvements. Special Service Area Number 3 is also created so that the Village may issue bonds or other debt instruments, for the purposes aforesaid, payable from taxes levied on property in Special Service Area Number 3 in addition to all other Village taxes so levied.

In regard to the financing of the costs of said street reconstruction, street lighting conduit improvements and sanitary sewer improvements, the Village shall issue bonds or other debt instruments, in an amount not to exceed six hundred sixty-five thousand and no/100 dollars (\$665,000.00), to be retired over not to exceed a twenty (20) year period and to bear interest at a rate of not to exceed seven and one-half percent (7½%) per annum. Said bonds or other debt instruments shall be retired by the levy of a direct annual tax at a tax rate sufficient to pay the interest on such bonds or other debt instruments as it falls due and to discharge the principal thereof at maturity, with said tax to be levied upon all taxable property within Special Service Area Number 3 at a maximum rate not to exceed the rate necessary to pay the debt service on the aforementioned bonds or other debt instruments.

The aforementioned taxes shall be in addition to all other taxes provided by law.

**SECTION 5: EFFECTIVE DATE.** This Ordinance shall be in full force and effect from and after its adoption, approval and publication in pamphlet form as required by law. The Village Clerk is hereby directed and ordered to file a certified copy of this Ordinance with the DuPage County Clerk, and record a certified copy of this Ordinance with the DuPage County Recorder's Office, within sixty (60) days of the effective date hereof.

**ADOPTED** this 14<sup>th</sup> day of December, 2010, pursuant to a roll call vote as follows:

AYES: \_\_\_\_\_

NAYS: \_\_\_\_\_

ABSENT: \_\_\_\_\_

**APPROVED** by me this 14<sup>th</sup> day of December, 2010.

---

Frank Soto, Village President

ATTEST:

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JoEllen Ridder, Village Clerk

Published by me in pamphlet form this 15<sup>th</sup> day of December, 2010.

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JoEllen Ridder, Village Clerk

**Exhibit 1**

**Certificate of Publication  
of Newspaper Notice**

(attached)

**Exhibit 2**

**Affidavit of Mailing  
of Personal Notice**

(attached)

**Exhibit 3**

**Map of  
Village of Bensenville  
Special Service Area Number 3**

(attached)

**Exhibit 1**

**Certificate of Publication  
of Newspaper Notice**

(attached)

Notice of Hearing

VILLAGE OF BENSENVILLE

SPECIAL SERVICE AREA NUMBER 3

NOTICE IS HEREBY GIVEN that on October 12, 2010, at 6:00 p.m., or as soon thereafter as the business of the Village Board will permit, in the Bensenville Village Hall, Board Room, 12 South Center Street, Bensenville, Illinois, a hearing will be held by the President and Board of Trustees of the Village of Bensenville, as part of a Village Board meeting, to consider forming a special service area consisting of the following described territory:

Legal Description: THAT PART OF THE EAST HALF OF SECTION 3, TOWNSHIP 40 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN IN DUPAGE COUNTY, ILLINOIS, BEING DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF LOT 1 IN THORNDALE BUSINESS PARK, BEING A SUBDIVISION IN SAID EAST HALF, ACCORDING TO THE PLAT THEREOF RECORDED SEPTEMBER 4, 1974 AS DOCUMENT NO. R74-45805; THENCE EASTERLY ALONG THE NORTH LINE OF SAID THORNDALE BUSINESS PARK TO A POINT ON THE WESTERLY RIGHT-OF-WAY LINE OF ROBERT KINGER HIGHWAY (A.K.A. IL. ROUTE 83); THENCE NORTHERLY ALONG SAID WESTERLY RIGHT-OF-WAY LINE TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF THORNDALE AVENUE; THENCE SOUTHWESTERLY AND WESTERLY ALONG SAID NORTHERLY RIGHT-OF-WAY LINE TO A POINT ON THE EAST LINE OF LOT 32 IN ELM GROVE INDUSTRIAL PARK - UNIT 13, BEING A SUBDIVISION IN SAID EAST HALF OF SECTION 3, ACCORDING TO THE PLAT THEREOF RECORDED OCTOBER 3, 1975, AS DOCUMENT NO. R75-53874; THENCE NORTHERLY ALONG SAID EAST LINE AND NORTHERLY EXTENSION THEREOF TO THE SOUTHEAST CORNER OF LOT 5 IN ESJODA SUBDIVISION, BEING A SUBDIVISION IN SAID EAST HALF, ACCORDING TO THE PLAT THEREOF RECORDED MAY 25, 1976 AS DOCUMENT NO. R76-3223; THENCE NORTHERLY ALONG THE EAST LINE OF SAID ESJODA SUBDIVISION TO A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF MARK STREET; THENCE NORTHERLY ALONG A STRAIGHT LINE TO THE SOUTHWEST CORNER OF SAID LOT IN THORNDALE BUSINESS PARK; THENCE NORTHERLY ALONG THE WEST LINE OF SAID LOT TO THE POINT OF BEGINNING.

P.I.N.s: 03-03-205-013, -014 and -015; 03-03-208-015, -019,

.028 and .030; 03-03-400-025, -026 and -027

Street Location: Generally, those parcels located on the West side of Illinois Route 83, from a point approximately 337 feet North of Mark Street South to Thorndale Avenue, including those parcels abutting Tower Lane, and those parcels on the North side of Mark Street from Route 83 to a point approximately 262 feet West of Tower Lane, all in Bensenville, Illinois.

All interested persons affected by the formation of Bensenville Special Service Area Number 3 will be given an opportunity to be heard regarding the formation of and the boundaries of Special Service Area Number 3 and may object to the formation of the area, the issuance of bonds or other debt instruments, and the levy of taxes affecting said area.

The purpose of the formation of Bensenville Special Service Area Number 3 in general is to provide special street reconstruction, street lighting, conduit improvements and sanitary sewer improvements services to the area.

The issuance of bonds or other debt instruments in an amount not to exceed six hundred sixty-five thousand and no/100 dollars (\$665,000.00) secured by the full faith and credit of said Special Service Area Number 3, at an interest rate or rates of not to exceed seven and one-half percent (7.50%) per annum and to mature within twenty (20) years, will be considered at the hearing. Said bonds or other debt instruments shall be ranked by the levy of a direct annual tax to pay the interest on such bonds or other debt instruments as it falls due and to discharge the principal thereof at maturity. Said tax is to be levied upon all taxable property within the proposed Special Service Area Number 3.

At the hearing, all persons affected by the formation of said Special Service Area Number 3, including all persons owning taxable real estate therein, will be given an opportunity to be heard. The hearing may be adjourned by the President and Board of Trustees to another date without further notice other than a motion to be entered upon the minutes of its meeting fixing the time and place of its adjournment and/or as otherwise required by law.

If a petition signed by at least fifty-one percent (51%) of the electors residing within Special Service Area Number 3 and by at least fifty-one percent (51%) of the owners of record of the land included within the boundaries of Special Service Area Number 3 is filed with the Village Clerk, within sixty (60) days following the final adjournment of the public hearing, objecting to the creation of Special Service Area Number 3, the levy or imposition of a tax or the issuance of bonds or other debt instruments for the provision of special services to the area, or to a proposed increase in the tax rate, said Special Service Area Number 3 may not be created, and no tax may be levied or imposed nor the rate increased.

DATED this 24th day of September, 2010.

JoEllen Ridder, Village Clerk, Village of Bensenville

Published in Daily Herald, Sept. 24, 2010, (4233494)S

## CERTIFICATE OF PUBLICATION

Paddock Publications, Inc.

# Daily Herald

Corporation organized and existing under and by virtue of the laws of the State of Illinois, DOES HEREBY CERTIFY that it is the publisher of the **DAILY HERALD**. That said **DAILY HERALD** is a secular newspaper and has been circulated daily in the Village(s) of Addison, Bensenville, Bloomingdale, Carol Stream, Glendale Heights, Glen Ellyn, Itasca, Keeneyville, Lisle, Lombard, Medinah, Naperville, Oak Brook, Oakbrook Terrace, Roselle, Villa Park, Warrenville, West Chicago, Wheaton, Winfield, Wood Dale

### County(ies) of DuPage

and State of Illinois, continuously for more than one year prior to the date of the first publication of the notice hereinafter referred to and is of general circulation throughout said Village(s), County(ies) and State.

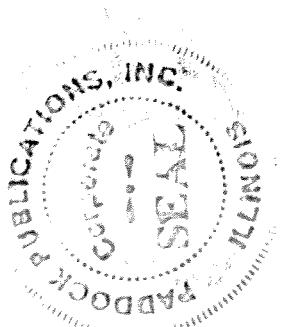
I further certify that the **DAILY HERALD** is a newspaper as defined in "an Act to revise the law in relation to notices" as amended in 1992 Illinois Compiled Statutes, Chapter 7150, Act 5, Section 1 and 5. That a notice of which the annexed printed slip is a true copy, was published September 24, 2010 in said **DAILY HERALD**.

IN WITNESS WHEREOF, the undersigned, the said PADDOCK PUBLICATIONS, Inc., has caused this certificate to be signed by, this authorized agent, at Arlington Heights, Illinois.

PADDOCK PUBLICATIONS, INC.  
DAILY HERALD NEWSPAPERS

BY *Kathleen Eolan*  
Authorized Agent

Control # 4233494



**Exhibit 2**

**Affidavit of Mailing  
of Personal Notice**

(attached)

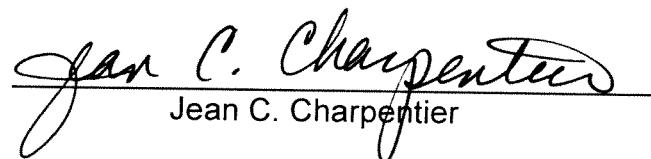
VILLAGE OF BENSENVILLE

SPECIAL SERVICE AREA NUMBER 3

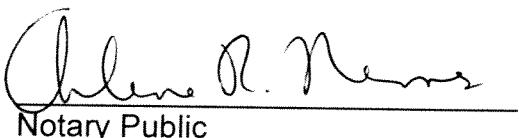
STATE OF ILLINOIS )  
                         ) SS  
COUNTY OF COOK )

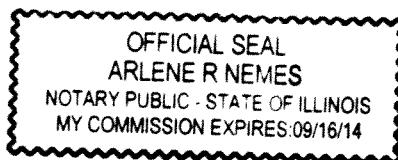
AFFIDAVIT OF MAILING

I, JEAN C. CHARPENTIER, being first duly sworn on oath, depose and state that I served the attached "NOTICE OF HEARING – VILLAGE OF BENSENVILLE SPECIAL SERVICE AREA NUMBER 3" on those individuals and entities as set forth on the attached Taxpayers Of Record list, by depositing one (1) copy addressed to each individual/entity listed on said Taxpayers Of Record list, at the address as shown thereon, in the U.S. Mail, 1<sup>st</sup> Class postage prepaid, at 20 North Wacker Drive, Chicago, Illinois, at or before 5:00 p.m. on October 1, 2010.

  
Jean C. Charpentier

Subscribed and Sworn To  
Before Me this 1<sup>st</sup> day  
of October, 2010

  
\_\_\_\_\_  
Arlene R. Nemes  
Notary Public



**NOTICE OF HEARING**  
**VILLAGE OF BENSENVILLE**  
**SPECIAL SERVICE AREA NUMBER 3**

NOTICE IS HEREBY GIVEN that on October 12, 2010, at 6:00 p.m., or as soon thereafter as the business of the Village Board will permit, in the Bensenville Village Hall, Board Room, 12 South Center Street, Bensenville, Illinois, a hearing will be held by the President and Board of Trustees of the Village of Bensenville, as part of a Village Board meeting, to consider forming a special service area consisting of the following described territory:

Legal Description: THAT PART OF THE EAST HALF OF SECTION 3, TOWNSHIP 40 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN IN DUPAGE COUNTY, ILLINOIS, BEING DESCRIBED AS FOLLOWS:

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P.I.N.s: 03-03-205-013, -014 and -015; 03-03-208-015, -019, -028 and -030; 03-03-400-025, -026 and -028.

Street Location: Generally, those parcels located on the West side of Illinois Route 83, from a point approximately 337 feet North of Mark Street South to Thorndale Avenue, including those parcels abutting Tower Lane, and those parcels on the North side of Mark Street from Route 83 to a point approximately 262 feet West of Tower Lane, all in Bensenville, Illinois.

All interested persons affected by the formation of Bensenville Special Service Area Number 3 will be given an opportunity to be heard regarding the formation of and the boundaries of Special Service Area Number 3 and may object to the formation of the area, the issuance of bonds or other debt instruments, and the levy of taxes affecting said area.

The purpose of the formation of Bensenville Special Service Area Number 3 in general is to provide special street reconstruction, street lighting conduit improvements and sanitary sewer improvements services to the area.

The issuance of bonds or other debt instruments in an amount not to exceed six hundred sixty-five thousand and no/100 dollars (\$665,000.00) secured by the full faith and credit of said Special Service Area Number 3, at an interest rate or rates of not to exceed seven and one-half percent (7½%) per annum and to mature within twenty (20) years, will be considered at the hearing. Said bonds or other debt instruments shall be retired by the levy of a direct annual tax to pay the interest on such bonds or other debt instruments as it falls due and to discharge the principal thereof at maturity. Said tax is to be levied upon all taxable property within the proposed Special Service Area Number 3.

At the hearing, all persons affected by the formation of said Special Service Area Number 3, including all persons owning taxable real estate therein, will be given an opportunity to be heard. The hearing may be adjourned by the President and Board of Trustees to another date without further notice other than a motion to be entered upon the minutes of its meeting fixing the time and place of its adjournment and/or as otherwise required by law.

If a petition signed by at least fifty-one percent (51%) of the electors residing within Special Service Area Number 3 and by at least fifty-one percent (51%) of the owners of record of the land included within the boundaries of Special Service Area Number 3 is filed with the Village Clerk, within sixty (60) days following the final adjournment of the public hearing, objecting to the creation of Special Service Area Number 3, the levy or imposition of a tax or the issuance of bonds or other debt instruments for the provision of special services to the area, or to a proposed increase in the tax rate, said Special Service Area Number 3 may not be created, and no tax may be levied or imposed nor the rate increased.

DATED this 24<sup>th</sup> day of September, 2010.

JoEllen Ridder  
Village Clerk  
Village of Bensenville

# **Village of Bensenville**

## **SSA #3**

PIN: 03-03-205-013  
GATOR PARTNERS I LTD  
1595 NE 163<sup>RD</sup> ST  
N MIAMI BEACH FL 33163

PIN: 03-03-205-014  
DOLA, BOGDAN & ALICJA  
1220 MARK ST  
BENSENVILLE IL 60106

PIN: 03-03-208-019  
PETERSEN, ESPER A  
3535 WASHINGTON ST  
GURNEE IL 60031

PIN: 03-03-400-025  
DA TOWER LANE LLC  
C/O EPROPERTY TAX DEPT  
PO BOX 4900  
SCOTTSDALE AZ 85261

PIN: 03-03-205-015  
TRUST 1111842  
C/O MARCUS, PERRES,  
19 S LASALLE ST NO 1500  
CHICAGO IL 60603

PIN: 03-03-208-028  
RREEF  
C/O TTA E PROP TAX 207  
PO BOX 4900  
SCOTTSDALE AZ 85261

PIN: 03-03-400-026  
DA TOWER LANE LLC  
C/O EPROPERTY TAX DEPT  
PO BOX 4900  
SCOTTSDALE AZ 85261

PIN: 03-03-208-015  
K & K HOLDINGS LLC  
1613 COLONIAL PKWY  
INVERNESS IL 60067

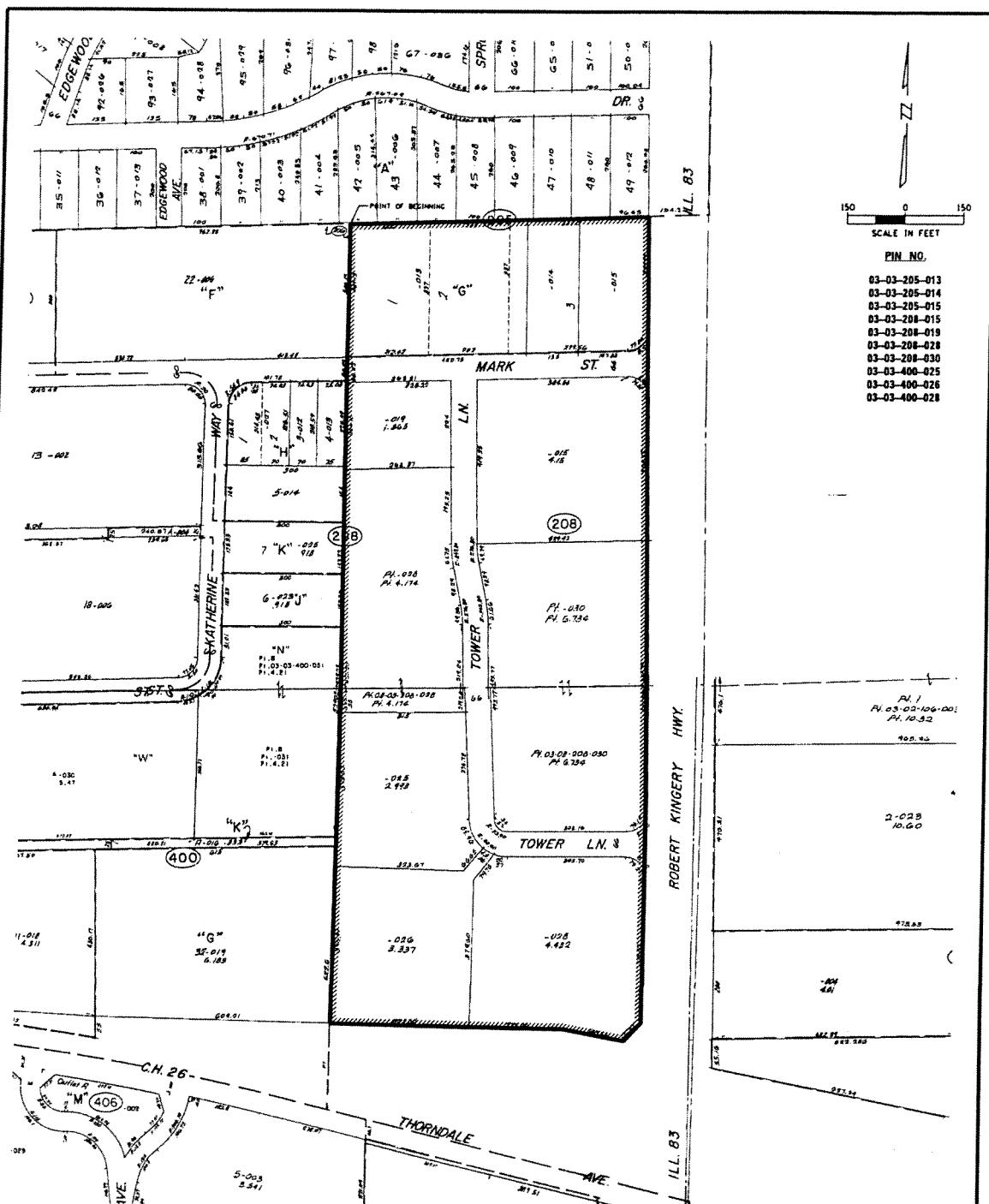
PIN: 03-03-208-030  
HDG MANSUR INVESTMENT  
1200 MARKET TOWER  
10 W MARKET ST  
INDIANAPOLIS IN 46204

PIN: 03-03-400-028  
HAMILTON/FORSYTHE 100  
C/O MARACK & ASSOC  
PO BOX 3664  
OAK BROOK IL 60522

**Exhibit 3**

**Map of  
Village of Bensenville  
Special Service Area Number 3**

(attached)



**CHRISTOPHER B. BURKE**  
ENGINEERING, LTD.  
9575 West Higgins Road, Suite 600  
Rosemont, Illinois 60018  
(847) 823-0500

BENSENVILLE VILLAGE SURVEY SSA100368-3.SUR

**SPECIAL SERVICE AREA #3**  
IN  
VILLAGE OF BENSENVILLE, ILLINOIS  
PREPARED FOR  
VILLAGE OF BENSENVILLE

CALC.	JRW	PROJECT NO.
OWN.	AJK	100368
CHKD.	JRW	SHEET 1 OF 1
SCALE:	1" = 340'	DRAWING NO.
		SSA100368-3
DATE:	08-27-10	

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE ESTABLISHING  
VILLAGE OF BENSENVILLE  
SPECIAL SERVICE AREA NUMBER 4**

**BE IT ORDAINED** by the President and Board of Trustees of the Village of Bensenville, DuPage and Cook Counties, Illinois, as follows:

**SECTION 1: AUTHORITY.** Village of Bensenville Special Service Area Number 4 (hereinafter "Special Service Area Number 4") is established pursuant to the provisions of Article VII, Section 7 of the Constitution of the State of Illinois; and pursuant to the provisions of the Special Service Area Tax Law, 35 ILCS 200/27-5 et seq.

**SECTION 2: FINDINGS.**

A. The question of the establishment of the area hereinafter described as a special service area was considered by the President and Board of Trustees (hereinafter the "Village Board") of the Village of Bensenville (hereinafter the "Village") pursuant to an Ordinance entitled: "An Ordinance Proposing the Establishment of Special Service Area Number 4 in the Village of Bensenville and providing for a Public Hearing and Other Procedures in Connection Therewith," adopted September 14, 2010, and was considered pursuant to a public hearing held on October 12, 2010, by the Village Board pursuant to a Newspaper Notice duly published in *The Daily Herald*, a newspaper published in the Village, at least fifteen (15) days prior to the public hearing, and pursuant to Personal Notice by mail

addressed to the person or persons in whose name the general taxes for the last preceding year were paid on each lot, block, tract or parcel of land lying within Special Service Area Number 4. Said Personal Notice by mail was given by depositing said Personal Notice in the United States mails not less than ten (10) days prior to the time set for the public hearing. In the event taxes for the last preceding year were not paid, the said Personal Notice was sent to the person last listed on the tax rolls prior to that year as the owner of said property. A Certificate of Publication of said Newspaper Notice and an Affidavit of Mailing of said Personal Notice are attached to this Ordinance as Exhibit 1 and Exhibit 2, respectively, and made part hereof. Said Newspaper Notice and Personal Notice conformed in all respects to the requirements of Section 27-25 of the Special Service Area Tax Law (35 ILCS 200/27-25).

- B.** That a public hearing on the question set forth in the Newspaper Notice and Personal Notice was held on October 12, 2010. All interested persons were given an opportunity to be heard on the question of the creation of Special Service Area Number 4, the issuance of bonds or other debt instruments by the Village to finance the costs of the proposed special services (street reconstruction, sanitary sewer improvements, storm sewer improvements, street lighting conduit improvements and stormwater drainage improvements), and the levy of an annual tax to pay the interest on said bonds or other debt instruments and the principal thereof at maturity, as set forth in the Newspaper Notice and Personal

Notice. The public hearing was opened at 6:12 p.m., with final adjournment thereof at 6:17 p.m., all on October 12, 2010.

- C. That more than sixty (60) days have passed since the public hearing, and no objections to the establishment of Special Service Area Number 4 have been filed with the Village.
- D. That after considering the data, as presented at the public hearing, the Village Board finds that it is in the public interest and in the interest of Special Service Area Number 4 that said Special Service Area Number 4, as hereinafter described, be established.
- E. Said Special Service Area Number 4 is compact and contiguous and exists in an industrial area within the Village.
- F. It is in the best interest of said Special Service Area Number 4 that the furnishing of the municipal services proposed be considered for the common interests of said Special Service Area Number 4.
- G. Said Special Service Area Number 4 is zoned for industrial purposes and will benefit specially from municipal services proposed to be provided. The proposed municipal services are unique and in addition to the municipal services provided to the Village as a whole.

**SECTION 3: VILLAGE OF BENSENVILLE SPECIAL SERVICE AREA NUMBER 4 ESTABLISHED.**

A special service area to be known and designated as "Village of Bensenville Special Service Area Number 4" is hereby established and shall consist of the following described territory:

THAT PART OF THE SOUTH HALF OF SECTION 2, TOWNSHIP 40 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN IN DUPAGE COUNTY, ILLINOIS BEING DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEASTERLY CORNER OF LOT 8 IN THORNDALE DISTRIBUTION PARK IN BENSENVILLE UNIT NO. 2, BEING A SUBDIVISION IN SAID SOUTH HALF OF SECTION 2, ACCORDING TO THE PLAT THEREOF RECORDED NOVEMBER 7, 1977 AS DOCUMENT NO. R77-102030, SAID SOUTHEASTERLY CORNER BEING A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF THORNDALE AVENUE; THENCE NORTHWESTERLY ALONG SAID NORTHERLY RIGHT-OF-WAY LINE TO THE SOUTHEASTERLY CORNER OF LOT 1 IN SAID THORNDALE DISTRIBUTION PARK IN SAID BENSENVILLE UNIT NO. 2; THENCE NORTHERLY ALONG THE EAST LINE OF SAID LOT 1 TO A POINT ON THE SOUTH LINE OF OUTLOT "A" IN THORNDALE DISTRIBUTION PARK IN BENSENVILLE UNIT NO. 3, BEING A SUBDIVISION SAID SOUTH HALF OF SECTION 2, ACCORDING TO THE PLAT THEREOF RECORDED OCTOBER 31, 1984 AS DOCUMENT NO. R84-88004; THENCE EASTERLY TO THE SOUTHEASTERLY CORNER OF SAID OUTLOT "A"; THENCE NORTHEASTERLY AND EASTERLY ALONG THE EASTERLY LINE OF SAID OUTLOT "A" TO THE SOUTHWEST CORNER OF OUTLOT "B" IN SAID THORNDALE DISTRIBUTION PARK IN BENSENVILLE UNIT NO. 3; THENCE EASTERLY ALONG THE SOUTH LINE OF SAID OUTLOT "B" TO THE SOUTHEAST CORNER OF SAID OUTLOT "B"; THENCE NORTHERLY ALONG THE EAST LINE OF SAID OUTLOT "B" TO A POINT ON THE NORTH LINE OF SAID SOUTH HALF OF SECTION 2; THENCE EASTERLY ALONG SAID NORTH LINE TO THE NORTHWEST CORNER OF LOT 2 IN THORNDALE DISTRIBUTION PARK IN BENSENVILLE, UNIT NO. 11, BEING A SUBDIVISION IN SAID SOUTH HALF OF SECTION 2, ACCORDING TO THE PLAT THEREOF RECORDED AUGUST 18, 1994 AS DOCUMENT NO. R94-173467; THENCE SOUTHERLY AND SOUTHWESTERLY ALONG THE WESTERLY LINE OF SAID LOT 2 TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF SUPREME DRIVE; THENCE SOUTHERLY ALONG A STRAIGHT LINE TO A POINT ON THE WESTERLY RIGHT-OF-WAY LINE OF THOMAS DRIVE, SAID POINT BEING A POINT OF REVERSE CURVE AS DEDICATED PER DOCUMENT NO. R94-173468, RECORDED AUGUST 18, 1994; THENCE SOUTHWESTERLY AND SOUTHERLY ALONG SAID WESTERLY RIGHT-OF-WAY LINE TO THE NORTHEAST CORNER OF LOT 2 IN THORNDALE DISTRIBUTION PARK IN BENSENVILLE UNIT NO. 8, BEING A SUBDIVISION IN SAID SOUTH HALF OF SECTION 2, ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 14, 1987 AS DOCUMENT NO. R87-006314; THENCE WESTERLY ALONG THE NORTH LINE OF SAID LOT 2 TO A POINT ON THE EAST LINE OF LOT 11 IN SAID THORNDALE DISTRIBUTION PARK IN BENSENVILLE UNIT NO. 2; THENCE SOUTHERLY ALONG SAID EAST LINE TO THE SOUTHEAST CORNER OF SAID LOT 11; THENCE WESTERLY ALONG THE SOUTH LINE OF SAID LOT 11 TO THE SOUTHWEST CORNER OF SAID LOT 11; THENCE NORTHERLY ALONG THE WEST LINE OF SAID LOT 11 TO THE SOUTHEAST CORNER OF LOT 2 IN THORNDALE DISTRIBUTION PARK IN BENSENVILLE UNIT NO. 5, BEING A SUBDIVISION IN SAID SOUTH HALF OF SECTION 2, ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 7, 1987 AS DOCUMENT NO. R87-

002244; THENCE WESTERLY ALONG THE SOUTH LINE OF SAID LOT 2 AND LOT 1 IN SAID BENSENVILLE DISTRIBUTION PARK IN BENSENVILLE UNIT NO. 8 TO A POINT ON THE EAST LINE OF LOT 4 IN SAID BENSENVILLE DISTRIBUTION PARK IN BENSENVILLE UNIT NO. 2; THENCE SOUTHERLY ALONG SAID EAST LINE AND THE EAST LINE OF SAID LOT 8 IN BENSENVILLE DISTRIBUTION PARK UNIT NO. 2 TO THE POINT OF BEGINNING.

P.I.N.s: 03-02-303-008, -010, -011, -012 and -013;  
03-02-304-010, -011 and -012; 03-02-305-001;  
03-02-400-036, -037, -038 and -042; 03-02-402-001, -002, -012 and -013.

Street Location: Generally, those parcels abutting Supreme Drive,  
located North of Thorndale Avenue and West of Thomas Drive  
and the Northeasterly extension thereof, all in Bensenville, Illinois.

An accurate map of the above-described territory is attached hereto as Exhibit 3,  
and made part hereof.

**SECTION 4: PURPOSE OF SPECIAL SERVICE AREA.** Special Service Area Number 4 is established to provide special municipal services to the properties within Special Service Area Number 4 in addition to services provided to the Village generally. Included in said services shall be street reconstruction, sanitary sewer improvements, storm sewer improvements, street lighting conduit improvements and stormwater drainage improvements. Special Service Area Number 4 is also created so that the Village may issue bonds or other debt instruments, for the purposes aforesaid, payable from taxes levied on property in Special Service Area Number 4 in addition to all other Village taxes so levied.

In regard to the financing of the costs of said street reconstruction, sanitary sewer improvements, storm sewer improvements, street lighting conduit improvements and stormwater drainage improvements, the Village shall issue bonds or other debt instruments, in an amount not to exceed two million eight hundred sixty-seven thousand and no/100 dollars (\$2,867,000.00), to be retired over not to exceed a twenty (20) year

period and to bear interest at a rate of not to exceed seven and one-half percent (7½%) per annum. Said bonds or other debt instruments shall be retired by the levy of a direct annual tax at a tax rate sufficient to pay the interest on such bonds or other debt instruments as it falls due and to discharge the principal thereof at maturity, with said tax to be levied upon all taxable property within Special Service Area Number 4 at a maximum rate not to exceed the rate necessary to pay the debt service on the aforementioned bonds or other debt instruments.

The aforementioned taxes shall be in addition to all other taxes provided by law.

**SECTION 5: EFFECTIVE DATE.** This Ordinance shall be in full force and effect from and after its adoption, approval and publication in pamphlet form as required by law. The Village Clerk is hereby directed and ordered to file a certified copy of this Ordinance with the DuPage County Clerk, and record a certified copy of this Ordinance with the DuPage County Recorder's Office, within sixty (60) days of the effective date hereof.

**ADOPTED** this 14<sup>th</sup> day of December, 2010, pursuant to a roll call vote as follows:

AYES:\_\_\_\_\_

NAYS:\_\_\_\_\_

ABSENT:\_\_\_\_\_

**APPROVED** by me this 14<sup>th</sup> day of December, 2010.

---

Frank Soto, Village President

ATTEST:

---

JoEllen Ridder, Village Clerk

Published by me in pamphlet form this 15<sup>th</sup> day of December, 2010.

---

JoEllen Ridder, Village Clerk

**Exhibit 1**

**Certificate of Publication  
of Newspaper Notice**

(attached)

**Exhibit 2**

**Affidavit of Mailing  
of Personal Notice**

(attached)

**Exhibit 3**

**Map of  
Village of Bensenville  
Special Service Area Number 4**

(attached)

**Exhibit 1**

**Certificate of Publication  
of Newspaper Notice**

(attached)

Notice of Hearing

VILLAGE OF BENSENVILLE

**SPECIAL SERVICE AREA NUMBER 4**

NOTICE IS HEREBY GIVEN that on October 12, 2010, at 6:05 p.m., or as soon thereafter as the business of the Village Board will permit, in the Bensenville Village Hall, Board Room, 12 South Center Street, Bensenville, Illinois, a hearing will be held by the President and Board of Trustees of the Village of Bensenville, as part of a Village Board meeting, to consider forming a special service area consisting of the following described territory:

Legal Description: THAT PART OF THE SOUTH HALF OF SECTION 2, TOWNSHIP 40 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN IN DUPAGE COUNTY, ILLINOIS BEING DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEASTERLY CORNER OF LOT 8 IN THORNDALE DISTRIBUTION PARK IN BENSENVILLE UNIT NO. 2, BEING A SUBDIVISION IN SAID SOUTH HALF OF SECTION 2, ACCORDING TO THE PLAT THEREOF RECORDED NOVEMBER 7, 1977 AS DOCUMENT NO. R77-00209, SAID SOUTHEASTERLY CORNER BEING A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF THORNDALE AVENUE; THENCE NORTHWESTERLY ALONG SAID NORTHERLY RIGHT-OF-WAY LINE TO THE SOUTHEASTERLY CORNER OF LOT 1 IN SAID THORNDALE DISTRIBUTION PARK IN BENSENVILLE UNIT NO. 2; THENCE NORTHERLY ALONG THE EAST LINE OF SAID LOT 1 TO A POINT ON THE SOUTHLINE OF OUTLOT "A" IN THORNDALE DISTRIBUTION PARK IN BENSENVILLE UNIT NO. 3, BEING A SUBDIVISION SAID SOUTH HALF OF SECTION 2, ACCORDING TO THE PLAT THEREOF RECORDED OCTOBER 31, 1984 AS DOCUMENT NO. R84-88004; THENCE EASTERLY TO THE SOUTHEASTERLY CORNER OF SAID OUTLOT "A"; THENCE NORTHEASTERLY AND EASTERLY ALONG THE EASTLINE OF SAID OUTLOT "A" TO THE SOUTHWEST CORNER OF OUTLOT "B" IN SAID THORNDALE DISTRIBUTION PARK IN BENSENVILLE UNIT NO. 3; THENCE EASTERLY ALONG THE SOUTH LINE OF SAID OUTLOT "B" TO THE SOUTHEAST CORNER OF SAID OUTLOT "B"; THENCE NORTHERLY ALONG THE EAST LINE OF SAID OUTLOT "B" TO A POINT ON THE NORTH LINE OF SAID SOUTH HALF OF SECTION 2; THENCE EASTERLY ALONG SAID NORTH LINE TO THE NORTHWEST CORNER OF LOT 2 IN THORNDALE DISTRIBUTION PARK IN BENSENVILLE, UNIT NO. 11, BEING A SUBDIVISION IN SAID SOUTH HALF OF SECTION 2, ACCORDING TO THE PLAT THEREOF RECORDED AUGUST 18, 1994 AS DOCUMENT NO. R94-173467; THENCE SOUTHERLY AND SOUTHWESTERLY ALONG THE WESTERLY LINE OF SAID LOT 2 TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF SUPREME DRIVE; THENCE SOUTHERLY ALONG A STRAIGHT LINE TO A POINT ON THE WESTERLY RIGHT-OF-WAY LINE OF THOMAS DRIVE, SAID POINT BEING A POINT OF REVERSE CURVE AS DEDICATED PER DOCUMENT NO. R94-173468, RECORDED AUGUST 18, 1994; THENCE SOUTHWESTERLY AND SOUTHERLY ALONG SAID WESTERLY RIGHT-OF-WAY LINE TO THE NORTHEAST CORNER OF LOT 2 IN THORNDALE DISTRIBUTION PARK IN BENSENVILLE UNIT NO. 5, BEING A SUBDIVISION IN SAID SOUTH HALF OF SECTION 2, ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 14, 1986 AS DOCUMENT NO. R87-006314; THENCE WESTERLY ALONG THE NORTH LINE OF SAID LINE TO A POINT ON THE EAST LINE OF LOT 1 IN SAID THORNDALE DISTRIBUTION PARK IN BENSENVILLE UNIT NO. 2; THENCE SOUTHERLY ALONG SAID EAST LINE TO THE SOUTHEAST CORNER OF SAID LOT 1; THENCE WESTERLY ALONG THE SOUTH LINE OF SAID LOT 1 TO THE SOUTHWEST CORNER OF SAID LOT 1; THENCE NORTHERLY ALONG THE WEST LINE OF SAID LOT 1 TO THE SOUTHEAST CORNER OF LOT 2 IN THORNDALE DISTRIBUTION PARK IN BENSENVILLE UNIT NO. 5, BEING A SUBDIVISION IN SAID SOUTH HALF OF SECTION 2, ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 7, 1987 AS DOCUMENT NO. R87-002244; THENCE WESTERLY ALONG THE SOUTH LINE OF SAID LOT 2 AND LOT 1 IN SAID BENSENVILLE DISTRIBUTION PARK IN BENSENVILLE UNIT NO. 8 TO A POINT ON THE EAST LINE OF LOT 4 IN SAID BENSENVILLE DISTRIBUTION PARK IN BENSENVILLE UNIT NO. 2; THENCE SOUTHERLY ALONG SAID EAST LINE AND THE EAST LINE OF SAID LOT 8 IN BENSENVILLE DISTRIBUTION PARK UNIT NO. 2 TO THE POINT OF BEGINNING.

P.I.N.s: 03-02-303-008, -010, -011, -012 and -013; 03-02-304-010, -011 and -012; 03-02-305-001;

03-02-400-036, -037, -038 and -042; 03-02-402-001, -002, -012 and -013.

Street Location: Generally, those parcels abutting Supreme Drive, located North of Thorndale Avenue and West of Thomas Drive and the Northeast extension thereof, all in Bensenville, Illinois.

All interested persons affected by the formation of Bensenville Special Service Area Number 4 will be given an opportunity to be heard regarding the formation of and the boundaries of Special Service Area Number 4 and may object to the formation of the area, the issuance of bonds or other debt instruments, and the levy of taxes affecting said area.

The purpose of the formation of Bensenville Special Service Area Number 4 in general is to provide special street reconstruction, sanitary sewer improvements, storm sewer improvements, street lighting, conduit improvements and stormwater drainage improvements services to the area.

The issuance of bonds or other debt instruments in an amount not to exceed two million eight hundred sixty-seven thousand and no/100 dollars (\$2,867,000.00) secured by the full faith and credit of said Special Service Area Number 4, at an interest rate or rates of not to exceed seven and one-half percent (7 1/2%) per annum and to mature within twenty (20) years, will be considered at the hearing. Said bonds or other debt instruments shall be retired by the levy of a direct annual tax to pay the interest on such bonds or other debt instruments as it falls due and to discharge the principal thereof at maturity. Said tax is to be levied upon all taxable property within the proposed Special Service Area Number 4.

At the hearing, all persons affected by the formation of said Special Service Area Number 4, including all persons owning taxable real estate therein, will be given an opportunity to be heard. The hearing may be adjourned by the President and Board of Trustees to another date without further notice other than a motion to be entered upon the minutes of its meeting fixing the time and place of its adjournment and/or as otherwise required by law.

If a petition signed by at least fifty-one percent (51%) of the electors residing within Special Service Area Number 4 and by at least fifty-one percent (51%) of the owners of record of the land included within the boundaries of Special Service Area Number 4 is filed with the Village Clerk, within sixty (60) days following the final adjournment of the public hearing, objecting to the creation of Special Service Area Number 4, the levy or imposition of a tax or the issuance of bonds or other debt instruments for the provision of special services to the area, or to a proposed increase in the tax rate, said Special Service Area Number 4 may not be created, and no tax may be levied or imposed nor the rate increased.

DATED this 24th day of September, 2010.

JoEllen Ridder, Village Clerk, Village of Bensenville

Published in Daily Herald, Sept. 24, 2010 (423313)S

## CERTIFICATE OF PUBLICATION

Paddock Publications, Inc.

# Daily Herald

Corporation organized and existing under and by virtue of the laws of the State of Illinois, DOES HEREBY CERTIFY that it is the publisher of the **DAILY HERALD**. That said **DAILY HERALD** is a secular newspaper and has been circulated daily in the Village(s) of Addison, Bensenville, Bloomingdale, Carol Stream, Glendale Heights, Glen Ellyn, Itasca, Keeneyville, Lisle, Lombard, Medinah, Naperville, Oak Brook, Oakbrook Terrace, Roselle, Villa Park, Warrenville, West Chicago, Wheaton, Winfield, Wood Dale

### County(ies) of DuPage

and State of Illinois, continuously for more than one year prior to the date of the first publication of the notice hereinafter referred to and is of general circulation throughout said Village(s), County(ies) and State.

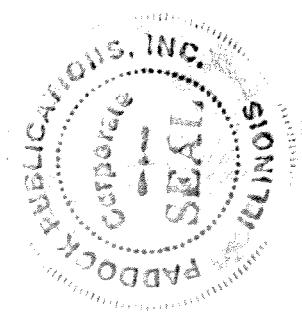
I further certify that the **DAILY HERALD** is a newspaper as defined in "an Act to revise the law in relation to notices" as amended in 1992 Illinois Compiled Statutes, Chapter 7150, Act 5, Section 1 and 5. That a notice of which the annexed printed slip is a true copy, was published September 24, 2010 in said **DAILY HERALD**.

IN WITNESS WHEREOF, the undersigned, the said PADDOCK PUBLICATIONS, Inc., has caused this certificate to be signed by, this authorized agent, at Arlington Heights, Illinois.

PADDOCK PUBLICATIONS, INC.  
DAILY HERALD NEWSPAPERS

BY *Kathleen Eolan*  
Authorized Agent

Control # 4233513



**Exhibit 2**

**Affidavit of Mailing  
of Personal Notice**

(attached)

VILLAGE OF BENSENVILLE

SPECIAL SERVICE AREA NUMBER 4

STATE OF ILLINOIS )  
                         ) SS  
COUNTY OF COOK )

**AFFIDAVIT OF MAILING**

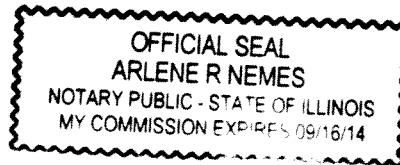
I, JEAN C. CHARPENTIER, being first duly sworn on oath, depose and state that I served the attached "NOTICE OF HEARING – VILLAGE OF BENSENVILLE SPECIAL SERVICE AREA NUMBER 4" on those individuals and entities as set forth on the attached Taxpayers Of Record list, by depositing one (1) copy addressed to each individual/entity listed on said Taxpayers Of Record list, at the address as shown thereon, in the U.S. Mail, 1<sup>st</sup> Class postage prepaid, at 20 North Wacker Drive, Chicago, Illinois, at or before 5:00 p.m. on October 1, 2010.

*Jean C. Charpentier*  
Jean C. Charpentier

Subscribed and Sworn To  
Before Me this 1<sup>st</sup> day  
of October, 2010

*Arlene R. Nemes*

Notary Public



**NOTICE OF HEARING**  
**VILLAGE OF BENSENVILLE**  
**SPECIAL SERVICE AREA NUMBER 4**

NOTICE IS HEREBY GIVEN that on October 12, 2010, at 6:05 p.m., or as soon thereafter as the business of the Village Board will permit, in the Bensenville Village Hall, Board Room, 12 South Center Street, Bensenville, Illinois, a hearing will be held by the President and Board of Trustees of the Village of Bensenville, as part of a Village Board meeting, to consider forming a special service area consisting of the following described territory:

Legal Description: THAT PART OF THE SOUTH HALF OF SECTION 2, TOWNSHIP 40 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN IN DUPAGE COUNTY, ILLINOIS BEING DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEASTERLY CORNER OF LOT 8 IN THORNDALE DISTRIBUTION PARK IN BENSENVILLE UNIT NO. 2, BEING A SUBDIVISION IN SAID SOUTH HALF OF SECTION 2, ACCORDING TO THE PLAT THEREOF RECORDED NOVEMBER 7, 1977 AS DOCUMENT NO. R77-102030, SAID SOUTHEASTERLY CORNER BEING A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF THORNDALE AVENUE; THENCE NORTHWESTERLY ALONG SAID NORTHERLY RIGHT-OF-WAY LINE TO THE SOUTHEASTERLY CORNER OF LOT 1 IN SAID THORNDALE DISTRIBUTION PARK IN SAID BENSENVILLE UNIT NO. 2; THENCE NORTHERLY ALONG THE EAST LINE OF SAID LOT 1 TO A POINT ON THE SOUTH LINE OF OUTLOT "A" IN THORNDALE DISTRIBUTION PARK IN BENSENVILLE UNIT NO. 3, BEING A SUBDIVISION SAID SOUTH HALF OF SECTION 2, ACCORDING TO THE PLAT THEREOF RECORDED OCTOBER 31, 1984 AS DOCUMENT NO. R84-88004; THENCE EASTERLY TO THE SOUTHEASTERLY CORNER OF SAID OUTLOT "A"; THENCE NORTHEASTERLY AND EASTERLY ALONG THE EASTERLY LINE OF SAID OUTLOT "A" TO THE SOUTHWEST CORNER OF OUTLOT "B" IN SAID THORNDALE DISTRIBUTION PARK IN BENSENVILLE UNIT NO. 3; THENCE EASTERLY ALONG THE SOUTH LINE OF SAID OUTLOT "B" TO THE SOUTHEAST CORNER OF SAID OUTLOT "B"; THENCE NORTHERLY ALONG THE EAST LINE OF SAID OUTLOT "B" TO A POINT ON THE NORTH LINE OF SAID SOUTH HALF OF SECTION 2; THENCE EASTERLY ALONG SAID NORTH LINE TO THE NORTHWEST CORNER OF LOT 2 IN THORNDALE DISTRIBUTION PARK IN BENSENVILLE, UNIT NO. 11, BEING A SUBDIVISION IN SAID SOUTH HALF OF SECTION 2, ACCORDING TO THE PLAT THEREOF

RECORDED AUGUST 18, 1994 AS DOCUMENT NO. R94-173467; THENCE SOUTHERLY AND SOUTHWESTERLY ALONG THE WESTERLY LINE OF SAID LOT 2 TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF SUPREME DRIVE; THENCE SOUTHERLY ALONG A STRAIGHT LINE TO A POINT ON THE WESTERLY RIGHT-OF-WAY LINE OF THOMAS DRIVE, SAID POINT BEING A POINT OF REVERSE CURVE AS DEDICATED PER DOCUMENT NO. R94-173468, RECORDED AUGUST 18, 1994; THENCE SOUTHWESTERLY AND SOUTHERLY ALONG SAID WESTERLY RIGHT-OF-WAY LINE TO THE NORTHEAST CORNER OF LOT 2 IN THORNDALE DISTRIBUTION PARK IN BENSENVILLE UNIT NO. 8, BEING A SUBDIVISION IN SAID SOUTH HALF OF SECTION 2, ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 14, 1987 AS DOCUMENT NO. R87-006314; THENCE WESTERLY ALONG THE NORTH LINE OF SAID LOT 2 TO A POINT ON THE EAST LINE OF LOT 11 IN SAID THORNDALE DISTRIBUTION PARK IN BENSENVILLE UNIT NO. 2; THENCE SOUTHERLY ALONG SAID EAST LINE TO THE SOUTHEAST CORNER OF SAID LOT 11; THENCE WESTERLY ALONG THE SOUTH LINE OF SAID LOT 11 TO THE SOUTHWEST CORNER OF SAID LOT 11; THENCE NORtherly ALONG THE WEST LINE OF SAID LOT 11 TO THE SOUTHEAST CORNER OF LOT 2 IN THORNDALE DISTRIBUTION PARK IN BENSENVILLE UNIT NO. 5, BEING A SUBDIVISION IN SAID SOUTH HALF OF SECTION 2, ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 7, 1987 AS DOCUMENT NO. R87-002244; THENCE WESTERLY ALONG THE SOUTH LINE OF SAID LOT 2 AND LOT 1 IN SAID BENSENVILLE DISTRIBUTION PARK IN BENSENVILLE UNIT NO. 8 TO A POINT ON THE EAST LINE OF LOT 4 IN SAID BENSENVILLE DISTRIBUTION PARK IN BENSENVILLE UNIT NO. 2; THENCE SOUTHERLY ALONG SAID EAST LINE AND THE EAST LINE OF SAID LOT 8 IN BENSENVILLE DISTRIBUTION PARK UNIT NO. 2 TO THE POINT OF BEGINNING.

P.I.N.s: 03-02-303-008, -010, -011, -012 and -013;  
03-02-304-010, -011 and -012; 03-02-305-001;  
03-02-400-036, -037, -038 and -042;  
03-02-402-001, -002, -012 and -013.

Street Location: Generally, those parcels abutting Supreme Drive, located North of Thorndale Avenue and West of Thomas Drive and the Northeasterly extension thereof, all in Bensenville, Illinois.

All interested persons affected by the formation of Bensenville Special Service Area Number 4 will be given an opportunity to be heard regarding the formation of and the boundaries of Special Service Area Number 4 and may object to the formation of the area, the issuance of bonds or other debt instruments, and the levy of taxes affecting said area.

The purpose of the formation of Bensenville Special Service Area Number 4 in general is to provide special street reconstruction, sanitary sewer improvements, storm sewer improvements, street lighting conduit improvements and stormwater drainage improvements services to the area.

The issuance of bonds or other debt instruments in an amount not to exceed two million eight hundred sixty-seven thousand and no/100 dollars (\$2,867,000.00) secured by the full faith and credit of said Special Service Area Number 4, at an interest rate or rates of not to exceed seven and one-half percent (7½%) per annum and to mature within twenty (20) years, will be considered at the hearing. Said bonds or other debt instruments shall be retired by the levy of a direct annual tax to pay the interest on such bonds or other debt instruments as it falls due and to discharge the principal thereof at maturity. Said tax is to be levied upon all taxable property within the proposed Special Service Area Number 4.

At the hearing, all persons affected by the formation of said Special Service Area Number 4, including all persons owning taxable real estate therein, will be given an opportunity to be heard. The hearing may be adjourned by the President and Board of Trustees to another date without further notice other than a motion to be entered upon the minutes of its meeting fixing the time and place of its adjournment and/or as otherwise required by law.

If a petition signed by at least fifty-one percent (51%) of the electors residing within Special Service Area Number 4 and by at least fifty-one percent (51%) of the owners of record of the land included within the boundaries of Special Service Area Number 4 is filed with the Village Clerk, within sixty (60) days following the final adjournment of the public hearing, objecting to the creation of Special Service Area Number 4, the levy or imposition of a tax or the issuance of bonds or other debt instruments for the provision of special services to the area, or to a proposed increase in the tax rate, said Special Service Area Number 4 may not be created, and no tax may be levied or imposed nor the rate increased.

DATED this 24<sup>th</sup> day of September, 2010.

JoEllen Ridder  
Village Clerk  
Village of Bensenville

# Village of Bensenville

## SSA #4

PIN: 03-02-303-008  
AMB INSTITUTIONAL ALLIANCE  
811 THORNDALE AVE  
BENSENVILLE IL 60106

PIN: 03-02-303-010  
AMB PROP CORP  
C/O RE TAX DEPT  
60 STATE ST NO. 1200  
BOSTON MA 02109

PIN: 03-02-303-011  
AMB PROP RE TAX CO  
60 STATE ST NO 1200  
BOSTON MA 02109

PIN: 03-02-303-012  
AMB PROP RE TAX CO  
60 STATE ST NO 1200  
BOSTON MA 02109

PIN: 03-02-303-013  
CROW HOLDINGS  
C/O LOUISE MC MILLEN  
2100 MCKINNEY AVE NO 700  
DALLAS TX 75201

PIN: 03-02-304-010  
AMB PROP RE TAX CO  
60 STATE ST NO 1200  
BOSTON MA 02109

PIN: 03-02-304-011  
AMB PROP RE TAX CO  
60 STATE ST NO 1200  
BOSTON MA 02109

PIN: 03-02-304-012  
CROW HOLDINGS  
C/O LOUISE MC MILLEN  
2100 MC KINNEY AVE NO 700  
DALLAS TX 75201

PIN: 03-02-305-001  
AMB PROP RE TAX CO  
60 STATE ST NO 1200  
BOSTON MA 02109

PIN: 03-02-400-036  
AMB PROP RE TAX CO  
60 STATE ST NO 1200  
BOSTON MA 02109

PIN: 03-02-400-037  
AMB PROP RE TAX CO  
60 STATE ST NO 1200  
BOSTON MA 02109

PIN: 03-02-400-038  
AMB PROP RE TAX CO  
60 STATE ST NO. 1200  
BOSTON MA 02109

PIN: 03-02-400-042  
AMB PROP RE TAX CO  
60 STATE ST NO 1200  
BOSTON MA 02109

PIN: 03-02-402-001  
AMB PROP RE TAX CO  
60 STATE ST NO 1200  
BOSTON MA 02109

PIN: 03-02-402-002  
AMB PROP RE TAX CO  
60 STATE ST NO. 1200  
BOSTON MA 02109

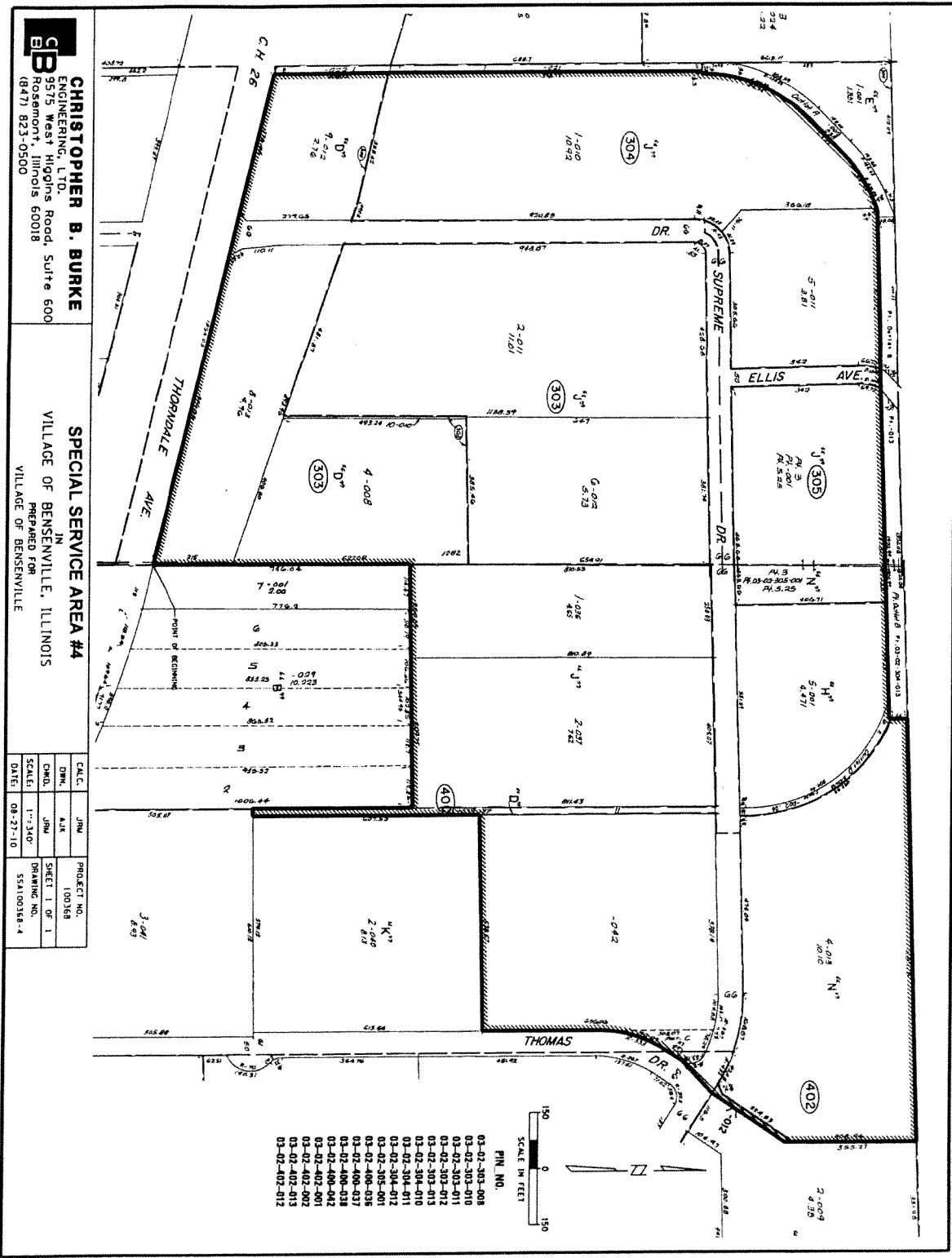
PIN: 03-02-402-012  
MP CARGO ORD PROPERTY LLC  
C/O MILLENNIUM PARTNERS  
1995 BROADWAY NO 3RD FL  
NEW YORK NY 10023

PIN: 03-02-402-013  
AMB PROP RE TAX CO  
60 STATE ST NO 1200  
BOSTON MA 02109

**Exhibit 3**

**Map of  
Village of Bensenville  
Special Service Area Number 4**

**(attached)**



ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE ESTABLISHING  
VILLAGE OF BENSENVILLE  
SPECIAL SERVICE AREA NUMBER 5**

**BE IT ORDAINED** by the President and Board of Trustees of the Village of Bensenville, DuPage and Cook Counties, Illinois, as follows:

**SECTION 1: AUTHORITY.** Village of Bensenville Special Service Area Number 5 (hereinafter "Special Service Area Number 5") is established pursuant to the provisions of Article VII, Section 7 of the Constitution of the State of Illinois; and pursuant to the provisions of the Special Service Area Tax Law, 35 ILCS 200/27-5 et seq.

**SECTION 2: FINDINGS.**

A. The question of the establishment of the area hereinafter described as a special service area was considered by the President and Board of Trustees (hereinafter the "Village Board") of the Village of Bensenville (hereinafter the "Village") pursuant to an Ordinance entitled: "An Ordinance Proposing the Establishment of Special Service Area Number 5 in the Village of Bensenville and providing for a Public Hearing and Other Procedures in Connection Therewith," adopted September 14, 2010, and was considered pursuant to a public hearing held on October 12, 2010, by the Village Board pursuant to a Newspaper Notice duly published in *The Daily Herald*, a newspaper published in the Village, at least fifteen (15) days prior to the public hearing, and pursuant to Personal Notice by mail addressed to the person or persons in whose name the general taxes for

the last preceding year were paid on each lot, block, tract or parcel of land lying within Special Service Area Number 5. Said Personal Notice by mail was given by depositing said Personal Notice in the United States mails not less than ten (10) days prior to the time set for the public hearing. In the event taxes for the last preceding year were not paid, the said Personal Notice was sent to the person last listed on the tax rolls prior to that year as the owner of said property. A Certificate of Publication of said Newspaper Notice and an Affidavit of Mailing of said Personal Notice are attached to this Ordinance as Exhibit 1 and Exhibit 2, respectively, and made part hereof. Said Newspaper Notice and Personal Notice conformed in all respects to the requirements of Section 27-25 of the Special Service Area Tax Law (35 ILCS 200/27-25).

- B.** That a public hearing on the question set forth in the Newspaper Notice and Personal Notice was held on October 12, 2010. All interested persons were given an opportunity to be heard on the question of the creation of Special Service Area Number 5, the issuance of bonds or other debt instruments by the Village to finance the costs of the proposed special services (stormwater management improvements), and the levy of an annual tax to pay the interest on said bonds or other debt instruments and the principal thereof at maturity, as set forth in the Newspaper Notice and Personal Notice. The public hearing was opened at 6:17 p.m., with final adjournment thereof at 6:20 p.m., all on October 12, 2010.

- C. That more than sixty (60) days have passed since the public hearing, and no objections to the establishment of Special Service Area Number 5 have been filed with the Village.
- D. That after considering the data, as presented at the public hearing, the Village Board finds that it is in the public interest and in the interest of Special Service Area Number 5 that said Special Service Area Number 5, as hereinafter described, be established.
- E. Said Special Service Area Number 5 is compact and contiguous and exists in an industrial and commercial area within the Village.
- F. It is in the best interest of said Special Service Area Number 5 that the furnishing of the municipal services proposed be considered for the common interests of said Special Service Area Number 5.
- G. Said Special Service Area Number 5 is zoned for industrial and commercial purposes and will benefit specially from municipal services proposed to be provided. The proposed municipal services are unique and in addition to the municipal services provided to the Village as a whole.

**SECTION 3: VILLAGE OF BENSENVILLE SPECIAL SERVICE AREA NUMBER 5 ESTABLISHED.**

A special service area to be known and designated as "Village of Bensenville Special Service Area Number 5" is hereby established and shall consist of the following described territory:

THAT PART OF THE SOUTHEAST QUARTER OF SECTION 2, TOWNSHIP 40 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN IN DUPAGE COUNTY, ILLINOIS, BEING DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF LOT 5 IN THORNDALE DISTRIBUTION PARK IN BENSENVILLE, UNIT NO. 10, BEING A SUBDIVISION IN SAID SOUTHEAST QUARTER, ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 15, 1991 AS DOCUMENT NO. R91-004837, SAID SOUTHEAST CORNER BEING A POINT ON THE NORTH RIGHT-OF-WAY LINE OF SUPREME DRIVE; THENCE WESTERLY AND NORTHWESTERLY ALONG SAID NORTH RIGHT-OF-WAY LINE TO THE SOUTHWEST CORNER OF LOT 2 IN THORNDALE DISTRIBUTION PARK IN BENSENVILLE, UNIT NO. 11, BEING A SUBDIVISION IN SAID SOUTHEAST QUARTER OF SECTION 2, ACCORDING TO THE PLAT THEREOF RECORDED AUGUST 18, 1994 AS DOCUMENT NO. R94-173467; THENCE NORTHEASTERLY AND NORTHERLY ALONG THE WESTERLY LINE OF SAID LOT 2 TO NORTHWEST CORNER OF SAID LOT 2; THENCE EASTERLY ALONG THE NORTH LINE OF SAID LOT 2 AND LOT 3 IN SAID THORNDALE DISTRIBUTION PARK IN BENSENVILLE, UNIT NO. 11 TO THE NORTHEAST CORNER OF SAID LOT 3; THENCE EASTERLY ALONG THE NORTH LINE OF SAID LOT 5 IN THORNDALE DISTRIBUTION PARK IN BENSENVILLE, UNIT NO. 10 TO A POINT ON THE WEST RIGHT-OF-WAY LINE OF YORK ROAD; THENCE SOUTHERLY ALONG SAID WEST RIGHT-OF-WAY LINE TO THE POINT OF BEGINNING.

P.I.N.s: 03-02-402-009, -010, -011 and -014.

Street Location: Generally, the North side of Supreme Drive, from Thomas Drive East to York Road, all in Bensenville, Illinois.

An accurate map of the above-described territory is attached hereto as Exhibit 3,

and made part hereof.

**SECTION 4: PURPOSE OF SPECIAL SERVICE AREA.** Special Service Area

Number 5 is established to provide special municipal services to the properties within Special Service Area Number 5 in addition to services provided to the Village generally. Included in said services shall be stormwater management improvements. Special Service Area Number 5 is also created so that the Village may issue bonds or other debt instruments, for the purposes aforesaid, payable from taxes levied on property in Special Service Area Number 5 in addition to all other Village taxes so levied.

In regard to the financing of the costs of said stormwater management improvements, the Village shall issue bonds or other debt instruments, in an amount not

to exceed two hundred thousand five hundred and no/100 dollars (\$200,500.00), to be retired over not to exceed a twenty (20) year period and to bear interest at a rate of not to exceed seven and one-half percent (7½%) per annum. Said bonds or other debt instruments shall be retired by the levy of a direct annual tax at a tax rate sufficient to pay the interest on such bonds or other debt instruments as it falls due and to discharge the principal thereof at maturity, with said tax to be levied upon all taxable property within Special Service Area Number 5 at a maximum rate not to exceed the rate necessary to pay the debt service on the aforementioned bonds or other debt instruments.

The aforementioned taxes shall be in addition to all other taxes provided by law.

**SECTION 5: EFFECTIVE DATE.** This Ordinance shall be in full force and effect from and after its adoption, approval and publication in pamphlet form as required by law. The Village Clerk is hereby directed and ordered to file a certified copy of this Ordinance with the DuPage County Clerk, and record a certified copy of this Ordinance with the DuPage County Recorder's Office, within sixty (60) days of the effective date hereof.

**ADOPTED** this 14<sup>th</sup> day of December, 2010, pursuant to a roll call vote as follows:

AYES:\_\_\_\_\_

NAYS:\_\_\_\_\_

ABSENT:\_\_\_\_\_

**APPROVED** by me this 14<sup>th</sup> day of December, 2010.

---

Frank Soto, Village President

ATTEST:

---

JoEllen Ridder, Village Clerk

Published by me in pamphlet form this 15<sup>th</sup> day of December, 2010.

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JoEllen Ridder, Village Clerk

**Exhibit 1**

**Certificate of Publication  
of Newspaper Notice**

(attached)

**Exhibit 2**

**Affidavit of Mailing  
of Personal Notice**

(attached)

**Exhibit 3**

**Map of  
Village of Bensenville  
Special Service Area Number 5**

(attached)

**Exhibit 1**

**Certificate of Publication  
of Newspaper Notice**

(attached)

NOTICE OF HEARING  
VILLAGE OF BENSENVILLE

**SPECIAL SERVICE AREA NUMBER 5**  
NOTICE IS HEREBY GIVEN that on October 12, 2010, at 6:10 p.m., or as soon thereafter as the business of the Village Board will permit, in the Bensenville Village Hall, Board Room, 12 South Center Street, Bensenville, Illinois, a hearing will be held by the President and Board of Trustees of the Village of Bensenville, as part of a Village Board meeting, to consider forming a special service area consisting of the following described territory:

Legal Description: THAT PART OF THE SOUTHEAST QUARTER OF SECTION 2, TOWNSHIP 40 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN IN DUPAGE COUNTY, ILLINOIS, BEING DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF LOT 5 IN THORNDALE DISTRIBUTION PARK IN BENSENVILLE, UNIT NO. 10, BEING A SUBDIVISION IN SAID SOUTHEAST QUARTER, ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 15, 1991 AS DOCUMENT NO. R91-004837, SAID SOUTHEAST CORNER BEING A POINT ON THE NORTH RIGHT-OF-WAY LINE OF SUPREME DRIVE, THENCE WESTERLY AND NORTHWESTERLY ALONG SAID NORTH RIGHT-OF-WAY LINE TO THE SOUTHWEST CORNER OF LOT 2 IN THORNDALE DISTRIBUTION PARK IN BENSENVILLE, UNIT NO. 11, BEING A SUBDIVISION IN SAID SOUTHEAST QUARTER OF SECTION 2, ACCORDING TO THE PLAT THEREOF RECORDED AUGUST 18, 1994 AS DOCUMENT NO. R94-173467; THENCE NORTHEASTERLY AND NORTHERLY ALONG THE WESTERLY LINE OF SAID LOT 2 TO NORTHWEST CORNER OF SAID LOT 2; THENCE EASTERLY ALONG THE NORTH LINE OF SAID LOT 2 AND LOT 3 IN SAID THORNDALE DISTRIBUTION PARK IN BENSENVILLE, UNIT NO. 11 TO THE NORTHEAST CORNER OF SAID LOT 3; THENCE EASTERLY ALONG THE NORTH LINE OF SAID LOT 3 IN THORNDALE DISTRIBUTION PARK IN BENSENVILLE, UNIT NO. 10, TO A POINT ON THE WEST RIGHT-OF-WAY LINE OF YORK ROAD; THENCE SOUTHERLY ALONG SAID WEST RIGHT-OF-WAY LINE TO THE POINT OF BEGINNING.

P.I.N.s: 03-02-402-009, -010, -011 and -014.

Street Location: Generally, the North side of Supreme Drive, from Thomas Drive East to York Road, all in Bensenville, Illinois.

All interested persons affected by the formation of Bensenville Special Service Area Number 5 will be given an opportunity to be heard regarding the formation of and the boundaries of Special Service Area Number 5 and may object to the formation of the area, the issuance of bonds or other debt instruments, and the levy of taxes affecting said area.

The purpose of the formation of Bensenville Special Service Area Number 5 in general is to provide special storm-water management improvements services to the area.

The issuance of bonds or other debt instruments in an amount not to exceed two hundred thousand five hundred and fifty dollars (\$200,500.00) secured by the full faith and credit of said Special Service Area Number 5, at an interest rate or rates of not to exceed seven and one-half percent (7 1/2%) per annum and to mature within twenty (20) years, will be considered at the hearing. Said bonds or other debt instruments shall be retired by the levy of a direct annual tax to pay the interest on such bonds or other debt instruments as it falls due and to discharge the principal thereof at maturity. Said tax is to be levied upon all taxable property within the proposed Special Service Area Number 5.

At the hearing, all persons affected by the formation of said Special Service Area Number 5, including all persons owning taxable real estate therein, will be given an opportunity to be heard. The hearing may be adjourned by the President and Board of Trustees to another date without further notice other than a motion to be entered upon the minutes of its meeting fixing the time and place of its adjournment and/or as otherwise required by law.

If a petition signed by at least fifty-one percent (51%) of the electors residing within Special Service Area Number 5 and by at least fifty-one percent (51%) of the owners of record of the land included within the boundaries of Special Service Area Number 5 is filed with the Village Clerk, within sixty (60) days following the final adjournment of the public hearing, objecting to the creation of Special Service Area Number 5, the levy or imposition of a tax or the issuance of bonds or other debt instruments for the provision of special services to the area, or to a proposed increase in the tax rate, said Special Service Area Number 5 may not be created and no tax may be levied or imposed nor the rate increased.

DATED this 24th day of September, 2010.

JoEllen Ridder, Village Clerk, Village of Bensenville  
Published in Daily Herald, Sept. 24, 2010 (4233514)S

**CERTIFICATE OF PUBLICATION**

Paddock Publications, Inc.

**Daily Herald**

Corporation organized and existing under and by virtue of the laws of the State of Illinois, DOES HEREBY CERTIFY that it is the publisher of the **DAILY HERALD**. That said **DAILY HERALD** is a secular newspaper and has been circulated daily in the Village(s) of Addison, Bensenville, Bloomingdale, Carol Stream, Glendale Heights, Glen Ellyn, Itasca, Keeneyville, Lisle, Lombard, Medinah, Naperville, Oak Brook, Oakbrook Terrace, Roselle, Villa Park, Warrenville, West Chicago, Wheaton, Winfield, Wood Dale

County(ies) of DuPage

and State of Illinois, continuously for more than one year prior to the date of the first publication of the notice hereinafter referred to and is of general circulation throughout said Village(s), County(ies) and State.

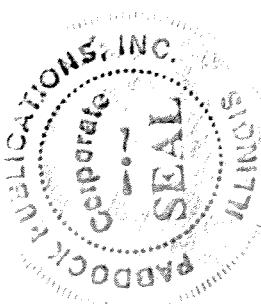
I further certify that the **DAILY HERALD** is a newspaper as defined in "an Act to revise the law in relation to notices" as amended in 1992 Illinois Compiled Statutes, Chapter 7150, Act 5, Section 1 and 5. That a notice of which the annexed printed slip is a true copy, was published September 24, 2010 in said **DAILY HERALD**.

IN WITNESS WHEREOF, the undersigned, the said PADDOCK PUBLICATIONS, Inc., has caused this certificate to be signed by, this authorized agent, at Arlington Heights, Illinois.

PADDOCK PUBLICATIONS, INC.  
DAILY HERALD NEWSPAPERS

BY Kathleen Egan  
Authorized Agent

Control # 4233514



**Exhibit 2**

**Affidavit of Mailing  
of Personal Notice**

(attached)

VILLAGE OF BENSENVILLE

SPECIAL SERVICE AREA NUMBER 5

STATE OF ILLINOIS )  
                      ) SS  
COUNTY OF COOK )

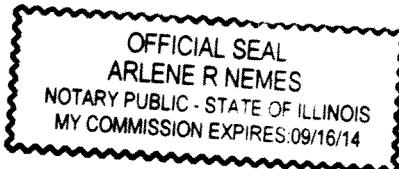
**AFFIDAVIT OF MAILING**

I, JEAN C. CHARPENTIER, being first duly sworn on oath, depose and state that I served the attached "NOTICE OF HEARING – VILLAGE OF BENSENVILLE SPECIAL SERVICE AREA NUMBER 5" on those individuals and entities as set forth on the attached Taxpayers Of Record list, by depositing one (1) copy addressed to each individual/entity listed on said Taxpayers Of Record list, at the address as shown thereon, in the U.S. Mail, 1<sup>st</sup> Class postage prepaid, at 20 North Wacker Drive, Chicago, Illinois, at or before 5:00 p.m. on October 1, 2010.

  
Jean C. Charpentier

Subscribed and Sworn To  
Before Me this 1<sup>st</sup> day  
of October, 2010

  
Arlene R. Nemes  
Notary Public



**NOTICE OF HEARING**  
**VILLAGE OF BENSENVILLE**  
**SPECIAL SERVICE AREA NUMBER 5**

NOTICE IS HEREBY GIVEN that on October 12, 2010, at 6:10 p.m., or as soon thereafter as the business of the Village Board will permit, in the Bensenville Village Hall, Board Room, 12 South Center Street, Bensenville, Illinois, a hearing will be held by the President and Board of Trustees of the Village of Bensenville, as part of a Village Board meeting, to consider forming a special service area consisting of the following described territory:

Legal Description: THAT PART OF THE SOUTHEAST QUARTER OF SECTION 2, TOWNSHIP 40 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN IN DUPAGE COUNTY, ILLINOIS, BEING DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF LOT 5 IN THORNDALE DISTRIBUTION PARK IN BENSENVILLE, UNIT NO. 10, BEING A SUBDIVISION IN SAID SOUTHEAST QUARTER, ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 15, 1991 AS DOCUMENT NO. R91-004837, SAID SOUTHEAST CORNER BEING A POINT ON THE NORTH RIGHT-OF-WAY LINE OF SUPREME DRIVE; THENCE WESTERLY AND NORTHWESTERLY ALONG SAID NORTH RIGHT-OF-WAY LINE TO THE SOUTHWEST CORNER OF LOT 2 IN THORNDALE DISTRIBUTION PARK IN BENSENVILLE, UNIT NO. 11, BEING A SUBDIVISION IN SAID SOUTHEAST QUARTER OF SECTION 2, ACCORDING TO THE PLAT THEREOF RECORDED AUGUST 18, 1994 AS DOCUMENT NO. R94-173467; THENCE NORTHEASTERLY AND NORtherly ALONG THE WESTERLY LINE OF SAID LOT 2 TO NORTHWEST CORNER OF SAID LOT 2; THENCE EASTERLY ALONG THE NORTH LINE OF SAID LOT 2 AND LOT 3 IN SAID THORNDALE DISTRIBUTION PARK IN BENSENVILLE, UNIT NO. 11 TO THE NORTHEAST CORNER OF SAID LOT 3; THENCE EASTERLY ALONG THE NORTH LINE OF SAID LOT 5 IN THORNDALE DISTRIBUTION PARK IN BENSENVILLE, UNIT NO. 10 TO A POINT ON THE WEST RIGHT-OF-WAY LINE OF YORK ROAD; THENCE SOUTHERLY ALONG SAID WEST RIGHT-OF-WAY LINE TO THE POINT OF BEGINNING.

P.I.N.s: 03-02-402-009, -010, -011 and -014.

Street Location: Generally, the North side of Supreme Drive, from Thomas Drive East to York Road, all in Bensenville, Illinois.

All interested persons affected by the formation of Bensenville Special Service Area Number 5 will be given an opportunity to be heard regarding the formation of and the boundaries of Special Service Area Number 5 and may object to the formation of the area, the issuance of bonds or other debt instruments, and the levy of taxes affecting said area.

The purpose of the formation of Bensenville Special Service Area Number 5 in general is to provide special stormwater management improvements services to the area.

The issuance of bonds or other debt instruments in an amount not to exceed two hundred thousand five hundred and no/100 dollars (\$200,500.00) secured by the full faith and credit of said Special Service Area Number 5, at an interest rate or rates of not to exceed seven and one-half percent (7½%) per annum and to mature within twenty (20) years, will be considered at the hearing. Said bonds or other debt instruments shall be retired by the levy of a direct annual tax to pay the interest on such bonds or other debt instruments as it falls due and to discharge the principal thereof at maturity. Said tax is to be levied upon all taxable property within the proposed Special Service Area Number 5.

At the hearing, all persons affected by the formation of said Special Service Area Number 5, including all persons owning taxable real estate therein, will be given an opportunity to be heard. The hearing may be adjourned by the President and Board of Trustees to another date without further notice other than a motion to be entered upon the minutes of its meeting fixing the time and place of its adjournment and/or as otherwise required by law.

If a petition signed by at least fifty-one percent (51%) of the electors residing within Special Service Area Number 5 and by at least fifty-one percent (51%) of the owners of record of the land included within the boundaries of Special Service Area Number 5 is filed with the Village Clerk, within sixty (60) days following the final adjournment of the public hearing, objecting to the creation of Special Service Area Number 5, the levy or imposition of a tax or the issuance of bonds or other debt instruments for the provision of special services to the area, or to a proposed increase in the tax rate, said Special Service Area Number 5 may not be created, and no tax may be levied or imposed nor the rate increased.

DATED this 24<sup>th</sup> day of September, 2010.

JoEllen Ridder  
Village Clerk  
Village of Bensenville

# **Village of Bensenville**

## **SSA #5**

PIN: 03-02-402-009  
MP CARGO ORD PROPERTY LLC  
C/O MILLENNIUM PROPERTY LLC  
1995 BROADWAY NO 3RD FL  
NEW YORK NY 10023

PIN: 03-02-402-010  
VIP THORNDALE LLC  
C/O DARWIN REALTY  
970 N OAK LAWN AVE NO 100  
ELMHURST IL 60126

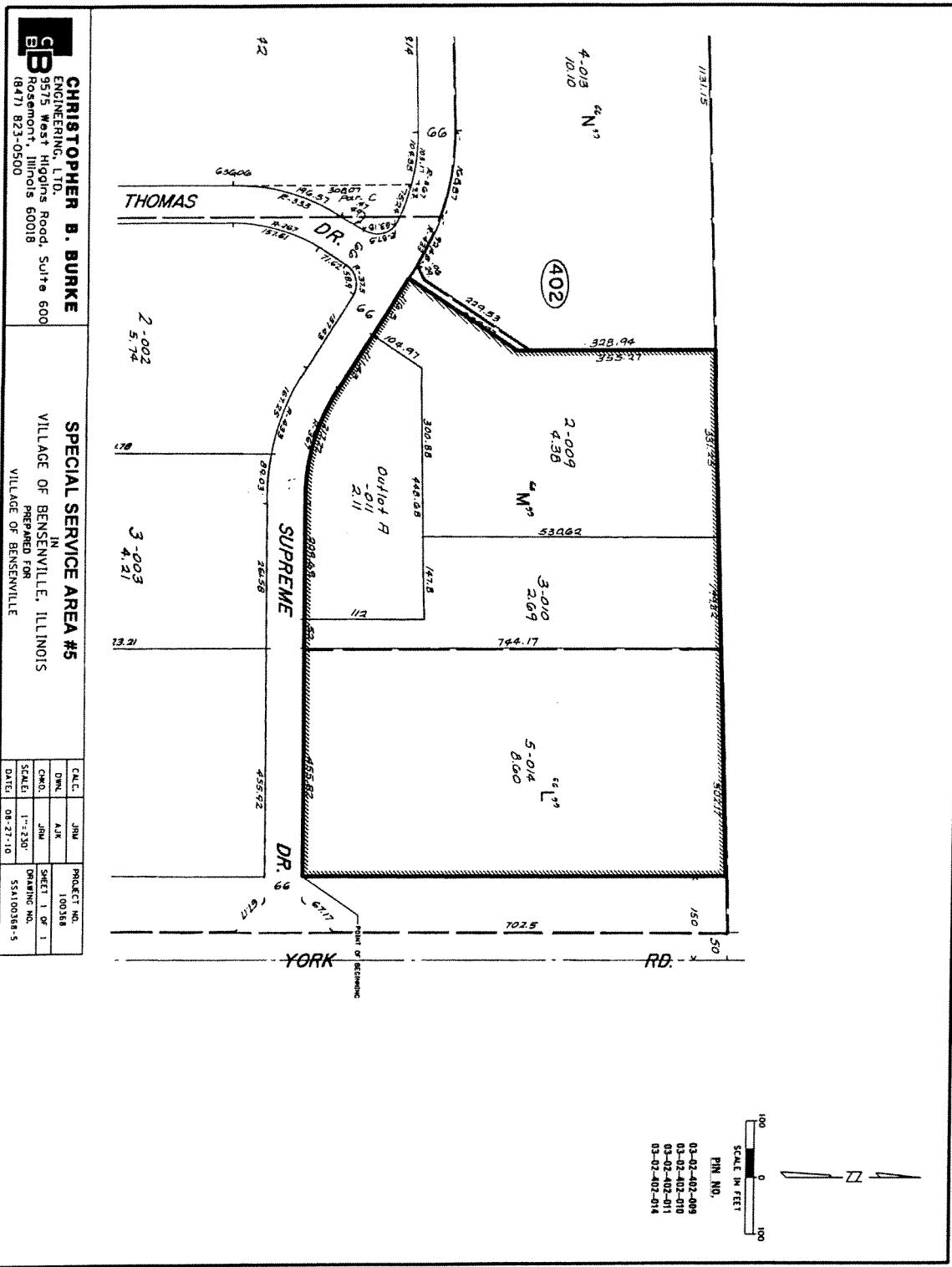
PIN: 03-02-402-011  
THORNDALE BUSINESS PARK  
C/O TAYLOR DOHERTY  
2 OLIVER ST NO 8TH  
BOSTON MA 02109

PIN: 03-02-402-014  
MULTI TRANS SERVICES INC  
2767 SIOUX TR  
GLENVIEW IL 60025

**Exhibit 3**

**Map of  
Village of Bensenville  
Special Service Area Number 5**

(attached)



ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE ESTABLISHING  
VILLAGE OF BENSENVILLE  
SPECIAL SERVICE AREA NUMBER 6**

**BE IT ORDAINED** by the President and Board of Trustees of the Village of Bensenville, DuPage and Cook Counties, Illinois, as follows:

**SECTION 1: AUTHORITY.** Village of Bensenville Special Service Area Number 6 (hereinafter "Special Service Area Number 6") is established pursuant to the provisions of Article VII, Section 7 of the Constitution of the State of Illinois; and pursuant to the provisions of the Special Service Area Tax Law, 35 ILCS 200/27-5 et seq.

**SECTION 2: FINDINGS.**

A. The question of the establishment of the area hereinafter described as a special service area was considered by the President and Board of Trustees (hereinafter the "Village Board") of the Village of Bensenville (hereinafter the "Village") pursuant to an Ordinance entitled: "An Ordinance Proposing the Establishment of Special Service Area Number 6 in the Village of Bensenville and providing for a Public Hearing and Other Procedures in Connection Therewith," adopted September 14, 2010, and was considered pursuant to a public hearing held on October 12, 2010, by the Village Board pursuant to a Newspaper Notice duly published in *The Daily Herald*, a newspaper published in the Village, at least fifteen (15) days prior to the public hearing, and pursuant to Personal Notice by mail

addressed to the person or persons in whose name the general taxes for the last preceding year were paid on each lot, block, tract or parcel of land lying within Special Service Area Number 6. Said Personal Notice by mail was given by depositing said Personal Notice in the United States mails not less than ten (10) days prior to the time set for the public hearing. In the event taxes for the last preceding year were not paid, the said Personal Notice was sent to the person last listed on the tax rolls prior to that year as the owner of said property. A Certificate of Publication of said Newspaper Notice and an Affidavit of Mailing of said Personal Notice are attached to this Ordinance as Exhibit 1 and Exhibit 2, respectively, and made part hereof. Said Newspaper Notice and Personal Notice conformed in all respects to the requirements of Section 27-25 of the Special Service Area Tax Law (35 ILCS 200/27-25).

- B.** That a public hearing on the question set forth in the Newspaper Notice and Personal Notice was held on October 12, 2010. All interested persons were given an opportunity to be heard on the question of the creation of Special Service Area Number 6, the issuance of bonds or other debt instruments by the Village to finance the costs of the proposed special services (stormwater management improvements), and the levy of an annual tax to pay the interest on said bonds or other debt instruments and the principal thereof at maturity, as set forth in the Newspaper Notice and Personal Notice. The public hearing was opened at 6:21 p.m., with final adjournment thereof at 6:37 p.m., all on October 12, 2010.

- C. That on October 26, 2010, at the first regular Village Board meeting following the final adjournment of the public hearing referenced in subsection B above, the Village Board adopted Ordinance No. 81-2010, entitled, "An Ordinance Deleting Certain Properties from Proposed Bensenville Special Service Area Number 6," which deleted the property commonly known as 1135 Industrial Drive, Bensenville, Illinois (P.I.N. 03-11-100-026) from Special Service Area Number 6; a copy of said Ordinance No. 81-2010 being attached hereto as Exhibit 3 and made part hereof.
- D. That more than sixty (60) days have passed since the public hearing, and no objections to the establishment of Special Service Area Number 6 have been filed with the Village.
- E. That after considering the data, as presented at the public hearing, the Village Board finds that it is in the public interest and in the interest of Special Service Area Number 6 that said Special Service Area Number 6, as hereinafter described, be established.
- F. Said Special Service Area Number 6 is compact and contiguous and exists in an industrial area within the Village.
- G. It is in the best interest of said Special Service Area Number 6 that the furnishing of the municipal services proposed be considered for the common interests of said Special Service Area Number 6.
- H. Said Special Service Area Number 6 is zoned for industrial purposes and will benefit specially from municipal services proposed to be provided.

The proposed municipal services are unique and in addition to the municipal services provided to the Village as a whole.

**SECTION 3: VILLAGE OF BENSENVILLE SPECIAL SERVICE AREA NUMBER 6 ESTABLISHED.**

A special service area to be known and designated as "Village of Bensenville Special Service Area Number 6" is hereby established and shall consist of the following described territory:

THAT PART OF THE SOUTH HALF OF SECTION 2 AND THE NORTH HALF OF SECTION 11, TOWNSHIP 40 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN IN DUPAGE COUNTY, ILLINOIS, BEING DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF LOT 14 IN O'HARE METROPOLITAN INDUSTRIAL DISTRICT SUBDIVISION, BEING A SUBDIVISION IN SAID NORTH HALF OF SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED JULY 20, 1970 AS DOCUMENT NO. R70-24289, SAID SOUTHWEST CORNER BEING A POINT ON THE EAST RIGHT-OF-WAY LINE OF ROBERT KINGERY HIGHWAY (A.K.A. IL ROUTE 83); THENCE NORTHERLY ALONG SAID EAST RIGHT-OF-WAY LINE TO THE NORTHWEST CORNER OF LOT 1 IN O'HARE WEST INDUSTRIAL PLAZA SUBDIVISION, BEING A SUBDIVISION IN SAID SOUTH HALF OF SECTION 2 AND NORTH HALF OF SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED APRIL 19, 1971 AS DOCUMENT NO. R71-16332; THENCE EASTERLY ALONG THE NORTH LINE OF SAID LOT 1 AND LOT 2 IN SAID O'HARE WEST INDUSTRIAL PLAZA SUBDIVISION TO A POINT ON A LINE 142 FEET EAST OF AND PARALLEL WITH THE WEST LINE OF SAID LOT 2; THENCE SOUTHERLY ALONG SAID PARALLEL LINE TO A POINT ON THE NORTH RIGHT-OF-WAY LINE OF BRYN MAWR AVENUE; THENCE EASTERLY ALONG SAID NORTH RIGHT-OF-WAY LINE TO A POINT ON THE WEST LINE OF LOT 3 IN SAID O'HARE WEST INDUSTRIAL PLAZA SUBDIVISION; THENCE NORTHERLY ALONG SAID WEST LINE TO THE NORTHWEST CORNER OF SAID LOT 3; THENCE EASTERLY ALONG SAID NORTH LINE TO THE NORTHEAST CORNER OF SAID LOT 3, SAID NORTHEAST CORNER BEING A POINT ON THE WEST LINE OF LOT 3 IN THORNDALE DISTRIBUTION PARK SUBDIVISION, BEING A SUBDIVISION IN SAID NORTH HALF OF SECTION 11 AND SOUTH HALF OF SECTION 2, ACCORDING TO THE PLAT THEREOF RECORDED SEPTEMBER 4, 1974 AS DOCUMENT NO. R74-45804; THENCE NORTHERLY ALONG SAID

WEST LINE TO THE NORTHERLY LINE OF SAID LOT 3; THENCE SOUTHEASTERLY, SOUTHERLY AND EASTERLY ALONG SAID NORTHERLY LINE TO THE NORTHEAST CORNER OF SAID LOT 3, SAID NORTHEAST CORNER BEING A POINT ON THE WEST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 11; THENCE NORTHERLY ALONG SAID WEST LINE TO THE NORTHWEST CORNER OF SAID NORTHEAST QUARTER; THENCE EASTERLY ALONG THE NORTH LINE OF SAID NORTHEAST QUARTER TO THE SOUTHEAST CORNER OF LOT 6 IN RIZZI SUBDIVISION, BEING A SUBDIVISION IN SAID SOUTH HALF OF SECTION 2 AND NORTH HALF OF SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED MARCH 14, 1983 AS DOCUMENT NO. R83-13787; THENCE NORTHERLY ALONG THE EAST LINE OF SAID LOT 6 TO A POINT ON THE SOUTH LINE OF THE LAND DESCRIBED IN DOCUMENT NO. R2006-199429, RECORDED OCTOBER 16, 2006; THENCE EASTERLY ALONG SAID SOUTH LINE TO A POINT ON THE EAST LINE OF THE LAND DESCRIBED BY SAID DOCUMENT NO. R2006-199429; THENCE NORTHERLY ALONG SAID EAST LINE TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY LINE OF THORNDALE AVENUE; THENCE SOUTHEASTERLY ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE TO A POINT ON THE WEST LINE OF KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION, BEING A SUBDIVISION IN SAID SOUTH HALF OF SECTION 2 AND NORTH HALF OF SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 20, 1967 AS DOCUMENT NO. R67-2065; THENCE SOUTHERLY ALONG SAID WEST LINE TO A POINT ON THE NORTH LINE OF LOT 32 IN SAID KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION; THENCE WESTERLY ALONG SAID NORTH LINE AND WESTERLY EXTENSION THEREOF TO A POINT ON THE WESTERLY RIGHT-OF-WAY LINE OF THE CHICAGO, MILWAUKEE, ST. PAUL AND PACIFIC RAILROAD (SAID POINT BEING 35 FEET WEST OF THE NORTHWEST CORNER OF SAID LOT 32); THENCE SOUTHERLY AND SOUTHWESTERLY ALONG SAID WESTERLY RIGHT-OF-WAY LINE TO THE SOUTHEASTERLY CORNER OF LOT 3 IN THE RESUBDIVISION OF O'HARE METROPOLITAN INDUSTRIAL DISTRICT, BEING A RESUBDIVISION IN SAID NORTH HALF OF SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED SEPTEMBER 22, 1971 AS DOCUMENT NO. R71-48344; THENCE WESTERLY ALONG THE SOUTH LINE OF SAID LOT 3 TO THE NORTHEAST CORNER OF LOT 2 IN SAID RESUBDIVISION; THENCE SOUTHERLY ALONG THE EAST LINE OF SAID LOT 2 TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF SAID CHICAGO, MILWAUKEE, ST. PAUL AND PACIFIC RAILROAD; THENCE WESTERLY, NORTHERLY AND WESTERLY ALONG SAID NORTHERLY RIGHT-OF-WAY LINE TO A POINT ON THE EAST RIGHT-OF-WAY LINE OF COUNTRY CLUB DRIVE; THENCE

NORTHERLY ALONG SAID EAST RIGHT-OF-WAY LINE AND NORTHERLY EXTENSION THEREOF TO A POINT ON THE NORTH RIGHT-OF-WAY LINE OF FAIRWAY DRIVE; THENCE WESTERLY ALONG SAID NORTH RIGHT-OF-WAY LINE TO THE POINT OF BEGINNING.

EXCEPTING THEREFROM THE NORTH 165 FEET OF THE WEST 205.76 FEET OF LOT 24 IN O'HARE WEST INDUSTRIAL PLAZA SUBDIVISION, BEING A SUBDIVISION IN SAID NORTH HALF OF SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED APRIL 26, 1971 AS DOCUMENT NO. R71-16332;

ALSO, EXCEPTING THAT PART OF LOT 14 IN SAID O'HARE WEST INDUSTRIAL PLAZA SUBDIVISION LYING WEST OF AND ADJOINING THE EAST 10 FEET OF SAID LOT 14, AND LYING EAST OF AND ADJOINING THE WEST 145 FEET OF SAID LOT 14.

P.I.N.s: 03-02-301-003, -004, -010 and 011; 03-11-100-007, -008, -010, -011, -012, -014, -015, -016, -022, -023, -024 and -025; 03-11-101-009, -011, -012, -014, -015, -017, -018, -019, -020, -021 and -022; 03-11-102-008, -009, -011, -016, -018, -019, -020, -021, -022, -024, -025, -026, -027, -029, -030, -032, -033, -034, -035, -037, -039, -043, -044, -045, -046, -048, -050, -051, -052, -054, -058, -059, -060, -061, -062, -063, -064, -065, -066 and -067; 03-11-103-009 and -011; 03-11-105-010, -011, -014, -017, -018, -019, -020 and -021; 03-11-200-002, -031, -033, -034, -036, -037, -038, -039, -040, -041, -042, -043 and -044.

Street Location: Generally, those parcels abutting Bryn Mawr Avenue, from Illinois Route 83 East to Birginal Street (except the two parcels on the North side of Bryn Mawr Avenue, just before its intersection with Birginal Street); those parcels abutting Birginal Street, from Bryn Mawr Avenue South to Industrial Drive; those parcels abutting Industrial Drive, East of Illinois Route 83 (except the second parcel East of Route 83 on the North side of Industrial Drive); those parcels abutting the North side of Fairway Drive, from Illinois Route 83 East to Country Club Drive; those parcels abutting Fairway Drive, East of Country Club Drive (except the four parcels at the Southeast corner of Industrial Drive and Fairway Drive); and those parcels abutting the South side of the Southerly portion of that portion of Supreme Drive located South of Thorndale Avenue, all in Bensenville, Illinois.

An accurate map of the above-described territory is attached hereto as Exhibit 4,

and made part hereof.

**SECTION 4: PURPOSE OF SPECIAL SERVICE AREA.** Special Service Area

Number 6 is established to provide special municipal services to the properties within Special Service Area Number 6 in addition to services provided to the Village generally. Included in said services shall be stormwater management improvements. Special Service Area Number 6 is also created so that the Village may issue bonds or other debt instruments, for the purposes aforesaid, payable from taxes levied on property in Special Service Area Number 6 in addition to all other Village taxes so levied.

In regard to the financing of the costs of said stormwater management improvements, the Village shall issue bonds or other debt instruments, in an amount not to exceed one million nine hundred forty-seven thousand and no/100 dollars (\$1,947,000.00), to be retired over not to exceed a twenty (20) year period and to bear interest at a rate of not to exceed seven and one-half percent (7½%) per annum. Said bonds or other debt instruments shall be retired by the levy of a direct annual tax at a tax rate sufficient to pay the interest on such bonds or other debt instruments as it falls due and to discharge the principal thereof at maturity, with said tax to be levied upon all taxable property within Special Service Area Number 6 at a maximum rate not to exceed the rate necessary to pay the debt service on the aforementioned bonds or other debt instruments.

The aforementioned taxes shall be in addition to all other taxes provided by law.

**SECTION 5: EFFECTIVE DATE.** This Ordinance shall be in full force and effect from and after its adoption, approval and publication in pamphlet form as required by law. The Village Clerk is hereby directed and ordered to file a certified copy of this Ordinance with the DuPage County Clerk, and record a certified copy of this Ordinance

with the DuPage County Recorder's Office, within sixty (60) days of the effective date hereof.

**ADOPTED** this 14<sup>th</sup> day of December, 2010, pursuant to a roll call vote as follows:

AYES: \_\_\_\_\_

NAYS: \_\_\_\_\_

ABSENT: \_\_\_\_\_

**APPROVED** by me this 14<sup>th</sup> day of December, 2010.

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Frank Soto, Village President

ATTEST:

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JoEllen Ridder, Village Clerk

Published by me in pamphlet form this 15<sup>th</sup> day of December, 2010.

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JoEllen Ridder, Village Clerk

**Exhibit 1**

**Certificate of Publication  
of Newspaper Notice**

(attached)

**Exhibit 2**

**Affidavit of Mailing  
of Personal Notice**

(attached)

**Exhibit 3**

**Bensenville Ordinance No. 81-2010, Entitled,  
“An Ordinance Deleting Certain Properties From  
Proposed Bensenville Special Service Area Number 6”**

(attached)

**Exhibit 4**

**Map of  
Village of Bensenville  
Special Service Area Number 6**

(attached)

**Exhibit 1**

**Certificate of Publication  
of Newspaper Notice**

(attached)

## NOTICE OF HEARING

VILLAGE OF BENSENVILLE

SPECIAL SERVICE AREA NUMBER 6

NOTICE IS HEREBY GIVEN that on October 12, 2010, at 6:15 p.m., or as soon thereafter as the business of the Village Board will permit, in the Bensenville Village Hall, Board Room, 12 South Center Street, Bensenville, Illinois, a hearing will be held by the President and Board of Trustees of the Village of Bensenville, as part of a Village Board meeting, to consider forming a special service area consisting of the following described territory:

Legal Description: THAT PART OF THE SOUTH HALF OF SECTION 2 AND THE NORTH HALF OF SECTION 11, TOWNSHIP 40 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN IN DUPAGE COUNTY, ILLINOIS, BEING DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF LOT 14 IN O'HARE METROPOLITAN INDUSTRIAL DISTRICT SUBDIVISION, BEING A SUBDIVISION IN SAID NORTH HALF OF SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED JULY 10, 1970 AS DOCUMENT NO. R70-4289, SAID SOUTHWEST CORNER BEING A POINT ON THE EAST RIGHT-OF-WAY LINE OF ROBERT KINGERY HIGHWAY (K.A. & L. ROUTE #3); THENCE NORTHERLY ALONG SAID EAST RIGHT-OF-WAY LINE TO THE NORTHWEST CORNER OF LOT 1 IN O'HARE WEST INDUSTRIAL PLAZA SUBDIVISION, BEING A SUBDIVISION IN SAID SOUTH HALF OF SECTION 2 AND NORTH HALF OF SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED APRIL 19, 1971 AS DOCUMENT NO. R71-16332; THENCE EASTERLY ALONG THE NORTH LINE OF SAID LOT 1 AND LOT 2 IN SAID O'HARE WEST INDUSTRIAL PLAZA SUBDIVISION TO A POINT ON THE LINE 142 FEET EAST OF AND PARALLEL WITH THE WEST LINE OF SAID LOT 2; THENCE SOUTHERLY ALONG SAID PARALLEL LINE TO A POINT ON THE NORTH RIGHT-OF-WAY LINE OF BRYN MAWR AVENUE; THENCE EASTERLY ALONG SAID NORTH RIGHT-OF-WAY LINE TO A POINT ON THE WEST LINE OF LOT 3 IN SAID O'HARE WEST INDUSTRIAL PLAZA SUBDIVISION; THENCE NORTHERLY ALONG SAID WEST LINE TO THE NORTHWEST CORNER OF SAID LOT 3; THENCE EASTERLY ALONG SAID NORTH LINE TO THE NORTHEAST CORNER OF SAID LOT 3, SAID NORTHEAST CORNER BEING A POINT ON THE WEST LINE OF LOT 3 IN THORNDALE DISTRIBUTION PARK SUBDIVISION, BEING A SUBDIVISION IN SAID NORTH HALF OF SECTION 11 AND SOUTH HALF OF SECTION 2, ACCORDING TO THE PLAT THEREOF RECORDED SEPTEMBER 4, 1974 AS DOCUMENT NO. R74-45804; THENCE NORTHERLY ALONG SAID WEST LINE TO THE NORTHERLY LINE OF SAID LOT 3; THENCE SOUTHEASTERLY, SOUTHERLY AND EASTERLY ALONG SAID NORTHERLY LINE TO THE NORTHEAST CORNER OF SAID LOT 3, SAID NORTHEAST CORNER BEING A POINT ON THE WEST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 11; THENCE NORTHERLY ALONG SAID WEST LINE TO THE NORTHERLY CORNER OF SAID NORTHEAST QUARTER; THENCE EASTERLY ALONG THE NORTH LINE OF SAID NORTHEAST QUARTER TO THE SOUTHEAST CORNER OF LOT 6 IN RIZZI SUBDIVISION, BEING A SUBDIVISION IN SAID SOUTH HALF OF SECTION 2 AND NORTH HALF OF SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED MARCH 14, 1989 AS DOCUMENT NO. R83-1287; THENCE NORTHERLY ALONG THE EAST LINE OF SAID LOT 6 TO A POINT ON THE SOUTH LINE OF THE LAND DESCRIBED IN DOCUMENT NO. R2006-199429, RECORDED OCTOBER 16, 2006; THENCE EASTERLY ALONG SAID SOUTH LINE TO A POINT ON THE EAST LINE OF THE LAND DESCRIBED BY SAID DOCUMENT NO. R2006-199429; THENCE NORTHERLY ALONG SAID EAST LINE TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY LINE OF THORNDALE AVENUE; THENCE SOUTHEASTERLY ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE TO A POINT ON THE WEST LINE OF KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION, BEING A SUBDIVISION IN SAID SOUTH HALF OF SECTION 2 AND NORTH HALF OF SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 20, 1967 AS DOCUMENT NO. R67-2065; THENCE SOUTHERLY ALONG SAID WEST LINE TO A POINT ON THE NORTH LINE OF LOT 32 IN SAID KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION; THENCE WESTERLY ALONG SAID NORTH LINE AND WESTERLY EXTENSION THEREOF TO A POINT ON THE WESTERLY RIGHT-OF-WAY LINE OF THE CHICAGO, MILWAUKEE, ST. PAUL AND PACIFIC RAILROAD (SAID POINT BEING 35 FEET WEST OF THE NORTHWEST CORNER OF SAID LOT 32); THENCE SOUTHERLY AND SOUTHWESTERLY ALONG SAID WESTERLY RIGHT-OF-WAY LINE TO THE SOUTHWESTERLY CORNER OF LOT 3 IN THE RESUBDIVISION OF O'HARE METROPOLITAN INDUSTRIAL DISTRICT, BEING A RESUBDIVISION IN SAID NORTH HALF OF SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED SEPTEMBER 22, 1971 AS DOCUMENT NO. R71-4834; THENCE WESTERLY ALONG THE SOUTHERLY LINE OF SAID LOT 3 TO THE NORTHEAST CORNER OF LOT 2 IN SAID RESUBDIVISION; THENCE SOUTHERLY ALONG THE EAST LINE OF SAID LOT 2 TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF SAID CHICAGO, MILWAUKEE, ST. PAUL AND PACIFIC RAILROAD; THENCE WESTERLY, NORTHERLY AND WESTERLY ALONG SAID NORTHERLY RIGHT-OF-WAY LINE TO A POINT ON THE EAST RIGHT-OF-WAY LINE OF COUNTRY CLUB DRIVE; THENCE NORTHERLY ALONG SAID EAST RIGHT-OF-WAY LINE AND NORTHERLY EXTENSION THEREOF TO A POINT ON THE NORTH RIGHT-OF-WAY LINE OF FAIRWAY DRIVE; THENCE WESTERLY ALONG SAID NORTH RIGHT-OF-WAY LINE TO THE POINT OF BEGINNING.

EXCEPTING THEREFROM THE NORTH 165 FEET OF THE WEST 205.76 FEET OF LOT 24 IN O'HARE WEST INDUSTRIAL PLAZA SUBDIVISION, BEING A SUBDIVISION IN SAID NORTH HALF OF SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED APRIL 26, 1971 AS DOCUMENT NO. R71-16332.

P.I.N.s: 03-02-301-003-.004, -010 and 011; 03-11-100-007-.008, -010, -011, -012, -014, -015, -016, -022, -023, -024, -025 and -026; 03-11-101-009-.011, -012, -014, -015, -017, -018, -019, -020, -021 and -022; 03-11-102-008-.009, -011, -016, -018, -019, -020, -021, -022, -024, -025, -026, -027, -029, -030, -032, -033, -034, -035, -037, -039, -043, -044, -046, -045, -046, -050, -051, -052, -054, -058, -059, -060, -061, -062, -063, -064, -065, -066 and -067; 03-11-103-009 and -011; 03-11-105-010, -011, -014, -017, -018, -019, -020 and -021; 03-11-200-002, -031, -033, -034, -036, -037, -038, -039, -040, -041, -042, -043 and -044.

Street Location: Generally, those parcels abutting Bryn Mawr Avenue, from Illinois Route 83 East to Birginal Street (except the two parcels on the North side of Bryn Mawr Avenue, just before its intersection with Birginal Street); those parcels abutting Birginal Street, from Bryn Mawr Avenue South to Industrial Drive; those parcels abutting Industrial Drive, East of Illinois Route 83; those parcels abutting the North side of Fairway Drive, from Illinois Route 83 East to Country Club Drive; those parcels abutting Fairway Drive, East of Country Club Drive (except the four parcels at the Southeast corner of Industrial Drive and Fairway Drive); and those parcels abutting the South side of the Southwesterly portion of that portion of Supreme Drive located South of Thordale Avenue, all in Bensenville, Illinois.

All interested persons affected by the formation of Bensenville Special Service Area Number 6 will be given an opportunity to be heard regarding the formation of and the boundaries of Special Service Area Number 6 and may object to the formation of the area, the issuance of bonds or other debt instruments, and the levy of taxes affecting said area.

The purpose of the formation of Bensenville Special Service Area Number 6 in general is to provide special stormwater management improvements services to the area.

The issuance of bonds or other debt instruments in an amount not to exceed one million nine hundred forty-seven thousand and no/100 dollars (\$1,947,000.00) secured by the full faith and credit of said Special Service Area Number 6, at an interest rate or rates of not to exceed seven and one-half percent (7 1/2%) per annum and to mature within twenty (20) years, will be considered at the hearing. Said bonds or other debt instruments shall be retired by the levy of a direct annual tax to pay the interest on such bonds or other debt instruments as it falls due and to discharge the principal thereof at maturity. Said tax is to be levied upon all taxable property within the proposed Special Service Area Number 6.

At the hearing, all persons affected by the formation of said Special Service Area Number 6, including all persons owning taxable real estate therein, will be given an opportunity to be heard. The hearing may be adjourned by the President and Board of Trustees to another date without further notice other than a motion to be entered upon the minutes of its meeting fixing the time and place of its adjournment and/or as otherwise required by law.

If a petition signed by at least fifty-one percent (51%) of the electors residing within Special Service Area Number 6 and by at least fifty-one percent (51%) of the owners of record of the land included within the boundaries of Special Service Area Number 6 is filed with the Village Clerk, within sixty (60) days following the final adjournment of the public hearing, objecting to the creation of Special Service Area Number 6, the levy or imposition of a tax or the issuance of bonds or other debt instruments for the provision of special services to the area, or to a proposed increase in the tax rate, said Special Service Area Number 6 may not be created, and no tax may be levied or imposed nor the rate increased.

DATED this 24th day of September, 2010.

JoEllen Ridder, Village Clerk, Village of Bensenville

Published in Daily Herald, Sept. 24, 2010 (4233515)

## CERTIFICATE OF PUBLICATION

Paddock Publications, Inc.

# Daily Herald

Corporation organized and existing under and by virtue of the laws of the State of Illinois, DOES HEREBY CERTIFY that it is the publisher of the **DAILY HERALD**. That said **DAILY HERALD** is a secular newspaper and has been circulated daily in the Village(s) of Addison, Bensenville, Bloomingdale, Carol Stream, Glendale Heights, Glen Ellyn, Itasca, Keeneyville, Lisle, Lombard, Medinah, Naperville, Oak Brook, Oakbrook Terrace, Roselle, Villa Park, Warrenville, West Chicago, Wheaton, Winfield, Wood Dale

### County(ies) of DuPage

and State of Illinois, continuously for more than one year prior to the date of the first publication of the notice hereinafter referred to and is of general circulation throughout said Village(s), County(ies) and State.

I further certify that the **DAILY HERALD** is a newspaper as defined in "an Act to revise the law in relation to notices" as amended in 1992 Illinois Compiled Statutes, Chapter 7150, Act 5, Section 1 and 5. That a notice of which the annexed printed slip is a true copy, was published September 24, 2010 in said **DAILY HERALD**.

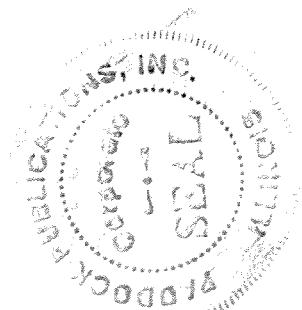
IN WITNESS WHEREOF, the undersigned, the said PADDOCK PUBLICATIONS, Inc., has caused this certificate to be signed by, this authorized agent, at Arlington Heights, Illinois.

PADDOCK PUBLICATIONS, INC.

DAILY HERALD NEWSPAPERS

BY *Kathleen Epler*  
Authorized Agent

Control # 4233515



**Exhibit 2**

**Affidavit of Mailing  
of Personal Notice**

(attached)

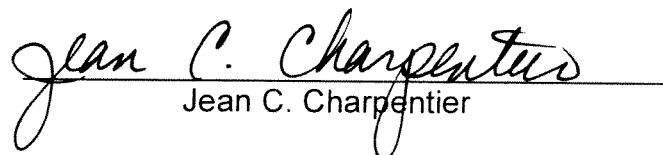
VILLAGE OF BENSENVILLE

SPECIAL SERVICE AREA NUMBER 6

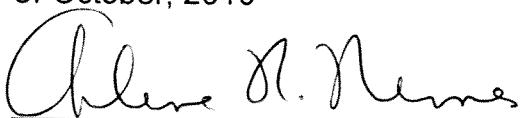
STATE OF ILLINOIS )  
                         ) SS  
COUNTY OF COOK )

**AFFIDAVIT OF MAILING**

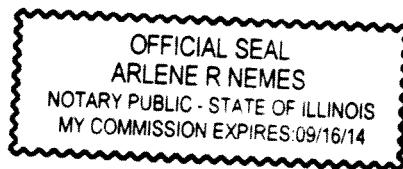
I, JEAN C. CHARPENTIER, being first duly sworn on oath, depose and state that I served the attached "NOTICE OF HEARING – VILLAGE OF BENSENVILLE SPECIAL SERVICE AREA NUMBER 6" on those individuals and entities as set forth on the attached Taxpayers Of Record list, by depositing one (1) copy addressed to each individual/entity listed on said Taxpayers Of Record list, at the address as shown thereon, in the U.S. Mail, 1<sup>st</sup> Class postage prepaid, at 20 North Wacker Drive, Chicago, Illinois, at or before 5:00 p.m. on October 1, 2010.

  
Jean C. Charpentier

Subscribed and Sworn To  
Before Me this 1<sup>st</sup> day  
of October, 2010

  
Arlene R. Nemes

Notary Public



**NOTICE OF HEARING**  
**VILLAGE OF BENSENVILLE**  
**SPECIAL SERVICE AREA NUMBER 6**

NOTICE IS HEREBY GIVEN that on October 12, 2010, at 6:15 p.m., or as soon thereafter as the business of the Village Board will permit, in the Bensenville Village Hall, Board Room, 12 South Center Street, Bensenville, Illinois, a hearing will be held by the President and Board of Trustees of the Village of Bensenville, as part of a Village Board meeting, to consider forming a special service area consisting of the following described territory:

Legal Description: THAT PART OF THE SOUTH HALF OF SECTION 2 AND THE NORTH HALF OF SECTION 11, TOWNSHIP 40 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN IN DUPAGE COUNTY, ILLINOIS, BEING DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF LOT 14 IN O'HARE METROPOLITAN INDUSTRIAL DISTRICT SUBDIVISION, BEING A SUBDIVISION IN SAID NORTH HALF OF SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED JULY 20, 1970 AS DOCUMENT NO. R70-24289, SAID SOUTHWEST CORNER BEING A POINT ON THE EAST RIGHT-OF-WAY LINE OF ROBERT KINGERY HIGHWAY (A.K.A. IL ROUTE 83); THENCE NORtherly along said east right-of-way line to the northwest corner of lot 1 in O'HARE WEST INDUSTRIAL PLAZA SUBDIVISION, BEING A SUBDIVISION IN SAID SOUTH HALF OF SECTION 2 AND NORTH HALF OF SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED APRIL 19, 1971 AS DOCUMENT NO. R71-16332; THENCE EASTERLY ALONG THE NORTH LINE OF SAID LOT 1 AND LOT 2 IN SAID O'HARE WEST INDUSTRIAL PLAZA SUBDIVISION TO A POINT ON A LINE 142 FEET EAST OF AND PARALLEL WITH THE WEST LINE OF SAID LOT 2; THENCE SOUTHERLY ALONG SAID PARALLEL LINE TO A POINT ON THE NORTH RIGHT-OF-WAY LINE OF BRYN MAWR AVENUE; THENCE EASTERLY ALONG SAID NORTH RIGHT-OF-WAY LINE TO A POINT ON THE WEST LINE OF LOT 3 IN SAID O'HARE WEST INDUSTRIAL PLAZA SUBDIVISION; THENCE NORtherly along said west line to the northwest corner of said lot 3; THENCE EASTERLY ALONG SAID NORTH LINE TO THE NORTHEAST CORNER OF SAID LOT 3, SAID NORTHEAST CORNER BEING A POINT ON THE WEST LINE OF LOT 3 IN THORNDALE DISTRIBUTION PARK SUBDIVISION, BEING A SUBDIVISION IN SAID NORTH HALF OF SECTION 11 AND SOUTH HALF OF SECTION 2, ACCORDING TO THE PLAT THEREOF RECORDED SEPTEMBER 4, 1974 AS

DOCUMENT NO. R74-45804; THENCE NORTHERLY ALONG SAID WEST LINE TO THE NORTHERLY LINE OF SAID LOT 3; THENCE SOUTHEASTERLY, SOUTHERLY AND EASTERLY ALONG SAID NORTHERLY LINE TO THE NORTHEAST CORNER OF SAID LOT 3, SAID NORTHEAST CORNER BEING A POINT ON THE WEST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 11; THENCE NORTHERLY ALONG SAID WEST LINE TO THE NORTHWEST CORNER OF SAID NORTHEAST QUARTER; THENCE EASTERLY ALONG THE NORTH LINE OF SAID NORTHEAST QUARTER TO THE SOUTHEAST CORNER OF LOT 6 IN RIZZI SUBDIVISION, BEING A SUBDIVISION IN SAID SOUTH HALF OF SECTION 2 AND NORTH HALF OF SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED MARCH 14, 1983 AS DOCUMENT NO. R83-13787; THENCE NORTHERLY ALONG THE EAST LINE OF SAID LOT 6 TO A POINT ON THE SOUTH LINE OF THE LAND DESCRIBED IN DOCUMENT NO. R2006-199429, RECORDED OCTOBER 16, 2006; THENCE EASTERLY ALONG SAID SOUTH LINE TO A POINT ON THE EAST LINE OF THE LAND DESCRIBED BY SAID DOCUMENT NO. R2006-199429; THENCE NORTHERLY ALONG SAID EAST LINE TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY LINE OF THORNDALE AVENUE; THENCE SOUTHEASTERLY ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE TO A POINT ON THE WEST LINE OF KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION, BEING A SUBDIVISION IN SAID SOUTH HALF OF SECTION 2 AND NORTH HALF OF SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 20, 1967 AS DOCUMENT NO. R67-2065; THENCE SOUTHERLY ALONG SAID WEST LINE TO A POINT ON THE NORTH LINE OF LOT 32 IN SAID KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION; THENCE WESTERLY ALONG SAID NORTH LINE AND WESTERLY EXTENSION THEREOF TO A POINT ON THE WESTERLY RIGHT-OF-WAY LINE OF THE CHICAGO, MILWAUKEE, ST. PAUL AND PACIFIC RAILROAD (SAID POINT BEING 35 FEET WEST OF THE NORTHWEST CORNER OF SAID LOT 32); THENCE SOUTHERLY AND SOUTHWESTERLY ALONG SAID WESTERLY RIGHT-OF-WAY LINE TO THE SOUTHEASTERLY CORNER OF LOT 3 IN THE RESUBDIVISION OF O'HARE METROPOLITAN INDUSTRIAL DISTRICT, BEING A RESUBDIVISION IN SAID NORTH HALF OF SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED SEPTEMBER 22, 1971 AS DOCUMENT NO. R71-48344; THENCE WESTERLY ALONG THE SOUTH LINE OF SAID LOT 3 TO THE NORTHEAST CORNER OF LOT 2 IN SAID RESUBDIVISION; THENCE SOUTHERLY ALONG THE EAST LINE OF SAID LOT 2 TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF SAID CHICAGO, MILWAUKEE, ST. PAUL AND PACIFIC RAILROAD; THENCE WESTERLY, NORTHERLY AND WESTERLY ALONG SAID NORTHERLY RIGHT-OF-WAY LINE TO A POINT ON THE EAST

RIGHT-OF-WAY LINE OF COUNTRY CLUB DRIVE; THENCE NORTHERLY ALONG SAID EAST RIGHT-OF-WAY LINE AND NORTHERLY EXTENSION THEREOF TO A POINT ON THE NORTH RIGHT-OF-WAY LINE OF FAIRWAY DRIVE; THENCE WESTERLY ALONG SAID NORTH RIGHT-OF-WAY LINE TO THE POINT OF BEGINNING.

EXCEPTING THEREFROM THE NORTH 165 FEET OF THE WEST 205.76 FEET OF LOT 24 IN O'HARE WEST INDUSTRIAL PLAZA SUBDIVISION, BEING A SUBDIVISION IN SAID NORTH HALF OF SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED APRIL 26, 1971 AS DOCUMENT NO. R71-16332.

P.I.N.s: 03-02-301-003, -004, -010 and 011; 03-11-100-007, -008, -010, -011, -012, -014, -015, -016, -022, -023, -024, -025 and -026; 03-11-101-009; -011, -012, -014, -015, -017, -018, -019, -020, -021 and -022; 03-11-102-008, -009, -011, -016, -018, -019, -020, -021, -022, -024, -025, -026, -027, -029, -030, -032, -033, -034, -035, -037, -039, -043, -044, -048, -045, -046, -050, -051, -052, -054, -058, -059, -060, -061, -062, -063, -064, -065, -066 and -067; 03-11-103-009 and -011; 03-11-105-010, -011, -014, -017, -018, -019, -020 and -021; 03-11-200-002, -031, -033, -034, -036, -037, -038, -039, -040, -041, -042, -043 and -044.

Street Location: Generally, those parcels abutting Bryn Mawr Avenue, from Illinois Route 83 East to Birginal Street (except the two parcels on the North side of Bryn Mawr Avenue, just before its intersection with Birginal Street); those parcels abutting Birginal Street, from Bryn Mawr Avenue South to Industrial Drive; those parcels abutting Industrial Drive, East of Illinois Route 83; those parcels abutting the North side of Fairway Drive, from Illinois Route 83 East to Country Club Drive; those parcels abutting Fairway Drive, East of Country Club Drive (except the four parcels at the Southeast corner of Industrial Drive and Fairway Drive); and those parcels abutting the South side of the Southerly portion of that portion of Supreme Drive located South of Thorndale Avenue, all in Bensenville, Illinois.

All interested persons affected by the formation of Bensenville Special Service Area Number 6 will be given an opportunity to be heard regarding the formation of and the boundaries of Special Service Area Number 6 and may object to the formation of the area, the issuance of bonds or other debt instruments, and the levy of taxes affecting said area.

The purpose of the formation of Bensenville Special Service Area Number 6 in general is to provide special stormwater management improvements services to the area.

The issuance of bonds or other debt instruments in an amount not to exceed one million nine hundred forty-seven thousand and no/100 dollars (\$1,947,000.00) secured by the

full faith and credit of said Special Service Area Number 6, at an interest rate or rates of not to exceed seven and one-half percent (7½%) per annum and to mature within twenty (20) years, will be considered at the hearing. Said bonds or other debt instruments shall be retired by the levy of a direct annual tax to pay the interest on such bonds or other debt instruments as it falls due and to discharge the principal thereof at maturity. Said tax is to be levied upon all taxable property within the proposed Special Service Area Number 6.

At the hearing, all persons affected by the formation of said Special Service Area Number 6, including all persons owning taxable real estate therein, will be given an opportunity to be heard. The hearing may be adjourned by the President and Board of Trustees to another date without further notice other than a motion to be entered upon the minutes of its meeting fixing the time and place of its adjournment and/or as otherwise required by law.

If a petition signed by at least fifty-one percent (51%) of the electors residing within Special Service Area Number 6 and by at least fifty-one percent (51%) of the owners of record of the land included within the boundaries of Special Service Area Number 6 is filed with the Village Clerk, within sixty (60) days following the final adjournment of the public hearing, objecting to the creation of Special Service Area Number 6, the levy or imposition of a tax or the issuance of bonds or other debt instruments for the provision of special services to the area, or to a proposed increase in the tax rate, said Special Service Area Number 6 may not be created, and no tax may be levied or imposed nor the rate increased.

DATED this 24<sup>th</sup> day of September, 2010.

JoEllen Ridder  
Village Clerk  
Village of Bensenville

# Village of Bensenville

## SSA #6

PIN: 03-02-301-003  
AMB PROP RE TAX CO  
60 STATE ST NO 1200  
BOSTON MA 02109

PIN: 03-02-301-004  
WESTERN SPRINGS NATL BK  
TRUST 3251  
4456 WOLFE RD  
WESTERN SPRINGS IL 60558

PIN: 03-02-301-010  
AMJEFF LLC  
1133 BRYN MAWR  
BENSENVILLE IL 60106

PIN: 03-02-301-011  
JHNS LLC  
PATEL, JITENDRA  
1069 BRYN MAWR AVE  
BENSENVILLE IL 60106

PIN: 03-11-100-007  
HARTFORD CNTR ASSOCS LLC  
JOHN HUSTON  
8114 N LAWNDALE  
SKOKIE IL 60076

PIN: 03-11-100-008  
ROTONICS MANUFACTURING  
ATTN SHERMAN MC KINNIS 17022  
S FIGUEROA ST  
GARDENA CA 90248

PIN: 03-11-100-010  
HUBERT, JEFFREY & KERI  
1025 INDUSTRIAL DR  
BENSENVILLE IL 60106

PIN: 03-11-100-011  
LUMARCO INC  
ATTN LEN HRYNEWYCZ  
1035 S BROCKWAY ST  
PALATINE IL 60067

PIN: 03-11-100-012  
LUMARCO INC  
ATTN LEN HRYNEWYCZ  
1035 S BROCKWAY ST  
PALATINE IL 60067

PIN: 03-11-100-014  
MICHAEL MATTHEW CORP  
600 HACKBERRY CT  
BUFFALO GROVE IL 60089

PIN: 03-11-100-015  
SBERTOLI, ROBERT  
1007 INDUSTRIAL DR  
BENSENVILLE IL 60106

PIN: 03-11-100-016  
BRIARGATE TOOL  
1007 INDUSTRIAL DR  
BENSENVILLE IL 60106

PIN: 03-11-100-022  
ROTONICS MANUFACTURING  
ATTN SHERMAN MCKINNIS  
17022 S FIGUEROA ST  
GARDENA CA 90248

PIN: 03-11-100-023  
ROTONICS MAUFACTURING  
ATTN SHERMAN MCKINNIS  
17022 S FIGUEROA ST  
GARDENA CA 90248

PIN: 03-11-100-024  
VIE DE FRANCE CORP  
YAMAZAKI  
2070 CHAIN BRIDGE  
VIENNA VA 22182

PIN: 03-11-100-025  
ADVANCE REFRIGERATION CO  
1177 INDUSTRIAL DR  
BENSENVILLE IL 60106

PIN: 03-11-100-026  
FORSTER, SCOTT A  
1135 INDUSTRIAL DR  
BENSENVILLE IL 60106

PIN: 03-11-101-009  
CASEY, BILL ENTERPRISES  
1001 INDUSTRIAL DR  
BENSENVILLE IL 60106

PIN: 03-11-101-011  
QUALITY CARBIDE TOOL INC  
676 E FULLERTON AVE  
GLENDALE HTS IL 60139

PIN: 03-11-101-012  
QUALITY CARBIDE TOOL INC  
676 E FULLERTON AVE  
GLENDALE HTS IL 60139

PIN: 03-11-101-014  
JWJ LLC  
797 INDUSTRIAL DR  
BENSENVILLE IL 60106

PIN: 03-11-101-015  
CASEY, BILL ENTERPRISES  
1001 INDUSTRIAL DR  
BENSENVILLE IL 60106

PIN: 03-11-101-017  
BOB SEARS PARTNERSHIP  
857 INDUSTRIAL DR  
BENSENVILLE IL 60106

PIN: 03-11-101-018  
LASALLE BANK  
TRUST RV011308  
819 INDUSTRIAL DR  
BENSENVILLE IL 60106

PIN: 03-11-101-019  
AMB PROP RE TAX CO  
60 STATE ST NO 1200  
BOSTON MA 02109

PIN: 03-11-101-020  
MULICA, WALTER  
2201 ESTES  
ELK GROVE VLG IL 60007

PIN: 03-11-101-021  
CASEY, BILL ENTERPRISES  
1001 INDUSTRIAL DR  
BENSENVILLE IL 60106

PIN: 03-11-101-022  
GUT, ANNA  
816 S CLEVELAND ST  
ARLINGTON HTS IL 60005

PIN: 03-11-102-008  
CWM REAL ESTATE L P  
RT 83 & FAIRWAY  
BENSENVILLE IL 60106

PIN: 03-11-102-009  
CWM REAL ESTATE L P  
RT 83 & FAIRWAY  
BENSENVILLE IL 60106

PIN: 03-11-102-011  
KNOLLYS, LETTICE  
105 S YORK ST  
ELMHURST IL 60126

PIN: 03-11-102-016  
EXCEL SPRING SPECIALTY PA  
1080 N INDUSTRIAL DR  
BENSENVILLE IL 60106

PIN: 03-11-102-018  
SANGHANI HOLDING LLC  
1717 ELMHURST RD  
ELK GROVE VILL IL 60007

PIN: 03-11-102-019  
HERMANSON, ERWIN E  
2908 ELDER LANE  
FRANKLIN PARK IL 60131

PIN: 03-11-102-020  
LA SALLE BANK  
TR 789460  
3985 N MILWAUKEE AVE  
CHICAGO IL 60641

PIN: 03-11-102-021  
CHICAGO TITLE LAND TRUST  
TRUST A7704312005  
171 N CLARK ST LL  
CHICAGO IL 60601

PIN: 03-11-102-022  
MODELSKI, WALTER B  
787 FAIRWAY DR  
BENSENVILLE ILL 60106

PIN: 03-11-102-024  
RIZZI, JOSEPH  
400 FRONTIER WAY  
BENSENVILLE IL 60106

PIN: 03-11-102-025  
HUYLE, TERRENCE  
791 FAIRWAY DR  
BENSENVILLE IL 60106

PIN: 03-11-102-026  
RIZZI, DAVID  
6N681 HILLSIDE CT  
MEDINAH IL 60157

PIN: 03-11-102-027  
BLOOMINGDALE BK & T  
TRUST 1081-B  
909 FAIRWAY DR  
BENSENVILLE IL 60106

PIN: 03-11-102-029  
BUD'S BOYS  
C/O APEX PLASTIC FINISHNG  
1040 INDUSTRIAL DR  
BENSENVILLE IL 60106

PIN: 03-11-102-030  
RIZZI, JOSEPH  
400 FRONTIER WAY NO D  
BENSENVILLE IL 60106

PIN: 03-11-102-032  
AMRO PROPERTY LLC  
1100 INDUSTRIAL DR  
BENSENVILLE IL 60106

PIN: 03-11-102-033  
ARELLANOS II LLC  
1180 INDUSTRIAL DR  
BENSENVILLE IL 60106

PIN: 03-11-102-034  
ARELLANOS II LLC  
1180 INDUSTRIAL DR  
BENSENVILLE IL 60106

PIN: 03-11-102-035  
1140 BUILDING PARTNERSHIP  
1015 S RT 83  
ELMHURST IL 60126

PIN: 03-11-102-037  
GOMOLPOULOS, NICK  
1001 FAIRWAY DR  
BENSENVILLE IL 60106

PIN: 03-11-102-039  
BLOOMINGDALE BK & TR  
TRUST 1081-B  
909 FAIRWAY DR  
BENSENVILLE IL 60106

PIN: 03-11-102-043  
PANZARELLA, STEPHEN  
1 WALNUT LN  
S BARRINGTON IL 60010

PIN: 03-11-102-044  
TUCKER, GLEN C  
900 INDUSTRIAL DR  
BENSENVILLE IL 60106

PIN: 03-11-102-045  
PIMENTEL, ELMER & M  
905 FAIRWAY DR  
BENSENVILLE IL 60106

PIN: 03-11-102-046  
CLINGAN, ROBERT S TRUSTEE  
540 VALLEY WAY  
NORTHFIELD IL 60093

PIN: 03-11-102-048  
LOFTUS HOLDINGS LLC  
880 INDUSTRIAL DR  
BENSENVILLE IL 60106

PIN: 03-11-102-050  
BRUMLEY REAL ESTATE LLC  
105675 GLENN DR  
BURR RIDGE IL 60527

PIN: 03-11-102-051  
HAEGER FAMILY LLC  
C/O MCLENNAN PROP MGMT  
25 N NW HWY  
PARK RIDGE IL 60068

PIN: 03-11-102-052  
1003 FAIRWAY LLC  
1003 FAIRWAY DR  
BENSENVILLE IL 60106

PIN: 03-11-102-054  
CHICAGO TITLE LAND TRUST  
TRUST A7704312005  
171 N CLARK ST LL  
CHICAGO IL 60601

PIN: 03-11-102-058  
SZULINSKI, JANUSZ & B K  
869 FAIRWAY DR  
BENSENVILLE IL 60106

PIN: 03-11-102-059  
FAIRWAY DRIVE ASSOCIATES  
C/O BRIN LOURDE  
520 W ASH ST NO 200  
SAN DIEGO CA 92101

PIN: 03-11-102-060  
SZULINSKI, JANUSZ & B K  
869 FAIRWAY DR  
BENSENVILLE IL 60106

PIN: 03-11-102-061  
HAASE, JOHN & R KENYON JR  
877 FAIRWAY DR  
BENSENVILLE IL 60106

PIN: 03-11-102-062  
KENYON JR, ROBT & J HAASE  
877 FAIRWAY DR  
BENSENVILLE IL 60106

PIN: 03-11-102-063  
JADS LLC  
7 CARDINAL CT  
STREAMWOOD IL 60107

PIN: 03-11-102-064  
GRESIK, CASEY  
484 BUCK TR  
DALLAS GA 30132

PIN: 03-11-102-065  
1090 INDUSTRIAL DR  
C/O KEY INVESTMENT MGMT  
1263 S HIGHLAND AVE  
LOMBARD IL 60148

PIN: 03-11-102-066  
GAMBLE, WILLIAM J  
1285 ORANGE CT  
MARCO ISLAND FL 34145

PIN: 03-11-102-067  
KANAR, LARRY P  
471 WHITE OAK LN  
RIVERWOODS IL 60015

PIN: 03-11-103-009  
CHERRYS INC  
792 FAIRWAY DR  
BENSENVILLE IL 60106

PIN: 03-11-103-011  
RIZZI, JOSEPH  
400 FRONTIER WAY NO D  
BENSENVILLE IL 60106

PIN: 03-11-105-010  
NATKIN, TILDEN & TOBY  
854 FAIRWAY DR  
BENSENVILLE IL 60106

PIN: 03-11-105-011  
HOYES, HARVEY & JACQUELINE  
840 FAIRWAY DR  
BENSENVILLE IL 60106

PIN: 03-11-105-014  
FAIRWAY BUILDING LLC  
830 FAIRWAY DR  
BENSENVILLE IL 60106

PIN: 03-11-105-017  
KNICKERBOCKER PARTITION  
P O BOX 3035  
FREEPORT NY 11520

PIN: 03-11-105-018  
BENSENVILLE IND VENTURE  
P O BOX 1745  
BARRINGTON IL 60011

PIN: 03-11-105-019  
MULICA, WALTER  
2201 ESTES  
ELK GROVE VLG IL 60007

PIN: 03-11-105-020  
SEZ LLC  
691 COUNTRY CLUB DR  
BENSENVILLE IL 60106

PIN: 03-11-105-021  
WRONA, WALTER & EMILY A  
412 S HELENA AVE  
MT PROSPECT IL 60056

PIN: 03-11-200-002  
LARSEN ENTERPRISES LP  
1111 PYOTT RD  
LAKE IN HILLS IL 60102

PIN: 03-11-200-031  
AMERICAN NATL BK CHGO  
TR 5165-AH  
1101 ITASCA RD  
ADDISON IL 60101

PIN: 03-11-200-033  
LIEDTKE TR, MARGARETE  
12773 EAGLE RIDGE LN  
HUNTLEY IL 60142

PIN: 03-11-200-034  
TUCKER, GLEN C  
900 INDUSTRIAL DR  
BENSENVILLE IL 60106

PIN: 03-11-200-036  
RIZZI, MARIO  
475 INDUSTRIAL DR  
BENSENVILLE IL 60106

PIN: 03-11-200-037  
MIKOLAJEWICZ, RICHARD & B  
680 INDUSTRIAL DR  
BENSENVILLE IL 60106

PIN: 03-11-200-038  
RIZZI, MARIO  
475 INDUSTRIAL DR  
BENSENVILLE IL 60106

PIN: 03-11-200-039  
RIZZI, MARIO  
475 INDUSTRIAL DR  
BENSENVILLE IL 60106

PIN: 03-11-200-040  
RIZZI, MARIO  
475 INDUSTRIAL DR  
BENSENVILLE IL 60106

PIN: 03-11-200-041  
RIZZI, MARIO  
475 INDUSTRIAL DR  
BENSENVILLE IL 60106

PIN: 03-11-200-042  
RIZZI, MARIO  
475 INDUSTRIAL DR  
BENSENVILLE IL 60106

PIN: 03-11-200-043  
RIZZI, MARIO  
475 INDUSTRIAL DR  
BENSENVILLE IL 60106

PIN: 03-11-200-044  
RIZZI, MARIO  
475 INDUSTRIAL DR  
BENSENVILLE IL 60106

**Exhibit 3**

**Bensenville Ordinance No. 81-2010, Entitled,  
“An Ordinance Deleting Certain Properties From  
Proposed Bensenville Special Service Area Number 6”**

(attached)

VILLAGE OF BENSENVILLE  
12 SOUTH CENTER STREET  
BENSENVILLE, ILLINOIS 60106

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Ordinance No. 81-2010

An Ordinance Deleting Certain Properties from Proposed Bensenville Special Service Area Number 6  
(North Industrial District)

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APPROVED BY THE  
VILLAGE BOARD OF TRUSTEES  
OF THE  
VILLAGE OF BENSENVILLE

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THIS 26th DAY OF October 2010 Published in pamphlet form by authority of the President and Board of Trustees of  
the Village of Bensenville, DuPage and Cook Counties, Illinois this 27th day of October, 2010

STATE OF ILLINOIS )

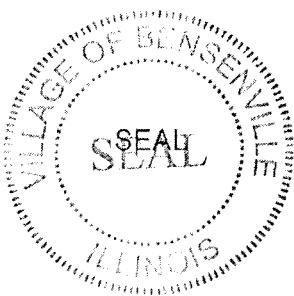
COUNTIES OF COOK ) SS  
AND DUPAGE )

I, Corey Williamsen, do hereby certify that I am the duly appointed Deputy Village Clerk of the Village of Bensenville, DuPage and Cook Counties, Illinois, and as such officer, I am the keeper of the records and files of said Village;

I do further certify that the foregoing constitutes a full, true and correct copy of Ordinance No.81-2010 entitled An Ordinance Deleting Certain Properties from Proposed Bensenville Special Service Area Number 6. (North Industrial District)

IN WITNESS WHEREOF, I have hereunto affixed my official hand and seal on this 27th day of October, 2010.

  
Corey Williamsen  
Deputy Village Clerk



ORDINANCE NO. 81-2010

AN ORDINANCE  
DELETING CERTAIN PROPERTIES FROM PROPOSED  
BENSENVILLE SPECIAL SERVICE AREA NUMBER 6  
(NORTH INDUSTRIAL DISTRICT)

BE IT ORDAINED by the President and Board of Trustees of the Village of Bensenville, DuPage and Cook Counties, Illinois, as follows:

**SECTION 1:** The President and Board of Trustees find as follows:

- A. On September 14, 2010, the President and Board of Trustees (the "Village Board") adopted Ordinance No. 70-2010, entitled, "An Ordinance Proposing the Establishment of Special Service Area Number 6 in the Village of Bensenville and providing for a Public Hearing and Other Procedures in Connection Therewith," (the "Proposing Ordinance"), which proposed establishing a special service area to pay for the cost of special stormwater management improvements ("SSA 6") in the area legally described in said Ordinance No. 70-2010.
- B. Pursuant to the Proposing Ordinance, a public hearing was held, after the giving of proper notice as required by State statute, by the Village Board, relative to proposed SSA 6, on October 12, 2010, as part of the rescheduled regular Village Board meeting.
- C. That at said public hearing, the owners of property within proposed SSA 6 were advised that if an owner desired to prepay the owner's property's proportionate share of the cost of the SSA 6 improvements, and said owner entered into a prepayment agreement with the Village relative thereto, said owner's property would be deleted from proposed SSA 6.
- D. That 35 ILCS 200/27-35 provides in pertinent part as follows, relative to the deletion of property from a proposed special service area:

"At the public hearing or at the first regular meeting of the corporate authorities thereafter, the municipality ... may delete area from the special service area. However, the special service area must still be a contiguous area as defined in Section 27-5."

- E. That the October 26, 2010 Village Board meeting is the first regular meeting of the corporate authorities of the Village of Bensenville after the October 12, 2010 public hearing relative to proposed SSA 6.

F. That the owner of 1135 Industrial Drive, Bensenville, Illinois, PIN 03-11-100-026, has prepaid said property's proportionate share of the costs of the proposed SSA 6 improvements, in the amount of \$19,882.19, and has entered into a prepayment agreement with the Village in relation thereto. (the "Deletion Parcel")

G. That, notwithstanding the deletion of the Deletion Parcel from proposed SSA 6, proposed SSA 6 will remain a contiguous area.

**SECTION 2:** That the Deletion Parcel is hereby deleted from proposed SSA 6, pursuant to the authority provided by 35 ILCS 200/27-35.

**SECTION 3:** That in light of Section 2 above, the legal description for proposed SSA 6, as set forth in Ordinance No. 70-2010, referenced above, is hereby revised to remove the legal description, PIN and common address of the Deletion Parcel therefrom, with all future Ordinances adopted in relation to proposed SSA 6 referencing said revised legal description.

**SECTION 4:** That this Ordinance shall be in full force and effect from and after its adoption and approval as provided by law.

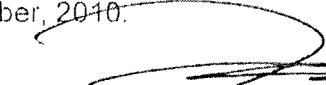
ADOPTED this 26<sup>th</sup> day of October, 2010, pursuant to a roll call vote as follows:

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

NAYS: None

ABSENT: None

APPROVED by me this 26<sup>th</sup> day of October, 2010.

  
Frank Solo,  
Village President

ATTEST:

  
JoEllen Ridder,  
Village Clerk

**Exhibit 4**

**Map of  
Village of Bensenville  
Special Service Area Number 6**

(attached)



ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE ESTABLISHING  
VILLAGE OF BENSENVILLE  
SPECIAL SERVICE AREA NUMBER 7**

**BE IT ORDAINED** by the President and Board of Trustees of the Village of Bensenville, DuPage and Cook Counties, Illinois, as follows:

**SECTION 1: AUTHORITY.** Village of Bensenville Special Service Area Number 7 (hereinafter "Special Service Area Number 7") is established pursuant to the provisions of Article VII, Section 7 of the Constitution of the State of Illinois; and pursuant to the provisions of the Special Service Area Tax Law, 35 ILCS 200/27-5 et seq.

**SECTION 2: FINDINGS.**

A. The question of the establishment of the area hereinafter described as a special service area was considered by the President and Board of Trustees (hereinafter the "Village Board") of the Village of Bensenville (hereinafter the "Village") pursuant to an Ordinance entitled: "An Ordinance Proposing the Establishment of Special Service Area Number 7 in the Village of Bensenville and providing for a Public Hearing and Other Procedures in Connection Therewith," adopted September 14, 2010, and was considered pursuant to a public hearing held on October 12, 2010, by the Village Board pursuant to a Newspaper Notice duly published in *The Daily Herald*, a newspaper published in the Village, at least fifteen (15) days prior to the public hearing, and pursuant to Personal Notice by mail addressed to the person or persons in whose name the general taxes for

the last preceding year were paid on each lot, block, tract or parcel of land lying within Special Service Area Number 7. Said Personal Notice by mail was given by depositing said Personal Notice in the United States mails not less than ten (10) days prior to the time set for the public hearing. In the event taxes for the last preceding year were not paid, the said Personal Notice was sent to the person last listed on the tax rolls prior to that year as the owner of said property. A Certificate of Publication of said Newspaper Notice and an Affidavit of Mailing of said Personal Notice are attached to this Ordinance as Exhibit 1 and Exhibit 2, respectively, and made part hereof. Said Newspaper Notice and Personal Notice conformed in all respects to the requirements of Section 27-25 of the Special Service Area Tax Law (35 ILCS 200/27-25).

- B.** That a public hearing on the question set forth in the Newspaper Notice and Personal Notice was held on October 12, 2010. All interested persons were given an opportunity to be heard on the question of the creation of Special Service Area Number 7, the issuance of bonds or other debt instruments by the Village to finance the costs of the proposed special services (street reconstruction, sanitary sewer improvements, stormwater management improvements and street lighting conduit improvements), and the levy of an annual tax to pay the interest on said bonds or other debt instruments and the principal thereof at maturity, as set forth in the Newspaper Notice and Personal Notice. The public

hearing was opened at 6:38 p.m., with final adjournment thereof at 7:04 p.m., all on October 12, 2010.

- C. That more than sixty (60) days have passed since the public hearing, and no objections to the establishment of Special Service Area Number 7 have been filed with the Village.
- D. That after considering the data, as presented at the public hearing, the Village Board finds that it is in the public interest and in the interest of Special Service Area Number 7 that said Special Service Area Number 7, as hereinafter described, be established.
- E. Said Special Service Area Number 7 is compact and contiguous and exists in an industrial area within the Village.
- F. It is in the best interest of said Special Service Area Number 7 that the furnishing of the municipal services proposed be considered for the common interests of said Special Service Area Number 7.
- G. Said Special Service Area Number 7 is zoned for industrial purposes and will benefit specially from municipal services proposed to be provided. The proposed municipal services are unique and in addition to the municipal services provided to the Village as a whole.

**SECTION 3: VILLAGE OF BENSENVILLE SPECIAL SERVICE AREA NUMBER 7 ESTABLISHED.**

A special service area to be known and designated as "Village of Bensenville Special Service Area Number 7" is hereby established and shall consist of the following described territory:

THAT PART OF THE SOUTH HALF OF SECTION 2 AND THE NORTH HALF OF SECTION 11, TOWNSHIP 40 NORTH, RANGE 10 EAST OF THE THIRD

PRINCIPAL MERIDIAN IN DUPAGE COUNTY, ILLINOIS, BEING DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF THORNDALE AVENUE AND THE WEST LINE OF KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION, BEING A SUBDIVISION IN SAID SOUTH HALF OF SECTION 2 AND NORTH HALF OF SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 20, 1967 AS DOCUMENT NO. R67-2065; THENCE SOUTHERLY ALONG SAID WEST LINE TO A POINT ON THE NORTH LINE OF LOT 32 IN SAID KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION; THENCE WESTERLY ALONG THE NORTH LINE OF SAID LOT 32 TO THE NORTHWEST CORNER OF SAID LOT 32; THENCE SOUTHERLY ALONG THE WEST LINE OF SAID LOT 32 AND LOT 31 IN SAID KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION TO THE SOUTHWEST CORNER OF SAID LOT 31; THENCE EASTERLY ALONG THE SOUTH LINE OF SAID LOT 31 TO THE SOUTHEAST CORNER OF SAID LOT 31; THENCE EASTERLY ALONG A STRAIGHT LINE TO THE SOUTHWEST CORNER OF LOT 16 IN SAID KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION; THENCE EASTERLY ALONG THE SOUTH LINE OF SAID LOT 16 TO A POINT ON THE EAST LINE OF SAID KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION; THENCE NORTHERLY ALONG SAID EAST LINE TO A POINT ON SAID SOUTHERLY RIGHT-OF-WAY LINE OF THORNDALE AVENUE; THENCE NORTHWESTERLY ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE TO THE POINT OF BEGINNING.

P.I.N.s: 03-11-200-006, -007, -008, -009, -014, -022, -023, -024 and -028;  
03-11-202-003, -004, -007, -025, -026, -027, -032 and -036.

Street Location: Generally, those parcels abutting Thomas Drive,  
from Thorndale Avenue South to a point approximately  
600 feet North of Foster Avenue, all in Bensenville, Illinois.

An accurate map of the above-described territory is attached hereto as Exhibit 3,  
and made part hereof.

**SECTION 4: PURPOSE OF SPECIAL SERVICE AREA.** Special Service Area Number 7 is established to provide special municipal services to the properties within Special Service Area Number 7 in addition to services provided to the Village generally. Included in said services shall be street reconstruction, sanitary sewer improvements, stormwater management improvements and street lighting conduit improvements. Special Service Area Number 7 is also created so that the Village may issue bonds or

other debt instruments, for the purposes aforesaid, payable from taxes levied on property in Special Service Area Number 7 in addition to all other Village taxes so levied.

In regard to the financing of the costs of said street reconstruction, sanitary sewer improvements, stormwater management improvements and street lighting conduit improvements, the Village shall issue bonds or other debt instruments, in an amount not to exceed one million two thousand and no/100 dollars (\$1,002,000.00), to be retired over not to exceed a twenty (20) year period and to bear interest at a rate of not to exceed seven and one-half percent (7½%) per annum. Said bonds or other debt instruments shall be retired by the levy of a direct annual tax at a tax rate sufficient to pay the interest on such bonds or other debt instruments as it falls due and to discharge the principal thereof at maturity, with said tax to be levied upon all taxable property within Special Service Area Number 7 at a maximum rate not to exceed the rate necessary to pay the debt service on the aforementioned bonds or other debt instruments.

The aforementioned taxes shall be in addition to all other taxes provided by law.

**SECTION 5: EFFECTIVE DATE.** This Ordinance shall be in full force and effect from and after its adoption, approval and publication in pamphlet form as required by law. The Village Clerk is hereby directed and ordered to file a certified copy of this Ordinance with the DuPage County Clerk, and record a certified copy of this Ordinance with the DuPage County Recorder's Office, within sixty (60) days of the effective date hereof.

**ADOPTED** this 14<sup>th</sup> day of December, 2010, pursuant to a roll call vote as follows:

AYES: \_\_\_\_\_

NAYS: \_\_\_\_\_

ABSENT: \_\_\_\_\_

**APPROVED** by me this 14<sup>th</sup> day of December, 2010.

---

Frank Soto, Village President

ATTEST:

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JoEllen Ridder, Village Clerk

Published by me in pamphlet form this 15<sup>th</sup> day of December, 2010.

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JoEllen Ridder, Village Clerk

**Exhibit 1**

**Certificate of Publication  
of Newspaper Notice**

(attached)

**Exhibit 2**

**Affidavit of Mailing  
of Personal Notice**

(attached)

**Exhibit 3**

**Map of  
Village of Bensenville  
Special Service Area Number 7**

(attached)

**Exhibit 1**

**Certificate of Publication  
of Newspaper Notice**

(attached)

NOTICE OF HEARING  
VILLAGE OF BENSENVILLE

SPECIAL SERVICE AREA NUMBER 7

NOTICE IS HEREBY GIVEN that on October 12, 2010, at 6:30 p.m., or as soon thereafter as the business of the Village Board will permit, in the Bensenville Village Hall, Board Room, 12 South Center Street, Bensenville, Illinois, a hearing will be held by the President and Board of Trustees of the Village of Bensenville, as part of a Village Board meeting, to consider forming a special service area consisting of the following described territory:

Legal Description: THAT PART OF THE SOUTH HALF OF SECTION 2 AND THE NORTH HALF OF SECTION 11, TOWNSHIP 40 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN IN DUPAGE COUNTY, ILLINOIS, BEING DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF THORNDALE AVENUE AND THE WEST LINE OF KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION, BEING A SUBDIVISION IN SAID SOUTH HALF OF SECTION 2 AND NORTH HALF OF SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 20, 1967 AS DOCUMENT NO. R67-2065; THENCE SOUTHERLY ALONG SAID WEST LINE TO A POINT ON THE NORTH LINE OF LOT 32 IN SAID KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION; THENCE WESTERLY ALONG THE NORTH LINE OF SAID LOT 32 TO THE NORTHWEST CORNER OF SAID LOT 32; THENCE SOUTHERLY ALONG THE WEST LINE OF SAID LOT 32 AND LOT 31 IN SAID KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION TO THE SOUTHWEST CORNER OF SAID LOT 31; THENCE EASTERLY ALONG THE SOUTHEAST LINE OF SAID LOT 31 TO THE SOUTHEAST CORNER OF SAID LOT 31; THENCE EASTERLY ALONG A STRAIGHT LINE TO THE SOUTHEAST CORNER OF LOT 16 IN SAID KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION; THENCE EASTERLY ALONG THE SOUTH LINE OF SAID LOT 16 TO A POINT ON THE EAST LINE OF SAID KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION; THENCE NORTHERLY ALONG SAID EAST LINE TO A POINT ON SAID SOUTHERLY RIGHT-OF-WAY LINE OF THORNDALE AVENUE; THENCE NORTHWESTERLY ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE TO THE POINT OF BEGINNING.

P.I.N.s: 03-11-200-006, -007, -008, -009, -014, -022, -023, -024 and -028; 03-11-202-003, -004, -007, -025, -026, -027, -032 and -036.

Street Location: Generally, those parcels abutting Thomas Drive, from Thorndale Avenue South to a point approximately 600 feet North of Foster Avenue, all in Bensenville, Illinois.

All interested persons affected by the formation of Bensenville Special Service Area Number 7 will be given an opportunity to be heard regarding the formation of and the boundaries of Special Service Area Number 7 and may object to the formation of the area, the issuance of bonds or other debt instruments, and the levy of taxes affecting said area.

The purpose of the formation of Bensenville Special Service Area Number 7 in general is to provide special street reconstruction, sanitary sewer improvements, stormwater management improvements and street lighting conduit improvements services to the area.

The issuance of bonds or other debt instruments in an amount not to exceed one million two thousand and no/100 dollars (\$1,002,000.00) secured by the full faith and credit of said Special Service Area Number 7, at an interest rate or rates of not to exceed seven and one-half percent (7 1/2%) per annum and to mature within twenty (20) years, will be considered at the hearing. Said bonds or other debt instruments shall be retired by the levy of a direct annual tax to pay the interest on such bonds or other debt instruments as it falls due and to discharge the principal thereof at maturity. Said tax is to be levied upon all taxable property within the proposed Special Service Area Number 7.

At the hearing, all persons affected by the formation of said Special Service Area Number 7, including all persons owning taxable real estate therein, will be given an opportunity to be heard. The hearing may be adjourned by the President and Board of Trustees to another date without further notice other than a motion to be entered upon the minutes of its meeting fixing the time and place of its adjournment and/or as otherwise required by law.

In addition, notice of each fifteen percent (51%) of the electors residing within said Special Service Area Number 7 and by at least fifty-one percent (51%) of the owners of record of the land included within the boundaries of Special Service Area Number 7 is filed with the Village Clerk, within sixty (60) days following the final adjournment of the public hearing, objecting to the creation of Special Service Area Number 7, the levy or imposition of a tax or the issuance of bonds or other debt instruments for the provision of special services to the area, or to a proposed increase in the tax rate, said Special Service Area Number 7 may not be created, and no tax may be levied or imposed nor the rate increased.

DATED this 24th day of September, 2010.

JoEllen Ridder, Village Clerk, Village of Bensenville

Published in Daily Herald, Sept. 24, 2010, (4233522)S

CERTIFICATE OF PUBLICATION

Paddock Publications, Inc.

**Daily Herald**

Corporation organized and existing under and by virtue of the laws of the State of Illinois, DOES HEREBY CERTIFY that it is the publisher of the **DAILY HERALD**. That said **DAILY HERALD** is a secular newspaper and has been circulated daily in the Village(s) of Addison, Bensenville, Bloomingdale, Carol Stream, Glendale Heights, Glen Ellyn, Itasca, Keeneyville, Lisle, Lombard, Medinah, Naperville, Oak Brook, Oakbrook Terrace, Roselle, Villa Park, Warrenville, West Chicago, Wheaton, Winfield, Wood Dale

County(ies) of DuPage

and State of Illinois, continuously for more than one year prior to the date of the first publication of the notice hereinafter referred to and is of general circulation throughout said Village(s), County(ies) and State.

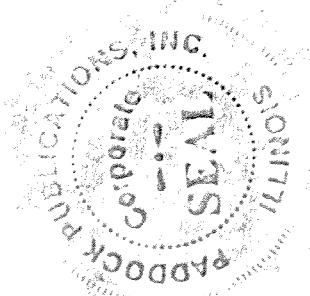
I further certify that the **DAILY HERALD** is a newspaper as defined in "an Act to revise the law in relation to notices" as amended in 1992 Illinois Compiled Statutes, Chapter 7150, Act 5, Section 1 and 5. That a notice of which the annexed printed slip is a true copy, was published September 24, 2010 in said **DAILY HERALD**.

IN WITNESS WHEREOF, the undersigned, the said PADDOCK PUBLICATIONS, Inc., has caused this certificate to be signed by, this authorized agent, at Arlington Heights, Illinois.

PADDOCK PUBLICATIONS, INC.  
DAILY HERALD NEWSPAPERS

BY *Kathleen Eolan*  
Authorized Agent

Control # 4233522



**Exhibit 2**

**Affidavit of Mailing  
of Personal Notice**

(attached)

VILLAGE OF BENSENVILLE

SPECIAL SERVICE AREA NUMBER 7

STATE OF ILLINOIS )  
                         ) SS  
COUNTY OF COOK )

**AFFIDAVIT OF MAILING**

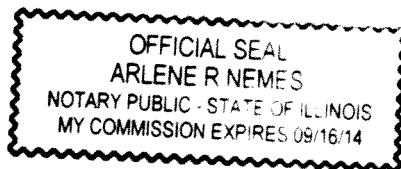
I, JEAN C. CHARPENTIER, being first duly sworn on oath, depose and state that I served the attached "NOTICE OF HEARING – VILLAGE OF BENSENVILLE SPECIAL SERVICE AREA NUMBER 7" on those individuals and entities as set forth on the attached Taxpayers Of Record list, by depositing one (1) copy addressed to each individual/entity listed on said Taxpayers Of Record list, at the address as shown thereon, in the U.S. Mail, 1<sup>st</sup> Class postage prepaid, at 20 North Wacker Drive, Chicago, Illinois, at or before 5:00 p.m. on October 1, 2010.

Jean C. Charpentier  
Jean C. Charpentier

Subscribed and Sworn To  
Before Me this 1<sup>st</sup> day  
of October, 2010

Arlene R. Nemes

Notary Public



**NOTICE OF HEARING**  
**VILLAGE OF BENSENVILLE**  
**SPECIAL SERVICE AREA NUMBER 7**

NOTICE IS HEREBY GIVEN that on October 12, 2010, at 6:30 p.m., or as soon thereafter as the business of the Village Board will permit, in the Bensenville Village Hall, Board Room, 12 South Center Street, Bensenville, Illinois, a hearing will be held by the President and Board of Trustees of the Village of Bensenville, as part of a Village Board meeting, to consider forming a special service area consisting of the following described territory:

Legal Description: THAT PART OF THE SOUTH HALF OF SECTION 2 AND THE NORTH HALF OF SECTION 11, TOWNSHIP 40 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN IN DUPAGE COUNTY, ILLINOIS, BEING DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF THORNDALE AVENUE AND THE WEST LINE OF KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION, BEING A SUBDIVISION IN SAID SOUTH HALF OF SECTION 2 AND NORTH HALF OF SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 20, 1967 AS DOCUMENT NO. R67-2065; THENCE SOUTHERLY ALONG SAID WEST LINE TO A POINT ON THE NORTH LINE OF LOT 32 IN SAID KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION; THENCE WESTERLY ALONG THE NORTH LINE OF SAID LOT 32 TO THE NORTHWEST CORNER OF SAID LOT 32; THENCE SOUTHERLY ALONG THE WEST LINE OF SAID LOT 32 AND LOT 31 IN SAID KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION TO THE SOUTHWEST CORNER OF SAID LOT 31; THENCE EASTERLY ALONG THE SOUTH LINE OF SAID LOT 31 TO THE SOUTHEAST CORNER OF SAID LOT 31; THENCE EASTERLY ALONG A STRAIGHT LINE TO THE SOUTHWEST CORNER OF LOT 16 IN SAID KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION; THENCE EASTERLY ALONG THE SOUTH LINE OF SAID LOT 16 TO A POINT ON THE EAST LINE OF SAID KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION; THENCE NORtherly ALONG SAID EAST LINE TO A POINT ON SAID SOUTHERLY RIGHT-OF-WAY LINE OF THORNDALE AVENUE; THENCE NORTHWESTERLY ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE TO THE POINT OF BEGINNING.

P.I.N.s: 03-11-200-006, -007, -008, -009, -014, -022, -023, -024 and -028;  
03-11-202-003, -004, -007, -025, -026, -027, -032 and -036.

Street Location: Generally, those parcels abutting Thomas Drive, from Thorndale Avenue South to a point approximately 600 feet North of Foster Avenue, all in Bensenville, Illinois.

All interested persons affected by the formation of Bensenville Special Service Area Number 7 will be given an opportunity to be heard regarding the formation of and the boundaries of Special Service Area Number 7 and may object to the formation of the area, the issuance of bonds or other debt instruments, and the levy of taxes affecting said area.

The purpose of the formation of Bensenville Special Service Area Number 7 in general is to provide special street reconstruction, sanitary sewer improvements, stormwater management improvements and street lighting conduit improvements services to the area.

The issuance of bonds or other debt instruments in an amount not to exceed one million two thousand and no/100 dollars (\$1,002,000.00) secured by the full faith and credit of said Special Service Area Number 7, at an interest rate or rates of not to exceed seven and one-half percent (7½%) per annum and to mature within twenty (20) years, will be considered at the hearing. Said bonds or other debt instruments shall be retired by the levy of a direct annual tax to pay the interest on such bonds or other debt instruments as it falls due and to discharge the principal thereof at maturity. Said tax is to be levied upon all taxable property within the proposed Special Service Area Number 7.

At the hearing, all persons affected by the formation of said Special Service Area Number 7, including all persons owning taxable real estate therein, will be given an opportunity to be heard. The hearing may be adjourned by the President and Board of Trustees to another date without further notice other than a motion to be entered upon the minutes of its meeting fixing the time and place of its adjournment and/or as otherwise required by law.

If a petition signed by at least fifty-one percent (51%) of the electors residing within Special Service Area Number 7 and by at least fifty-one percent (51%) of the owners of record of the land included within the boundaries of Special Service Area Number 7 is filed with the Village Clerk, within sixty (60) days following the final adjournment of the public hearing, objecting to the creation of Special Service Area Number 7, the levy or imposition of a tax or the issuance of bonds or other debt instruments for the provision of special services to the area, or to a proposed increase in the tax rate, said Special Service Area Number 7 may not be created, and no tax may be levied or imposed nor the rate increased.

DATED this 24<sup>th</sup> day of September, 2010.

JoEllen Ridder  
Village Clerk  
Village of Bensenville

# Village of Bensenville

## SSA #7

PIN: 03-11-200-006  
BOZ PROPERTY GROUP LLC  
764-68 THOMAS DR  
BENSENVILLE IL 60106

PIN: 03-11-200-009  
POWERS BLDG MGMT  
C/O MAGNETIC SHIELD CORP  
740 N THOMAS DR  
BENSENVILLE IL 60106

PIN: 03-11-200-023  
C/T TA ASSOCIATES REALTY  
ATTN ASSET MGMR  
28 STATE ST NO 10<sup>TH</sup> FL  
BOSTON MA 02109

PIN: 03-11-202-003  
VSS INVESTMENT GROUP LLC  
755 THOMAS DR  
BENSENVILLE IL 60106

PIN: 03-11-202-025  
717 THOMAS LLC  
9450 BRYN MAWR NO 150  
ROSEMONT IL 60018

PIN: 03-11-202-032  
TRANSPARENT CONTAINER CO  
625 THOMAS DR  
BENSENVILLE IL 60106

PIN: 03-11-200-007  
CF THOMAS BENSENVILLE  
9450 BRYN MAWR NO 150  
ROSEMONT IL 60018

PIN: 03-11-200-014  
BOAT SPECIALIST INC  
17W135 HAWTHORNE AVE  
BENSENVILLE IL 60106

PIN: 03-11-200-024  
REHKEN HOLDINGS LLC  
350 ST PETER ST NO 701  
ST PAUL MN 55102

PIN: 03-11-202-004  
BENSENVILLE LTD  
2015 MITCHELL BLVD NO A  
SCHAUMBURG IL 60193

PIN: 03-11-202-026  
THOMAS DRIVE PARTNERSHIP  
C/O DARWIN REALTY  
970 N OAK LAWN AVE NO 100  
ELMHURST IL 60126

PIN: 03-11-202-036  
G V S S LLC  
755-65 THOMAS DR  
BENSENVILLE IL 60106

PIN: 03-11-200-008  
CF THOMAS BENSENVILLE  
9450 BRYN MAWR NO 150  
ROSEMONT IL 60018

PIN: 03-11-200-022  
C/O TA ASSOCIATES REALTY  
ATTN: ASSET MGMR  
28 STATE ST NO 10<sup>TH</sup> FL  
BOSTON MA 02109

PIN: 03-11-200-028  
THOMAS DRIVE PARTNERSHIP  
C/O DARWIN REALTY  
970 N OAK LAWN AVE NO 100  
ELMHURST IL 60126

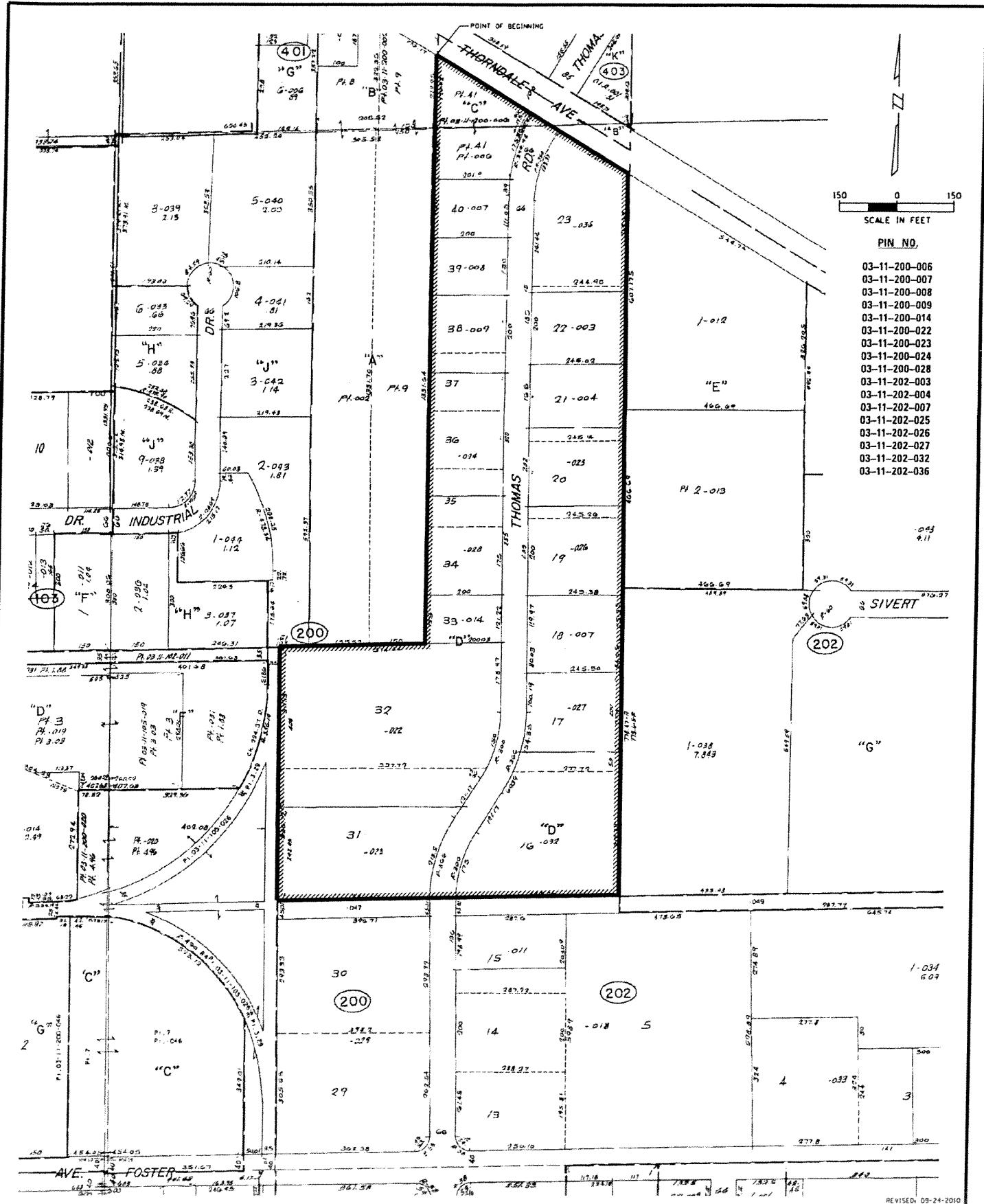
PIN: 03-11-202-007  
THOMAS DRIVE PARTNERSHIP  
C/O DARWIN REALTY  
970 N OAK LAWN AVE NO 100  
ELMHURST IL 60126

PIN: 03-11-202-027  
RESECH, RAYMOND & JEAN  
16 WINDSOR DR  
OAK BROOK IL 60523

**Exhibit 3**

**Map of  
Village of Bensenville  
Special Service Area Number 7**

(attached)



ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE ESTABLISHING  
VILLAGE OF BENSENVILLE  
SPECIAL SERVICE AREA NUMBER 8**

**BE IT ORDAINED** by the President and Board of Trustees of the Village of Bensenville, DuPage and Cook Counties, Illinois, as follows:

**SECTION 1: AUTHORITY.** Village of Bensenville Special Service Area Number 8 (hereinafter "Special Service Area Number 8") is established pursuant to the provisions of Article VII, Section 7 of the Constitution of the State of Illinois; and pursuant to the provisions of the Special Service Area Tax Law, 35 ILCS 200/27-5 et seq.

**SECTION 2: FINDINGS.**

A. The question of the establishment of the area hereinafter described as a special service area was considered by the President and Board of Trustees (hereinafter the "Village Board") of the Village of Bensenville (hereinafter the "Village") pursuant to an Ordinance entitled: "An Ordinance Proposing the Establishment of Special Service Area Number 8 in the Village of Bensenville and providing for a Public Hearing and Other Procedures in Connection Therewith," adopted September 14, 2010, and was considered pursuant to a public hearing held on October 12, 2010, by the Village Board pursuant to a Newspaper Notice duly published in *The Daily Herald*, a newspaper published in the Village, at least fifteen (15) days prior to the public hearing, and pursuant to Personal Notice by mail addressed to the person or persons in whose name the general taxes for

the last preceding year were paid on each lot, block, tract or parcel of land lying within Special Service Area Number 8. Said Personal Notice by mail was given by depositing said Personal Notice in the United States mails not less than ten (10) days prior to the time set for the public hearing. In the event taxes for the last preceding year were not paid, the said Personal Notice was sent to the person last listed on the tax rolls prior to that year as the owner of said property. A Certificate of Publication of said Newspaper Notice and an Affidavit of Mailing of said Personal Notice are attached to this Ordinance as Exhibit 1 and Exhibit 2, respectively, and made part hereof. Said Newspaper Notice and Personal Notice conformed in all respects to the requirements of Section 27-25 of the Special Service Area Tax Law (35 ILCS 200/27-25).

- B.** That a public hearing on the question set forth in the Newspaper Notice and Personal Notice was held on October 12, 2010. All interested persons were given an opportunity to be heard on the question of the creation of Special Service Area Number 8, the issuance of bonds or other debt instruments by the Village to finance the costs of the proposed special services (stormwater management improvements), and the levy of an annual tax to pay the interest on said bonds or other debt instruments and the principal thereof at maturity, as set forth in the Newspaper Notice and Personal Notice. The public hearing was opened at 7:05 p.m., with final adjournment thereof at 7:08 p.m., all on October 12, 2010.

- C. That more than sixty (60) days have passed since the public hearing, and no objections to the establishment of Special Service Area Number 8 have been filed with the Village.
- D. That after considering the data, as presented at the public hearing, the Village Board finds that it is in the public interest and in the interest of Special Service Area Number 8 that said Special Service Area Number 8, as hereinafter described, be established.
- E. Said Special Service Area Number 8 is compact and contiguous and exists in an industrial and commercial area within the Village.
- F. It is in the best interest of said Special Service Area Number 8 that the furnishing of the municipal services proposed be considered for the common interests of said Special Service Area Number 8.
- G. Said Special Service Area Number 8 is zoned for industrial and commercial purposes and will benefit specially from municipal services proposed to be provided. The proposed municipal services are unique and in addition to the municipal services provided to the Village as a whole.

**SECTION 3: VILLAGE OF BENSENVILLE SPECIAL SERVICE AREA NUMBER 8 ESTABLISHED.**

A special service area to be known and designated as "Village of Bensenville Special Service Area Number 8" is hereby established and shall consist of the following described territory:

THAT PART OF THE NORTHEAST QUARTER OF SECTION 11, TOWNSHIP 40 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN IN DUPAGE COUNTY, ILLINOIS, BEING DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE SOUTHERLY RIGHT-OF-WAY LINE OF THORNDALE AVENUE AND THE WEST LINE OF FLORENCE L. WOLFF'S ASSESSMENT PLAT, BEING AN ASSESSMENT PLAT IN SAID NORTHEAST QUARTER ACCORDING TO THE PLAT THEREOF RECORDED NOVEMBER 20, 1959 AS DOCUMENT NO. 947923; THENCE SOUTHERLY ALONG SAID WEST LINE TO THE NORTHWEST CORNER OF LOT 1 IN THE FIRST ADDITION TO KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION, BEING A SUBDIVISION IN SAID NORTHEAST QUARTER OF SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED OCTOBER 26, 1977 AS DOCUMENT NO. R77-97746; THENCE SOUTHERLY ALONG THE WEST LINE OF SAID LOT 1 TO THE SOUTHWEST CORNER OF SAID LOT 1; THENCE EASTERLY ALONG THE SOUTH LINE OF SAID FIRST ADDITION TO KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION TO A POINT ON THE WEST RIGHT-OF-WAY LINE OF YORK ROAD; THENCE NORtherly ALONG SAID WEST RIGHT-OF-WAY LINE TO A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF SIVERT COURT; THENCE WESTERLY ALONG SAID SOUTH RIGHT-OF-WAY LINE TO A POINT ON THE SOUTHERLY EXTENSION OF THE WEST LINE OF LOT 4 IN SAID FLORENCE L. WOLFF'S ASSESSMENT PLAT; THENCE NORtherly ALONG SAID SOUTHERLY EXTENSION AND SAID WEST LINE TO A POINT ON THE EASTERLY EXTENSION OF THE SOUTH LINE OF LOT 1 IN ASSESSMENT PLAT NO. 1 OF PART OF LOT 3 IN THE FIRST ADDITION TO KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION, BEING AN ASSESSMENT PLAT OF PART OF LOT 3 IN SAID KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION, ACCORDING TO THE PLAT THEREOF RECORDED MAY 11, 1988 AS DOCUMENT NO. R88-047669; THENCE WESTERLY ALONG SAID EASTERLY EXTENSION TO THE SOUTHEAST CORNER OF SAID LOT 1; THENCE NORtherly AND NORtheasterly ALONG THE EASTERLY LINE OF SAID LOT 1 TO A POINT ON SAID SOUTHERLY RIGHT-OF-WAY LINE OF THORNDALE AVENUE; THENCE NORTHWESTERLY ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE TO THE POINT OF BEGINNING.

P.I.N.s: 03-11-202-012, -013, -038, -039, -043 and -046.

Street Location: Generally, those parcels abutting Sivert Court, West of York Road, except the Northwest corner of Sivert Court and York Road; and those parcels located on the South side of Thorndale Avenue, from a point approximately 228 feet East of Thomas Road East to York Road (except the Easterly two parcels), all in Bensenville, Illinois.

An accurate map of the above-described territory is attached hereto as Exhibit 3,

and made part hereof.

#### **SECTION 4: PURPOSE OF SPECIAL SERVICE AREA.** Special Service Area

Number 8 is established to provide special municipal services to the properties within

Special Service Area Number 8 in addition to services provided to the Village generally. Included in said services shall be stormwater management improvements. Special Service Area Number 8 is also created so that the Village may issue bonds or other debt instruments, for the purposes aforesaid, payable from taxes levied on property in Special Service Area Number 8 in addition to all other Village taxes so levied.

In regard to the financing of the costs of said stormwater management improvements, the Village shall issue bonds or other debt instruments, in an amount not to exceed five hundred twenty-two thousand five hundred and no/100 dollars (\$522,500.00), to be retired over not to exceed a twenty (20) year period and to bear interest at a rate of not to exceed seven and one-half percent (7½%) per annum. Said bonds or other debt instruments shall be retired by the levy of a direct annual tax at a tax rate sufficient to pay the interest on such bonds or other debt instruments as it falls due and to discharge the principal thereof at maturity, with said tax to be levied upon all taxable property within Special Service Area Number 8 at a maximum rate not to exceed the rate necessary to pay the debt service on the aforementioned bonds or other debt instruments.

The aforementioned taxes shall be in addition to all other taxes provided by law.

**SECTION 5: EFFECTIVE DATE.** This Ordinance shall be in full force and effect from and after its adoption, approval and publication in pamphlet form as required by law. The Village Clerk is hereby directed and ordered to file a certified copy of this Ordinance with the DuPage County Clerk, and record a certified copy of this Ordinance with the DuPage County Recorder's Office, within sixty (60) days of the effective date hereof.

**ADOPTED** this 14<sup>th</sup> day of December, 2010, pursuant to a roll call vote as follows:

AYES: \_\_\_\_\_

NAYS: \_\_\_\_\_

ABSENT: \_\_\_\_\_

**APPROVED** by me this 14<sup>th</sup> day of December, 2010.

---

Frank Soto, Village President

ATTEST:

---

JoEllen Ridder, Village Clerk

Published by me in pamphlet form this 15<sup>th</sup> day of December, 2010.

---

JoEllen Ridder, Village Clerk

**Exhibit 1**

**Certificate of Publication  
of Newspaper Notice**

(attached)

**Exhibit 2**

**Affidavit of Mailing  
of Personal Notice**

(attached)

**Exhibit 3**

**Map of  
Village of Bensenville  
Special Service Area Number 8**

(attached)

**Exhibit 1**

**Certificate of Publication  
of Newspaper Notice**

(attached)

NOTICE OF HEARING  
VILLAGE OF BENSENVILLE

SPECIAL SERVICE AREA NUMBER 8

NOTICE IS HEREBY GIVEN that on October 12, 2010, at 6:40 p.m., or as soon thereafter as the business of the Village Board will permit, in the Bensenville Village Hall, Board Room, 12 South Center Street, Bensenville, Illinois, a hearing will be held by the President and Board of Trustees of the Village of Bensenville, as part of a Village Board meeting, to consider forming a special service area consisting of the following described territory:

Legal Description: THE PART OF THE NORTHEAST QUARTER OF SECTION 11, TOWNSHIP 40 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN IN DUPAGE COUNTY, ILLINOIS, BEING DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE SOUTHERLY RIGHT-OF-WAY LINE OF THORNDALE AVENUE AND THE WEST LINE OF FLORENCE L. WOLFF'S ASSESSMENT PLAT, BEING AN ASSESSMENT PLAT IN SAID NORTHEAST QUARTER ACCORDING TO THE PLAT THEREOF RECORDED NOVEMBER 29, 1959 AS DOCUMENT NO. 947923; THENCE SOUTHERLY ALONG SAID WEST LINE TO THE NORTHWEST CORNER OF LOT 1 IN THE FIRST ADDITION TO KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION, BEING A SUBDIVISION IN SAID NORTHEAST QUARTER OF SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED OCTOBER 26, 1977 AS DOCUMENT NO. R77-97746; THENCE SOUTHERLY ALONG THE WEST LINE OF SAID LOT 1 TO THE SOUTHWEST CORNER OF SAID LOT 1; THENCE EASTERLY ALONG THE SOUTH LINE OF SAID FIRST ADDITION TO KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION TO A POINT ON THE WEST RIGHT-OF-WAY LINE OF YORK ROAD; THENCE NORtherly ALONG SAID WEST RIGHT-OF-WAY LINE TO A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF SVERT COURT; THENCE WESTERLY ALONG SAID SOUTH RIGHT-OF-WAY LINE TO A POINT ON THE SOUTHERLY EXTENSION OF THE WEST LINE OF LOT 4 IN SAID FLORENCE L. WOLFF'S ASSESSMENT PLAT; THENCE NORtherly ALONG SAID SOUTHERLY EXTENSION AND SAID WEST LINE TO A POINT ON THE EASTERN EXTENSION OF THE SOUTH LINE OF LOT 1 IN ASSESSMENT PLAT NO. 1 OF PART OF LOT 3 IN THE FIRST ADDITION TO KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION, BEING AN ASSESSMENT PLAT OF PART OF LOT 3 IN SAID KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION, ACCORDING TO THE PLAT THEREOF RECORDED MAY 11, 1988 AS DOCUMENT NO. R88-047669; THENCE WESTERLY ALONG SAID EASTERN EXTENSION TO THE SOUTHEAST CORNER OF SAID LOT 1; THENCE NORtherly AND NORtheasterly ALONG THE EASTERN LINE OF SAID LOT 1 TO A POINT ON SAID SOUTHERLY RIGHT-OF-WAY LINE OF THORNDALE AVENUE; THENCE NORTHWESTERLY ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE TO THE POINT OF BEGINNING.

P.I.N.s: 03-11-202-012, -013, -038, -039, -043 and -046.

Street Location: Generally, those parcels abutting Svert Court, West of York Road, except the Northwest corner of Svert Court and York Road, and those parcels located on the South side of Thorndale Avenue, from a point approximately 228 feet East of Thomas Road East to York Road (except the Easterly two parcels), all in Bensenville, Illinois.

All interested persons affected by the formation of Bensenville Special Service Area Number 8 will be given an opportunity to be heard regarding the formation of and the boundaries of Special Service Area Number 8 and may object to the formation of the area, the issuance of bonds or other debt instruments, and the levy of taxes affecting said area.

The purpose of the formation of Bensenville Special Service Area Number 8 in general is to provide special stormwater management improvements services to the area.

The issuance of bonds or other debt instruments in an amount not to exceed five hundred twenty-two thousand five hundred and no/100 dollars (\$522,500.00) secured by the full faith and credit of said Special Service Area Number 8, at an interest rate or rates of not to exceed seven and one-half percent (7 1/2%) per annum and to mature within twenty (20) years, will be considered at the hearing. Said bonds or other debt instruments shall be retired by the levy of a direct annual tax to pay the interest on such bonds or other debt instruments as it falls due and to discharge the principal thereof at maturity. Said tax is to be levied upon all taxable property within the proposed Special Service Area Number 8.

At the hearing, all persons affected by the formation of said Special Service Area Number 8, including all persons owning taxable real estate therein, will be given an opportunity to be heard. The hearing may be adjourned by the President and Board of Trustees to another date without further notice other than a motion to be entered upon the minutes of its meeting fixing the time and place of its adjournment and/or as otherwise required by law.

If a petition signed by at least fifty-one percent (51%) of the electors residing within Special Service Area Number 8 and by at least fifty-one percent (51%) of the owners of record of the land included within the boundaries of Special Service Area Number 8 is filed with the Village Clerk, within sixty (60) days following the final adjournment of the public hearing, objecting to the creation of Special Service Area Number 8, the levy or imposition of a tax or the issuance of bonds or other debt instruments for the provision of special services to the area, or to a proposed increase in the tax rate, said Special Service Area Number 8 may not be created, and no tax may be levied or imposed nor the rate increased.

DATED this 24th day of September, 2010.

JoEllen Ridder, Village Clerk, Village of Bensenville  
Published in Daily Herald, Sept. 24, 2010 (4233523)S

CERTIFICATE OF PUBLICATION

Paddock Publications, Inc.

**Daily Herald**

Corporation organized and existing under and by virtue of the laws of the State of Illinois, DOES HEREBY CERTIFY that it is the publisher of the **DAILY HERALD**. That said **DAILY HERALD** is a secular newspaper and has been circulated daily in the Village(s) of Addison, Bensenville, Bloomingdale, Carol Stream, Glendale Heights, Glen Ellyn, Itasca, Keeneyville, Lisle, Lombard, Medinah, Naperville, Oak Brook, Oakbrook Terrace, Roselle, Villa Park, Warrenville, West Chicago, Wheaton, Winfield, Wood Dale

County(ies) of DuPage

and State of Illinois, continuously for more than one year prior to the date of the first publication of the notice hereinafter referred to and is of general circulation throughout said Village(s), County(ies) and State.

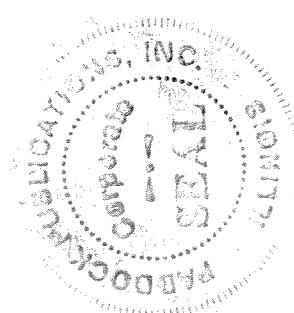
I further certify that the **DAILY HERALD** is a newspaper as defined in "an Act to revise the law in relation to notices" as amended in 1992 Illinois Compiled Statutes, Chapter 7150, Act 5, Section 1 and 5. That a notice of which the annexed printed slip is a true copy, was published September 24, 2010 in said **DAILY HERALD**.

IN WITNESS WHEREOF, the undersigned, the said PADDOCK PUBLICATIONS, Inc., has caused this certificate to be signed by, this authorized agent, at Arlington Heights, Illinois.

PADDOCK PUBLICATIONS, INC.  
DAILY HERALD NEWSPAPERS

BY Kathleen Epler  
Authorized Agent

Control # 4233523



**Exhibit 2**

**Affidavit of Mailing  
of Personal Notice**

(attached)

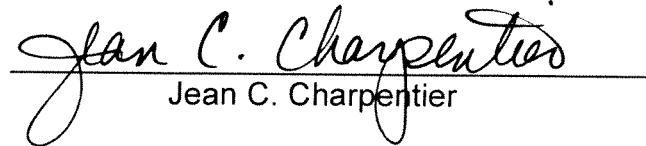
VILLAGE OF BENSENVILLE

SPECIAL SERVICE AREA NUMBER 8

STATE OF ILLINOIS )  
                         ) SS  
COUNTY OF COOK )

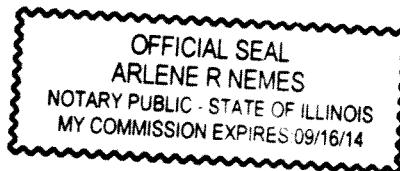
**AFFIDAVIT OF MAILING**

I, JEAN C. CHARPENTIER, being first duly sworn on oath, depose and state that I served the attached "NOTICE OF HEARING – VILLAGE OF BENSENVILLE SPECIAL SERVICE AREA NUMBER 8" on those individuals and entities as set forth on the attached Taxpayers Of Record list, by depositing one (1) copy addressed to each individual/entity listed on said Taxpayers Of Record list, at the address as shown thereon, in the U.S. Mail, 1<sup>st</sup> Class postage prepaid, at 20 North Wacker Drive, Chicago, Illinois, at or before 5:00 p.m. on October 1, 2010.

  
\_\_\_\_\_  
Jean C. Charpentier

Subscribed and Sworn To  
Before Me this 1<sup>st</sup> day  
of October, 2010

  
\_\_\_\_\_  
Arlene R. Nemes  
Notary Public



## NOTICE OF HEARING

### VILLAGE OF BENSENVILLE

#### SPECIAL SERVICE AREA NUMBER 8

NOTICE IS HEREBY GIVEN that on October 12, 2010, at 6:40 p.m., or as soon thereafter as the business of the Village Board will permit, in the Bensenville Village Hall, Board Room, 12 South Center Street, Bensenville, Illinois, a hearing will be held by the President and Board of Trustees of the Village of Bensenville, as part of a Village Board meeting, to consider forming a special service area consisting of the following described territory:

Legal Description: THAT PART OF THE NORTHEAST QUARTER OF SECTION 11, TOWNSHIP 40 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN IN DUPAGE COUNTY, ILLINOIS, BEING DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE SOUTHERLY RIGHT-OF-WAY LINE OF THORNDALE AVENUE AND THE WEST LINE OF FLORENCE L. WOLFF'S ASSESSMENT PLAT, BEING AN ASSESSMENT PLAT IN SAID NORTHEAST QUARTER ACCORDING TO THE PLAT THEREOF RECORDED NOVEMBER 20, 1959 AS DOCUMENT NO. 947923; THENCE SOUTHERLY ALONG SAID WEST LINE TO THE NORTHWEST CORNER OF LOT 1 IN THE FIRST ADDITION TO KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION, BEING A SUBDIVISION IN SAID NORTHEAST QUARTER OF SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED OCTOBER 26, 1977 AS DOCUMENT NO. R77-97746; THENCE SOUTHERLY ALONG THE WEST LINE OF SAID LOT 1 TO THE SOUTHWEST CORNER OF SAID LOT 1; THENCE EASTERLY ALONG THE SOUTH LINE OF SAID FIRST ADDITION TO KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION TO A POINT ON THE WEST RIGHT-OF-WAY LINE OF YORK ROAD; THENCE NORtherly ALONG SAID WEST RIGHT-OF-WAY LINE TO A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF SIVERT COURT; THENCE WESTERLY ALONG SAID SOUTH RIGHT-OF-WAY LINE TO A POINT ON THE SOUTHERLY EXTENSION OF THE WEST LINE OF LOT 4 IN SAID FLORENCE L. WOLFF'S ASSESSMENT PLAT; THENCE NORtherly ALONG SAID SOUTHERLY EXTENSION AND SAID WEST LINE TO A POINT ON THE EASTERLY EXTENSION OF THE SOUTH LINE OF LOT 1 IN ASSESSMENT PLAT NO. 1 OF PART OF LOT 3 IN THE FIRST ADDITION TO KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION, BEING AN ASSESSMENT PLAT OF PART OF LOT 3 IN SAID KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION, ACCORDING TO THE PLAT THEREOF RECORDED MAY 11, 1988 AS DOCUMENT NO.

R88-047669; THENCE WESTERLY ALONG SAID EASTERLY EXTENSION TO THE SOUTHEAST CORNER OF SAID LOT 1; THENCE NORTHERLY AND NORTHEASTERLY ALONG THE EASTERLY LINE OF SAID LOT 1 TO A POINT ON SAID SOUTHERLY RIGHT-OF-WAY LINE OF THORNDALE AVENUE; THENCE NORTHWESTERLY ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE TO THE POINT OF BEGINNING.

P.I.N.s: 03-11-202-012, -013, -038, -039, -043 and -046.

Street Location: Generally, those parcels abutting Sivert Court, West of York Road, except the Northwest corner of Sivert Court and York Road; and those parcels located on the South side of Thorndale Avenue, from a point approximately 228 feet East of Thomas Road East to York Road (except the Easterly two parcels), all in Bensenville, Illinois.

All interested persons affected by the formation of Bensenville Special Service Area Number 8 will be given an opportunity to be heard regarding the formation of and the boundaries of Special Service Area Number 8 and may object to the formation of the area, the issuance of bonds or other debt instruments, and the levy of taxes affecting said area.

The purpose of the formation of Bensenville Special Service Area Number 8 in general is to provide special stormwater management improvements services to the area.

The issuance of bonds or other debt instruments in an amount not to exceed five hundred twenty-two thousand five hundred and no/100 dollars (\$522,500.00) secured by the full faith and credit of said Special Service Area Number 8, at an interest rate or rates of not to exceed seven and one-half percent (7½%) per annum and to mature within twenty (20) years, will be considered at the hearing. Said bonds or other debt instruments shall be retired by the levy of a direct annual tax to pay the interest on such bonds or other debt instruments as it falls due and to discharge the principal thereof at maturity. Said tax is to be levied upon all taxable property within the proposed Special Service Area Number 8.

At the hearing, all persons affected by the formation of said Special Service Area Number 8, including all persons owning taxable real estate therein, will be given an opportunity to be heard. The hearing may be adjourned by the President and Board of Trustees to another date without further notice other than a motion to be entered upon the minutes of its meeting fixing the time and place of its adjournment and/or as otherwise required by law.

If a petition signed by at least fifty-one percent (51%) of the electors residing within Special Service Area Number 8 and by at least fifty-one percent (51%) of the owners of record of the land included within the boundaries of Special Service Area Number 8 is filed with the Village Clerk, within sixty (60) days following the final adjournment of the

public hearing, objecting to the creation of Special Service Area Number 8, the levy or imposition of a tax or the issuance of bonds or other debt instruments for the provision of special services to the area, or to a proposed increase in the tax rate, said Special Service Area Number 8 may not be created, and no tax may be levied or imposed nor the rate increased.

DATED this 24<sup>th</sup> day of September, 2010.

JoEllen Ridder  
Village Clerk  
Village of Bensenville

# **Village of Bensenville**

## **SSA #8**

PIN: 03-11-202-012  
AMB PROPERTY CORP  
RE TAX ANALYST  
60 STATE ST NO 12 FL  
BOSTON MA 02109

PIN: 03-11-202-039  
IDOT  
201 S CENTER ST  
SCHAUMBURG IL 60196

PIN: 03-11-202-013  
AMB PROEPRTY CORP  
RE TAX ANALYST  
60 STATE ST NO 12 FL  
BOSTON MA 02109

PIN: 03-11-202-043  
AMB PROP RE TAX CO  
60 STATE ST NO 1200  
BOSTON MA 02109

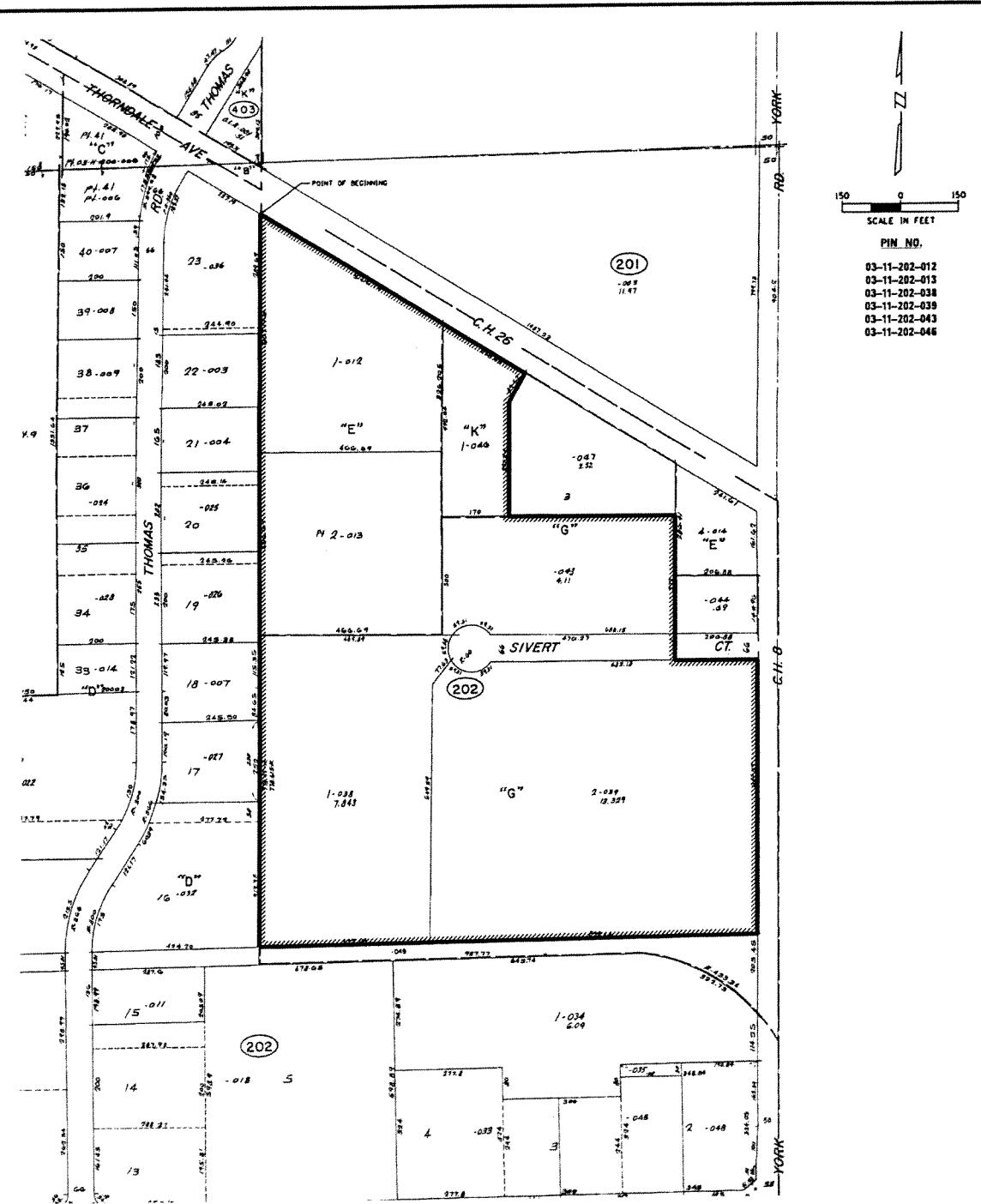
PIN: 03-11-202-038  
C/O TA ASSOCIATES REALTY  
ATTN ASSET MGMR  
28 STATE ST NO 10THFL  
BOSTON MA 02109

PIN: 03-11-202-046  
CRUZ, JOSE & MARTHA  
1202 COUNTRY GLEN LN  
CAROL STREAM IL 60188

**Exhibit 3**

**Map of  
Village of Bensenville  
Special Service Area Number 8**

(attached)



**CHRISTOPHER B. BURKE**  
ENGINEERING, LTD.  
9575 West Higgins Road, Suite 600  
Rosemont, Illinois 60018  
(847) 823-0500



**SPECIAL SERVICE AREA #8**  
IN  
VILLAGE OF BENSENVILLE, ILLINOIS  
PREPARED FOR  
VILLAGE OF BENSENVILLE

111 BENSENVILLE 100368 SURVEY 100368 SUR

CALC.	JRM	PROJECT NO.
DRAW.	AK	100368
CHKD.	JRM	SHEET 1 OF 1
SCALE	1"=340'	DRAWING NO.
DATE	08-27-10	SSA100368-8

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE ESTABLISHING  
VILLAGE OF BENSENVILLE  
SPECIAL SERVICE AREA NUMBER 9**

**BE IT ORDAINED** by the President and Board of Trustees of the Village of Bensenville, DuPage and Cook Counties, Illinois, as follows:

**SECTION 1: AUTHORITY.** Village of Bensenville Special Service Area Number 9 (hereinafter "Special Service Area Number 9") is established pursuant to the provisions of Article VII, Section 7 of the Constitution of the State of Illinois; and pursuant to the provisions of the Special Service Area Tax Law, 35 ILCS 200/27-5 et seq.

**SECTION 2: FINDINGS.**

A. The question of the establishment of the area hereinafter described as a special service area was considered by the President and Board of Trustees (hereinafter the "Village Board") of the Village of Bensenville (hereinafter the "Village") pursuant to an Ordinance entitled: "An Ordinance Proposing the Establishment of Special Service Area Number 9 in the Village of Bensenville and providing for a Public Hearing and Other Procedures in Connection Therewith," adopted September 28, 2010, and was considered pursuant to a public hearing held on October 14, 2010, by the Village Board pursuant to a Newspaper Notice duly published in *The Daily Herald*, a newspaper published in the Village, at least fifteen (15) days prior to the public hearing, and pursuant to Personal Notice by mail

addressed to the person or persons in whose name the general taxes for the last preceding year were paid on each lot, block, tract or parcel of land lying within Special Service Area Number 9. Said Personal Notice by mail was given by depositing said Personal Notice in the United States mails not less than ten (10) days prior to the time set for the public hearing. In the event taxes for the last preceding year were not paid, the said Personal Notice was sent to the person last listed on the tax rolls prior to that year as the owner of said property. A Certificate of Publication of said Newspaper Notice and an Affidavit of Mailing of said Personal Notice are attached to this Ordinance as Exhibit 1 and Exhibit 2, respectively, and made part hereof. Said Newspaper Notice and Personal Notice conformed in all respects to the requirements of Section 27-25 of the Special Service Area Tax Law (35 ILCS 200/27-25).

- B.** That a public hearing on the question set forth in the Newspaper Notice and Personal Notice was held on October 14, 2010. All interested persons were given an opportunity to be heard on the question of the creation of Special Service Area Number 9, the issuance of bonds or other debt instruments by the Village to finance the costs of the proposed special services (street reconstruction, sanitary sewer improvements and street lighting conduit improvements), and the levy of an annual tax to pay the interest on said bonds or other debt instruments and the principal thereof at maturity, as set forth in the Newspaper Notice and Personal

Notice. The public hearing was opened at 6:31 p.m., with final adjournment thereof at 7:14 p.m., all on October 14, 2010.

- C. That more than sixty (60) days have passed since the public hearing, and no objections to the establishment of Special Service Area Number 9 have been filed with the Village.
- D. That after considering the data, as presented at the public hearing, the Village Board finds that it is in the public interest and in the interest of Special Service Area Number 9 that said Special Service Area Number 9, as hereinafter described, be established.
- E. Said Special Service Area Number 9 is compact and contiguous and exists in an industrial, office and commercial area within the Village.
- F. It is in the best interest of said Special Service Area Number 9 that the furnishing of the municipal services proposed be considered for the common interests of said Special Service Area Number 9.
- G. Said Special Service Area Number 9 is zoned for industrial, office and commercial purposes and will benefit specially from municipal services proposed to be provided. The proposed municipal services are unique and in addition to the municipal services provided to the Village as a whole.

**SECTION 3: VILLAGE OF BENSENVILLE SPECIAL SERVICE AREA NUMBER 9 ESTABLISHED.**

A special service area to be known and designated as "Village of Bensenville Special Service Area Number 9" is hereby established and shall consist of the following described territory:

THAT PART OF SECTION 11, TOWNSHIP 40 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN IN DUPAGE COUNTY, ILLINOIS, BEING DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE NORTH RIGHT-OF-WAY LINE OF FOSTER AVENUE AND THE WEST LINE OF KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION, BEING A SUBDIVISION IN SAID SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 20, 1967 AS DOCUMENT NO. R67-2065; THENCE NORtherly along said west line to the northwest corner of lot 30 in said KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION; thence easterly along the north line of said lot 30 to the northeast corner of said lot 30; thence easterly along a straight line to the northwest corner of lot 15 in said KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION; thence easterly along the north line of said lot 15 and lot 5 in said KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION to the northeast corner of said lot 5; thence southerly along the east line of said lot 5 to a point on said north right-of-way line of FOSTER AVENUE; thence easterly along said north right-of-way line to a point on the northerly extension of the east line of MEYER BROTHER'S SUBDIVISION, BEING A SUBDIVISION IN SAID SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED OCTOBER 18, 1949 AS DOCUMENT NO. 1578082; thence southerly along said northerly extension and east line thereof to the northwest corner of lot 1 in SCHROEDER'S SUBDIVISION, BEING A SUBDIVISION IN SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED NOVEMBER 20, 1961 AS DOCUMENT NO. R61-30877; thence easterly along the north line of said lot 1 to the northeast corner of said lot 1; thence southerly along the east line of said lot 1 to the northwest corner of lot 6 in SCHUTTER'S SUBDIVISION, BEING A SUBDIVISION IN SAID SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED JULY 13, 1949 AS DOCUMENT NO. 571622; thence easterly along the north line of said lot 6 and lots 5 and 4 of said SCHUTTER'S SUBDIVISION to a point on the west line of lot 2 in said SCHUTTER'S SUBDIVISION; thence southerly along said west line to the southwest corner of said lot 2; thence easterly along the south line of said lot 2 to a point on the west right-of-way line of YORK ROAD; thence southerly along said west right-of-way line to the southeast corner of lot 1 in BEELINE RESUBDIVISION, BEING A RESUBDIVISION IN SAID SECTION 11, ACCORDING TO THE

PLAT THEREOF RECORDED APRIL 20, 1964 AS DOCUMENT NO. R64-12685; THENCE WESTERLY ALONG THE SOUTH LINE OF SAID LOT 1 AND LOT 2 IN SAID BEELINE RESUBDIVISION AND WESTERLY EXTENSION THEREOF TO A POINT ON THE WEST RIGHT-OF-WAY LINE OF MEYER ROAD; THENCE NORTHERLY ALONG SAID WEST RIGHT-OF-WAY LINE TO THE SOUTHEAST CORNER OF LOT 1 IN BENENVILLE INDUSTRIAL SUBDIVISION UNIT 3, BEING A SUBDIVISION IN SAID SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 11, 1961 AS DOCUMENT NO. 993227; THENCE WESTERLY ALONG THE SOUTH LINE OF SAID LOT 1 TO A POINT ON THE EAST LINE OF SAID KLEFSTAD'S BENENVILLE INDUSTRIAL PARK SUBDIVISION; THENCE SOUTHERLY ALONG SAID EAST LINE TO THE NORTHEAST CORNER OF LOT 15 IN O'HARE METROPOLITAN INDUSTRIAL DISTRICT UNIT 2 SUBDIVISION, BEING A SUBDIVISION IN SAID SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED SEPTEMBER 14, 1971 AS DOCUMENT NO. R71-46718; THENCE SOUTHERLY ALONG THE EAST LINE OF SAID LOT 15 TO THE NORTHEAST CORNER OF LOT 31 IN O'HARE METROPOLITAN INDUSTRIAL DISTRICT UNIT 3 SUBDIVISION, BEING A SUBDIVISION IN SAID SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED OCTOBER 4, 1972 AS DOCUMENT NO. R72-60677; THENCE SOUTHERLY ALONG THE EAST LINE OF SAID LOT 31 TO THE NORTHEAST CORNER OF LOT 29 IN SAID O'HARE METROPOLITAN INDUSTRIAL DISTRICT UNIT 3 SUBDIVISION; THENCE WESTERLY ALONG THE NORTH LINE OF LOTS 29 THRU 4 INCLUSIVE TO THE NORTHWESTERLY CORNER OF SAID LOT 4; THENCE WESTERLY ALONG THE SOUTH LINE OF LOT 12 AND 11 IN SAID O'HARE METROPOLITAN INDUSTRIAL DISTRICT UNIT 2 SUBDIVISION TO THE SOUTHWEST CORNER OF SAID LOT 11; THENCE NORTHERLY ALONG THE WEST LINE OF SAID LOT 11 TO A POINT ON THE SOUTH LINE OF LOT 10 IN SAID SUBDIVISION; THENCE WESTERLY ALONG SAID SOUTH LINE TO THE SOUTHWEST CORNER OF SAID LOT 10; THENCE NORTHERLY ALONG THE WEST LINE OF SAID LOT 10 AND LOTS 9 AND 8 IN SAID SUBDIVISION TO A POINT ON THE SOUTH LINE OF LOT 7 IN SAID SUBDIVISION; THENCE WEST ALONG SAID SOUTH LINE AND THE SOUTH LINE OF LOT 6 IN SAID SUBDIVISION TO THE SOUTHWEST CORNER OF SAID LOT 6; THENCE WESTERLY ALONG THE SOUTH LINE OF LOT 21 IN O'HARE METROPOLITAN INDUSTRIAL DISTRICT UNIT 4, BEING A SUBDIVISION IN SAID SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED OCTOBER 4, 1972 AS DOCUMENT NO. R72-60678 TO THE SOUTHWEST CORNER OF SAID LOT 21; THENCE NORTHERLY ALONG THE WEST LINE OF SAID LOT 21 TO A POINT ON THE SOUTH LINE OF THE NORTH 455 FEET OF SAID LOT 21; THENCE EASTERLY ALONG SAID SOUTH LINE TO THE SOUTHWEST CORNER OF LOT 1 IN SAID O'HARE METROPOLITAN

INDUSTRIAL DISTRICT UNIT 2; THENCE NORTHERLY ALONG THE WEST LINE OF SAID LOT 1 TO A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF SAID FOSTER AVENUE; THENCE EASTERLY ALONG SAID SOUTH RIGHT-OF-WAY LINE TO THE NORTHEAST CORNER OF LOT 34 IN SAID SUBDIVISION; THENCE SOUTHERLY ALONG THE EAST LINE OF SAID LOT 34 TO A POINT ON A LINE 25 FEET NORTH OF AND PARALLEL WITH THE SOUTH LINE OF LOT 33 IN SAID SUBDIVISION; THENCE EASTERLY ALONG SAID PARALLEL LINE TO A POINT ON A LINE 95 FEET EAST OF AND PARALLEL WITH THE WEST LINE OF SAID LOT 33; THENCE SOUTHERLY ALONG SAID PARALLEL LINE TO A POINT ON SAID SOUTH LINE OF LOT 33; THENCE EASTERLY ALONG SAID SOUTH LINE AND NORTHEASTERLY ALONG THE SOUTHERLY LINE OF LOT 32 IN SAID SUBDIVISION TO A POINT ON THE EAST LINE OF SAID LOT 32 SAID EAST LINE BEING A LINE 35 FEET WEST OF AND PARALLEL TO THE WEST LINE OF LOTS 28 THRU 24 INCLUSIVE IN SAID KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION; THENCE SOUTHERLY ALONG SAID PARALLEL LINE TO THE NORTHWEST CORNER OF LOT 16 IN SAID O'HARE METROPOLITAN INDUSTRIAL DISTRICT UNIT 2 SUBDIVISION; THENCE EASTERLY ALONG THE NORTH LINE OF SAID LOT 16 TO THE SOUTHWEST CORNER OF LOT 24 IN SAID KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION; THENCE NORTHERLY ALONG SAID WEST LINE OF LOTS 24 THRU 28 INCLUSIVE IN SAID SUBDIVISION TO THE NORTHWEST CORNER OF SAID LOT 28; THENCE NORTHERLY ALONG A STRAIGHT LINE TO THE POINT OF BEGINNING.

P.I.N.s: 03-11-200-029; 03-11-202-011 and -018; 03-11-308  
-035, -036 and -040; 03-11-309-021, -022, -023 and -024;  
03-11-312-034, -035, -041, -042, -043, -045, -046 and -047;  
03-11-314-001, -007, -008, -009, -010 and -011;  
03-11-315-001 and -002; 03-11-316-001, -004, -005, -006,  
-009, -015, -016, -018, -019, -020, -023, -025, -028, -029, -030,  
-031, -032, -033 and -034; 03-11-317-001, -002, -003 and -004;  
03-11-400-005, -006, -007, -008, -009, -015, -017, -019, -021,  
-022 and -023; 03-11-401-001, -002, -003, -004, -005, -009,  
-011, -013, -014, -015, -016, -017, -018, -019, -020, -021, -022,  
-023, -024, -025, -026, -027, -028, -029, -030, -031, -032, -033,  
-034, -035, -036, -037, -038 and -039; 03-11-402-001, -002,  
-003, -004, -005, -006, -007, -008, -009, -010, -015, -019, -020,  
-021, -029 and -031; 03-11-403-002, -003, -004, -018, -020,  
-040 and -042; 03-11-404-001 and -025.

Street Location: Generally, those parcels located South of Foster Avenue and abutting Country Club Drive, Golf Lane, Maple Lane, Eagle Drive and Thomas Drive; those parcels abutting Thomas Drive, from Foster Avenue

North to a point approximately 600 feet North of Foster Avenue; those parcels abutting Meyer Road, from Foster Avenue South to Beeline Drive; those parcels abutting Beeline Drive, from Thomas Drive East to York Road; those parcels abutting Foster Avenue from Thomas Drive to Meyer Road; and those parcels abutting the South Side of Foster Avenue, from a point approximately 130 feet East of Marshall Road East to Country Club Drive, all in Bensenville, Illinois.

An accurate map of the above-described territory is attached hereto as Exhibit 3, and made part hereof.

**SECTION 4: PURPOSE OF SPECIAL SERVICE AREA.** Special Service Area Number 9 is established to provide special municipal services to the properties within Special Service Area Number 9 in addition to services provided to the Village generally. Included in said services shall be street reconstruction, sanitary sewer improvements and street lighting conduit improvements. Special Service Area Number 9 is also created so that the Village may issue bonds or other debt instruments, for the purposes aforesaid, payable from taxes levied on property in Special Service Area Number 9 in addition to all other Village taxes so levied.

In regard to the financing of the costs of said street reconstruction, sanitary sewer improvements and street lighting conduit improvements, the Village shall issue bonds or other debt instruments, in an amount not to exceed three million seven hundred eighty-six thousand and no/100 dollars (\$3,786,000.00), to be retired over not to exceed a twenty (20) year period and to bear interest at a rate of not to exceed seven and one-half percent (7½%) per annum. Said bonds or other debt instruments shall be retired by the levy of a direct annual tax at a tax rate sufficient to pay the interest on such bonds or other debt instruments as it falls due and to discharge the principal thereof at maturity, with said tax to be levied upon all taxable property within Special

Service Area Number 9 at a maximum rate not to exceed the rate necessary to pay the debt service on the aforementioned bonds or other debt instruments.

The aforementioned taxes shall be in addition to all other taxes provided by law.

**SECTION 5: EFFECTIVE DATE.** This Ordinance shall be in full force and effect from and after its adoption, approval and publication in pamphlet form as required by law. The Village Clerk is hereby directed and ordered to file a certified copy of this Ordinance with the DuPage County Clerk, and record a certified copy of this Ordinance with the DuPage County Recorder's Office, within sixty (60) days of the effective date hereof.

**ADOPTED** this 14<sup>th</sup> day of December, 2010, pursuant to a roll call vote as follows:

AYES:\_\_\_\_\_

NAYS:\_\_\_\_\_

ABSENT:\_\_\_\_\_

**APPROVED** by me this 14<sup>th</sup> day of December, 2010.

---

Frank Soto, Village President

ATTEST:

---

JoEllen Ridder, Village Clerk

Published by me in pamphlet form this 15<sup>th</sup> day of December, 2010.

---

JoEllen Ridder, Village Clerk

**Exhibit 1**

**Certificate of Publication  
of Newspaper Notice**

(attached)

**Exhibit 2**

**Affidavit of Mailing  
of Personal Notice**

(attached)

**Exhibit 3**

**Map of  
Village of Bensenville  
Special Service Area Number 9**

(attached)

**Exhibit 1**

**Certificate of Publication  
of Newspaper Notice**

(attached)

# CERTIFICATE OF PUBLICATION

Paddock Publications, Inc.

# Daily Herald

Corporation organized and existing under and by virtue of the laws of the State of Illinois, DOES HEREBY CERTIFY that it is the publisher of the **DAILY HERALD**. That said **DAILY HERALD** is a secular newspaper and has been circulated daily in the Village(s) of Addison, Algonquin, Antioch, Arlington Heights, Barrington, Barrington Hills, Bartlett, Batavia, Bensenville, Bloomingdale, Buffalo Grove, Burlington, Campton Hills, Carol Stream, Carpentersville, Cary, Deer Park, Des Plaines, East Dundee, Elburn, Elgin, Elk Grove Village, Fox Lake, Fox River Grove, Geneva, Gilberts, Glen Ellyn, Glendale Heights, Grayslake, Green Oaks, Gurnee, Hainesville, Hampshire, Hanover Park, Hawthorn Woods, Hoffman Estates, Huntley, Inverness, Island Lake, Itasca, Keeneyville, Kildeer, Lake Barrington, Lake Villa, Lake in the Hills, Lake Zurich, Libertyville, Lincolnshire, Lindenhurst, Lisle, Lombard, Long Grove, Medinah, Mt. Prospect, Mundelein, Naperville, North Aurora, North Barrington, Oakbrook, Oakbrook Terrace, Palatine, Prospect Heights, Rolling Meadows, Roselle, Schaumburg, Sleepy Hollow, South Barrington, South Elgin, St. Charles, Streamwood, Tower Lakes, Vernon Hills, Villa Park, Volo, Warrenville, Wauconda, Wayne, West Chicago, West Dundee, Wheaton, Wheeling, Wildwood, Winfield, Wood Dale, Round Lake Park  
County(ies) of Cook, DuPage, Kane, Lake, McHenry and State of Illinois, continuously for more than one year prior to the date of the first publication of the notice hereinafter referred to and is of general circulation throughout said Village(s), County(ies) and State.

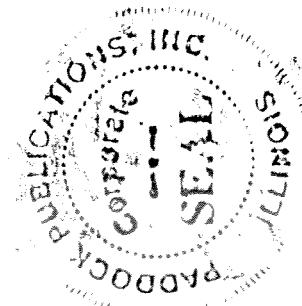
I further certify that the **DAILY HERALD** is a newspaper as defined in "an Act to revise the law in relation to notices" as amended in 1992 Illinois Compiled Statutes, Chapter 7150, Act 5, Section 1 and 5. That a notice of which the annexed printed slip is a true copy, was published September 28, 2010 in said **DAILY HERALD**.

IN WITNESS WHEREOF, the undersigned, the said PADDOCK PUBLICATIONS, Inc., has caused this certificate to be signed by, this authorized agent, at Arlington Heights, Illinois.

PADDOCK PUBLICATIONS, INC.  
DAILY HERALD NEWSPAPERS

BY Kathleen Eolan  
Authorized Agent

Control # 4234087



TUESDAY, SEPTEMBER 28, 2010

Public Hearings  
& Notices

Public Hearings  
& Notices

Notice of Hearing

VILLAGE OF BENSENVILLE  
SPECIAL SERVICE AREA NUMBER 9

NOTICE IS HEREBY GIVEN that on October 14, 2010, at 6:30 p.m., or as soon thereafter as the business of the Village Board will permit, in the Bensenville Village Hall, Board Room, 12 South Center Street, Bensenville, Illinois, a hearing will be held by the President and Board of Trustees of the Village of Bensenville, as part of a Village Board meeting, to consider forming a special service area consisting of the following described territory:

**Legal Description:** THAT PART OF SECTION 11, TOWNSHIP 40 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN IN DUPAGE COUNTY, ILLINOIS, BEING DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE NORTH RIGHT-OF-WAY LINE OF FOSTER AVENUE AND THE WEST LINE OF KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION, BEING A SUBDIVISION IN SAID SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 20, 1967 AS DOCUMENT NO. R67-2645; THENCE NORTHERLY ALONG SAID WEST LINE TO THE NORTHWEST CORNER OF LOT 30 IN SAID KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION; THENCE EASTERLY ALONG THE NORTH LINE OF SAID LOT 30 TO THE NORTHEAST CORNER OF SAID LOT 30; THENCE EASTERLY ALONG A STRAIGHT LINE TO THE NORTHWEST CORNER OF LOT 15 IN SAID KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION; THENCE EASTERLY ALONG THE NORTH LINE OF SAID LOT 15 AND LOT 5 IN SAID KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION TO THE NORTHEAST CORNER OF SAID LOT 5; THENCE SOUTHERLY ALONG THE EAST LINE OF SAID LOT 5 TO A POINT ON SAID NORTH RIGHT-OF-WAY LINE OF FOSTER AVENUE; THENCE EASTERLY ALONG SAID NORTH RIGHT-OF-WAY LINE TO A POINT ON THE NORTHERLY EXTENSION OF THE EAST LINE OF MEYER BROTHER'S SUBDIVISION, BEING A SUBDIVISION IN SAID SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED OCTOBER 18, 1949 AS DOCUMENT NO. R578082; THENCE SOUTHERLY ALONG SAID NORTHERLY EXTENSION AND EAST LINE THEREOF TO THE NORTHWEST CORNER OF LOT 1 IN SCHROEDER'S SUBDIVISION, BEING A SUBDIVISION IN SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED NOVEMBER 20, 1961 AS DOCUMENT NO. R61-3087; THENCE EASTERLY ALONG THE NORTH LINE OF SAID LOT 1 TO THE NORTHEAST CORNER OF SAID LOT 1; THENCE SOUTHERLY ALONG THE EAST LINE OF SAID LOT 1 TO THE NORTHWEST CORNER OF LOT 6 IN SCHUTTER'S SUBDIVISION, BEING A SUBDIVISION IN SAID SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED JULY 13, 1949 AS DOCUMENT NO. 571622; THENCE EASTERLY ALONG THE NORTH LINE OF SAID LOT 6 AND LOTS 5 AND 4 OF SAID SCHUTTER'S SUBDIVISION TO A POINT ON THE WEST LINE OF LOT 2 IN SAID SCHUTTER'S SUBDIVISION; THENCE SOUTHERLY ALONG SAID WEST LINE TO THE SOUTHWEST CORNER OF SAID LOT 2; THENCE EASTERLY ALONG THE SOUTH LINE OF SAID LOT 2 TO A POINT ON THE WEST RIGHT-OF-WAY LINE OF YORK ROAD; THENCE SOUTHERLY ALONG SAID WEST RIGHT-OF-WAY LINE TO THE SOUTHEAST CORNER OF LOT 1 IN BEELINE RESUBDIVISION, BEING A RESUBDIVISION IN SAID SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED APRIL 20, 1964 AS DOCUMENT NO. R64-12685; THENCE WESTERLY ALONG THE SOUTH LINE OF SAID LOT 1 AND LOT 2 IN SAID BEELINE RESUBDIVISION AND WESTERLY EXTENSION THEREOF TO A POINT ON THE WEST RIGHT-OF-WAY LINE OF MEYER ROAD; THENCE NORTHERLY ALONG SAID WEST RIGHT-OF-WAY LINE TO THE SOUTHEAST CORNER OF LOT 1 IN

BENSENVILLE INDUSTRIAL SUBDIVISION UNIT 3, BEING A SUBDIVISION IN SAID SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 11, 1961 AS DOCUMENT NO. 993227; THENCE WESTERLY ALONG THE SOUTH LINE OF SAID LOT 1 TO A POINT ON THE EAST LINE OF SAID KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION; THENCE SOUTHERLY ALONG SAID EAST LINE TO THE NORTHEAST CORNER OF LOT 15 IN O'HARE METROPOLITAN INDUSTRIAL DISTRICT UNIT 2 SUBDIVISION, BEING A SUBDIVISION IN SAID SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED SEPTEMBER 14, 1971 AS DOCUMENT NO. R71-46718; THENCE SOUTHERLY ALONG THE EAST LINE OF SAID LOT 15 TO THE NORTHEAST CORNER OF LOT 31 IN O'HARE METROPOLITAN INDUSTRIAL DISTRICT UNIT 3 SUBDIVISION, BEING A SUBDIVISION IN SAID SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED OCTOBER 4, 1972 AS DOCUMENT NO. R72-6077; THENCE SOUTHERLY ALONG THE EAST LINE OF SAID LOT 31 TO THE NORTHEAST CORNER OF LOT 29 IN SAID O'HARE METROPOLITAN INDUSTRIAL DISTRICT UNIT 3 SUBDIVISION; THENCE WESTERLY ALONG THE NORTH LINE OF LOTS 29 THRU 4 INCLUSIVE TO THE NORTHWESTERLY CORNER OF SAID LOT 4; THENCE WESTERLY ALONG THE SOUTH LINE OF LOT 12 AND 11 IN SAID O'HARE METROPOLITAN INDUSTRIAL DISTRICT UNIT 2 SUBDIVISION TO THE SOUTHWEST CORNER OF SAID LOT 11; THENCE NORTHERLY ALONG THE WEST LINE OF SAID LOT 11 TO A POINT ON THE SOUTH LINE OF LOT 10 IN SAID SUBDIVISION; THENCE WESTERLY ALONG SAID SOUTH LINE TO THE SOUTHWEST CORNER OF SAID LOT 10; THENCE NORTHERLY ALONG THE WEST LINE OF SAID LOT 10 AND LOTS 9 AND 8 IN SAID SUBDIVISION TO A POINT ON THE SOUTH LINE OF LOT 7 IN SAID SUBDIVISION; THENCE WEST ALONG SAID SOUTH LINE AND THE SOUTH LINE OF LOT 6 IN SAID SUBDIVISION TO THE SOUTHWEST CORNER OF SAID LOT 6; THENCE WESTERLY ALONG THE SOUTH LINE OF LOT 2 IN O'HARE METROPOLITAN INDUSTRIAL DISTRICT UNIT 4, BEING A SUBDIVISION IN SAID SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED OCTOBER 4, 1972 AS DOCUMENT NO. R72-6078 TO THE SOUTHWEST CORNER OF SAID LOT 21; THENCE NORTHERLY ALONG THE WEST LINE OF SAID LOT 21 TO A POINT ON THE SOUTH LINE OF THE NORTH 45 FEET OF SAID LOT 21; THENCE EASTERLY ALONG SAID SOUTH LINE TO THE SOUTHWEST CORNER OF LOT 11 IN SAID O'HARE METROPOLITAN INDUSTRIAL DISTRICT UNIT 2; THENCE NORTHERLY ALONG THE WEST LINE OF SAID LOT 11 TO A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF FOSTER AVENUE; THENCE EASTERLY ALONG SAID SOUTH RIGHT-OF-WAY LINE TO THE NORTHEAST CORNER OF LOT 34 IN SAID SUBDIVISION; THENCE SOUTHERLY ALONG THE EAST LINE OF SAID LOT 34 TO A POINT ON THE SOUTH LINE OF LOT 33 IN SAID SUBDIVISION; THENCE EASTERLY ALONG SAID PARALLEL LINE TO A POINT ON SAID SOUTH LINE OF LOT 33; THENCE EASTERLY ALONG SAID SOUTH LINE AND NORTHEASTERLY ALONG THE SOUTHWEST LINE OF LOT 32 IN SAID SUBDIVISION TO A POINT ON THE EAST LINE OF SAID LOT 32; SAID EAST LINE BEING A LINE 35 FEET WEST OF AND PARALLEL TO THE WEST LINE OF LOTS 28 THRU 24 INCLUSIVE IN SAID KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION; THENCE SOUTHERLY ALONG SAID PARALLEL LINE TO THE NORTHEAST CORNER OF LOT 16 IN SAID O'HARE METROPOLITAN INDUSTRIAL DISTRICT UNIT 2 SUBDIVISION; THENCE EASTERLY ALONG THE NORTH LINE OF SAID LOT 16 TO THE SOUTHWEST CORNER OF LOT 24 IN SAID KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION; THENCE NORTHERLY ALONG SAID WEST LINE OF LOTS 24 THRU 28 INCLUSIVE IN SAID SUBDIVISION TO THE NORTHWEST CORNER OF SAID LOT 28; THENCE NORTHERLY ALONG A STRAIGHT LINE TO THE POINT OF BEGINNING.

P.I.N.s: 03-11-200-029; 03-11-202-011 and -018; 03-11-303-035, -036 and -040; 03-11-309-021, -022, -023 and -024; 03-11-312-034, -035, -041, -042, -043, -045, -046 and -047; 03-11-314-001, -007, -008, -009, -010 and -011; 03-11-315-001 and -002; 03-11-316-001, -004, -005, -006, -009, -015, -016, -018, -019, -020, -023, -025, -028, -029, -030; 031, -032, -033 and -034; 03-11-317-001, -002, -003 and -004; 03-11-400-005, -006, -007, -008, -009, -015, -017, -019, -021, -022 and -023; 03-11-401-001, -002, -003, -004, -005, -009, -011, -013, -014, -015, -016, -017, -018, -019, -020, -021, -022, -023, -024, -025, -026, -027, -028, -029, -030, -031, -032, -033, -034, -035, -036, -037, -038 and -039; 03-11-402-001, -002, -003, -004, -005, -006, -007, -008, -009, -010, -015, -019, -020, -021, -029 and -031; 03-11-403-002, -003, -004, -018, -020, -040 and -042; 03-11-404-001 and -025.

**Street Location:** Generally, those parcels located South of Foster Avenue and abutting Country Club Drive, Golf Lane, Maple Lane, Eagle Drive and Thomas Drive; those parcels abutting Thomas Drive, from Foster Avenue North to a point approximately 600 feet North of Foster Avenue; those parcels abutting Meyer Road, from Foster Avenue South to Beeline Drive; those parcels abutting Beeline Drive, from Thomas Drive East to York Road; those parcels abutting Foster Avenue from Thomas Drive to Meyer Road; and those parcels abutting the South Side of Foster Avenue, from a point approximately 130 feet East of Marshall Road East to Country Club Drive, all in Bensenville, Illinois.

All interested persons affected by the formation of Bensenville Special Service Area Number 9 will be given an opportunity to be heard regarding the formation of and the boundaries of Special Service Area Number 9 and may object to the formation of the area, the issuance of bonds or other debt instruments, and the levy of taxes affecting said area.

The purpose of the formation of Bensenville Special Service Area Number 9 in general is to provide special street reconstruction, sanitary sewer improvements and street lighting conduit improvements services to the area.

The issuance of bonds or other debt instruments in an amount not to exceed three million seven hundred eighty-six thousand and no/100 dollar (\$3,786,000.00) secured by the full faith and credit of said Special Service Area Number 9, at an interest rate or rates of not to exceed seven and one-half percent (7 1/2%) per annum and to mature within twenty (20) years, will be considered at the hearing. Said bonds or other debt instruments shall be retired by the levy of a direct annual tax to pay the interest on such bonds or other debt instruments as it falls due and to discharge the principal thereof at maturity. Said tax is to be levied upon all taxable property within the proposed Special Service Area Number 9.

At the hearing, all persons affected by the formation of said Special Service Area Number 9, including all persons owning taxable real estate therein, will be given an opportunity to be heard. The hearing may be adjourned by the President and Board of Trustees to another date without further notice other than a motion to be entered upon the minutes of its meeting fixing the time and place of its adjournment and/or as otherwise required by law.

If a petition signed by at least fifty-one percent (51%) of the electors residing within Special Service Area Number 9 and by at least fifty-one percent (51%) of the owners of record of the land included within the boundaries of Special Service Area Number 9 is filed with the Village Clerk, within sixty (60) days following the final adjournment of the public hearing, objecting to the creation of Special Service Area Number 9, the levy or imposition of a tax or the issuance of bonds or other debt instruments for the provision of special services to the area, or to a proposed increase in the tax rate, said Special Service Area Number 9 may not be created, and no tax may be levied or imposed nor the rate increased.

DATED this 28th day of September, 2010.  
JoEllen Ridder, Village Clerk, Village of Bensenville  
Published in Daily Herald Sept. 28, 2010 (4234087)NS

**Exhibit 2**

**Affidavit of Mailing  
of Personal Notice**

(attached)

VILLAGE OF BENSENVILLE

SPECIAL SERVICE AREA NUMBER 9

STATE OF ILLINOIS )  
                         ) SS  
COUNTY OF COOK )

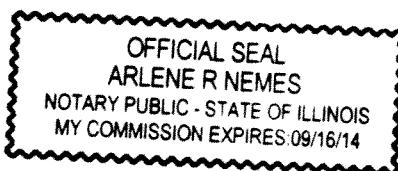
**AFFIDAVIT OF MAILING**

I, JEAN C. CHARPENTIER, being first duly sworn on oath, depose and state that I served the attached "NOTICE OF HEARING – VILLAGE OF BENSENVILLE SPECIAL SERVICE AREA NUMBER 9" on those individuals and entities as set forth on the attached Taxpayers Of Record list, by depositing one (1) copy addressed to each individual/entity listed on said Taxpayers Of Record list, at the address as shown thereon, in the U.S. Mail, 1<sup>st</sup> Class postage prepaid, at 20 North Wacker Drive, Chicago, Illinois, at or before 5:00 p.m. on October 1, 2010.

*Jean C. Charpentier*  
\_\_\_\_\_  
Jean C. Charpentier

Subscribed and Sworn To  
Before Me this 1<sup>st</sup> day  
of October, 2010

*Arlene R. Nemes*  
\_\_\_\_\_  
Notary Public



**VILLAGE OF BENSENVILLE  
SPECIAL SERVICE AREA #9**

**PUBLIC HEARING**

**DATE AND TIME CHANGE**

Please be advised that, as a result of a technical revision to the legal description and list of permanent tax index numbers, and as the attached Notice indicates, the Public Hearing for Bensenville Special Service Area #9 has been changed from Tuesday, October 12, 2010 at 6:50 p.m. to **Thursday, October 14, 2010 at 6:30 p.m.**

Please note this change so that you attend the meeting at which the Public Hearing will actually take place for Special Service Area #9.

**NOTICE OF HEARING**  
**VILLAGE OF BENSENVILLE**  
**SPECIAL SERVICE AREA NUMBER 9**

NOTICE IS HEREBY GIVEN that on October 14, 2010, at 6:30 p.m., or as soon thereafter as the business of the Village Board will permit, in the Bensenville Village Hall, Board Room, 12 South Center Street, Bensenville, Illinois, a hearing will be held by the President and Board of Trustees of the Village of Bensenville, as part of a Village Board meeting, to consider forming a special service area consisting of the following described territory:

Legal Description: THAT PART OF SECTION 11, TOWNSHIP 40 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN IN DUPAGE COUNTY, ILLINOIS, BEING DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE NORTH RIGHT-OF-WAY LINE OF FOSTER AVENUE AND THE WEST LINE OF KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION, BEING A SUBDIVISION IN SAID SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 20, 1967 AS DOCUMENT NO. R67-2065; THENCE NORTHERLY ALONG SAID WEST LINE TO THE NORTHWEST CORNER OF LOT 30 IN SAID KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION; THENCE EASTERLY ALONG THE NORTH LINE OF SAID LOT 30 TO THE NORTHEAST CORNER OF SAID LOT 30; THENCE EASTERLY ALONG A STRAIGHT LINE TO THE NORTHWEST CORNER OF LOT 15 IN SAID KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION; THENCE EASTERLY ALONG THE NORTH LINE OF SAID LOT 15 AND LOT 5 IN SAID KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION TO THE NORTHEAST CORNER OF SAID LOT 5; THENCE SOUTHERLY ALONG THE EAST LINE OF SAID LOT 5 TO A POINT ON SAID NORTH RIGHT-OF WAY LINE OF FOSTER AVENUE; THENCE EASTERLY ALONG SAID NORTH RIGHT-OF-WAY LINE TO A POINT ON THE NORTHERLY EXTENSION OF THE EAST LINE OF MEYER BROTHER'S SUBDIVISION, BEING A SUBDIVISION IN SAID SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED OCTOBER 18, 1949 AS DOCUMENT NO. 1578082; THENCE SOUTHERLY ALONG SAID NORTHERLY EXTENSION AND EAST LINE THEREOF TO THE NORTHWEST CORNER OF LOT 1 IN SCHROEDER'S SUBDIVISION, BEING A SUBDIVISION IN SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED NOVEMBER 20, 1961 AS DOCUMENT NO. R61-30877; THENCE EASTERLY ALONG THE NORTH LINE OF SAID LOT 1 TO THE NORTHEAST CORNER OF

SAID LOT 1; THENCE SOUTHERLY ALONG THE EAST LINE OF SAID LOT 1 TO THE NORTHWEST CORNER OF LOT 6 IN SCHUTTER'S SUBDIVISION, BEING A SUBDIVISION IN SAID SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED JULY 13, 1949 AS DOCUMENT NO. 571622; THENCE EASTERLY ALONG THE NORTH LINE OF SAID LOT 6 AND LOTS 5 AND 4 OF SAID SCHUTTER'S SUBDIVISION TO A POINT ON THE WEST LINE OF LOT 2 IN SAID SCHUTTER'S SUBDIVISION; THENCE SOUTHERLY ALONG SAID WEST LINE TO THE SOUTHWEST CORNER OF SAID LOT 2; THENCE EASTERLY ALONG THE SOUTH LINE OF SAID LOT 2 TO A POINT ON THE WEST RIGHT-OF-WAY LINE OF YORK ROAD; THENCE SOUTHERLY ALONG SAID WEST RIGHT-OF-WAY LINE TO THE SOUTHEAST CORNER OF LOT 1 IN BEELINE RESUBDIVISION, BEING A RESUBDIVISION IN SAID SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED APRIL 20, 1964 AS DOCUMENT NO. R64-12685; THENCE WESTERLY ALONG THE SOUTH LINE OF SAID LOT 1 AND LOT 2 IN SAID BEELINE RESUBDIVISION AND WESTERLY EXTENSION THEREOF TO A POINT ON THE WEST RIGHT-OF-WAY LINE OF MEYER ROAD; THENCE NORtherly ALONG SAID WEST RIGHT-OF-WAY LINE TO THE SOUTHEAST CORNER OF LOT 1 IN BENENVILLE INDUSTRIAL SUBDIVISION UNIT 3, BEING A SUBDIVISION IN SAID SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 11, 1961 AS DOCUMENT NO. 993227; THENCE WESTERLY ALONG THE SOUTH LINE OF SAID LOT 1 TO A POINT ON THE EAST LINE OF SAID KLEFSTAD'S BENENVILLE INDUSTRIAL PARK SUBDIVISION; THENCE SOUTHERLY ALONG SAID EAST LINE TO THE NORTHEAST CORNER OF LOT 15 IN O'HARE METROPOLITAN INDUSTRIAL DISTRICT UNIT-2 SUBDIVISION, BEING A SUBDIVISION IN SAID SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED SEPTEMBER 14, 1971 AS DOCUMENT NO. R71-46718; THENCE SOUTHERLY ALONG THE EAST LINE OF SAID LOT 15 TO THE NORTHEAST CORNER OF LOT 31 IN O'HARE METROPOLITAN INDUSTRIAL DISTRICT UNIT 3 SUBDIVISION, BEING A SUBDIVISION IN SAID SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED OCTOBER 4, 1972 AS DOCUMENT NO. R72-60677; THENCE SOUTHERLY ALONG THE EAST LINE OF SAID LOT 31 TO THE NORTHEAST CORNER OF LOT 29 IN SAID O'HARE METROPOLITAN INDUSTRIAL DISTRICT UNIT 3 SUBDIVISION; THENCE WESTERLY ALONG THE NORTH LINE OF LOTS 29 THRU 4 INCLUSIVE TO THE NORTHWESTERLY CORNER OF SAID LOT 4; THENCE WESTERLY ALONG THE SOUTH LINE OF LOT 12 AND 11 IN SAID O'HARE METROPOLITAN INDUSTRIAL DISTRICT UNIT 2 SUBDIVISION TO THE SOUTHWEST CORNER OF SAID LOT 11; THENCE NORtherly ALONG THE WEST LINE OF SAID LOT 11 TO A POINT ON THE SOUTH LINE OF LOT 10 IN SAID SUBDIVISION; THENCE WESTERLY ALONG SAID SOUTH LINE TO

THE SOUTHWEST CORNER OF SAID LOT 10; THENCE NORTHERLY ALONG THE WEST LINE OF SAID LOT 10 AND LOTS 9 AND 8 IN SAID SUBDIVISION TO A POINT ON THE SOUTH LINE OF LOT 7 IN SAID SUBDIVISION; THENCE WEST ALONG SAID SOUTH LINE AND THE SOUTH LINE OF LOT 6 IN SAID SUBDIVISION TO THE SOUTHWEST CORNER OF SAID LOT 6; THENCE WESTERLY ALONG THE SOUTH LINE OF LOT 21 IN O'HARE METROPOLITAN INDUSTRIAL DISTRICT UNIT 4, BEING A SUBDIVISION IN SAID SECTION 11, ACCORDING TO THE PLAT THEREOF RECORDED OCTOBER 4, 1972 AS DOCUMENT NO. R72-60678 TO THE SOUTHWEST CORNER OF SAID LOT 21; THENCE NORTHERLY ALONG THE WEST LINE OF SAID LOT 21 TO A POINT ON THE SOUTH LINE OF THE NORTH 455 FEET OF SAID LOT 21; THENCE EASTERNLY ALONG SAID SOUTH LINE TO THE SOUTHWEST CORNER OF LOT 1 IN SAID O'HARE METROPOLITAN INDUSTRIAL DISTRICT UNIT 2; THENCE NORTHERLY ALONG THE WEST LINE OF SAID LOT 1 TO A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF SAID FOSTER AVENUE; THENCE EASTERNLY ALONG SAID SOUTH RIGHT-OF-WAY LINE TO THE NORTHEAST CORNER OF LOT 34 IN SAID SUBDIVISION; THENCE SOUTHERLY ALONG THE EAST LINE OF SAID LOT 34 TO A POINT ON A LINE 25 FEET NORTH OF AND PARALLEL WITH THE SOUTH LINE OF LOT 33 IN SAID SUBDIVISION; THENCE EASTERNLY ALONG SAID PARALLEL LINE TO A POINT ON A LINE 95 FEET EAST OF AND PARALLEL WITH THE WEST LINE OF SAID LOT 33; THENCE SOUTHERLY ALONG SAID PARALLEL LINE TO A POINT ON SAID SOUTH LINE OF LOT 33; THENCE EASTERNLY ALONG SAID SOUTH LINE AND NORTHEASTERLY ALONG THE SOUTHERLY LINE OF LOT 32 IN SAID SUBDIVISION TO A POINT ON THE EAST LINE OF SAID LOT 32 SAID EAST LINE BEING A LINE 35 FEET WEST OF AND PARALLEL TO THE WEST LINE OF LOTS 28 THRU 24 INCLUSIVE IN SAID KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION; THENCE SOUTHERLY ALONG SAID PARALLEL LINE TO THE NORTHWEST CORNER OF LOT 16 IN SAID O'HARE METROPOLITAN INDUSTRIAL DISTRICT UNIT 2 SUBDIVISION; THENCE EASTERNLY ALONG THE NORTH LINE OF SAID LOT 16 TO THE SOUTHWEST CORNER OF LOT 24 IN SAID KLEFSTAD'S BENSENVILLE INDUSTRIAL PARK SUBDIVISION; THENCE NORTHERLY ALONG SAID WEST LINE OF LOTS 24 THRU 28 INCLUSIVE IN SAID SUBDIVISION TO THE NORTHWEST CORNER OF SAID LOT 28; THENCE NORTHERLY ALONG A STRAIGHT LINE TO THE POINT OF BEGINNING.

P.I.N.s: 03-11-200-029; 03-11-202-011 and -018; 03-11-308  
-035, -036 and -040; 03-11-309-021, -022, -023 and -024;  
03-11-312-034, -035, -041, -042, -043, -045, -046 and -047;  
03-11-314-001, -007, -008, -009, -010 and -011;  
03-11-315-001 and -002; 03-11-316-001, -004, -005, -006,

-009, -015, -016, -018, -019, -020, -023, -025, -028, -029, -030, -031, -032, -033 and -034; 03-11-317-001, -002, -003 and -004; 03-11-400-005, -006, -007, -008, -009, -015, -017, -019, -021, -022 and -023; 03-11-401-001, -002, -003, -004, -005, -009, -011, -013, -014, -015, -016, -017, -018, -019, -020, -021, -022, -023, -024, -025, -026, -027, -028, -029, -030, -031, -032, -033, -034, -035, -036, -037, -038 and -039; 03-11-402-001, -002, -003, -004, -005, -006, -007, -008, -009, -010, -015, -019, -020, -021, -029 and -031; 03-11-403-002, -003, -004, -018, -020, -040 and -042; 03-11-404-001 and -025.

Street Location: Generally, those parcels located South of Foster Avenue and abutting Country Club Drive, Golf Lane, Maple Lane, Eagle Drive and Thomas Drive; those parcels abutting Thomas Drive, from Foster Avenue North to a point approximately 600 feet North of Foster Avenue; those parcels abutting Meyer Road, from Foster Avenue South to Beeline Drive; those parcels abutting Beeline Drive, from Thomas Drive East to York Road; those parcels abutting Foster Avenue from Thomas Drive to Meyer Road; and those parcels abutting the South Side of Foster Avenue, from a point approximately 130 feet East of Marshall Road East to Country Club Drive, all in Bensenville, Illinois.

All interested persons affected by the formation of Bensenville Special Service Area Number 9 will be given an opportunity to be heard regarding the formation of and the boundaries of Special Service Area Number 9 and may object to the formation of the area, the issuance of bonds or other debt instruments, and the levy of taxes affecting said area.

The purpose of the formation of Bensenville Special Service Area Number 9 in general is to provide special street reconstruction, sanitary sewer improvements and street lighting conduit improvements services to the area.

The issuance of bonds or other debt instruments in an amount not to exceed three million seven hundred eighty-six thousand and no/100 dollars (\$3,786,000.00) secured by the full faith and credit of said Special Service Area Number 9, at an interest rate or rates of not to exceed seven and one-half percent (7½%) per annum and to mature within twenty (20) years, will be considered at the hearing. Said bonds or other debt instruments shall be retired by the levy of a direct annual tax to pay the interest on such bonds or other debt instruments as it falls due and to discharge the principal thereof at maturity. Said tax is to be levied upon all taxable property within the proposed Special Service Area Number 9.

At the hearing, all persons affected by the formation of said Special Service Area Number 9, including all persons owning taxable real estate therein, will be given an opportunity to be heard. The hearing may be adjourned by the President and Board of Trustees to another date without further notice other than a motion to be entered upon

the minutes of its meeting fixing the time and place of its adjournment and/or as otherwise required by law.

If a petition signed by at least fifty-one percent (51%) of the electors residing within Special Service Area Number 9 and by at least fifty-one percent (51%) of the owners of record of the land included within the boundaries of Special Service Area Number 9 is filed with the Village Clerk, within sixty (60) days following the final adjournment of the public hearing, objecting to the creation of Special Service Area Number 9, the levy or imposition of a tax or the issuance of bonds or other debt instruments for the provision of special services to the area, or to a proposed increase in the tax rate, said Special Service Area Number 9 may not be created, and no tax may be levied or imposed nor the rate increased.

DATED this 28<sup>th</sup> day of September, 2010.

JoEllen Ridder  
Village Clerk  
Village of Bensenville

# Village of Bensenville

## SSA #9

PIN: 03-11-200-029  
SILVERMAN, CHARLES C  
205 HONEYSUCKLE DR  
NORTHBROOK IL 60062

PIN: 03-11-202-011  
C/O TA ASSOCIATES REALTY  
ATTN ASSET MGMR  
28 STATE ST NO 10<sup>TH</sup> FL  
BOSTON MA 02109

PIN: 03-11-202-018  
THE PROTECTOSEAL CO  
225 FOSTER AVE  
BENSENVILLE ILL 60106

PIN: 03-11-308-035  
476 COUNTRY CLUB LTD PTNR  
476 COUNTY CLUB DR  
BENSENVILLE IL 60106

PIN: 03-11-308-036  
AMB PROPERTY CORP  
RE TAX ANALYST  
60 STATE ST NO 12 FL  
BOSTON MA 02109

PIN: 03-11-308-040  
CENTERPOINT PROPERTIES TR  
1808 SWIFT DR  
OAK BROOK IL 60523

PIN: 03-11-309-021  
RACKOW, HELMUT  
446 HIAWATHA TR  
WOOD DALE IL 60191

PIN: 03-11-309-022  
HELLER, HORST & MARLENE  
1511 ONEIDA LN  
MT PROSPECT IL 60056

PIN: 03-11-309-023  
BRADFORD COMPACT STORAGE  
430 COUNTY CLUB DR  
BENSENVILLE IL 60106

PIN: 03-11-309-024  
DKSN 2 LLC  
420 COUNTRY CLUB DR  
BENSENVILLE IL 60106

PIN: 03-11-312-034  
FTS HOLDINGS LLC  
400 COUNTRY CLUB DR  
BENSENVILLE IL 60126

PIN: 03-11-312-035  
RREEF AMERICA REIT II  
C/O TTA/E PROP TAX DEPT 207  
PO BOX 4900  
SCOTTSDALE AZ 85261

PIN: 03-11-312-041  
CRANE & NORCROSS  
2 N LA SALLE ST NO 900  
CHICAGO IL 60602

PIN: 03-11-312-042  
DALRAJ HOLDINGS LLC  
1915 CROSSING CT  
NAPERVILLE IL 60540

PIN: 03-11-312-043  
DAILY OFFICE PRODUCTS INC  
804 EAGLE DR  
BENSENVILLE IL 60106

PIN: 03-11-312-045  
RREEF AMERICA REIT II  
C/O TTA/E PROP TAX DEPT 207  
PO BOX 4900  
SCOTTSDALE AZ 85261

PIN: 03-11-312-046  
WOJCIECHOWSKI, MARIE  
275 S WILKENS DR  
DES PLAINES IL 60016

PIN: 03-11-312-047  
TEE 2 TEE LLC  
814-20 EAGLE DR  
BENSENVILLE IL 60106

PIN: 03-11-314-001  
PANZARELLA, STEPHEN J  
1 WALNUT LN  
S BARRINGTON IL 60010

PIN: 03-11-314-007  
RUPANY, JAMES  
855 GOLF LN  
BENSENVILLE IL 60106

PIN: 03-11-314-008  
ALLIED FILTER ENGR  
805 GOLF LANE  
BENSENVILLE ILL 60106

PIN: 03-11-314-009  
GEMINI PROPERTIES INC  
2767 SIOUX TR  
GLENVIEW IL 60025

PIN: 03-11-314-010  
OZA, VIJAYKUMAR & VEENA  
793 GOLF LN  
BENSENVILLE IL 60106

PIN: 03-11-314-011  
ROSENBURG, P & W BECKMAN  
C/O TECHNIPAQ INC  
975 LUTTER DR  
CRYSTAL LAKE IL 60014

PIN: 03-11-315-001  
AMB PROP RE TAX CO  
60 STATE ST NO 1200  
BOSTON MA 02109

PIN: 03-11-315-002  
GRAND INVESTMENTS LLC  
777 MAPLE LN  
BENSENVILLE IL 60106

PIN: 03-11-316-001  
FORM PROPERTIES CCD LLC  
3825 STEARN AVE  
ST CHARLES IL 60174

PIN: 03-11-316-004  
FORM PROPERTIES CCD LLC  
3825 STEARN AVE  
ST CHARLES IL 60174

PIN: 03-11-316-005  
MORGAN, THOMAS  
1535 EXECUTIVE LN  
GLENVIEW IL 60025

PIN: 03-11-316-006  
SOWIN, EDWARD H  
961 2<sup>ND</sup> AVE  
DES PLAINES IL 60016

PIN: 03-11-316-009  
QUALITY PLASTIC PRODUCTS  
830 MAPLE LN  
BENSENVILLE IL 60106

PIN: 03-11-316-015  
ALFIREVIC, KENNETH  
795 EAGLE DR  
BENSENVILLE IL 60106

PIN: 03-11-316-016  
CENTERPOINT PROPERTIES  
1808 SWIFT DR  
OAK BROOK IL 60523

PIN: 03-11-316-018  
SCHLESINGER, MICHAEL & C  
820 MAPLE LN  
BENSENVILLE IL 60106

PIN: 03-11-316-019  
HUDZIAK, KENNETH & LORI  
3799 MARIGOLD DR  
ELGIN IL 60124

PIN: 03-11-316-020  
OSOWSKI, SHARON A  
1460 71<sup>ST</sup> ST  
DOWNERS GROVE IL 60516

PIN: 03-11-316-023  
OSOWSKI, SHARON A  
1460 71<sup>ST</sup> ST  
DOWNERS GROVE IL 60516

PIN: 03-11-316-025  
SINGER, THEODORE  
790 MAPLE LANE  
BENSENVILLE IL 60106

PIN: 03-11-316-029  
MILLS, BARBARA  
801 EAGLE DR  
BENSENVILLE IL 60106

PIN: 03-11-316-030  
RACKOW, HELMUT  
446 HIAWATHA TRAIL  
WOOD DALE ILL 60191

PIN: 03-11-316-031  
HARRER & KOVACS  
799 EAGLE DR NO A  
BENSENVILLE IL 60106

PIN: 03-11-316-032  
CICHON, JERRY  
797 EAGLE DR  
BENSENVILLE IL 60106

PIN: 03-11-316-033  
NEJDL, ROBERT  
798 MAPLE LN  
BENSENVILLE IL 60106

PIN: 03-11-317-001  
HUTCHINSON, ALEXANDER  
350 COUNTRY CLUB DR  
BENSENVILLE IL 60106

PIN: 03-11-317-002  
ODO PROPERTIES  
358 COUNTRY CLUB DR  
BENSENVILLE IL 60106

PIN: 03-11-317-003  
ODO PROPERTIES  
358 COUNTRY CLUB DR  
BENSENVILLE IL 60106

PIN: 03-11-317-004  
ODO PROPERTIES  
358 COUNTRY CLUB DR  
BENSENVILLE IL 60106

PIN: 03-11-400-005  
WAYNE HUMMER TRUST CO  
TRUST LFT1825  
727 N BANK LN  
LAKE FOREST IL 60045

PIN: 03-11-400-006 MULTI-TRANS SERVICES INC 2767 SIOUX TR GLENVIEW IL 60025	PIN: 03-11-400-007 MULTI-TRANS SERVICES INC 2767 SIOUX TR GLENVIEW IL 60025	PIN: 03-11-400-008 MULTI-TRANS SERVICES INC 2767 SIOUX TR GLENVIEW IL 60025
PIN: 03-11-400-009 484 N THOMAS LLC 67 COUNTRY CLUB DR BLOOMINGDALE IL 60108	PIN: 03-11-400-015 GRANE BENSENVILLE LLC DOUG GRANE 476 THOMAS DR BENSENVILLE IL 60106	PIN: 03-11-400-017 BLESSING PROPERTIES LLC 831 FOSTER AVE BENSENVILLE IL 60106
PIN: 03-11-400-019 AAA COOPER TRANSPORTATION ATTN R E DEPT PO BOX 6827 DOTHAN AL 36302	PIN: 03-11-400-021 AAA COOPER TRANSPORTATION ATTN R E DEPT PO BOX 6827 DOTHAN AL 36302	PIN: 03-11-400-022 RREEF C/O EPROPERTY TAX PO BOX 4900 SCOTTSDALE AZ 85261
PIN: 03-11-400-023 RREEF C/O EPROPERTY TAX PO BOX 4900 SCOTTSDALE AZ 85261	PIN: 03-11-401-001 RREEF AMERICA REIT II C/O TTA/E PROP TAX DEPT 207 PO BOX 4900 SCOTTSDALE AZ 85261	PIN: 03-11-401-002 529 THOMAS DR LLC 529 THOMAS DR BENSENVILLE IL 60106
PIN: 03-11-401-003 THOMAS DR LLC 1305 WILEY RD NO 106 SCHAUMBURG IL 60173	PIN: 03-11-401-004 REDMER SCREW PROD INC, L D 515 THOMAS DR BENSENVILLE IL 60106	PIN: 03-11-401-005 MORAWA INVESTMENTS LLC 299 BEELINE RD BENSENVILLE IL 60106
PIN: 03-11-401-009 SCHARRINGHAVSEN, LAWRENCE 940 N DUNTON AVE ARLINGTON HTS IL 60004	PIN: 03-11-401-011 SOWIN, EDWARD H 961 2 <sup>ND</sup> AVE DES PLAINES IL 60016	PIN: 03-11-401-013 SCHARRINGHAVSEN, LAWRENCE 940 N DUNTON AVE ARLINGTON HTS IL 60004
PIN: 03-11-401-014 SCHARRINGHAVSEN, LAWRENCE 940 N DUNTON AVE ARLINGTON HTS IL 60004	PIN: 03-11-401-015 SCHARRINGHAVSEN, LAWRENCE 940 N DUNTON AVE ARLINGTON HTS IL 60004	PIN: 03-11-401-016 SCHARRINGHAVSEN, LAWRENCE 940 N DUNTON AVE ARLINGTON HTS IL 60004
PIN: 03-11-401-017 SCHARRINGHAVSEN, LAWRENCE 940 N DUNTON AVE ARLINGTON HTS IL 60004	PIN: 03-11-401-018 VINYARD, LEONARD 307 S CIRCLE ST PALATINE IL 60067	PIN: 03-11-401-019 KRYCZKA, WALTER F 500 N MEYER ROAD BENSENVILLE IL 60106
PIN: 03-11-401-020 METAJ, ROLAND 211 BEE LINE DR NO 14 BENSENVILLE IL 60106	03-11-401-021 LASORSO, ANTHONY 211 W BEELINE DR NO 13 BENSENVILLE IL 60106	PIN: 03-11-401-022 HEIDNER, DAVID 159 WELLINGTON DR BLOOMINGDALE IL 60108

PIN: 03-11-401-023  
ODDO, ANTHONY  
0S639 SUMMIT AVE  
VILLA PARK IL 60181

PIN: 03-11-401-024  
ODDO, LISA  
663 KATHERINE LN  
ADDISON IL 60101

PIN: 03-11-401-025  
DUPERE, MARK A  
211 BEELINE DR NO 9  
BENSENVILLE IL 60106

PIN: 03-11-401-026  
211 BEELINE LLC  
5134 N ELSTON  
CHICAGO IL 60630

PIN: 03-11-401-027  
HEIDNER, DAVID R  
159 WELLINGTON DR  
BLOOMINGDALE IL 60108

PIN: 03-11-401-028  
WOODWARD, JOHN M  
C/O CP SCREW MACHINE  
211 BEELINE DR NO 6  
BENSENVILLE IL 60106

PIN: 03-11-401-029  
MIROVALIEV, STOYAN & U  
7711 OXBOW DR  
KINGMAN AZ 86401

PIN: 03-11-401-030  
COX, KEVIN  
211 BEELINE DR NO 4  
BENSENVILLE IL 60106

PIN: 03-11-401-031  
COX, KEVIN  
211 BEELINE DR NO 3  
BENSENVILLE IL 60106

PIN: 03-11-401-032  
ROSAL, MARK C  
514 FOREST PRESERVE  
WOOD DALE IL 60191

PIN: 03-11-401-033  
AGUSTYNSKI, TOMASZ  
157 RUSHMORE DR  
BARTLETT IL 60103

PIN: 03-11-401-034  
MORGAN, THOMAS & KATHLEEN  
1535 EXECUTIVE LN  
GLENVIEW IL 60025

PIN: 03-11-401-035  
SOWIN, MARLYN  
459 ATTENBOROUGH WAY  
GRAYSLAKE IL 60030

PIN: 03-11-401-036  
529 THOMAS LLC  
529 THOMAS DR  
BENSENVILLE IL 60106

PIN: 03-11-401-037  
SCHARRINGHAVSEN, LAWRENCE  
940 N DUNTON AVE  
ARLINGTON HTS IL 60004

PIN: 03-11-401-038  
SOWIN, EDWARD H  
961 SECOND AVE  
DES PLAINES IL 60016

PIN: 03-11-401-039  
MORGAN, THOMAS  
1525 EXECUTIVE LN  
GLENVIEW IL 60025

PIN: 03-11-402-001  
KECO LEASING  
C/O GEORGE J SCHMID  
28 W BROOKWOOD DR  
ARLINGTON HTS IL 60004

PIN: 03-11-402-002  
KECO LEASING  
C/O GEORGE J SCHMID  
28 W BROOKWOOD DR  
ARLINGTON HTS IL 60004

PIN: 03-11-402-003  
KECO LEASING  
C/O GEORGE J SCHMID  
28 W BROOKWOOD DR  
ARLINGTON HTD IL 60004

PIN: 03-11-402-004  
KEKCO LEASING  
C/O GEORGE J SCHMID  
28 W BROOKWOOD DR  
ARLINGTON HTS IL 60004

PIN: 03-11-402-005  
KECO LEASING  
C/O GEORGE J SCHMID  
28 W BROOKWOOD DR  
ARLINGTON HTS IL 60004

PIN: 03-11-402-006  
KECO LEASING  
C/O GEORGE J SCHMID  
28 W BROOKWOOD DR  
ARLINGTON HTS IL 60004

PIN: 03-11-402-007  
KECO LEASING  
C/O GEORGE J SCHMID  
28 W BROOKWOOD DR  
ARLINGTON HTS IL 60004

PIN: 03-11-402-008  
SKULIC, VEDRA & NOVELA  
459 S COTTAGE HILL  
ELMHURST IL 60126

PIN: 03-11-402-009  
SKULIC, VEDRAN  
C/O MEXTTEL, INC  
459 S COTTAGE HILL  
ELMHURST IL 60126

PIN: 03-11-402-010  
SKULIC, VEDRAN  
C/O MEXTTEL, INC  
459 S COTTAGE HILL  
ELMHURST IL 60126

PIN: 03-11-402-015  
HOFFMAN, EDWIN  
2707 PALA MESA CT  
FALLBROOK CA 92028

PIN: 03-11-402-019  
133 CORP  
380 N EAST INDUSTRIAL  
AURORA IL 60504

PIN: 03-11-402-020  
133 CORP  
380 N EAST INDUSTRIAL  
AURORA IL 60504

PIN: 03-11-402-021  
YORK IND CTR INC  
736 WESTERN NO 301  
LAKE FOREST IL 60045

PIN: 03-11-402-029  
VNM LLC  
DESIGNATED SERIES 1  
7408 N MILWAUKEE AVE NO B  
NILES IL 60714

PIN: 03-11-402-031  
MORAWA, JOHN & JANE  
10161 POTTER RD  
DES PLAINES IL 60016

PIN: 03-11-403-002  
RREEF AMERICA REIT II  
C/O TTA/E PROP TAX DEPT 207  
PO BOX 4900  
SCOTTSDALE AZ 85261

PIN: 03-11-403-003  
RREEF AMERICA REIT II  
C/O TTA/E PROP TAX DEPT 207  
PO BOX 4900  
SCOTTSDALE AZ 85261

PIN: 03-11-403-004  
SCHOOLASTIC TESTING SERVIC  
C/O DR DENNIS ANDERHALTER  
4320 GREENASH DR  
EARTH CITY MO 63045

PIN: 03-11-403-018  
CRANE & NORCROSS  
2 N LA SALLE ST NO 900  
CHICAGO IL 60602

PIN: 03-11-403-020  
CRANE & NORCROSS  
2 N LA SALLE ST NO 900  
CHICAGO IL 60602

PIN: 03-11-403-040  
FARELLA, SAM & JOSEPH  
1400 MITTEL BLVD  
WOOD DALE IL 60191

PIN: 03-11-403-042  
RACKOW, ANITA  
446 HIAWATHA TR  
WOOD DALE IL 60191

PIN: 03-11-404-001  
RREEF  
C/O TTA EPROP TAX 207  
PO BOX 4900  
SCOTTSDALE AZ 85261

PIN: 03-11-404-025  
AMB PROPERTY CORP  
ATTN MARK SANCES  
60 STATE ST NO 1200  
BOSTON MA 02109

PIN: 03-11-316-028  
HARRER & KOVACS  
799 EAGLE DR NO A  
BENSENVILLE IL 60106

PIN: 03-11-316-034  
PIECKO, STANLEY W  
519 COUNTRY LN  
STREAMWOOD IL 60107

**Exhibit 3**

**Map of  
Village of Bensenville  
Special Service Area Number 9**

**(attached)**



TYPE: Ordinance SUBMITTED BY: S. Viger DATE: 12.14.10

**DESCRIPTION:**

Ordinance granting a Conditional Use Permit and variances to allow a drive-through banking facility at 1151 S. York Road in an existing C – 2 Highway Commercial District.

**SUPPORTS THE FOLLOWING APPLICABLE VILLAGE GOALS:**

<input checked="" type="checkbox"/>	Financially Sound Village	<input type="checkbox"/>	Enrich the lives of Residents
<input type="checkbox"/>	Quality Customer Oriented Services	<input checked="" type="checkbox"/>	Major Business/Corporate Center
<input checked="" type="checkbox"/>	Safe and Beautiful Village	<input checked="" type="checkbox"/>	Vibrant Major Corridors

COMMITTEE ACTION: Community & Economic Development

DATE: 10.19.10

**BACKGROUND:**

The property in question is a small corner lot surrounded by the Brentwood Commons Shopping Center. The property is improved with a long vacant former gasoline station that creates an eyesore at one of the southern gateways to the Village. The proposal is to raze the existing structure and construct a new approximately 3,100 square foot full service banking facility with three drive-through lanes. After the Village Board approved the Conditional Use it was determined that an error was made in the public notice so the petition went through the public hearing process a second time.

**KEY ISSUES:**

Whether the application as presented meets the approval criteria found in the Zoning Ordinance for the Conditional Use Permit and variances and if the proposed use is in the best interest of the Village as a whole and will not be detrimental to the local environs.

**ALTERNATIVES:**

Approve the Ordinance as presented.

Approve the Ordinance with altered or additional conditions.

Remand the Ordinance to the CDC for further deliberation.

Deny the Ordinance.

**RECOMMENDATION:**

The staff respectfully requests that the Committee approve the Conditional Use Permit and variances. At their October 11, 2010 Public Hearing the CDC voted unanimously (4 – 0) to recommend that the Village President and Board of Trustees approve the CUP and variances with conditions. The second Public Hearing was conducted on December 6, 2010 and once again the CDC voted unanimously (6 – 0) to recommend approval. The Community & Economic Development Committee voted 3 – 1 to approve the requests at their 10.19.10 meeting.

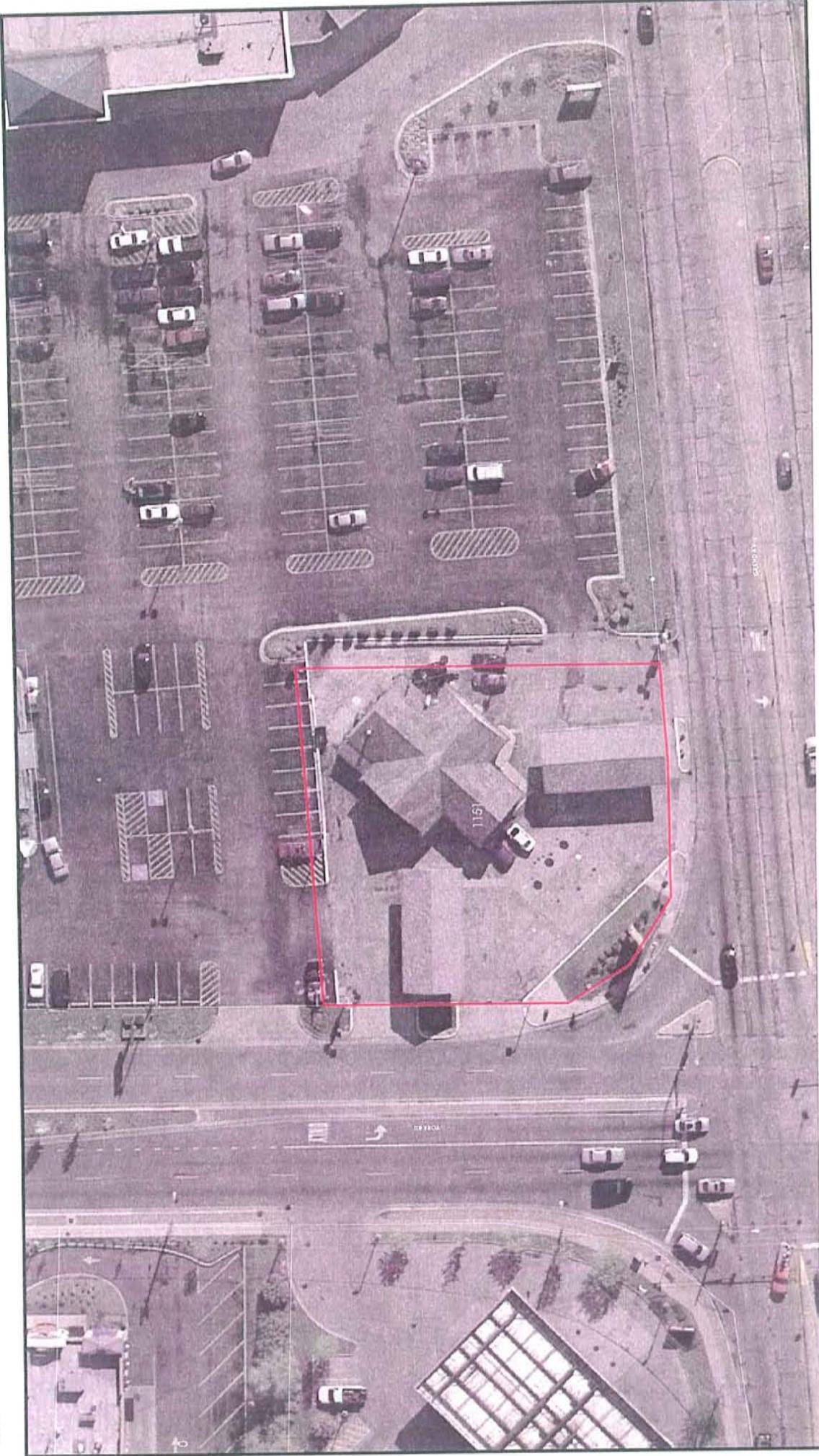
**BUDGET IMPACT:**

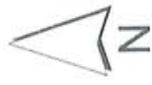
N/A

**ACTION REQUIRED:**

Adoption of the Ordinance repealing Ordinance #78 – 2010 and approving the Conditional Use Permit and variances for the proposed drive-through banking facility to be located at 1151 S. York Road in an existing C – 2 Highway Commercial District..

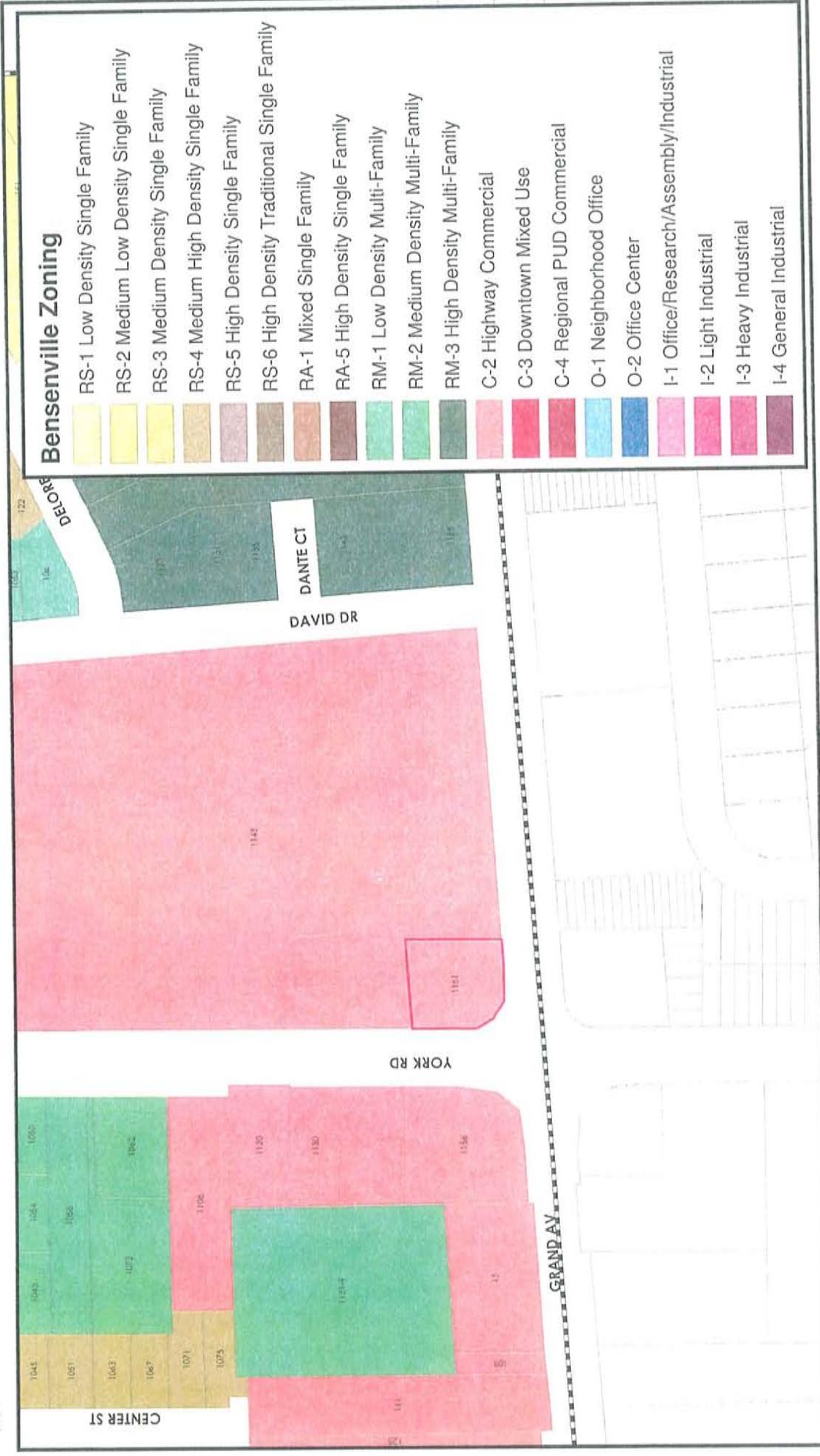
Village of Bensenville  
1151 S. York Rd.





# Village of Bensenville

1151 S. York Rd.



**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE APPROVING THE GRANT OF A CONDITIONAL USE PERMIT  
AND RELATED VARIANCES TO ALLOW CONSTRUCTION AND OPERATION OF A  
BANK AND DRIVE THROUGH FACILITY AT 1151 S. YORK ROAD,  
BENSENVILLE, ILLINOIS**

**WHEREAS**, on October 26, 2010, the Village Board of the Village of Bensenville adopted Ordinance No. 78-2010, approving the grant of a conditional use permit and related variances for PNC Bank at the property commonly identified as 1151 S. York Road, Bensenville which property is legally described in Exhibit "A," attached hereto and incorporated herein by reference (the "Subject Property"), and

**WHEREAS**, following adoption of the Ordinance, it was determined that the notice of hearing as required by the *Village of Bensenville Zoning Ordinance* ("Village Code") had inadvertently not been complied with in all respects; and

**WHEREAS**, in order to comply in all respects with the Village Code, the application for conditional use permit and related variances was properly noticed in all manner, and a new hearing was conducted by the Community Development Commission on December 6, 2010 on the PNC Bank application for a conditional use permit and related variances to allow construction of a new bank with related drive through facility pursuant to Section 10-3-4-C of Zoning Ordinance, a copy of application being on file in the Community and Economic Development Department; and

**WHEREAS**, after hearing the application, the Community Development Committee adopted the findings of fact as made by the Village staff; and

**WHEREAS**, upon said findings of facts, the Community Development Commission, voted to 6 – 0 to approve the application for conditional use permit and related variances to allow construction of a new bank with related drive through facility at the Subject Property, subject to certain conditions; and

**WHEREAS**, the Community Development Commission forwarded its recommendation to approve the application to the Village Board's Community and Economic Development Committee which concurred in the recommendation to approve the application, adopting the same conditions as recommended; and

**WHEREAS**, the Community and Economic Development Committee then forwarded its recommendation, along with that of the Community Development Commission, to the President and Board of Trustees on December 14, 2010; and

**WHEREAS**, the President and Board of Village Trustees considered the matter and determined, based on its consideration, that the permit should be granted, allowing the relief requested, finding that it is consistent with the Zoning Ordinance and the orderly and harmonious development of the Village.

**NOW, THEREFORE, BE IT ORDAINED** by the President and Board of Trustees of the Village of Bensenville, Counties of DuPage and Cook, Illinois, duly assembled at a regular meeting, as follows:

**SECTION ONE:** That the forgoing recitals are hereby incorporated by reference as if fully set forth herein.

**SECTION TWO:** The Ordinance No. 78-2010 is declared void and of no effect.

**SECTION THREE:** That the application for a conditional use permit and related variances to allow PNC Bank to construct a bank and related drive through facility on the Subject Property, in conjunction with its use of the Subject Property is hereby granted subject to the following conditions: (1) That the property be developed in substantial compliance with the plans submitted as part of the application, prepared by GPD Associates, dated August 17, 2010; (2) that the conditional use permit shall be applicable during the tenancy of PNC Bank or any successor in interest it may have in assumption of the tenancy of the Subject Property; (3) that cross access easement between the Subject Property and the abutting shopping center be recorded with the DuPage Recorder, and copy of the recorded agreement be submitted to the Village for maintenance in its records. The variances granted, based upon the requisite finding of facts are as follows: (1) the stacking requirement for drive through facilities is reduced from the required 15 to 12; (2) the number of parking spaces is reduced from 16 to 13; (3) the landscape frontage strip is reduced from the required 6 feet to zero feet; (4) the number and total square footage of wall signs is allowed increased, to allow three wall signs of 46.35 square feet each on the west, east and south facades and that no free standing sign be allowed; (5) that the petitioner work with the staff to seek a sidewalk connection at the intersection of Grand Avenue and York Road; and that the handicapped accessible parking space be relocated closer to the main entry to the building.

**SECTION FOUR:** That this Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form as provided by law.

**PASSED AND APPROVED** by the President and Board of Trustees of the Village of Bensenville, this 14th day of December, 2010.

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Frank Soto, Village President

ATTEST:

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JoEllen Ridder, Village Clerk

AYES: \_\_\_\_\_

NAYES: \_\_\_\_\_

ABSENT: \_\_\_\_\_

**Exhibit "A"**  
**1151 S. York Road**

The Legal Description is as follows:

THAT PART OF LOT 271 IN BRENTWOOD TERRACE, ACCORDNG TO THE PLAT THEREOF RECORDED NOVEMBER 10, 1956 AS DOCUMENT NO. 823155, AND CERTIFICATES OF CORRECTION RECORDED DECEMBER 14, 1956 AS DOCUMENT NO. 826909 AND SEPTEMBER 12, 1957 AS DOCUMENT NO. 856155, BEING A SUBDIVISION OF PART OF THE SOUTH ½ OF SECTION 24 AND PART OF THE NORTHWEST ¼ OF SECTION 25, TOWNSHIP 40 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: BEGINNING AT THE INTERSECTION OF THE NORTH RIGHT-OF-WAY LINE OF GRAND AVENUE AND EAST RIGHT-OF-WAY LINE OF YORK ROAD; THENCE NORTHERLY, ALONG THE EAST RIGHT-OF-WAY LINE OF YORK ROAD, 150.00 FEET; THENCE EASTERLY AND PARALLEL WITH THE NORTH RIGHT-OF-WAY LINE OF GRAND AVENUE, 150.00 FEET; THENCE SOUTHERLY AND PARALLEL TO THE EAST RIGHT-OF-WAY LINE OF YORK ROAD TO A POINT IN THE NORTHERLY RIGHT-OF-WAY LINE OF GRAND AVENUE, WHICH POINT IS 150.00 FEET EASTERLY FROM THE PLAE OF BEGINNING, AS MEASURED ALONG SAID NORTHERLY RIGHT-OF-WAY GRAND AVENUE; THENCE WESTERLY, ALONG THE NORTHERLY RIGHT-OF-WAY LINE OF GRAND AVENUE, A DISTANCE OF 150.00 FEET TO THE PLACE OF BEGINNING, IN DU PAGE COUNTY, ILLINOIS; EXCEPTING THEREFROM THE FOLLOWING DESCRIBED PARCEL:

COMMENCING AT THE SOUTHWEST CORNER OF AFORESAID PROPERTY FOR A POINT OF BEGINNING; THENCE NORTHERLY, ALONG SAID WESTERLY PROPERTY LINE, A DISTANCE OF 46.44 FEET TO A POINT; THENCE SOUTHERLY, ALONG A LINE TURNING AN ANGLE OF 145 DEGREES 51 MINUTES 27 SECONDS TO THE RIGHT OF THE LAST DESCRIBED LINE, A DISTANCE OF 25.64 FEET TO A POINT, THENCE SOUTHEASTERLY ALONG A LINE TURNING AN ANGLE OF 26 DEGREES 56 MINUTES 29 SECONDS TO THE LEFT OF THE LAST DESCRIBED LINE EXTENDED, A DISTANCE OF 28.40 FEET TO A POINT; THENCE EASTERLY ALONG A LINE TURNING AN ANGLE OF 23 DEGREES 28 MINUTES 02 SECONDS TO THE LEFT OF THE LAST DESCRIBED LINE EXTENDED A DISTANCE OF 55.88 FEET TO A POINT ON THE SOUTHERLY PROPERTY LINE; THENCE WESTERLY, ALONG THE AFORESAID PROPERTY LINE, A DISTANCE OF 95.12 FEET TO THE POINT OF BEGINNING.

THE SUBJECT PROPERTY CONTAINS 0.49 ACRES OR 21,2789 SQUARE FEET, MORE OR LESS.

TYPE: Resolution SUBMITTED BY: S. Viger DATE: 12.14.10

**DESCRIPTION:**

Resolution authorizing the Village Manager to enter into a contract with TPI Building Code Consultants Inc. to perform building plan review and inspections through the end of calendar year 2012.

**SUPPORTS THE FOLLOWING APPLICABLE VILLAGE GOALS:**

<input checked="" type="checkbox"/> Financially Sound Village	<input checked="" type="checkbox"/> Enrich the lives of Residents
<input checked="" type="checkbox"/> Quality Customer Oriented Services	<input checked="" type="checkbox"/> Major Business/Corporate Center
<input checked="" type="checkbox"/> Safe and Beautiful Village	<input checked="" type="checkbox"/> Vibrant Major Corridors

**COMMITTEE ACTION:** Approved unanimously by the  
Community & Economic Development Committee

DATE: 11.23.10

**BACKGROUND:**

TPI has been retained by the Village to provide building plan review and inspectional services; recently we issued a Request For Proposals and received five of responses. The staff created a "short list" of two firms and interviews were held. Trustees Bartlett and Peconio participated in the interview process along with staff. The RFP asked for cost per inspection rather than an hourly rate and that building plan reviews be billed at a "flat rate" rather than the historic practice of additional review fees for subsequent plan reviews. Note: Please see that attached Memo from S. Viger clarifying issues brought forth by the Committee.

**KEY ISSUES:**

TPI's ability to provide accurate, cost effective and professional services. TPI's ability to provide exemplary customer service.

**ALTERNATIVES:**

1. Approve a resolution authorizing the Village Manager to execute a contract with TPI.
2. Discretion of the Board.

**RECOMMENDATION:**

Staff respectfully recommends approval of the Resolution.

At their 11.23.10 meeting the Community & Economic Development Committee voted (4 – 0) to approve the Resolution.

**BUDGET IMPACT:**

There will be a budget savings of approximately \$26,000 through the elimination of two part time inspector positions (electrical and plumbing). Additionally TPI began performing engineering inspections when our engineer left Public Works in 2007 and building inspections upon the retirement of our building inspector in 2009.

**ACTION REQUIRED:**

Approval of the Resolution authorizing the Village Manager to execute the contract.

Resolution No. \_\_\_\_\_  
Authorizing the Execution of a Contract for Building Plan Review and Inspectional Services with TPI Building Code Consultants, Inc.

BE IT RESOLVED by the President and Board of Trustees of the Village of Bensenville, Counties of DuPage and Cook, Illinois as follows:

THAT the Village Board authorizes the Village Manager to execute a two year contract with TPI Building Code Consultants, Inc. of St. Charles, Illinois for Building Plan Review and Inspectional Services in accordance with their proposal dated September 10, 2010 and amended on November 4, 2010.

PASSED AND APPROVED by the President and Board of Trustees of the Village of Bensenville, Illinois, \_\_\_\_\_, 2010.

APPROVED:

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Frank Soto  
Village President

ATTEST:

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JoEllen Ridder, Village Clerk

AYES: \_\_\_\_\_

NAYES: \_\_\_\_\_

ABSENT: \_\_\_\_\_

# Bensenville Memo

Date: December 7, 2010  
To: M. Cassady  
From: S. Viger  
RE: Building Plan Review & Inspections

---

Staff has assembled informational points regarding the contracting out of building inspections. As you know the Village has for many years used a “hybrid system” of full and part time, as well as, contract employees.

Building inspections were performed in house by a full time employee. The electrical and plumbing inspectors are both part time employees, as well as, contract personnel. They receive part time salary based on four inspections , three days a week whether they are performed or not. Any inspections over four in a day are billed to the Village on a contractual basis. They do not perform any plan reviews as part of their part time responsibilities; all plan reviews are billed as consultants (B. Hitchcock Electrical and TPI for Plumbing). The electrical inspector has been working this way since 1985, the plumbing inspector since 1997.

In June of 2007 TPI assumed the engineering inspections when the Village’s engineer left for a new position. And in September 2009 TPI also assumed general building inspections upon the retirement of the full time building inspector.

The current RFP anticipated that the Village’s full time building and engineering inspectors would not be replaced and to level the playing field for all possible respondents that the hybrid of part time and contractual inspections would be eliminated. In fact, both current part time inspectors stated that they would not be interested in remaining only as a part time employee if they did not also receive the consulting contract. The savings in staff salaries for two full time and part time employees not including benefits or equipment (cars, computers, cell phones etc.) is approximately \$150,000 annually.

The RFP looked to identify actual inspection costs and pass the cost onto the customer (the permittee) by receiving a per inspection cost rather than an hourly rate. Since the retirement of the Building inspector (Bob Foswold), the Village has subsidized the building inspection by over \$13,000. This is due to the fact that the Village adopted fee schedule does not coincide with the hourly rates charged by our consultant. It is staff’s intention to seek adoption of a revised fee schedule in conjunction with any new contract to eliminate this subsidy.

It is possible for current staff in addition to their regular duties to perform some of the relatively simple inspections; final landscape, final paving, roofing etc. This will reduce the inspection costs to our customers.

The submitted proposal also included significant changes in the way the Village charges for plan reviews. Plan reviews would be charged a one – time fee rather than the historical practice of additional fees for additional reviews. Some have suggested that the practice of additional fees for additional reviews could lead to requiring additional reviews for the sole purpose of receiving the additional fees. We have attached a spreadsheet listing the current and proposed fee structure and two examples of actual permits.

TPI has agreed to join with the Village in our commitment to exemplary customer service and has begun training their staff for our version of MUNIS, they are familiar with the MUNIS- type systems as they utilize them in other communities where they serve. The RFP allows for our residents to receive inspections five days a week rather than only three, which has been a customer service shortfall in the past.

Staff respectfully recommends that the Village move forward with the contract with TPI Building Code Consultants for a two year term, with a six month Village Board review as suggested by the Community & Economic Development Committee.



# Bensenville Memo

Date: November 11, 2010  
To: M. Cassady  
From: S. Viger *AS/SM*  
RE: Plan Review and Inspection

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We have recently received submittals for Building Plan Review & Inspections. A recap of the initial process is below:

1. Advertised 08.27.10.
2. Submittal 09.10.10.
3. Eleven firms picked up the RFP.
4. Five firms submitted proposals.
5. Four firms were determined to meet the requirements.
6. Two firms were interviewed by Trustees Bartlett and Peconio, Village Manager Cassady, M. Rysavy and myself.

After the interviews, the group was unanimous in selecting our current provider TPI as the best fit for the Village. I have attached a copy of the TPI proposal.

Several highlights of their proposal are:

1. Billing by inspection rather than hourly.
2. A flat one-time fee for plan review eliminating the additional charges for secondary review etc.
3. During the interview they agreed to reduce their residential plan review fees as outlined in the 11.0.10 correspondence.
4. They have agreed to reduce their standard plan review time to accommodate the Village's expedited permit procedures.
5. They fully understand the Village's mandate for exemplary customer service.

As you know, when the new contract is signed the current "hybrid" system of a part time electrical and plumbing inspectors will be eliminated. We envision the new contract to begin in conjunction with the new fiscal year on 01.01.11.

**T.P.I.**  
**BUILDING CODE CONSULTANTS, INC.**

JoAnne Tisinai, C.E.O.  
7N262 W. WHISPERING TRAIL/ST. CHARLES, IL 60175  
Phone [630] 443-1567  
Fax [630] 443-2495

November 4, 2010

Mr. Scott Viger  
Village of Bensenville  
12 South Center  
Bensenville, IL 60106

Re: Residential reviews

Dear Mr. Viger,

As discussed at the interview meeting on November 3, 2010, we have adjusted the residential plan review rates in accordance with the following:

1. 500 square foot or less single family plan review addition, for all disciplines excluding zoning, for the sum of three hundred seventy five dollars.
2. 500 to 1,000 square foot single family plan review addition, for all disciplines excluding zoning, for the sum of four hundred seventy five dollars.
3. New single family plan review for all disciplines excluding zoning, for the sum of six hundred dollars.

The above proposal includes all re-reviews.

As always, we will try to work within your budget.

Sincerely,

---

JoAnne Tisinai



# Village of Bensenville

## Plan Review and Building Inspection RFP

September 10, 2010

Presented by:

**T.P.I. Building Code Consultants, Inc.**  
7N262 West Whispering Trail  
St. Charles, Illinois 60175

Contact information regarding this proposal

JoAnne Tisinai, CEO  
Phone: (630) 443-1567 Fax: (630) 443-2495  
Email: [tpi1@tpibcc.com](mailto:tpi1@tpibcc.com)

### *Mission Statement*

*The mission of T.P.I. Building Code Consultants, Inc. is to protect the health and safety of the public by helping to build America with code-compliant structures. We at T.P.I. blend that small firm spirit and economics with big firm savvy and skill.*

**T.P.I.** Building Code Consultants, Inc.

Professional Residential & Commercial Plan Review and Inspection Services

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September 10, 2010

Mr. Scott Viger  
Village of Bensenville  
12 South Center Street  
Bensenville, IL 60106

**Introduction:**

It is our pleasure to submit this proposal to provide any or all of the desired services requested by the Village of Bensenville. The professional and consistent service that T.P.I. has provided for over 9 years to the Village of Bensenville is perhaps the best introduction we could give. Our goal for this contract is simple. T.P.I. will work in a fair and professional manner to assure safe code compliant buildings in a fiscally responsible and efficient way. T.P.I. is able to fulfill the needs of your department with consistent professionals who are well certified in their specific discipline with the goal of excellent customer service to help the Village of Bensenville create a "builder friendly" environment. T.P.I. proposes to provide the following services:

The scope of Plan Reviews to be provided to the Village of Bensenville include; residential and commercial building, electrical, plumbing, mechanical, energy conservation, and Illinois Accessibility Codes.

The scope of Daily Inspections to be provided by T.P.I. include; commercial and residential building, electrical, plumbing, mechanical, energy conservation, and Illinois Accessibility Codes.

**Qualifications:**

T.P.I. has provided courteous, professional and timely code consultation, inspections and plan reviews for our clients for over 13 years. We have quickly become one of the leaders of our industry. T.P.I. is a family owned and operated business which offers personalized services that set us apart from the competition. As required by the State of Illinois to perform inspections, T.P.I. is a registered plumbing contractor.

**Our services include the following:**

- Plan Reviews for all building, fire protection, accessibility, electrical, mechanical and plumbing systems
- Inspection services for all building, accessibility, electrical, mechanical, fire protection, and plumbing
- Code consultation and updating
- Zoning compliance programs and RPZ tracking
- On-call emergency inspections
- Aerial Photography of ongoing projects
- All commercial plan reviews performed by Master Code Professionals or an Illinois Licensed Architect

# T.P.I. Building Code Consultants, Inc.

## Professional Residential & Commercial Plan Review and Inspection Services

### T.P.I.'s Values

- **Customer Service:** Consistently striving for *total* customer satisfaction!
- **Excellence:** Superior performance and outstanding quality of services.
- **Ethical Behavior:** Maintaining honesty and fairness in all that we do.
- **Economic Reasonableness:** Provide Services in an economically efficient manner.

### T.P.I.'s Executive's

- JoAnne Tisinai- CEO, owner.
- Steve J. Tisinai- President, owner, Certified Illinois Plumbing Inspector. Steve provides commercial and residential plumbing inspections for over 20 municipalities. He is well versed in the code and has greater than 35 years of plumbing experience.
- Steve Mertes- Vice President, Master Code Professional and has performed commercial and residential building, mechanical, HVAC inspections and plan reviews for 21 years. Recent projects include Lemont, Lockport, Willowbrook, Schiller Pk., Countryside, Hinsdale, and Bensenville.
- Steve V. Tisinai- Vice President, Mechanical Engineer, Master Code Professional and Illinois Licensed Plumber. Steve is able to provide plumbing and building inspections for all situations. He is currently providing services for commercial and residential building and plumbing inspections, plan reviews and in-house representation for many villages including Countryside, Lakewood, Lockport and Cary.
- Joe Tisinai- Vice President, Master Code Professional and Certified Illinois Plumbing Inspector. Joe has provided plumbing inspections and building inspections for villages such as South Elgin, Mt. Prospect, Cary, Batavia, Lakewood, Bloomingdale, Itasca, Addison, Wayne, and Mundelein.

T.P.I. has a staff that includes 5 Master Code Professionals, Illinois Licensed Architect, Illinois Certified Plumbing Inspectors, Licensed plumbers, certified residential and commercial building inspectors/plan examiners. All T.P.I. inspectors are certified to provide inspections for residential, commercial or both residential/commercial properties. T.P.I. is able to send one inspector to perform all building inspections on a given property.

In the following list you will see that T.P.I. has and is providing many municipalities with similar services.

- City of Lockport: providing all building dept. needs, including Building Commissioner
- Village of Mount Prospect: providing new commercial plan reviews and inspections, daily building and plumbing inspection coverage.
- Village of Lincolnwood: providing all building dept. needs under a multi-year contract.
- Village of Huntley: commercial plan reviews, in-house residential plan reviews, building and plumbing inspections as needed.
- Village of Lakewood: providing all building dept. needs including Building Commissioner.
- City of Countryside: providing all building dept. needs including, but not limited to Building Commissioner, property maintenance/code enforcement, and real estate transaction program.
- Village of Mundelein: currently handling 750 home project including entering inspection results into city computer.
- Village of Bensenville: all plan reviews, in-house plan examiner as needed, plumbing inspections, building and engineering inspections, over head sewer program, zoning compliance, Real Estate Transfer Program, Home Improvement Grant Program, and code updating.

# T.P.I. Building Code Consultants, Inc.

## Professional Residential & Commercial Plan Review and Inspection Services

- Village of Lemont: commercial, multi-family and attached single family plan reviews and inspections.
- Village of Hinsdale: commercial/residential plan reviews and inspections as needed. In-house plan examiner as needed.
- Village of Willowbrook: commercial/residential plan reviews and inspections/code updating.
- Village of Wilmette: providing all plumbing plan review and inspections.
- Village of Schiller Park: commercial plan reviews, fire alarm and fire sprinkler plan reviews.
- Village of South Elgin: commercial plan reviews, all plumbing plan reviews and inspections. In the past we have performed RPZ tracking.

Other municipalities we provide or have provided services for include, but not limited to: Cary, Bloomingdale, Itasca, Wayne, Dwight, Marengo, Elmhurst, Roselle, Wooddale, Oak Park, Oak Brook, Bolingbrook, Batavia, County of DuPage, Lake Zurich, Yorkville, and Holiday Hills.

### Schedule

We pride ourselves in providing personalized services that are molded to the specific needs of each municipality. T.P.I. is able to fulfill the needs of your department with consistent professionals who are well certified in their specific discipline. We will supply the Village of Bensenville with the following:

#### Plan Reviews

- A T.P.I. representative has *always* and will *continue* to personally pick up any plans to be reviewed from the village hall. This allows us to keep in personal contact with Building Department personnel and eliminates the work and delay of mailing the plans.
- Notification for a plan review to be picked up may be done via e-mail, phone, or when our inspectors drop off or pick up necessary materials.
- All plan reviews will be completed in 10 business days from the date it is received. Plan reviews may be expedited to 5 business days for an additional charge.
- When completed, plan review responses can be submitted to the village via e-mail, fax, or standard mail as the City requires.
- All commercial reviews are only performed by, not supervised by, a Master Code Professional or Illinois Licensed Architect.
- Residential plan reviews are performed by a person with ICC certifications in that particular field, and in many cases, the reviews will be performed by a Master Code Professional.
- T.P.I. will utilize one plan examiner for all aspects of the building portion of a review, all plumbing plan reviews will be completed by an Illinois Licensed Plumber. In many cases, this may also be a Master Code Professional.
- T.P.I. has the resources available to handle any number of plan reviews for our clients without effecting turn-around time.
- T.P.I. will utilize the desired computer program for all plan reviews.

\* Please provide 2 sets of plans for complete reviews so we may better serve you.

# T.P.I. Building Code Consultants, Inc.

## Professional Residential & Commercial Plan Review and Inspection Services

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### Inspections

- T.P.I. will complete all inspections within 24 hours of inspection request.
- Inspection requests are to be received one day prior by fax or email.
- Inspector(s) will drop off copies of inspection reports to the village by the end of the day if desired or use software program provided by Village of Bensenville.
- All T.P.I. inspectors meet or surpass the requirements set forth by the Village of Bensenville to perform inspections.
- T.P.I. is able to send the same inspector for all building disciplines with the exception of plumbing. This will create a stronger working relationship between the inspector, contractor and the Village of Bensenville.
- T.P.I. has the resources available to handle any number of inspections on a daily basis.
- T.P.I. will provide all vehicles, vehicle maintenance, cost of gas, inspection tools and insurance.

### On-call Emergency Inspections

- T.P.I. will provide the Village with separate phone numbers which may be used after hours in the case of an emergency. These phone numbers are the private numbers of the owner's and officers of the company to better serve you.
- T.P.I. will provide the Village with an inspector upon the receipt of the phone call.
- After hour rates will apply.

### Billing

- T.P.I. will customize a billing program to fit your needs.
- Most customers prefer a monthly invoice to be issued within 1-5 days of the last day of the month. The invoice time frame could be decreased to weekly or bi-weekly if desired.
- The invoice typically includes a cover page with a sub-total for each service provided by T.P.I.
- Each service provided is then detailed on separate pages.
- T.P.I. accepts payments via check or credit card from the Village. In some instances the Village may desire a contractor to pay directly. If so a credit card, cashier's check or money order is required prior to release of completed plan review and upon inspection date.

\*Aerial photography of ongoing projects, planned development areas, code enforcement issues, etc. is also provided at no additional cost. Village officials are also welcome on T.P.I. flights to get a personal look at the community.

# T.P.I. Building Code Consultants, Inc.

## Professional Residential & Commercial Plan Review and Inspection Services

### Cost Proposal:

#### Residential Plan Reviews

All residential plan reviews and follow-up reviews will be performed for a one time fee of \$690.00/permit.

#### Residential Inspections

Residential Single Family Inspections are to be performed at a base rate of \$40.00/inspection.

Multi-family Inspections are to be performed at a base rate of \$50.00/inspection.

This includes all inspections listed per RFP by the Village of Bensenville.

- Footing pre-pour
- Foundation pre-pour
- Foundation backfill
- Concrete slab pre-pour
- Electrical service
- Rough electric
- Rough mechanical
- Rough plumbing
- Rough building framing
- Insulation
- Pre-taping
- Final electric
- Final mechanical
- Final plumbing
- Final building

#### Commercial Plan Reviews

All non-residential plan reviews will be provided at the following fees:

This price will include all follow up reviews.

Gross Floor Area (Square Foot)	Base Building	Base Building and up to 2 other disciplines	Base Building and up to 3 other disciplines
0 to 2500	\$520.00	\$628.00	\$860.00
2501 to 4000	\$580.00	\$785.00	\$1,055.00
4001 to 5000	\$590.00	\$1,160.00	\$1,525.00
5001 to 7500	\$1,008.00	\$1,412.00	\$1,750.00
7501 to 10,000	\$1,110.00	\$1,470.00	\$1,975.00
10,000	\$1,220.00	\$1,830.00	\$2,436.00
each 1000 sq. ft. over 10,000	\$25.00	\$35.00	\$50.00

Hazardous Area	\$676.00 per 1000
Food Process Area	\$676.00 per 1000

# T.P.I. Building Code Consultants, Inc.

## Professional Residential & Commercial Plan Review and Inspection Services

### Commercial Inspections

All Commercial/Industrial Inspections are to be performed at a base rate of \$50.00/inspection. This includes all inspections listed per RFP by the Village of Bensenville.

- Footing pre-pour
- Foundation pre-pour
- Foundation backfill
- Concrete slab pre-pour
- Electrical service
- Rough electric
- Rough mechanical
- Rough plumbing
- Rough building framing
- Insulation
- Pre-taping
- Open ceiling inspection
- Final electric
- Final mechanical
- Final plumbing
- Final building

### References:

**Village of Bloomingdale**  
Mr. Mike Grieus  
201 S. Bloomingdale Rd.  
Bloomingdale, IL 60108  
(630) 671-5661

**City of Mt. Prospect**  
Mr. Bill Schroeder  
50 S. Emerson Street  
Mt. Prospect, IL  
(847) 818-5675

**Village of Lincolnwood**  
Mr. Aaron Cook  
6900 North Lincoln Avenue  
Lincolnwood, IL 60172  
(847) 745-4796

**Village of Hinsdale**  
Mr. Rob McGinnis  
19 E. Chicago Ave.  
Hinsdale, IL 60521  
(630) 789-7037

**Village of Bolingbrook**  
Mr. Dan Buonamici  
375 Briarcliff Rd.  
Bolingbrook, IL 60440-0951  
(630) 226-8470

**Village of Willowbrook**  
Mr. Tim Halik  
7760 Quincy St.  
Willowbrook, IL 60527  
(630) 920-2261

**Village of Huntley**  
Mr. Keith Rooney  
10987 Main St.  
Huntley, IL 60142  
(847) 515-5246

**Village of Lockport**  
Mr. Tim Schlenoger  
222 E. 9<sup>th</sup> Street  
Lockport, IL 60441  
(815) 838-0549 ext. 2111

\*Please see letters of recommendation enclosed in this proposal

Sample Work is provided on the following pages of this proposal.

T.P.I. Building Code Consultants, Inc.

Professional Residential & Commercial Plan Review and Inspection Services

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**Start Date**

T.P.I. is currently providing the Village of Bensenville with inspection and plan review services and is prepared to continue that same service without a transition period.

**Point of Contact**

JoAnne Tisinai  
7N262 W. Whispering Trail  
St. Charles, Illinois 60175  
Phone (630) 443-1567  
Fax (630) 413-2495  
[tpi1@tpibec.com](mailto:tpi1@tpibec.com)

**Contractor Responsibility**

T.P.I. will maintain the required insurance, licenses, certifications as well as comply with any and all statutes, regulations, ordinances, etc which govern the Contractor's performance.

Thank you for the opportunity to provide you with our services and fees. Please contact us with any questions or concerns you may have.

Sincerely,

  
JoAnne Tisinai  
CEO

T.P.I. Building Code Consultants, Inc

Professional Residential & Commercial Plan Review and Inspection Services

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*Steve J. Tisinai, President, Certified Illinois Plumbing Inspector*

Steve was co-founder of T.P.I. in 1997 and is now President of the company. Along with his responsibilities as President, he is an Illinois Certified Plumbing Inspector, plumbing plan reviewer, and is T.P.I.'s representative for acting building commissioner for the Village of Lakewood. In 2001, he earned the certificate for Illinois Certified Plumbing Inspector.

In 1997 to the present day, he is employed by the Village of Bensenville as their part time plumbing inspector.

Steve worked for 25 years in a family commercial plumbing business, World Plumbing Company, where he began as an apprentice. After obtaining his state plumbing license in 1977, he worked as job foreman, and two years later taking position of superintendent and vice-president. Responsibilities included the direct supervision of 20 -- 40 employees, plan review and design, budgeting of materials for the projects, and meeting with inspectors to insure installation of plumbing materials to be at or above code requirements.

In 1974, Steve joined the Hanover Park Fire Department as a volunteer firefighter, promoted to Lieutenant in 1981. In 1983, Steve was hired full time as Shift Commander. He earned certifications in the following: Northern Illinois gas/1983, Dive Scene Ice Rescue/1982, Management/1983, E.M.T./1983, Society of Fire Service Instructor/1987, Instructor/1993, Third Party Certification Safety Officer/1994.

After becoming a State Certified Firefighter III and Instructor II, Steve organized the Certified Firefighter Program. He supervised 8 instructors who were in the process of bringing all firefighters up to the Firefighter III level.

Additionally, his responsibility included purchasing of all protective clothing for the department, purchasing of equipment to compliment three new engines.

Steve initiated a defensive driving program for the department. At that time, he was registered with the state to give the road test for Class B Licenses.

Steve handled the purchasing, permits, and installation of emergency street lights on Barrington road.

His duties have also included fire inspections for business occupancy permits in the Village of Hanover Park.

In 1999, Steve retired from the fire service.

Steve served two years in the United States Marine Corps as an ammunition technician/explosive driver. Honorable Discharged in 1972  
Graduated from Main South in 1970

*Steve V. Tisinai, MCP, Illinois Licensed Plumber*

Steve V. Tisinai is a Master Code Professional with a degree in Mechanical Engineering. Steve is a plan examiner and building/plumbing inspector with T.P.I. Building Code Consultants, Inc. In addition to his education for building and engineering, Steve is an Illinois Licensed Plumber.

**Education:**

1992-1996      University of Illinois – Urbana / Champaign  
Bachelor of Science in Mechanical Engineering

**Certifications**

- Illinois Licensed Plumber
- ICC Master Code Professional
- ICC Certified Building Official
- ICC Residential Building Inspector
- ICC Residential Mechanical Inspector
- ICC Residential Electrical Inspector
- ICC Residential Plumbing Inspector
- ICC Commercial Building Inspector
- ICC Commercial Mechanical Inspector
- ICC Commercial Electrical Inspector
- ICC Commercial Plumbing Inspector
- ICC Building Plans Examiner
- ICC Mechanical Plans Examiner
- ICC Electrical Plans Examiner
- ICC Plumbing Plans Examiner
- ICC Accessibility Inspector / Plans Examiner
- ICC Residential Energy Inspector / Plans Examiner

T.P.I. Building Code Consultants, Inc.

Professional Residential & Commercial Plan Review and Inspection Services

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Joseph J. Tisina, MCP, Certified Illinois Plumbing Inspector

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Mr. J. Tisina is currently employed at T.P.I. Building Code Consultants, Inc. Mr. J. Tisina has been plumbing inspector and plumbing plan reviewer for TPI since 2000 and a Certified Residential Building Inspector since spring 2008.

He was employed for MVP Plumbing as a plumber foreman from 2001 to 2004. His responsibilities included direct supervision of 8 employees, plan review and design, budgeting of materials for projects, and meeting with inspectors to insure installation of plumbing materials to be at or above code requirements.

Prior to starting with TPI and MVP Plumbing, he was an apprentice plumber for World Plumbing. Here he received his City of Chicago Plumbing License which he maintains current.

In 1993, Mr. J. Tisina joined the Hanover Park Fire Protection District as a firefighter. In 1996 he became a licensed Emergency Medical Technician. He resigned in 1999 when he moved out of the district.

**Certifications:**

- State of Illinois Plumbing License
- City of Chicago Plumbing License
- Certified Illinois Plumbing Inspector
- ICC Residential Plumbing Inspector
- ICC Residential Building Inspector
- ICC Residential Mechanical Inspector
- ICC Residential Electrical Inspector
- ICC Residential Plumbing Inspector
- ICC Commercial Building Inspector
- ICC Commercial Mechanical Inspector
- ICC Commercial Plumbing Inspector
- ICC Commercial Electrical Inspector
- ICC Building Plans Examiner
- ICC Mechanical Plans Examiner
- ICC Plumbing Plans Examiner
- ICC Electrical Plans Examiner
- ICC Accessibility Inspector / Plans Examiner
- ICC Residential Energy Inspector / Plans Examiner
- Fire Fighter II
- Hazardous material Awareness

**T.P.I. Building Code Consultants, Inc**

Professional Residential & Commercial Plan Review and Inspection Services

***Steve Mertes, MCP***

WORK EXPERIENCE:	T.P.I. Building Code Consultants, St. Charles, IL July 1, 2005 to Present Vice President – Building Department Services March 14, 2000 to July 1, 2005 Plan Reviewer
	Village of Woodridge, Woodridge, IL January 19, 2004 to July 1, 2005 Senior Building Inspector – Supervisor of 3 employees
	Village of Bloomingdale, Bloomingdale, IL March 21, 1988 to January 16, 2004 Building Inspector, Plan Reviewer, Zoning Administrator
	Grieus Construction, Elk Grove, IL 1981 to 1986 General construction
EDUCATION:	Master Code Official; No. 123
	Building Codes & Enforcement Certificate Program      June, 1994 Harper College, Palatine, IL Twenty-four credit hour certification program in building, electrical, mechanical and plumbing codes.
	Bachelor of Science December, 1986 Northern Illinois University, DeKalb, IL Major: Business Management

**National BOCA/ICC Certifications**

- 1 and 2 Family Dwelling Building Inspector
- 1 and 2 Family Dwelling Electrical Inspector
- 1 and 2 Family Dwelling Mechanical Inspector
- 1 and 2 Family Dwelling Plumbing Inspector
- Building General
- Electrical General
- Fire Protection General
- Mechanical General
- Plumbing General
- Building Plan Review
- Electrical Plan Review
- Mechanical Plan Review
- Plumbing Plan Review
- Property Maintenance and Housing Inspector
- Fire Prevention Inspector I
- Fire Prevention Inspector II
- CABO Certified Building Official

Leigh Rubino, MCP

Leigh has worked for T.P.I. since June of 2005. She has continued to further her education and certifications during this time. Leigh has provided municipal inspections since October, 1988.

Certifications include:

- o CABO
- o Building Inspector
- o Building Plans Examiner
- o Certified Building Code Official
- o Certified Building Official
- o Certified Electrical Code Official
- o Combination Inspector
- o Commercial Building Inspector
- o Commercial Combination Inspector
- o Commercial Electrical Inspector
- o Commercial Energy Inspector
- o Commercial Mechanical Inspector
- o Commercial Plumbing Inspector
- o Electrical Inspector
- o Electrical Plans Examiner
- o Fire Protection General
- o Fire Protection Plan Review
- o Mechanical Inspector
- o Plumbing Inspector
- o Property Maintenance & Housing Inspector
- o Residential Building Inspector
- o Residential Combination Inspector
- o Residential Electrical Inspector
- o Residential Energy Inspector/Plans Examiner
- o Residential Mechanical Inspector
- o Residential Plumbing Inspector
- o Commercial Energy Plan Examiner
- o Accessibility Inspector/Plans Examiner

**Thomas Hatzold, Licensed Architect**

Expertise in: Project Management, Establishing Scope of Work, Comparison of Bids, Building Code Requirements, Illinois Accessibility Code, Contamination Remediation, International Energy Code, Field Reports, Contracts, AutoCAD 2009, 3-D Cad Software, Microsoft Office Software, and Meeting Presentation

***Project Architect***

Arcline Associates, Inc. a Division of Shive Hattery, Downers Grove, IL 1998 - 2008

***Key Achievements:***

- Accountable for leading teams to complete commercial, industrial and retail projects from inception through construction and occupancy within budgets and adhering to schedules
- Minimized delays and streamlined the review of project documents for code and ordinance compliance, zoning and sign ordinances
- Utilized comprehensive technical knowledge to review environmental and geotechnical reports, quickly assessing data, determining remediation and structural requirements, and reporting recommendations
- Initiated a process to accelerate the approval of shop drawings from weeks to hours
- Created and implemented a plan to review estimates, compare actual costs, perform efficient field inspections, documentation of project status and certification of payoffs
- Expedited permit approval by providing point-by-point responses to building department and health department reviews
- Delivered personal attentive service to real estate developers and collaborated on conceptual site plans
- Created comprehensive graphic presentations at Plan Commission and Architectural Review Committee meetings to address questions and obtain municipal approvals and entitlements
- Coordinated tenant specific criteria drawings to satisfy the needs of national account retailers
- Increased profits for commercial developers by creating innovative tenant leasing plans for office, retail, and industrial building projects

***Building Commissioner and Zoning Administrator***

Village of Itasca, Itasca IL 1987 - 1998

***Key Achievements:***

- Responsible for the issuance of over 5,000 permits for projects totaling over \$450,000,000.00, including plan reviews, resulting in an expanded tax base and an increase in revenues
- Engaged and managed a highly skilled team of administrative assistants, plan reviewer, building, plumbing, electrical and HVAC professionals
- Initiated a comprehensive continuing education plan for all staff in permit tracking, code enforcement, fire protection, accessibility code and historical preservation
- Drafted and wrote amendments to the Zoning Ordinance, General Development Plan, General Development Standards and Subdivision Regulations
- Developed and effected a program to minimize delay in permit processing for: Office/warehouse and retail buildings, day care facility, hotels, town home and condo units, single family home developments, apartment developments, nursing home addition, schools and municipal facilities
- Facilitated increased development in Itasca by implementing the adoption of and amendments to the CABO and BOCA Building Codes
- Successfully researched, wrote and sponsored grant programs to receive funding
- Forecasted and maintained the building department budget within projections and facilitated coordination with other departments to establish cost projections for space utilization and renovation

Relevant Architectural & Leadership Positions

*T. S. Hatzold & Associates, Inc.*

**Key Achievements:**

- Established and maintained a successful "one-man" architectural firm with varied clients requiring diversified architectural services including medical, dental, veterinary, and business offices, restaurants, warehouses, retail facilities, a day care center and other small commercial projects
- Reduced "Urban Blight" by facilitating urban development projects for municipalities
- Designed numerous innovative residential remodeling projects and single family custom homes
- Researched and served as chief consultant and expert for historical restoration projects including an 1850's log cabin and an historic Dutch-style windmill

*Architectural Draftsman*

Milton Schwartz Architects and Engineers, Barrington, IL

Apprentice architect specializing in residences and commercial buildings

*Architectural Draftsman*

Walter Carlson Architects, Elk Grove Village, IL

Apprentice architect specializing in churches and commercial buildings

*Itasca Historic Commission - current*

- Appointed Chair of Itasca Historic Commission for past 5 years
- On original commission that established district boundaries and Historic District Ordinance
- Recognized as expert and key team member of downtown restoration and streetscape projects
- Lead architectural reviewer of all historical restoration projects in the village
- Wrote and sponsored guidelines for commercial and residential construction in Historic District

*Village of Itasca Plan Commission*

- Utilized urban planning skills to review major projects for the Village of Itasca including regional office centers, office research parks, industrial development and residential communities

Education

Bachelor of Science - Major: Architecture - Five Year Degree  
University of Illinois at Chicago

Associate of Science - Major: Architectural Design  
William Rainey Harper College

Landscape Design Critics Council-Morton Arboretum

Membership/Certifications/Awards

Member AIA • In process of LEED certification • Received *Pride of Place Award & Mayor's Certificate of Excellence* for hands-on renovation historical preservation of two 1875 residences

**T.P.I.**  
Building Code Consultants, Inc.

630.443.1567 • Fax 630.443.2495

## INSPECTION REPORT

SITE ADDRESS: \_\_\_\_\_ INSPECTION DATE: \_\_\_\_\_

INSPECTION DATE: \_\_\_\_\_

CITY or VILLAGE: \_\_\_\_\_ INSPECTION TIME: \_\_\_\_\_ AM/PM

INSPECTION TIME: \_\_\_\_\_ AM/PM

INSPECTOR ASSIGNED: \_\_\_\_\_ PERMIT NO.: \_\_\_\_\_

PERMIT NO.: \_\_\_\_\_

<input type="checkbox"/> FINAL	<input type="checkbox"/> Basement Floor	<input type="checkbox"/> Fence	<input type="checkbox"/> HVAC	<input type="checkbox"/> Sign
<input type="checkbox"/> PARTIAL	<input type="checkbox"/> Burglar Alarm	<input type="checkbox"/> Fire Alarm	<input type="checkbox"/> Insulation	<input type="checkbox"/> Slab on Grade
<input type="checkbox"/> PREPOUR	<input type="checkbox"/> Business License	<input type="checkbox"/> Footing	<input type="checkbox"/> Landscaping	<input type="checkbox"/> Structural
<input type="checkbox"/> REINSPECTION	<input type="checkbox"/> Ceiling	<input type="checkbox"/> Foundation	<input type="checkbox"/> Plumbing	<input type="checkbox"/> Telephone
<input type="checkbox"/> ROUGH	<input type="checkbox"/> DrainTile/Dampproof	<input type="checkbox"/> Framing	<input type="checkbox"/> Post Holes	<input type="checkbox"/> Water
<input type="checkbox"/> SERVICE	<input type="checkbox"/> Driveway	<input type="checkbox"/> Garage Floor	<input type="checkbox"/> Roofing	<input type="checkbox"/> Other
<input type="checkbox"/> UNDERGROUND	<input type="checkbox"/> Electric	<input type="checkbox"/> Grading	<input type="checkbox"/> Sewer	
<b>SPECIAL</b>				

REQUESTED BY: \_\_\_\_\_ DATE: \_\_\_\_\_ PHONE NO.: \_\_\_\_\_

DATE:

PHONE NO.:

**OFFICE/INSPECTOR COMMENTS**

APPROVED – Building Division only

NOT APPROVED

THIS IS NOT A CERTIFICATE OF OCCUPANCY

Received By: \_\_\_\_\_ Inspector: \_\_\_\_\_

T.P.I.  
BUILDING CODE CONSULTANTS, INC.

JoAnne Tisinai, C.E.O.  
7N262 W. WHISPERING TRAIL/ST. CHARLES, IL. 60175  
Phone [630] 443-1567  
Fax [630] 443-2495

Date

Name  
Address  
City, State

Re: Notice of Violation  
Address

Dear Mr.

While investigating a complaint of your property at the above listed address, the following violations of the 2003 International Property Maintenance Code, as adopted and amended by the City of \_\_\_\_\_, or other ordinances and codes of the City, were noticed.

**VIOLATIONS:**

**2003 International Property Maintenance Code**

- The front exterior entry door does not latch or seal properly. (Sections 304.13 and 304.15)
- The drywall is missing by the front door. (Sections 305.1 and 305.3)
- The ceiling above the first floor front bedroom has been severely damaged due to a leak in the roof above. (Sections 304.1, 304.7, 305.1 and 305.3)
- No smoke detector exists within the first floor front bedroom. (Section 704.2)
- No smoke detector exists within 15'-0" of the first floor front bedroom door. (Section 704.2)
- There is no exhaust fan or window within the main first floor bathroom. (Section 403.2)
- The main bathroom drywall on the first floor is exposed and not protected against moisture. (Sections 305.1 and 305.3)
- Drywall is missing on the wall and ceiling of the first floor main bathroom. (Sections 305.1 and 305.3)

- The light above the tub shower in the first floor main bathroom is not listed for wet locations. (Sections 604.3 and 605.1)
- There is no GFCI receptacle within 3'-0" of the lavatory bowl in the first floor main bathroom. (Sections 604.3 and 605.1)
- The ceiling in the first floor family room has several damaged areas due to apparent water damage. (Second floor bathroom above.) (Sections 305.1 and 305.3)
- The ceiling and exterior wall of the rear enclosed porch on the first floor has several damaged areas due to water damage. (Sections 305.1 and 305.3)
- The header over the exterior door of the first floor rear enclosed porch has been partially cut out to install the door. (Section 305.2)
- The trim at the exterior door of the first floor rear enclosed porch is damaged. (Sections 305.1 and 305.3)
- The insect screens are missing on several windows. (Section 304.14)
- The first floor kitchen exhaust fan has been wired with an appliance cord. (Sections 604.3 and 605.1)
- The drain leaks under the first floor kitchen sink. (Sections 504.1 and 506.2)
- The lavatory drain in the first floor kitchen bathroom is clogged and does not drain. (Sections 504.1 and 506.2)
- The window in the first floor kitchen bathroom is damaged and does not open, and there is no exhaust fan in the room. (Sections 304.13, 304.13.2 and 403.2)
- There is no handrail or guardrail on the stairs to the basement. (Section 306.1)
- The basement stairs are not level and plumb along the entire run. (Section 305.4)
- The hydronic piping for the boiler is leaking. (Sections 504.1, 505.3 and 603.1)
- Water and insect damage exists on joists in the basement. (Sections 305.1 and 305.2)
- The structural integrity of several joists has been compromised by excessive boring and notching for plumbing pipes. (Sections 305.1 and 305.2)
- Several openings to the exterior exist through the basement foundation walls including around the sump pump discharge and above the new basement window. (Sections 304.5 and 304.6)
- The water heater flue in the basement has been secured with duct tape. (Sections 504.1 and 603.1)
- The drain piping is leaking near where it enters the underground building drain. (Section 506.2)
- A single 100-amp electrical service feeds two separate dwelling units. (Sections 604.1, 604.2 and 604.3)
- Several of the same electrical branch circuits feed loads within both dwelling units causing frequent overloads and circuit breaker tripping. (Sections 604.1, 604.2 and 604.3)
- The tenant on the second floor does not have access to the electrical panel or disconnects that service the second floor dwelling unit as access to the basement can only be made through the first floor dwelling unit. (Sections 604.1, 604.2 and 604.3)

- The drywall has not been completed on the chase within the stairway to the second floor dwelling unit. (Sections 305.1 and 305.3)
- The new chase within the stairway to the second floor dwelling unit encroaches upon and blocks the gripping area of the handrail. (Sections 305.5 and 306.1)
- A leak exists on the flat roof and the adjoining exterior wall on the front of the building (It appears that the joint between the roof and the wall is not properly flashed,) causing water damage below and possible damage to the supporting roof rafters. (Sections 304.1, 304.4, 304.6, 304.7 and 304.10)
- The guardrail surrounding the flat roof on the front of the building is in disrepair and is leaning. (Sections 304.1 and 304.12)
- The roof shingles on the sloped roof are in disrepair. (Sections 304.1 and 304.7)
- A hole exists in the roof near the gutter on the front of the building. (Sections 304.1 and 304.7)
- The storm door leading to the flat roof on the front of the building is in disrepair. (Sections 304.1, 304.13 and 304.15)
- The exterior walls and trim of the building are in need of repainting. (Sections 304.1, 304.2 and 304.6)
- Areas of the exterior walls and trim are in need of caulking/sealing. (Sections 304.1, 304.2 and 304.6)

#### 2000 International Building Code

- The walls, floor/ceiling assemblies and opening protectives do not provide the required separation between dwelling units. (Section 708)
- The stairs to the second floor unit is not separated from the storage area underneath with a minimum 1-hour rated assembly. (Sections 708 and 1005.3.2.2)
- The interior stairway to the second floor dwelling unit is not separated from the common foyer or the first floor dwelling unit with a minimum 1-hour fire resistance rated assembly. (Section 708)
- Building Permit No. 070706, issued for the remodeling of the structure, including the addition of a new bathroom, has expired. (Section 105.5)
- No record of any required inspections or inspection approvals, including those for rough and final inspections, for Building Permit No. 070706 exist. (Sections 109 and 110.1)

#### 2002 National Electrical Code

- The branch circuits for both dwelling units are supplied by the same electrical service and service panel. (Article 230.79(C))
- The electrical service panel feeding both dwelling units is located in the basement, which can only be accessed by traveling through the first floor dwelling unit. As such, the occupant of the second floor dwelling unit does not

have access the overcurrent protection devices feeding that unit. (Articles 225.35, 230.72(C) and 240.24(B))

- Outlets within both dwelling units are supplied by the same branch circuit causing documented overloads. (Article 220.4)

#### Miscellaneous Codes

- A carbon monoxide detector does not exist within 15'-0" of every bedroom door within the second floor dwelling unit. (The Illinois Carbon Monoxide Alarm Detector Act)

#### REMEDIAL ACTION REQUIRED:

- Schedule with this office and attend a site inspection of the property and residential dwelling structure within 15 days of the receipt of this notice to review the status of the violations listed above.
- Apply for and obtain all permits required by this office and the adopted codes of the \_\_\_\_\_ within 15 days of the above mentioned site inspection for all work required as a result of and based upon the findings of the above-mentioned site inspection and this notice.
- Remove all violations listed within this notice and any additional violations identified at the above mentioned site inspection within 180 days of the release of the aforementioned, required permit.

Thank you in advance for your attention to this matter. Our goal is to work with you so as to make your property safe and compliant. Please comply with the required remedial action in the time frames listed so as not to endure possible legal action. I may be reached at \_\_\_\_\_ to answer any questions or to schedule the site inspection.

Sincerely,

Steve Mertes  
Acting Building Official

**T.P.I.**  
Building Code Consultants, Inc.

JoAnne Tisinai, President  
7N262 W. Whispering Trail  
St. Charles, IL 60175  
Phone [630] 443-1567  
Fax [630] 443-2495

---

DATE: 5/3/10

PROJECT ADDRESS: Adventist Hinsdale Hospital  
Patient Pavilion  
120 N. Oak St.  
Hinsdale, IL 60521

PERMIT NO.: Unknown

PLAN DATE: Plans dated 4/15/10; Project Manuals dated 3/19/10;  
Structural calculations dated 4/15/10.

DESCRIPTION: 104,824 sq.ft. five story, fully sprinklered addition to, and a  
34,641 alteration of, a five story hospital (Use Group I-2)  
of Type IA Construction.

PLANS PREPARED BY: Anderson Mikos Architects, Ltd.; Job No. 09020.00

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This review is based upon and limited to the information presented on the drawings and/or material submitted. Matters not presented within the construction documents submitted nor items not requested for review, which are required for the granting of permits by the jurisdiction, are assumed to be reviewed and inspected by others and not to be considered as part of this review unless otherwise herein specifically requested. No responsibility or duty is accepted, implied, or extended to, for and/or resulting from construction in any phase, form or manner. All areas of review not referenced in the headings below, including the existing base building, zoning and engineering, are reviewed by others.

The following plan review does not imply that the submittal is either approved or disapproved by the municipality for which it is being reviewed. Submittal approval, disapproval and the granting of permits to start work must be obtained from the municipality.

COMMENTS:

BUILDING (2006 International Building Code)

1. Note: All engineering and zoning requirements, including exterior materials, colors, signs, rooftop screening, site lighting, site improvements, landscapes, hardscapes, etc. are reviewed by others under separate submittal, and are not within the scope of this review.
2. Note: Provide plans and details of all required fire sprinkler and fire alarm system revisions under separate submittal for review by the Fire District. (Section 106.1.1)
3. Provide verification of IDPH plan review approval. (Section 106.1.1)
4. Provide MSDS documents and maximum quantity listing for any hazardous material proposed to be stored or used within the new or altered areas. (Section 106.1.1)
5. Provide details indicating how existing exits that discharge into the proposed construction area will be maintained at all times. (Section 106.1.1)
6. Provide a level landing area on the outside of Door 1078 in accordance with Section 1008.1.5.
7. Verify/maintain the required egress width and accessible maneuvering space between the construction barricade on the second floor and the door for Stair 8. (Section 1003.6 and the Illinois Accessibility Code Section 400.310(j)(5))
8. Construction barricades shall not block access to required exits or create dead end travel distances of more than 20'-0". (See Sheets AD2-4 and AD2-5.) (Sections 1003.6, 1014.3, 1016.1 and 1017.3)
9. A single dot-dash line around Electrical Rooms B2-04 and B2-05 on Sheet A2-B2 seems to identify a 1-hour fire barrier. However, the walls are also designated as Wall Type D, which is a 2-hour fire barrier. Revise the plans to clarify, and to remove all such conflicting information. (Section 106.1.1)
10. Complete the Hardware columns on the Door and Frame Schedules on Sheets A8-2B and A8-2C. (Section 106.1.1)
11. Stair 1032 and Stair 1034 shall be separated from Exit Passageway 1033 with 1.5-hour fire doors. (Section 1020.1.1, 1020.1.2 and 1021.4)
12. The glazing within the 1-hour smoke barrier of Director's Office 1017 shall be no less than 45-minute fire protection rated glazing or wired glass in accordance with Table 715.5 or Table 715.5.3.
13. Verify that the window within 24" of Door 2039 will be safety glazed. (Section 2406.3)
14. Reduce the dead end travel distance of Corridors 2017 and 3017 to 20'-0" or less. (See Sheets A2-2B ALT and A2-3B ALT) (Section 1017.3)
15. Reduce the dead end travel distance of Corridors 4017 and 4055 to 20'-0" or less. (See Sheets A2-2B ALT and A2-3B ALT) (Section 1017.3)
16. Verify that the 2'-10" wide patient bathroom doors will provide a minimum 32" clear opening width. (Section 1008.1.1)
17. The patient toilet room doors in the Labor Delivery Rooms shall not reduce the required egress width to/through the Labor Delivery Room entry doors to less

than half during the course of the swing, and, when fully open, shall not project more than 7" into that required width. (section 1005.2)

18. Indicate on the plans that all plywood used as part of a roof or exterior wall design shall be fire retardant treated. (See Details on Sheet A6-4.) (Section 603.1)
19. Provide a copy of the Atrium smoke control rational analysis to the Village for review in accordance with Section 909.4. (Section 106.1.1)
20. Indicate on the plans that copies of the required special inspections and test reports for the Atrium smoke control system shall be submitted to the Village prior to the final inspection. (Section 106.1.1)
21. Provide an illuminated area of refuge sign at the entry door for Stair 3026 on floors 2 through 5 in accordance with Section 1007.6.5.
22. Provide a copy of the design detail from the U.L. Fire Resistance Directory for all rated wall, floor/ceiling and roof/ceiling assemblies to assure proper installation and inspection procedures. (Section 106.1.1)
23. Provide a copy of the design detail from the U.L. Fire Resistance Directory for all through-penetration, curtain wall and joint system firestop assemblies to assure proper installation and inspection procedures. (Section 106.1.1)
24. Indicate on the plans that copies of all required third party test and inspection reports shall be provided to the Village prior to any further work in those areas. (Sections 106.1.1, 1704.1, 1704.1.2 and 1704.10)
25. Provide details on the required secondary/emergency roof drains. Details shall include calculations verifying compliance with the 2006 International Plumbing Code Section 1107. (Section 106.1.1)
26. Provide/verify weatherproof emergency lighting on the outside of all new or altered exterior exit doors. (Section 1006.1)

#### STRUCTURAL (2006 International Building Code)

1. Provide a copy of the referenced soils report. (Section 106.1.1)
2. The structural calculations indicate that the beam at Column Line C16 between Grid Line O to Grid Line P on the third and fourth floors is required to be W18 x 86. However, the structural plans indicate that said beam is W18 x 76. Revise the plans to match that identified in the structural calculations or provide a structural analysis for the smaller beam. (Section 106.1.1)
3. Grade Beam GB16 does not meet the bottom reinforcing indicated in the structural calculations. (See the grade beam at Grid Line O between 11.7 and C17.) Revise the plans to match that identified in the structural calculations or provide a structural analysis for the beam shown on the plans. (Section 106.1.1)
4. Grade Beam GB17 does not meet the reinforcing indicated in the structural calculations. (See the grade beam at Grid Line P) Revise the plans to match that identified in the structural calculations or provide a structural analysis for the beam shown on the plans. (Section 106.1.1)
5. Provide the structural calculations for all grade beams. (Section 106.1.1)
6. Provide the structural analysis for all caissons. (Section 106.1.1)
7. The structural/seismic design shall be based upon Occupancy Category IV. (See Sheet S1-3.) (Table 1604.5)

**II.C. ACCESSIBILITY (1997 Illinois Accessibility Code)**

1. Provide a level landing, sized in accordance with 400, Illustration B, Figure 25, on the outside of Door 1078. (Section 400.310(j)(5))
2. Provide/verify storage areas in all clothes closets in accordance with Section 400.310(p).
3. Verify that the condiment, tableware and coffee bar counters in Café 1040 and Café 4039 will meet the reach and height requirements of Section 400.320(l)(6).
4. Provide/verify the required maneuvering space on the pull-side of all doors on an accessible route including Doors 1060, 4083A and 4145. (Sections 400.310(j)(5), 400.320(d)(1)(A) and 400, Illustration B, Figure 25)
5. Provide/verify the required maneuvering space on the push-side of all doors on an accessible route including Door 4126B. (Sections 400.310(j)(5), 400.320(d)(1)(A) and 400, Illustration B, Figure 25)
6. Provide details verifying compliance of the shower in Changing Male Room 4145 with Section 400.310(o)(8)(B).
7. Revise the toilet stall design in Changing Male Room 4145 to comply with Section 400.310(n)(5)(A)(ii).
8. Identify the accessible patient rooms to verify compliance with Section 400.320(d).
9. The showers in the accessible patient toilet rooms shall be sized to meet one of the two dimensions specified in Section 400.310(o)(8)(B)(i).
10. Provide/identify accessible hardware for the manual sliding doors to verify compliance with Section 400.310(j)(8).
11. Verify that all manual sliding doors will provide a minimum 32" clear opening width while complying with Section 400.310(j)(8). (Section 400.310(j)(4))
12. Revise Sheet A7-5.8 to indicate a maximum 44" flush handle height for the urinal. (Section 400.310(n)(6))
13. Revise Sheet A7-5.8 to verify a minimum of 1.5 inches of clearance to obstructions for the rear grab bar at the accessible toilets. (The flush valve is sown above the grab bar requiring the supply riser pipe to cross the grab bar.) (Section 400.310(q)(2))
14. A horizontal grab bar shall be placed across the full width of the control wall in the accessible showers. (Section 400.310(o)(8)(B)(III) and 400, Illustration B, Figures 35 and 37)
15. The seat in the accessible patient showers shall be as wide as the required depth of the shower. Section 400.310(o)(8)(B)(ii))

**ENERGY (2009 International Energy Conservation Code)**

1. Provide verification of compliance with the 2009 International Energy Conservation Code by the submittal of completed COMcheck Compliance Certificates. (The Illinois Energy Conservation Code)
2. Identify on the plans all R-values for insulation products and all U-values for doors and windows. (Section 103.2 and the Illinois Energy Conservation Code)
3. Pipe insulation including that for hydronic, chiller water, hot water, steam and condensate piping shall be installed in thicknesses as required in accordance with

the 2009 International Energy Conservation Code, Table 503.2.8. (The Illinois Energy Conservation Code)

4. Provide light reduction controls in all regulated rooms, including Consult Rooms 2005 and 3006, Office 2102, Family Wait 2107 and Lounge 4102, in accordance with Section 505.2.2.1. (The Illinois Energy Conservation Code)

#### MECHANICAL (2006 International Mechanical Code)

1. See Building Comments 19 and 20 for additional requirements regarding the Atrium smoke control system.
2. Indicate on the plans that a copy of the final air systems test and balance report be submitted to the Village prior to the final inspection. (Section 106.3.1)
3. Identify/justify the reason for the 205 cfm positive pressure difference in Patient Room 2036 or revise plan accordingly to meet similar rooms. (Ave. differential is 100 cfm pos.) (Sections 106.3.1 and 403.1)
4. All new hydronic piping shall be tested at no less than 100 psi in accordance with Section 1208.1.
5. Indicate on the plans that a copy of the required test and balance report(s) shall be submitted to the Village prior to the final inspection. (Section 106.3.1)
6. Provide a smoke damper at the duct penetration above Doors 2100, 3100, 4000 and 5000. (Doors are within smoke barriers.) (Section 607.5.4)
7. The outdoor ventilation air for all waiting rooms and reception areas shall be based upon an occupant load of 60 persons per 1000 sq.ft. unless statistical data is provided to indicate otherwise. (Section 403.3)

#### ELECTRICAL (2005 National Electrical Code)

1. See Building comment No. 26.
2. The doors for all electrical rooms housing equipment rated at 1,200 amperes or larger shall have panic hardware. (Hardware information was not provided on the Door and Frame Schedule.) (Article 110.26(C)(2))
3. Provide signage/documentation at each service identifying the existence, location and purpose at all other services. (Article 230.2(E))
4. Outlet boxes on opposite sides of a fire resistance rated wall assembly shall be horizontally separated by no less than 24" or shall be protected with intumescent "putty pads". (Article 300.21)
5. Correctly identify the connected load from Panel 1S NL3 on Panel Schedule B2S NLDPI. (IBC Section 106.1.1)
6. Identify all connected loads in Panel Schedule B2S CLDPI. (IBC Section 106.1.1)
7. Identify the ambient temperature in Mech. Shop of Central Plant West to verify proper rating of conductors for from MSB CH2. (Table 310.16)

#### PLUMBING (2004 Illinois Plumbing Code, 2000 International Plumbing Code with amendments)

Domestic Water Service Size 6"

Floor Drains 209

Fixtures 653

Equipment 112

Roof Drains 19

1. Revise plans to show a maximum of one hundred drainage fixture units on 4" horizontal waste lines. (Illinois Plumbing Code Section 890.1340).
2. Revise plans to show a maximum of six drainage fixture units on 2" horizontal waste lines. (Illinois Plumbing Code Section 890.1340).
3. Revise plans to show all fixtures vented in accordance with Illinois Plumbing Code Section 890.1470.
4. Revise plans to show a maximum of twenty drainage fixture units on a 3" horizontal waste line for stack P-11 and P-22. (Illinois Plumbing Code Section 890.1340).
5. Revise plans to show a maximum of twenty four drainage fixture units on a 2" vertical stack, P-11. (Illinois Plumbing Code Section 890.1340).
6. Revise plans to indicate vacuum relief valves on bottom fed water heaters. (Illinois Plumbing code Section 890.1230).
7. Obtain approval from the Illinois Department of Public Health for the booster pump installation. (Illinois Plumbing Code Section 890.1210).
8. Revise plans to indicate a low pressure cut off switch on the booster pump. (Illinois Plumbing Code Section 890.1210).
9. Revise plans to show a pressure gauge and shut off valve within five feet of the booster pump on the suction side. (Illinois Plumbing Code Section 890.1210).
10. Submit specs on kidney dialysis machines.
11. Clean outs shall be provided at the base of stacks in accordance with Illinois Plumbing Code Section 890.420.
12. Water distribution pipe for refrigerator to be increased to minimum 1/2". Revise plans to indicate compliance. (Illinois Plumbing Code Section 890.1210).
13. Obtain approval from the Illinois Department of Public Health for the installation of the chlorine dioxide disinfection system.
14. Minimum one hundred twenty degree hot water required to mop sinks and all similar fixtures. (Illinois Plumbing Code Section 890.630).
15. All existing plumbing that may pose a health or safety hazard must be revised to meet Illinois Plumbing Code and Village of Hinsdale ordinances.
16. All new plumbing must meet Illinois Plumbing Code and Village of Hinsdale ordinances.

Plumbing: Not Approved

Please note: It is strongly suggested that any revisions submitted shall have an attached "Point-by-Point Response Letter", responding to and/or regarding plan review comments, indicating the number of the comment or issue and the page in which the revision is located. Also, all revisions on the plans should be accompanied by a "symbol" that is incorporated in the legend on the Title Sheet indicating the revision date, as well as a "cloud" around each revision. This will help speed the revision process. Thank you for your assistance in this matter.

REVIEWED BY: STEVE MERTES, MCP  
JOE TISNAY, MCP, IL LICENSED PLUMBER  
IL CERTIFIED PLUMBING INSPECTOR



## VILLAGE OF HINSDALE

FOUNDED IN 1873

19 EAST CHICAGO AVENUE  
HINSDALE, ILLINOIS 60521-3489 • (630) 789-7000  
Village Website: <http://www.villageofhinsdale.org>

VILLAGE PRESIDENT  
Michael J. Winters

COUNCIL MEMBERS  
Harrison B. Clegg, Jr.  
John A. F. Kuehne  
John L. Kuehne  
John P. Kuehne  
John P. Kuehne, Jr.  
John P. Kuehne, Sr.

POLICE DEPARTMENT 700-701  
FIRE DEPARTMENT 700-701  
VILLAGE CLERK 700-701

November 17, 2008

Steve Tisinai  
T.P.I. Building Code Consultants, Inc.  
7N262 W. Whispering Trail  
St. Charles, IL 60175

RE: Letter of Recommendation

Mr. Tisinai,

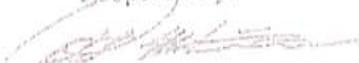
I wanted to take a moment to extend my thanks to you for all the help that TPI has been over the last two years and felt compelled to reduce it to writing.

Your fees are justifiable, the turnaround on plan review is timely and consistent, and the quality of inspection and plan review is second to none. We have never had a problem getting an inspector when short staffed and have found that even when overbooked, your inspectors are diligent and professional, taking extra time with residents and contractors when questions arise.

Although there are other firms in the area that can offer plan review and/or third party inspection, I am not aware of any that employ only Master Code Professionals to staff them. As an MCP myself, I understand the time, effort and degree of difficulty involved in pursuing this professional certification. This shows me that TPI values continuing education and cares enough to demand that their employees strive to be the best in their field.

I would recommend TPI to any municipality in need of third party plan review and inspection services. If you have any clients that wish to get additional information or would like to speak with me personally, I can be reached directly at (630) 789-7036.

Respectfully,

  
Robert McGinnis MCP  
Building Commissioner



Printed on Recycled Paper

VILLAGE OF SOUTH ELGIN  
COMMUNITY DEVELOPMENT DEPARTMENT

*Village President*  
Jim W. Hansen

10 North Water Street • South Elgin, Illinois 60177  
847-741-3894 Fax: 847-741-3959

*Village Trustees*

William DiFulvio  
Lisa Guess  
Michael Kolodziej  
Scott G. Richmond  
John H. Sweet  
Steven S. Ward

*Village Clerk*  
Margo M. Gray

*Village Administrator*  
Larry D. Jones

Date: November 17, 2008

To: Whom it May Concern

From: Steven J. Super, Director of Community Development

Re: Recommendation for TPI Building Code Consultants

Please accept this letter as a recommendation for TPI, Building Code Consultants, Inc. of St. Charles, IL. The Village has outsourced plumbing inspection services and commercial plan review services to TPI for the past several years. During this time, I have found TPI to be consistently accurate, fair and professional. They are a real asset for the Village both in containing costs, and increasing our knowledge base so that we can deliver excellent code services to our customers. They have been a great asset to the operations of my department and I would recommend them whole heartedly for inspection and plan review services to any community.



## Village of Carol Stream

FRANK J. FRINO, MAYOR • PETER M. O'KEEFE, CLERK • JOSEPH J. BRENNIG, MANAGER  
309 K. Clay Avenue • Carol Stream, Illinois 60188-1399  
(630) 968-4600 • FAX (630) 965-1064  
E-MAIL: [www.carolstream.org](http://www.carolstream.org)

November 17, 2008

To Whom It May Concern:

The purpose of this letter is to provide reference information regarding TPI Building Code Consultants, Inc.

In the capacity of Community Development Director in two different Chicago-area communities, I have worked with TPI for over 15 years, using them to provide inspection services, plan review services, and temporary in-house building staff. My experience with TPI has been nothing short of excellent. Their staff is highly qualified and knowledgeable, and their performance is very consistent and reliable. Their emphasis on customer service is unmatched, often going the extra mile for their clients.

Here in Carol Stream, we have used TPI to provide inspection services on a 145-unit townhome project, as well as miscellaneous permit reviews. Perhaps the best example of their customer service came in February 2007, when a severe storm caused extensive damage to one of our apartment complexes. TPI responded immediately to our call in the middle of the night, assisting us in conducting emergency building inspections and damage assessment. Once the crisis was over, TPI informed us there would be no charge for their services, as they could not in good conscience accept compensation for work done while assisting in an emergency.

In summary, I would not hesitate to use TPI Building Code Consultants for any of our building-related professional service needs.

I hope you find this information useful. If you should have any questions, please feel free to call me at (630)871-6231.

Very truly yours,

Robert J. Glees, PE, AICP  
Community Development Director



PETER J. SCHUBKEGEL  
Director

## BUILDING DEPARTMENT

440 East Hawley Street  
Mundelein, Illinois 60060

[www.mundelein.org](http://www.mundelein.org)

847-949-3283  
fax 847-949-4278

### Letter of Recommendation

December 1, 2008

To Whom It May Concern:

The relationship between the Village of Mundelein and T.P.I. began in 1995 when the Village found the need for plumbing inspections to be performed on a short-term, temporary basis. T.P.I. was selected from three companies that were interviewed to fill that need. T.P.I. has performed effortlessly and professionally ever since. T.P.I. continues to assist the Village with plumbing inspections on an "as need basis" and with other projects such as plan reviews, inspections of large projects, and more recently, they have been hired to perform and manage all Building Department related inspection for a 725 unit Del Webb project. This also includes all data entry directly into the Village's inspection software program.

T.P.I. has and continues to be an excellent resource for the Village. Their knowledge, training and professionalism, and "can do" attitude speak not only to the dedication of T.P.I. as a company, but to the employees as well. T.P.I. has earned the respect and admiration of not only those they come in contact with, but also from the Village of Mundelein.

Sincerely,

A handwritten signature in black ink, appearing to read "Peter J. Schubkegel".

Peter J. Schubkegel  
Director

PJS/pab



2500 Lakewood Avenue • Lakewood, IL 60430 • 800-459-0144  
815-459-2025 • FAX 815-459-2156

November 21, 2008

To Whom It May Concern:

This letter will serve as a professional letter of reference for TPI, Building Consultants, Inc. (TPI). The Village of Lakewood engaged TPI as its full service Building Inspection Firm beginning in October of 2005, and it has been proven to be one of the most effective operational decisions that we have made. As an organization, TPI has a level of expertise for any situation that is encountered. Perhaps most importantly, however, their commitment to customer service, whether it be to internal customers (staff) or builders and homeowners, is unparalleled.

As a custom home community, the Village of Lakewood has a number of unique challenges and nuances related to its building codes. TPI quickly made itself knowledgeable about these requirements and has partnered with us to make certain that the standards are upheld.

Please do not hesitate to contact me at 815-459-3025 regarding this letter or TPI.

Sincerely,

*Catherine J. Peterson*  
Catherine J. Peterson  
Village Administrator

November 19, 2008

RE: T.P.I. Building Code Consultants, Inc.

To whom it may concern:

The Village of Huntley currently utilizes the services of T.P.I. Building Code Consultants as an important resource for plan reviews and inspections related to building, electrical, H.V.A.C., plumbing and fire alarm/sprinkler projects.

T.P.I. became the consultant to the Village of Huntley early in 2008 after more than a decade of utilizing another firm for our review and inspection needs and I have found T.P.I. to be thorough and professional as well as competitively priced.

I would highly recommend the services offered by T.P.I. to any firm or municipality in need of assistance with building inspection and/or plan review.

If you would like additional information about T.P.I., feel free to telephone me at (847) 515-5246. I'm can also be contacted through e-mail at krooney@huntley.il.us

Sincerely,

Keith E. Rooney

Chief Building Official

File Number 6109-111-4



*To all to whom these Presents Shall Come, Greeting:*

*I, Jesse White, Secretary of State of the State of Illinois, do hereby certify that*

T.P.I. BUILDING CODE CONSULTANTS INC., A DOMESTIC CORPORATION, INCORPORATED UNDER THE LAWS OF THIS STATE ON MAY 24, 2000, APPEARS TO HAVE COMPLIED WITH ALL THE PROVISIONS OF THE BUSINESS CORPORATION ACT OF THIS STATE RELATING TO THE PAYMENT OF FRANCHISE TAXES, AND AS OF THIS DATE, IS IN GOOD STANDING AS A DOMESTIC CORPORATION IN THE STATE OF ILLINOIS.

*In Testimony Whereof, I hereto set my hand and cause to be affixed the Great Seal of the State of Illinois, this 8TH day of SEPTEMBER A.D. 2010.*



Authentication #: 1025101624

Authenticable at <http://www.cyberdriveillinois.com>

*Jesse White*

SECRETARY OF STATE



# CERTIFICATE OF LIABILITY INSURANCE

OP ID: RD

DATE (MM/DD/YYYY)  
09/08/10

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERNS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

**IMPORTANT:** If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER	CONTACT NAME PHONE (A/C, N/A) E-MAIL ADDRESS PRODUCER CUSTOMER ID: TPI-BUI	FAX (A/C, N/A)
Bechtold Insurance Agency 502 N. Plum Grove Rd. Palatine IL 60067 Phone:847-221-2510 Fax:847-221-2510		
INSURED	INSURER(A) Erie Insurance Group INSURER(B) Essex Insurance Company INSURER(C) INSURER(D) INSURER(E) INSURER(F)	NAIC # 1855
TPI Building Code Consultants, Inc. 7 N. 262 West Whispering Trail St Charles IL 60175-6361		

COVERAGES		CERTIFICATE NUMBER:		REVISION NUMBER:	
THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACTOR OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY FAIR CLAIMS.					
INSURER	TYPE OF INSURANCE	ADOL SUBR PSR / WVD	POLICY NUMBER	POLICY EFF. (MM/DD/YYYY)	POLICY EXP. (MM/DD/YYYY)
LIMITS					
GENERAL LIABILITY					
A <input checked="" type="checkbox"/>	COMMERCIAL GENERAL LIABILITY	046 2790205	10/27/09	10/27/10	EACH OCCURRENCE \$1,000,000 DAMAGE TO PROPERTY \$50,000 PERSONAL INJURY \$1,000,000 GENERAL AGGREGATE \$2,000,000 PRODUCTS + COMMOD AGG \$2,000,000
GENERAL AGGREGATE LIMIT APPLIES PER POLICY <input checked="" type="checkbox"/> PER <input type="checkbox"/> DAY					
AUTOMOBILE LIABILITY					
A <input checked="" type="checkbox"/>	ALL AUTO	003 0730595	03/07/10	03/07/11	COMBINED SINGLE LIMIT (PER PERSON) \$1,000,000 BODY INJURY (Per person) \$1 PROPERTY DAMAGE (Per accident) \$1 PERSONAL DAMAGE (Per incident) \$1
ALL OWNED AUTOS					
A <input checked="" type="checkbox"/>	NON OWNED AUTOS				
A <input checked="" type="checkbox"/>	UMBRELLA(LAS) <input checked="" type="checkbox"/> DODUR EXCESS LINE CLAIMS-MADE	034 2770145	10/27/09	10/27/10	EACH OCCURRENCE \$2,000,000 AGGREGATE \$2,000,000
DEDUCTIBLE					
RETENTION \$					
A <input checked="" type="checkbox"/>	WORKERS COMPENSATION AND EMPLOYERS LIABILITY	094 2700939	10/27/09	10/27/10	X 75% LIMITS EX. EX. EACH ACCIDENT \$500000 EX. DISEASE IN EMPLOYEE \$500000 EX. DISEASE + POLICY LIMIT \$500000
DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD (G) Additional Remarks Schedule, if more space is required)					
ADDITIONAL INSURED: VILLAGE OF BENSENVILLE					

## CERTIFICATE HOLDER

## CANCELLATION

BENSENVILLE  Village of Bensenville 700 W. Irving Park Rd. Bensenville IL 60106	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
	AUTHORIZED REPRESENTATIVE  

© 1988-2009 ACORD CORPORATION. All rights reserved.

State of Illinois  
Department of Public Health

LICENSE PERMIT CERTIFICATION, REGISTRATION

This permit is issued at the above address in the name of the Director of the State of Illinois, Department of Public Health, and is subject to all regulations and laws of the State of Illinois.

DAMON T. ARNOLD, M.D.  
DIRECTOR

REGISTRATION NUMBER  
The State of Illinois  
Department of Public Health

09-30-2010 055 055-025894

TPI BUILDING CODE CONSULTANTS I  
PLUMBING CONTRACTOR  
REGISTRATION

THIS ADDRESS  
\*\* THIS IS NOT TRANSFERRABLE \*\*

TPI BUILDING CODE CONSULTANTS I  
7N262 W. WHISPERING TRAIL  
ST CHARLES IL 60175  
07 KANE

This permit is issued in accordance with the Illinois Public Health Code.

# T.P.I. Building Code Consultants, Inc.

## Professional Residential & Commercial Plan Review and Inspection Services

### Cost Proposal:

#### Residential Plan Reviews

All residential plan reviews and follow-up reviews will be performed for a one time fee of \$690.00/permit. **SEE UPDATED PRICING LETTER**

#### Residential Inspections

Residential Single Family Inspections are to be performed at a base rate of \$40.00/inspection.

Multi-family Inspections are to be performed at a base rate of \$50.00/inspection.

This includes all inspections listed per RFP by the Village of Bensenville.

- Footing pre-pour
- Foundation pre-pour
- Foundation backfill
- Concrete slab pre-pour
- Electrical service
- Rough electric
- Rough mechanical
- Rough plumbing
- Rough building framing
- Insulation
- Pre-taping
- Final electric
- Final mechanical
- Final plumbing
- Final building

#### Commercial Plan Reviews

All non-residential plan reviews will be provided at the following fees:  
This price will include all follow up reviews.

Gross Floor Area (Square Foot)	Base Building	Base Building and up to 2 other disciplines	Base Building and up to 3 other disciplines
0 to 2500	\$520.00	\$628.00	\$860.00
2501 to 4000	\$580.00	\$785.00	\$1,055.00
4001 to 5000	\$890.00	\$1,160.00	\$1,525.00
5001 to 7500	\$1,008.00	\$1,412.00	\$1,750.00
7501 to 10,000	\$1,110.00	\$1,470.00	\$1,975.00
10,000	\$1,220.00	\$1,830.00	\$2,436.00
each 1000 sq. ft. over 10,000	\$25.00	\$35.00	\$50.00
Hazardous Area	\$676.00 per 1000		
Food Process Area	\$676.00 per 1000		

# **T.P.I.** Building Code Consultants, Inc.

## Professional Residential & Commercial Plan Review and Inspection Services

---

### **Commercial Inspections**

All Commercial/Industrial Inspections are to be performed at a base rate of \$50.00/inspection. This includes all inspections listed per RFP by the Village of Bensenville.

- Footing pre-pour
- Foundation pre-pour
- Foundation backfill
- Concrete slab pre-pour
- Electrical service
- Rough electric
- Rough mechanical
- Rough plumbing
- Rough building framing
- Insulation
- Pre-taping
- Open ceiling inspection
- Final electric
- Final mechanical
- Final plumbing
- Final building

### **References:**

**Village of Bloomingdale**  
Mr. Mike Gricus  
201 S. Bloomingdale Rd.  
Bloomingdale, IL 60108  
(630) 671-5661

**Village of Bolingbrook**  
Mr. Dan Buonamici  
375 Briarcliff Rd.  
Bolingbrook, IL 60440-0951  
(630) 226-8470

**City of Mt. Prospect**  
Mr. Bill Schroeder  
50 S. Emerson Street  
Mt. Prospect, IL  
(847) 818-5675

**Village of Willowbrook**  
Mr. Tim Halik  
7760 Quincy St.  
Willowbrook, IL, 60527  
(630) 920-2261

**Village of Lincolnwood**  
Mr. Aaron Cook  
6900 North Lincoln Avenue  
Lincolnwood, IL 60172  
(847) 745-4796

**Village of Huntley**  
Mr. Keith Rooney  
10987 Main St.  
Huntley, IL 60142  
(847) 515-5246

**Village of Hinsdale**  
Mr. Rob McGinnis  
19 E. Chicago Ave.  
Hinsdale, IL 60521  
(630) 789-7037

**Village of Lockport**  
Mr. Tim Schlonoger  
222 E. 9<sup>th</sup> Street  
Lockport, IL 60441  
(815) 838-0549 ext. 2111

\*Please see letters of recommendation enclosed in this proposal.

Sample Work is provided on the following pages of this proposal.

**T.P.I.**  
**BUILDING CODE CONSULTANTS, INC.**

JoAnne Tisinai, C.E.O.  
7N262 W. WHISPERING TRAIL/ST. CHARLES, IL 60175  
Phone [630] 443-1567  
Fax [630] 443-2495

November 4, 2010

Mr. Scott Viger  
Village of Bensenville  
12 South Center  
Bensenville, IL 60106

Re: Residential reviews

Dear Mr. Viger,

As discussed at the interview meeting on November 3, 2010, we have adjusted the residential plan review rates in accordance with the following:

1. 500 square foot or less single family plan review addition, for all disciplines excluding zoning, for the sum of three hundred seventy five dollars.
2. 500 to 1,000 square foot single family plan review addition, for all disciplines excluding zoning, for the sum of four hundred seventy five dollars.
3. New single family plan review for all disciplines excluding zoning, for the sum of six hundred dollars.

The above proposal includes all re-reviews.

As always, we will try to work within your budget.

Sincerely,

---

JoAnne Tisinai

**TYPE:** Resolution **SUBMITTED BY:** Mary E. Dickson **DATE:** December 10, 2010

**DESCRIPTION:** A Resolution Authorizing the Sale of Municipally Owned Property at 540 S. County Line Road.

**SUPPORTS THE FOLLOWING APPLICABLE VILLAGE GOALS:**

<input checked="" type="checkbox"/>	<i>Financially Sound Village</i>	<input type="checkbox"/>	<i>Enrich the lives of Residents</i>
<input type="checkbox"/>	<i>Quality Customer Oriented Services</i>	<input type="checkbox"/>	<i>Major Business/Corporate Center</i>
<input type="checkbox"/>	<i>Safe and Beautiful Village</i>	<input type="checkbox"/>	<i>Vibrant Major Corridors</i>

**COMMITTEE ACTION:** None required

**DATE:**

**BACKGROUND:** The Village has previously approved a resolution authorizing the sale of the property located at 540 S. County Line Road, based on an appraisal of the property secured by the Village. The Village Manager has negotiated a Purchase and Sale Agreement for same, which sells the property for \$315,000.00 (the appraised value), and requires the Buyer to relocate an existing water main on the property. In the event the Buyer does not use the property for its business purposes within one year, the property will revert back to the Village, and the Village will repay the Buyer only the sale price. This is meant to serve as an incentive for use and development of the property.

**KEY ISSUES:**

**ALTERNATIVES:**

**RECOMMENDATION:** Staff and the Village Attorney recommend the adoption of this Resolution to allow the President to execute the Purchase and Sales Agreement on behalf of the Village.

**BUDGET IMPACT:** The Village will secure \$315,000.00 for the sale of the property.

**ACTION REQUIRED:** Board consideration of this Resolution.

**RESOLUTION NO.**

**A RESOLUTION AUTHORIZING THE PRESIDENT**  
**TO EXECUTE THE CONTRACT FOR SALE**  
**OF MUNICIPALLY OWNED REAL ESTATE**  
**AT 540 S. COUNTY LINE ROAD, BENSENVILLE, ILLINOIS**

WHEREAS, the Village of Bensenville (hereinafter the "Village") is the owner of record of one parcel of vacant real property located at approximately, 540 South County Line Road, Bensenville, Illinois, designated by Permanent Index Number 03-24-209-013 (hereinafter the "Real Property"); and

WHEREAS, ON August 24, 2010, the Village Board of the Village adopted Resolution No. R-64-2010 wherein it determined that it is no longer necessary, appropriate, required for the use of, profitable to, or in the best interest of the Village that it retain title to the Real Property; and

WHEREAS, pursuant to said finding, and in conformity with the Illinois Municipal Code, 65 ILCS 5/11-76-4.1, the Village Board of the Village has the power to sell the Real Property, and to direct the sale of the Real Property to be conducted by the Village Manager, assisted by such staff as he deems necessary; and

WHEREAS, pursuant to the power granted in Resolution No. R-64-2010, the Village Manager, assisted by staff, has negotiated the sale of said property, the terms and conditions of which are contained in the Purchase and Sale Agreement attached hereto and incorporated herein by reference as Exhibit "A;" and

WHEREAS, the buyer of the Property is Acura, Inc., which has accepted the terms of the Purchase and Sale Agreement.

NOW THEREFORE, BE IT RESOLVED by the President and Board of Trustees of the VILLAGE, DuPage and Cook Counties, Illinois, in regular session assembled:

SECTION ONE: That the recitals set forth above are incorporated herein in their entirety.

SECTION TWO: That the President be, and the same is hereby authorized to execute the Purchase and Sale Agreement between the Village of Bensenville and Acura, Inc., in substantially the form attached hereto and incorporated herein by reference as Exhibit "A," and to execute all other documents necessary to effectuate the purposes of the Purchase and Sale Agreement.

SECTION THREE: That the Village Clerk be, and the same is hereby authorized to attest to the execution of the Purchase and Sale Agreement between the Village of Bensenville and Acura, Inc., as well as to all other documents necessary to effectuate the purposes of the Purchase and Sale Agreement.

SECTION FOUR. That the Attorney and Staff of the Village of Bensenville, Illinois are hereby authorized to take the necessary steps to sell the Real Property described herein on the terms as set forth in the Exhibit "A."

SECTION FIVE. That the Attorney and Staff of the Village of Bensenville, Illinois are hereby authorized to execute, on behalf of the Village of Bensenville, all documents necessary to effect the sale of the Real Property including all documents for purposes of the closing on this Real Property.

SECTION SIX. That all ordinances and resolutions, or parts thereof in conflict with the provisions of this Resolution are, to the extent of such conflict, hereby repealed.

SECTION SEVEN. That this Resolution shall be in full force and effect from and after its adoption, approval and publication in pamphlet form as provided by law.

PASSED AND APPROVED by the President and Board of Trustees of the Village of Bensenville, Illinois this 14th day of December, 2010.

APPROVED:

---

Frank Soto  
President

ATTEST:

---

JoEllen Ridder, Village Clerk

Ayes: \_\_\_\_\_

Nays: \_\_\_\_\_

Absent: \_\_\_\_\_

**PURCHASE AND SALE AGREEMENT**  
**BETWEEN THE VILLAGE OF BENSENVILLE ANDACURA, INC.**  
**FOR REAL PROPERTY LOCATED AT**  
**540 SOUTH COUNTY LINE ROAD, BENSENVILLE, ILLINOIS**

THIS PURCHASE AND SALE AGREEMENT (hereinafter "Agreement") is entered into this \_\_\_\_ day of \_\_\_\_\_, 2010 by and between the Village of Bensenville, a body corporate and politic in the state of Illinois (referred to herein as the "Seller") and Acura Inc., an Illinois corporation (referred to herein as the "Buyer").

**RECITALS:**

A. Seller is the owner of a parcel of land, identified by P.I.N. 03-24-209-013 and located at 540 South County Line Road, Bensenville, Illinois (referred to herein as the "Property"), as is legally described in Exhibit A, attached hereto and incorporated herein by reference; and

B. Seller desires to sell the Property to Buyer and Buyer desires to buy the Property from Seller, on the terms and subject to the conditions of this Agreement.

THEREFORE, in consideration of the mutual covenants contained herein, and for other good and valuable consideration, the receipt and sufficiency are hereby acknowledged, Seller and Buyer agree as follows:

**ARTICLE I**  
**PURCHASE AND SALE**

1.01. Agreement to Buy and Sell. Subject to the terms and conditions of this Agreement, Seller will sell to Buyer, and Buyer will purchase from Seller, good and marketable title to the Property subject only to the Permitted Exceptions which may appear on the Title.

1.02. Purchase Price. The purchase price ("Purchase Price") for the Property is Three Hundred Fifteen Thousand and 00/100 Dollars (\$315,000.00), which price has been ascertained by an appraisal performed for the Seller, and which amount the Seller and Buyer agree is the fair cash market value of the Property.

1.03. Other Costs Incident to Sale. Buyer also agrees to pay at Closing, or by a date mutually agreed to by the Seller and Buyer, all of Seller's costs related to the sale of the Property, including, but not limited to, the appraisal fee, advertising and attorneys fees incurred.

1.04 Payment Terms. The Purchase Price and costs incidental to closing will be payable at Closing (as hereinafter defined) in U.S. funds by wire transfer of immediately available funds.

## **ARTICLE II** **PRE-CLOSING MATTERS AND CONTINGENCIES**

2.01. **Title Commitment.** Concurrently with the execution of this Agreement, Buyer will procure a commitment for an owner's title insurance policy ("Title Commitment") issued by Chicago Title Insurance Company ("Title Company") in the amount of the Purchase Price, covering title to the Property on or after the date of this Agreement, showing title in the intended grantor, subject only to the general exceptions contained in the policy, the Permitted Exceptions and title exceptions pertaining to liens or encumbrances of a definite or ascertainable amount which may be removed by the payment of money at Closing and which Seller will so remove or cause to be removed at Closing by using funds Buyer will pay upon delivery of the deed.

2.02. **Survey.** Buyer will provide an ALTA survey (the "Survey") of the Property, or an existing survey with an affidavit of no new improvements provided, the survey is acceptable to the Title Company. Buyer shall be responsible for the cost of the Survey.

2.03. **Title Defects.** If either the Title Commitment or the Survey disclose any encroachment or violation or any exceptions to title (an "Unpermitted Exception"), Seller shall have ten (10) days from the date of delivery thereof to have the Title Company issue its endorsement insuring against damage caused by such encroachments, violations or Unpermitted Exceptions, and provide evidence thereof to Buyer. If Seller fails to have the same insured against within said 10-day period, Buyer may elect, on or before the Closing, to terminate this Agreement or accept the Property subject to such encroachments, violations and Unpermitted Exceptions.

2.04. **Water Main Relocation.** As further consideration for the sale of the Property to Buyer by Seller, Buyer agrees to perform all necessary construction for the relocation of the water main that is located below ground on the Property. The water main shall be relocated to a new proposed water main connection on John Street in substantial accordance with the plans and specifications attached hereto as Exhibit "B." Buyer agrees to perform and complete the water main relocation work following the closing of the sale of the Property, weather permitting, and upon the issuance of necessary permits from all governmental units or agencies. Buyer shall secure any building permits or other necessary governmental approvals for said work, but the Village shall waive any fee the Village assesses for such permits, and, further shall waive all other Village charges for water main relocation work. In the event the necessary building permits are not issued within thirty (30) days from the date of application therefore, Buyer shall not be required to perform the relocation work until Buyer gives its consent that weather conditions are appropriate to do the work.

2.05. **Property Use and Wood Chip Disposal.** Buyer and Seller agree that Buyer will be able to improve and the Village agrees to issue building permits for improvements to the Property to allow expansion of Buyer's current facilities to operate a construction business and the storage of construction vehicles, equipment and materials as more fully set forth on the attached Exhibit "C" so long as the use of the Property is in compliance with all Village Code provisions for same. Any wood chips or other landscape materials located on the Property shall be disposed of by the Village prior to Closing.

2.06. Approvals of Property Use. Notwithstanding anything to the contrary contained herein, and in addition to all other conditions which must be satisfied by Seller hereunder as a condition precedent to Buyer's obligations hereunder, it is understood and agreed that Buyer's obligations hereunder shall be subject to the condition that Buyer be able to obtain, within sixty (60) days from the date of the Village's approval of this Contract, at Buyer's sole cost and expense, from all appropriate municipal, state, federal or other governmental subdivisions, authorities and agencies having jurisdiction over the Property, all such licenses, approvals, permits, and other consents and permissions (including, without limitation, all zoning and rezoning classifications and building permits, (together herein called the "Approvals") as shall be required in order to conduct a construction business and storage of construction vehicles, equipment and materials. If, within said sixty (60) day approval period, the Approvals shall not have been obtained, then Buyer may elect to terminate this Contract, whereupon Seller shall cause the earnest money to be returned to Buyer, less any costs which may have been expended by the Seller for said Property, and this Contract shall become null and void, and the parties hereto shall have no further obligations or liabilities to one another hereunder. If, within said sixty (60) day approval period, any Approvals shall not have been obtained on the applications or proceedings thereof, pending and are being diligently pursued by Buyer, Buyer may extend the approval period an additional seven (7) days. If the approvals are not obtained by said time period, Buyer may elect, in its sole discretion, to declare the contract null and void and all earnest money shall be immediately returned to Buyer less any costs which may have been expended by the Seller for said Property.

2.07. Buyer shall have the right, for a period of fourteen (14) days following the date of acceptance of this contract to conduct any inspections including but not limited to soil testing or any other investigations Buyer deems necessary relating to the Property. Buyer shall indemnify Seller and hold Seller harmless from and against any loss or damage caused by the acts of Buyer or any person performing such inspections. In the event any inspections or testing is found to be unacceptable to Buyer within the above time period, then Buyer shall, within five (5) business days, serve written notice to Seller that the contract is deemed null and void and all earnest money shall be returned to Buyer less any costs expended by Seller through said period. Buyer shall restore the Property to its original condition in the event Buyer serves such notice. If no notice is served upon Seller within said period, this paragraph shall be deemed satisfied.

### **ARTICLE III POST-CLOSING AGREEMENT ON USE OF PROPERTY**

3.01 Use of Property after Closing. The Buyer expressly acknowledges that the sale of the Property is intended to allow it to expand its existing use, said expansion to be in conformance with all Village Code requirements, and that the Seller sells the Property to Buyer as an inducement for same and in furtherance of the Seller's desired economic development of this Property. Should Buyer fail to put the Property to such use for such purposes within one year of the Closing Date, Seller agrees that the title to the Property shall revert to the Seller, upon Seller's payment to Buyer of the purchase price in the amount of Three Hundred Fifteen Thousand and 00/100 Dollars (\$315,000.00). Seller shall not be responsible for reimbursement to Buyer of any other costs Buyer may have incurred for improvement of or in relation to this

Property, including but not limited to, any costs expended on the relocation of the water main as set forth herein. This reversionary clause shall be included in the deed for sale of the Property.

## **ARTICLE IV APPORTIONMENT OF COSTS**

4.01. Real Estate Taxes. There are no real estate taxes associated with this Property, as the Seller is a governmental entity.

4.02. Title; Recording Costs. Buyer shall be responsible for all costs of Closing, including any fee the Title Company charges (including those typically paid by Seller) for issuing the Title Commitment, including any date down fee, and will also pay all premiums for the Owner's title insurance policy.

## **ARTICLE V CLOSING**

5.01. Closing Date and Location; Escrow. Seller and Buyer will use their best efforts to close this transaction on or before February 15, 2011 (the "Closing Date"), subject, however, to satisfaction of the conditions set forth in this Agreement, at the offices of the Title Company, or at such other time as is mutually acceptable to Seller and Buyer. In this Agreement, the term "Closing" refers to Seller's conveyance of title to the Property to Buyer.

5.02. Seller's Closing Documents. At Closing, the Seller will deposit with the Buyer, the following documents:

- (a) A copy of the ordinance of Seller's Village Board, approving this Agreement and authorizing Seller to complete the transaction described herein, certified by an authorized officer of Seller as being a true and complete copy of the original and as being in effect.
- (b) A recordable quit claim deed, in a form reasonably acceptable to Buyer's counsel and the Title Company, conveying good and marketable title to Buyer in fee simple, free and clear of all liens and encumbrances, except the Permitted Exceptions.
- (c) An ALTA Owner's Title Insurance Policy ("Title Policy") issued by the Title Company in the form customarily used by the Title Company for property similar to the Property, in the amount of the Purchase Price, insuring that Buyer or Buyer's assignee has marketable, good, insurable and indefeasible fee simple title to the Property, subject only to the general exceptions of the Policy, the Permitted Exceptions, and any other exceptions Buyer has elected to accept.
- (d) A duly executed affidavit attesting to the absence of any claims of lien or potential lienors known to the Seller and further attesting that there have been no improvements to the Property for one hundred twenty (120) days immediately

preceding the Closing Date which have not been fully paid for.

- (e) Executed ALTA Statement.
- (f) Executed real estate transfer tax declarations.
- (g) Executed Closing Statement.
- (h) Such other documents as reasonably may be required to consummate the transaction contemplated by this Agreement.

5.03. Buyer's Closing Documents. At Closing, in addition to the Purchase Price, and other amounts required of Buyer as set forth herein, Buyer will deposit with the Seller, the following documents:

- (a) Executed ALTA Statement.
- (b) Executed counterpart of Seller's Closing Statement.
- (c) Such other documents as reasonably may be required to consummate the transaction contemplated by this Agreement.

## **ARTICLE VI** **REPRESENTATIONS AND WARRANTIES**

6.01. Seller's Representations and Warranties. To induce Buyer to enter into this Agreement, Seller makes the following representations and warranties (all of which representations and warranties will be deemed to have been made again at the time of the Closing, and all of which will survive the Closing), and Seller's obligations under Section 6.03 to indemnify and hold Buyer harmless from any and all loss, expense or liability Buyer may suffer or incur, including reasonable attorneys' fees and court costs, as a result of any inaccuracy in any of such representations and warranties, will be applicable.

- (a) Seller is a body corporate and politic in the State of Illinois, with full power and authority to enter into and carry out terms and provisions of this Agreement. The execution and performance of this Agreement and the terms and provisions hereof by Seller are not inconsistent with, and do not result in the breach of any terms of any agreement or instrument to which Seller is a party or by which Seller may be bound.
- (b) Seller has the right and authority to perform hereunder without obtaining any consent from governmental authorities or others except as expressly provided herein. The transactions herein contemplated will not constitute a violation of any applicable law, rule, regulation, ordinance, judgment, order or decree of any governmental entity or court to which Seller is subject.

- (c) Seller will at all times on and after the date of this Agreement, act with diligence and in good faith to satisfy any contingencies remaining unsatisfied from time to time, and to perform its obligations under this Agreement.
- (d) Neither the Property nor the transfer of the Property contemplated by this Agreement is subject to the Illinois Responsible Property Transfer Act, 765 ILCS 90/1.

6.02. Buyer's Representations and Warranties. To induce Seller to enter into this Agreement, Buyer makes the following representations and warranties (all of which representations and warranties will be deemed to have been made again at the time of Closing, and all will survive the closing), and Buyer's obligations under Section 5.03 to indemnify and hold Seller harmless from any and all loss, expense or liability Seller may suffer or incur, including reasonable attorneys' fees and court costs, as a result of any inaccuracy in any of such representations and warranties, will be applicable.

- (a) Buyer is an Illinois corporation, with full power and authority to enter into and carry out terms and provisions of this Agreement. The execution and performance of this Agreement and the terms and provisions hereof by Buyer are not inconsistent with, and do not result in the breach of any terms of any agreement or instrument to which Buyer is a party or by which Buyer may be bound.
- (b) Buyer has the right and authority to perform hereunder without obtaining any consent from governmental authorities or others except as expressly provided herein. The transactions herein contemplated will not constitute a violation of any applicable law, rule, regulation, ordinance, judgment, order or decree of any governmental entity or court to which Buyer is subject.
- (c) Buyer will at all times on and after the date of this Agreement at with diligence and in good faith to satisfy any contingencies remaining unsatisfied from time to time, and to perform to obligations under this Agreement.

6.03. Survival of Representations and Warranties; Indemnification. The representations and warranties of the parties will be deemed to be continuing representations and warranties up to and including the Closing Date, with the same force and effect as though such representations and warranties had been made as of Closing. The representations and warranties of the parties will further survive the Closing, will not merge with any deed of conveyance, and will be continuing commitments and obligations of the parties hereto following the Closing Date, subject to any applicable statutes of limitations. Seller and Buyer agree to reimburse and indemnify each other (and Seller's and Buyer's employees, agents, successors and assigns) from and against all liability, damages and losses whatsoever, including reasonable attorney's fees and court costs resulting from an misrepresentation, breach of warranty, or breach of covenant made by the indemnifying party in this Agreement or in any document certificate or exhibit given or delivered to the other pursuant to this Agreement.

## **ARTICLE VII POSSESSION**

7.01. Buyer shall have the right to occupy and possess the Property following the Closing.

## **ARTICLE VIII BROKERS**

8.01. Brokers. The Parties agree that there have been no Brokers involved in the sale of this Property.

8.02. Survival. The representations and warranties of Seller and Buyer, and their agreements contained in this Article VII, will survive the Closing or other termination of this Agreement.

## **ARTICLE IX MISCELLANEOUS**

9.01. Fees and Expenses. All costs, fees and expenses, including reasonable attorneys' fees, and court costs, incurred by a non-defaulting party as a result of the default of the other party will be paid by the defaulting party.

9.02. Notices. Any notice required or permitted to be given under this Agreement will be in writing and will be deemed to have been given when delivered personally, or on the date deposited in the United States mail, registered or certified mail, postage pre-paid, return receipt requested, and addressed as follows:

If to Seller:      Village of Bensenville  
                          12 South Center Street  
                          Bensenville, IL 60106  
                          Attn: Village Manager  
                          Fax: (630) 594-1105

With copy to: Patrick K. Bond  
                          Bond, Dickson & Associates, P.C.  
                          400 S. Knoll Street , Unit C  
                          Wheaton, Illinois, 60187  
                          Fax: (630) 681-1020

If to Buyer:      Acura, Inc.  
                          Domenico Digioia, President  
                          556 County Line Road  
                          Bensenville, Illinois 60106

or to such other address as a party may from time to time specify in writing to the other parties in

accordance with the terms hereof.

9.03. Amendment. This Agreement cannot be amended or terminated except by written instrument signed by all the parties hereto.

9.04. Waiver. No failure by Seller or Buyer to insist upon the strict performance of any covenant, duty, agreement or condition of this Agreement, or to exercise any right or remedy upon a breach thereof, will constitute as waiver thereof. Any party hereto, by notice to the other parties, may, but will be under no obligation to, waive any of its rights or any condition to its obligations hereunder, or any duty, obligation or covenant of the other parties hereto. No waiver will affect or alter any other covenant, agreement, terms or conditions of this Agreement, all of which shall continue in full force and effect.

9.05 Captions. The captions of this Agreement are for convenience and reference only and in no way define, limit or describe the scope or intent of this Agreement.

9.06 Governing Law. This Agreement has been entered into in the State of Illinois and will be interpreted under and governed by the laws of the State of Illinois.

9.07. Assignment. Seller may not assign this Agreement, or any of Seller's rights or duties hereunder without first obtaining Buyer's written consent, which Buyer may withhold in its absolute discretion.

9.08. Binding Effect. Without limiting the provisions of Section 9.07, this Agreement will bind and inure to the benefit of the parties hereto and their respective successors and assigns.

9.09. Prior Agreements. This Agreement (including the exhibits attached hereto) is the entire agreement between Seller and Buyer and supersedes in its entirety all prior agreements and understandings relating to the Property. The Exhibits attached hereto are a material part of this Agreement.

9.10. Time of the Essence. Time is of the essence of the performance of each of the obligations of Seller and Buyer.

9.11. Execution of Multiple Counter-parts. The parties agree that this Purchase and Sale Agreement may be executed in multiple counter-parts, each part to be deemed a completed agreement upon execution of the parties hereto.

IN WITNESS WHEREOF, the parties have signed this Agreement on the date first above written.

SELLER:

VILLAGE OF BENSENVILLE

By: \_\_\_\_\_  
Michael Cassady, Village Manager

ATTEST:

---

JoEllen Ridder, Village Clerk

BUYER:

ACURA INC.

By: \_\_\_\_\_  
Domenico Digioia, President

---

Title: President

ATTEST:

---

Secretary

F:\PKB\Bensenville\540 S. County Line Road\Purchase and Sale Agreement\Purchase and Sale Agreement.doc

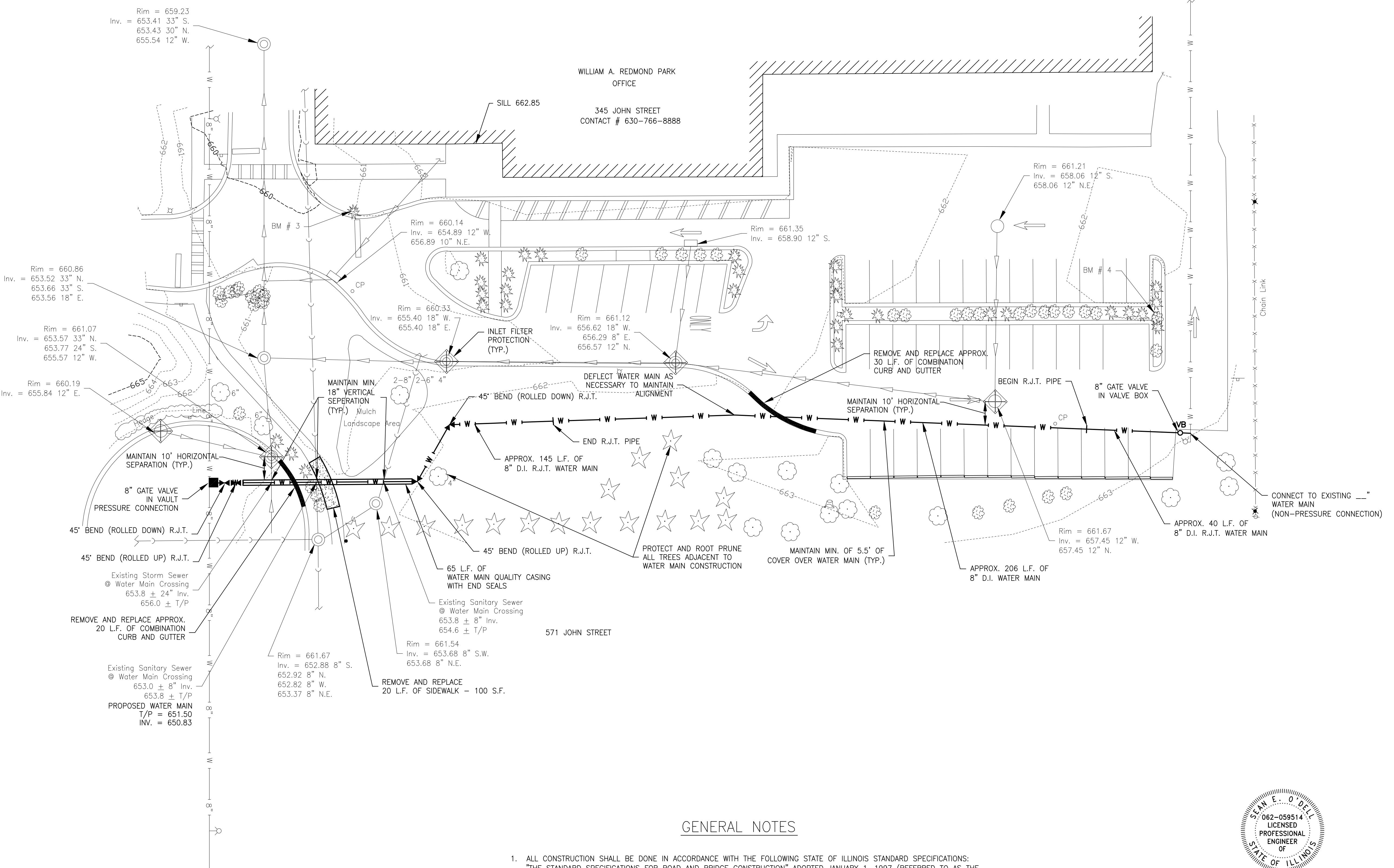
**EXHIBIT A**

**Property Address:** Approximately 540 South County Line Road, Bensenville, Illinois

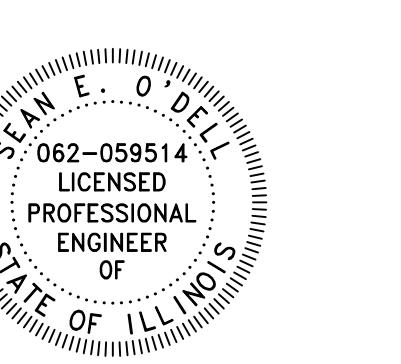
**Property Index No.:** 03-24-209-013

**Lot Size:** 120' x 350'

**Legal Description:** Lot 3 in Block 4 in Bensenville Farms, being a subdivision in section 24, Township 40 North, Range 11, East of the Third Principal Meridian, according to the Plat thereof recorded November 7, 1923 as Document 171311, in DuPage County, Illinois.



LICENSE EXPIRES 11-30-2011  
PROJECT MANAGER



SHEET TITLE

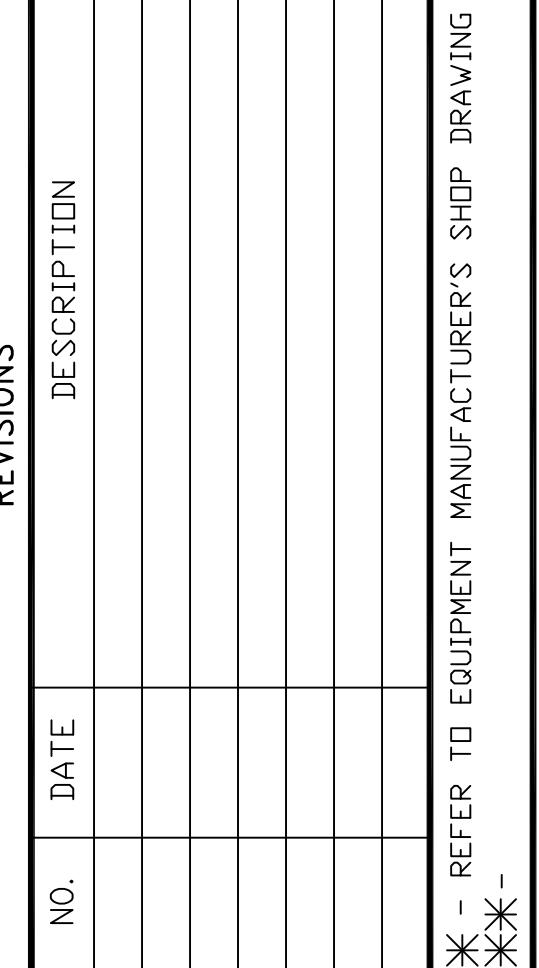
SITE PLAN

1 OF 3



SCALE: 1" = 20'

CONSULTANTS



PLAN SHEET DESIGNATION  
COVER  
G - GENERAL  
H - HAZARDOUS MATERIALS  
C - CIVIL  
L - LANDSCAPE  
S - STRUCTURAL  
A - ARCHITECTURAL  
I - INSTRUMENTATION  
Q - EQUIPMENT  
F - FIRE PROTECTION  
P - PLUMBING  
M - MECHANICAL  
E - ELECTRICAL  
T - TELECOMMUNICATIONS  
R - RESOURCE

PROJECT NO: 100565.00  
SCALE: AS NOTED  
DRAWING DATE: 9-30-10  
DESIGNED BY: SEO  
DRAWN BY: TJB  
CHECKED BY: SEO

CLIENT

VILLAGE OF BENSENVILLE,  
ILLINOIS

EDGE WATER MAIN  
IMPROVEMENTS

5 NOT FOR BIDDING





**TYPE:** Ordinance      **SUBMITTED BY:** Tim Sloth      **DATE:** December 14, 2010

**DESCRIPTION:** An ordinance adopting the annual budget for the Village of Bensenville for the fiscal year commencing January 1, 2011 and ending December 31, 2011.

**SUPPORTS THE FOLLOWING APPLICABLE VILLAGE GOALS:**

*Financially Sound Village*  
 *Quality Customer Oriented Services*  
 *Safe and Beautiful Village*

*Enrich the lives of Residents*  
 *Major Business/Corporate Center*  
 *Vibrant Major Corridors*

**COMMITTEE ACTION:** The Board has participated in 3 budget workshop sessions and one Public Hearing.

**DATE:** 11/2, 11/9, 11/16, 12/7

**BACKGROUND:** Per the Budget Act under which the Village functions, the annual budget must be adopted before the commencement of the Fiscal Year. As such the 2011 Budget needs to be approved by the Village Board by December 31, 2010. As part of this process the Village is required to hold a Public Hearing to take public comment on the proposed budget. This public hearing was held on December 7, 2010. The Board is being asked to approve an ordinance adopting the 2011 budget.

The 2011 proposed budget totals \$69,897,143 of which \$26,242,756 is operating expenditures, \$36,845,217 is capital expenditures and \$6,809,170 is debt service. Total budgeted revenues equal \$68,427,143.

**Revenue & Expenditure Summary - FY 2009 Actual through FY 2011 Budget**

	<b>FY 2009 Actual</b>	<b>FY 2010 Budget</b>	<b>FY 2010 Projected Actual</b>	<b>FY 2010 Calendar Budget</b>	<b>FY 2011 Budget</b>
Total Revenues (Net of Transfers)	36,308,819	68,307,733	67,358,977	43,352,507	68,427,143
Total Expenditures	40,478,686	70,854,287	63,682,294	46,733,033	69,897,143
Revenues over (under) Expenditure	(4,169,867)	(2,546,554)	3,676,683	(3,380,526)	(1,470,000)

The budget is balanced in that operating expenditures are supported by operating revenues and do not rely on any debt service or any one-time revenue sources. The planned use of cash of \$1,470,000 is due to the use of \$1.2 million in industrial surcharge funds accumulated in prior years for capital water infrastructure projects. Additionally, \$270,000 of capital items budgeted in 2011 are carryovers from 2010.

**KEY ISSUES:** The Village is required to approve an annual budget prior to commencing of the fiscal year (January 1, 2011).

**RECOMMENDATION:** Approval of the Ordinance.

**BUDGET IMPACT:** The total 2011 proposed budget is \$69,897,143. No impact to the 2010 budget.

**ACTION REQUIRED:** Approval of an Ordinance adopting the annual budget for the Village of Bensenville for the fiscal year commencing January 1, 2011 and ending December 31, 2011.

**ORDINACE NO. \_\_\_\_\_**

**AN ORDINANCE ADOPTING THE ANNUAL BUDGET FOR THE VILLAGE OF  
BENSENVILLE FOR THE FISCAL YEAR COMMENCING JANUARY 1, 2011 AND  
ENDING DECEMBER 31, 2011**

**WHEREAS**, the Village of Bensenville, DuPage and Cook Counties, Illinois has heretofore adopted the annual budget procedure provided for in 65 ILCS 5/8-2-9.1 through and including 65 ILCS 5/8-2-9.10; and

**WHEREAS**, the tentative annual budget for the fiscal year commencing on January 1, 2011 and ending on December 31, 2011 was made conveniently available for public inspection for a period of ten (10) days prior to the date hereof; and

**WHEREAS**, notice of a public hearing was duly published in a newspaper of general circulation within the Village as provided by statute; and

**WHEREAS**, in accordance with the statutes made and provided therefore, the Village held a public hearing on said budget on December 7, 2010.

**NOW, THEREFORE, BE IT ORDAINED** by the President and Board of Trustees of the Village of Bensenville, Counties of DuPage and Cook, Illinois, as follows:

**SECTION ONE:** The document titled Village of Bensenville 2011 Budget Final, attached hereto and incorporated herein as Exhibit "A", is the Annual Budget for the fiscal year ending December 31, 2011 and the same is hereby passed and adopted.

**SECTION TWO:** This Ordinance shall be in full force and take effect upon its passage, approval and publication in pamphlet form, as provided by law.

**SECTION THREE:** the Village Clerk is directed to transmit certified copies of this ordinance to the Clerks of DuPage and Cook Counties.

**PASSED AND APPROVED** by the President and Board of Trustees at the Village of Bensenville, this 14<sup>th</sup> day of December, 2010.

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Frank Soto, Village President

**ATTEST:**

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JoEllen Ridder, Village Clerk

**AYES:** \_\_\_\_\_

**NAYS:** \_\_\_\_\_

**ABSENT:** \_\_\_\_\_

**Village of Bensenville 2011 Budget Final**  
**Revenue Estimate by Fund, FY 2009 Actual through FY 2011 Budget**

Appemdx A

	FY 2009 5/01/08-04/30/09	FY 2010 5/01/09- 12/31/10	FY 2010 5/01/09- 12/31/10	CY 2010 1/01/10-12/31/10	FY 2011 1/1/11 - 12/31/11
	Actual	Budget	Projected	Budget	Budget
<b>General Fund Revenues</b>					
<b>Property Taxes</b>					
Corporate	\$3,012,367	\$4,024,000	\$3,842,052	\$2,024,000	\$2,026,000
IMRF	128,476	403,715	407,369	212,000	212,000
Police Protection	122,312	1,256,000	1,861,250	1,037,000	1,037,000
Police Pension	131,959	1,196,000	488,807	296,000	296,000
Tort Judgment/Liability	362,576	568,355	544,238	271,000	271,000
FICA	158,943	473,515	478,183	247,000	247,000
Workers Compensation	200,488	377,000	357,762	193,000	193,000
Road & Bridge	0	400,000	412,789	200,000	200,000
<b>Total Property Taxes</b>	<b>\$4,117,121</b>	<b>\$8,698,585</b>	<b>\$8,392,450</b>	<b>\$4,480,000</b>	<b>\$4,482,000</b>
<b>Taxes</b>					
Utility Tax - Electric	\$1,738,613	\$2,460,956	\$2,346,121	\$1,560,000	\$1,025,000
Utility Tax - Natural Gas	0	0	0	0	340,000
Replacement Tax	187,332	260,000	264,730	156,000	172,500
Hotel/Motel Tax	63,467	96,569	0	60,000	57,000
Village Amusement	98,901	156,775	115,074	100,000	85,000
Telecommunications Tax	1,570,948	2,543,798	2,552,632	1,560,000	1,450,000
<b>Total Taxes</b>	<b>\$3,659,261</b>	<b>\$5,518,098</b>	<b>\$5,278,557</b>	<b>\$3,436,000</b>	<b>\$3,129,500</b>
<b>Intergovernmental</b>					
Auto Rental Tax	\$6,376	\$8,212	\$133,858	\$4,800	\$1,422,500
Income Taxes	1,823,220	2,587,665	2,339,908	1,594,311	1,650,000
State Use Tax	293,858	413,921	395,615	248,436	250,000
Sales Tax - General Fund	4,155,103	6,370,312	6,350,000	3,911,312	3,850,000
Operating Grants - St - Admin	105,337	0	37,116	0	0
Operating Grants - Pace	0	73,775	68,337	42,000	35,000
Capital Grants Federal Admin	120	0	3,447	0	0
Grant (ISBE Nutrition Program)	0	24,624	0	24,624	0
Chicago Reimbursement	0	50,000	49,470	50,000	0
Motor Fuel Tax Allotment (MFT Transfer)	0	876,802	876,800	529,997	515,000
O'Hare Settlement Proceeds (In Lieu of charges to UT)	0	1,000,000	1,000,000	1,000,000	0
<b>Total Intergovernmental</b>	<b>\$6,384,014</b>	<b>\$11,405,311</b>	<b>\$11,254,551</b>	<b>\$7,405,480</b>	<b>\$7,722,500</b>
<b>Licenses &amp; Permits</b>					
Business Licenses	\$245,540	\$460,065	\$450,000	\$245,400	\$170,000
Liquor Licenses	48,700	94,858	75,000	48,700	60,000
Dog Licenses	206	138	1,006	0	850
Vehicle Stickers	457,453	335,732	374,358	0	0
Truck Weight Permits	0	0	0	0	5,000
Building Permits - DuPage	521,159	676,381	560,000	408,000	325,000
Building Permits - Cook	0	0	0	0	0
<b>Total Licenses &amp; Permits</b>	<b>\$1,273,058</b>	<b>\$1,567,174</b>	<b>\$1,460,364</b>	<b>\$702,100</b>	<b>\$560,850</b>
<b>Fines &amp; Forfeits</b>					
Fines - Traffic Enforcement	\$476,370	\$380,782	\$518,725	\$125,000	\$275,000
Fines - False Alarms	2,507	40,505	535	25,000	25,000
Fines - Parking	0	225,000	0	225,000	0
Fines Red-light Violations	0	330,000	202,786	330,000	552,000
Fines - PD - Misc.	234	155	373	0	250
Fines - Code Enforcement	19,155	350	1,075	0	500
<b>Total Fines &amp; Forfeits</b>	<b>\$498,266</b>	<b>\$976,792</b>	<b>\$723,494</b>	<b>\$705,000</b>	<b>\$852,750</b>
<b>Charges for Services</b>					
Return Checks Fees	\$225	\$105	\$189	\$0	\$250
Basset/Report/Misc. Fees	3,947	11,822	19,874	0	12,000
Reim. Exp - Police Services	83,515	80,773	82,954	42,000	80,000
Reim. Exp - Police Training	0	0	0	0	0
Downtown Parking Fees	6,118	643	1,500	0	1,200
Auto Towing Fees	106,000	155,000	160,000	102,000	110,000
Reim Exp - Fire Services	660	0	0	0	0
Dial-A-Bus Fares	0	19,711	17,805	12,000	12,500
Engineering Review & Inspection Fees	16,500	10,000	0	10,000	10,000
Zoning Hearing Fees	3,075	27,750	32,895	6,000	30,000
Maps/Codes/Plan Reviews	40	1,095	1,226	0	500
Sign Permit Fees	8,185	14,531	15,219	6,000	8,500
Elevator Inspection Fees	7,809	10,400	9,553	5,500	6,500
Alarm Connect/Pump Fees	4,400	3,860	20,185	0	13,450
Smoke Detectors	2,219	1,532	3,053	0	1,500
Reim Exp-Code Enforcement	1,295	0	0	0	0
Inspection Fee Zoning	3,600	0	150	0	0
Inspection Fee Rental Units	84,258	113,148	103,817	72,000	72,000
Inspection Fee Real Estate Trsf	6,363	11,305	13,311	6,000	8,000
Recreation Fees - Redmond	136,939	119,011	240,885	110,000	110,000
Miscellaneous Revenue - Redmond	498	1,702	42,205	0	2,000
Rink Revenue - Ice Rental	1,771,267	2,970,058	3,002,040	1,800,000	1,811,705
Rink Revenue - Party Room Rental	13,729	12,100	4,565	12,000	1,000
Rink Revenue - Skate Rental	7,113	9,217	41,837	7,000	8,500
Rink Revenue - Public Skating	9,416	18,748	29,757	9,400	16,500

**Village of Bensenville 2011 Budget Final**  
**Revenue Estimate by Fund, FY 2009 Actual through FY 2011 Budget**

Appemdx A

	<b>FY 2009</b> 5/01/08-04/30/09	<b>FY 2010</b> 5/01/09- 12/31/10	<b>FY 2010</b> 5/01/09- 12/31/10	<b>CY 2010</b> 1/01/10-12/31/10	<b>FY 2011</b> 1/1/11 - 12/31/11
	<b>Actual</b>	<b>Budget</b>	<b>Projected</b>	<b>Budget</b>	<b>Budget</b>
Rink Revenue - Hockey School	63,192	68,124	190,822	54,000	0
Rink Revenue - Figure Skating	143,432	239,624	118,275	143,000	145,000
Rink Revenue - Ice Shows	61	2,432	9,446	0	0
Rink Revenue - Rate Hockey	0	1,134	38,540	0	23,000
Rink Revenue - Adult Leagues	2,626	608	762	0	0
Steel Sponsorship Revenue	156,843	0	0	0	0
Rink Rev Sponsorship/Promotional	16,399	33,399	17,232	16,399	16,000
Aquatic Center	55,096	75,333	82,643	50,000	70,000
Pro Shop Merchandise	45,037	106,244	77,028	75,000	50,000
Ice Rink Concessions	185,283	293,676	241,607	200,000	200,000
Concession Stand - Vending Commission	11,242	21,553	15,984	12,000	5,000
Movie Theatre Admission Sales	36,742	73,307	67,497	46,500	43,000
Rental Premier Sports/PRV.ACLRN	12,888	0	0	0	0
Double Feature Shop Food Sales	64,988	110,446	107,567	60,000	63,000
Miscellaneous Charges	78,108	80,942	18,742	60,000	25,000
Miscellaneous Reimbursement	0	6,200	211,877	0	25,000
Teen Center Contributions	0	6,000	0	6,000	5,000
Franchise Fees Cable	74,594	284,625	368,615	143,232	170,000
Interfund Charges - UT	0	0	0	0	0
<b>Total Charges for Services</b>	<b>\$3,223,702</b>	<b>\$4,996,158</b>	<b>\$5,409,657</b>	<b>\$3,066,031</b>	<b>\$3,156,105</b>
<b>Investment Income</b>					
Interest Income	\$53,264	\$153,468	\$48,968	\$150,000	\$25,000
Interest on Investments	8,090	1,429	1,106	500	25,000
Interest - Property Tax Corp	0	0	112	0	100
Interest - Property Tax IMRF	17	8	22	0	25
Interest - Property Tax FICA	25	10	25	0	25
Interest - Property Tax PD Protection	0	0	98	0	50
Interest - Property Tax Tort	0	0	29	0	25
Interest - Property Tax Work Comp	0	0	19	0	20
Interest - Property Tax RD & BRDG	0	0	19	0	10
<b>Total Investment Income</b>	<b>\$61,396</b>	<b>\$154,915</b>	<b>\$50,398</b>	<b>\$150,500</b>	<b>\$50,255</b>
<b>Other Revenues</b>					
Reimburse Expenditures - General	\$51	\$15,000	\$0	\$0	\$10,000
Liability Insurance Claim Reimbursement	84,504	50,000	15,000	50,000	5,000
Local Government Rebates	0	0	0	0	20,000
Program Contributions	0	0	0	0	1,500
Comm Serv - Program Contrib.	0	0	0	0	10,000
Miscellaneous	0	0	0	0	350
Revenue Over and Short	(2,052)	(2,587)	(3,002)	0	2,000
<b>Total Other Revenues</b>	<b>\$82,503</b>	<b>\$62,413</b>	<b>\$11,998</b>	<b>\$50,000</b>	<b>\$48,850</b>
<b>Interfund Transfers In</b>					
Transfer from CIP	1,795,000	0	0	0	0
Transfer from Utility Fund	781,200	596,666	596,666	0	830,000
Transfer from Recycling & Refuse	81,000	135,000	135,000	81,000	30,000
Transfer from Dial A Bus	200,500	0	0	0	0
Transfer from TORT	0	0	0	0	0
Transfer from Insurance	0	0	0	0	0
Transfer from Refunding Series 2002A	0	155,805	155,805	93,483	0
Transfer from Commuter Parking	0	64,133	64,133	41,000	0
<b>Total Interfund Transfers In</b>	<b>\$2,857,700</b>	<b>\$951,604</b>	<b>\$951,604</b>	<b>\$215,483</b>	<b>\$860,000</b>
<b>Sub Total General Fund</b>	<b>\$22,157,021</b>	<b>\$34,331,050</b>	<b>\$33,533,073</b>	<b>\$20,210,594</b>	<b>\$20,862,810</b>
<b>Interfund Transfers Out</b>					
Transfer to Debt Svc for EDGE	(\$2,243,784)	(\$2,034,038)	(\$2,034,038)	(\$793,947)	(\$358,263)
TR to Debt Svc-Edge (Net Skating Rev)	0	(406,000)	(406,000)	(406,000)	0
Transfer to Stormwater	0	(159,942)	(159,942)	(75,489)	0
Transfer to CIP	0	0	0	0	(144,025)
Transfer to Dial A Bus	(200,500)	0	0	0	0
Transfer to Insurance	0	0	0	0	0
Transfer to Debt (MFT)	0	(740,846)	(740,846)	(370,936)	(370,975)
Transfer to Debt Service	(1,665,794)	(3,145,429)	(3,145,429)	(1,566,713)	(1,776,200)
<b>Total Interfund Transfers Out</b>	<b>(\$4,110,078)</b>	<b>(\$6,486,255)</b>	<b>(\$6,486,255)</b>	<b>(\$3,213,085)</b>	<b>(\$2,649,463)</b>
<b>Total General Funds</b>	<b>\$18,046,943</b>	<b>\$27,844,795</b>	<b>\$27,046,818</b>	<b>\$16,997,509</b>	<b>\$18,213,347</b>
<b>Pace Fund</b>					
<b>Intergovernmental</b>					
Operating Grants - PACE	\$60,102	\$0	\$0	\$0	\$0
Total Intergovernmental	<b>\$60,102</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Charges for Services</b>					
Dial - A - Bus Fares	13,547	\$0	0	\$0	\$0
<b>Total Charges for Services</b>	<b>\$13,547</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Total Pace Fund</b>	<b>\$73,649</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**Village of Bensenville 2011 Budget Final**  
**Revenue Estimate by Fund, FY 2009 Actual through FY 2011 Budget**

Appemdix A

	FY 2009 5/01/08-04/30/09 Actual	FY 2010 5/01/09- 12/31/10 Budget	FY 2010 5/01/09- 12/31/10 Projected	CY 2010 1/01/10-12/31/10 Budget	FY 2011 1/1/11 - 12/31/11 Budget
<b>Motor Fuel Tax Fund</b>					
<b>Charges for Services</b>					
Miscellaneous Charges	\$12,594	\$0	\$0	\$0	\$0
<b>Total Charges for Services</b>	<b>\$12,594</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Interfund Transfers</b>					
Transfer to Debt Service (FY 2009 & Original Budget 2010); Transfer to General (Amended 2010)	(\$362,743)	(\$876,802)	(\$876,802)	(\$529,997)	\$0
<b>Total Interfund Transfers</b>	<b>(\$362,743)</b>	<b>(\$876,802)</b>	<b>(\$876,802)</b>	<b>(\$529,997)</b>	<b>\$0</b>
<b>Intergovernmental</b>					
Motor Fuel Tax Allotment	\$540,251	\$876,802	\$876,802	\$529,997	\$0
<b>Total Intergovernmental</b>	<b>\$540,251</b>	<b>\$876,802</b>	<b>\$876,802</b>	<b>\$529,997</b>	<b>\$0</b>
<b>Investment Income</b>					
Interest on Investments	\$2,527	\$0	\$0	\$0	\$0
<b>Total Investment Income</b>	<b>\$2,527</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Total Motor Fuel Fund</b>	<b>\$192,629</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Capital Improvement Fund</b>					
<b>Licenses &amp; Permits</b>					
Vehicle Stickers	\$0	\$375,000	\$427,699	\$375,000	\$400,000
<b>Total Licenses &amp; Permits</b>	<b>\$0</b>	<b>\$375,000</b>	<b>\$427,699</b>	<b>\$375,000</b>	<b>\$400,000</b>
<b>Intergovernmental</b>					
Operating Grants - Pace	\$0	\$0	\$49,101	\$0	\$0
Capital Grants - Federal	0	46,000	46,000	46,000	26,500
Capital Grants - Federal - CED	0	0	0	0	750,000
FAA Grant	0	800,000	0	800,000	800,000
RTA Grant	0	100,000	100,000	100,000	0
DuPage County - Accessibility Grant	0	26,400	26,400	26,400	0
Chicago O'Hare Settlement Proceeds	0	1,000,000	1,000,000	1,000,000	0
<b>Total Intergovernmental</b>	<b>\$0</b>	<b>\$1,972,400</b>	<b>\$1,221,501</b>	<b>\$1,972,400</b>	<b>\$1,576,500</b>
<b>Investment Income</b>					
Interest on Investments	\$68,974	\$4,935	\$6,446	\$0	\$5,000
<b>Total Investment Income</b>	<b>\$68,974</b>	<b>\$4,935</b>	<b>\$6,446</b>	<b>\$0</b>	<b>\$5,000</b>
<b>Other Taxes</b>					
Sales Tax	\$3,124,936	\$4,620,000	\$4,000,000	\$2,723,000	\$2,700,000
Proceeds from TIF 1 distributed surplus	0	132,140	132,140	132,140	0
<b>Total Other Taxes</b>	<b>\$3,124,936</b>	<b>\$4,752,140</b>	<b>\$4,132,140</b>	<b>\$2,855,140</b>	<b>\$2,700,000</b>
<b>Interfund Transfer Out</b>					
Transfer to General Fund	(\$1,795,000)	\$0	\$0	\$0	\$0
Transfer to Utility (Storm Capital)	0	(930,840)	0	(930,840)	(760,000)
Transfer to Debt Service (EDGE)	0	(660,189)	0	(660,189)	(909,235)
Transfer to Debt Service	0	(267,276)	0	(267,276)	0
<b>Total Interfund Transfer Out</b>	<b>(\$1,795,000)</b>	<b>(\$1,858,305)</b>	<b>\$0</b>	<b>(\$1,858,305)</b>	<b>(\$1,669,235)</b>
<b>Interfund Transfers In</b>					
Transfer from General Fund	\$0	\$0	\$0	\$0	\$144,025
W&S Road Restoration & Equip.	\$0	\$409,850	\$409,850	\$409,850	\$0
<b>Total Interfund Transfers In</b>	<b>\$0</b>	<b>\$409,850</b>	<b>\$409,850</b>	<b>\$409,850</b>	<b>\$144,025</b>
<b>Interfund Advances - Out</b>					
Advance to TIF 4	\$0	(\$226,000)	(\$226,000)	(\$186,000)	(\$399,550)
Advance to TIF 7	0	(357,000)	(357,000)	(185,000)	(195,285)
Advance to TIF 11	0	(209,000)	(209,000)	(106,000)	(133,395)
<b>Total Interfund Advances</b>	<b>\$0</b>	<b>(\$792,000)</b>	<b>(\$792,000)</b>	<b>(\$477,000)</b>	<b>(\$728,230)</b>
<b>Total Capital Improvement Fund</b>	<b>\$1,398,910</b>	<b>\$4,864,020</b>	<b>\$5,405,636</b>	<b>\$3,277,085</b>	<b>\$2,428,060</b>
<b>SSA #2</b>					
<b>Property Tax</b>					
Property Tax	\$22,637	\$44,400	\$42,897	\$22,000	\$0
<b>Total Property Tax</b>	<b>\$22,637</b>	<b>\$44,400</b>	<b>\$42,897</b>	<b>\$22,000</b>	<b>\$0</b>
<b>Interfund Transfers</b>					
Transfer to Debt Service 374 Acct	(\$21,000)	\$0	\$0	\$0	\$0
<b>Total Interfund Transfers</b>	<b>(\$21,000)</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Investment Income</b>					
Interest on Investments	\$14	\$1	\$2	\$0	\$0

**Village of Bensenville 2011 Budget Final**  
**Revenue Estimate by Fund, FY 2009 Actual through FY 2011 Budget**

Appemdix A

	FY 2009 5/01/08-04/30/09 Actual	FY 2010 5/01/09- 12/31/10 Budget	FY 2010 5/01/09- 12/31/10 Projected	CY 2010 1/01/10-12/31/10 Budget	FY 2011 1/1/11 - 12/31/11 Budget
<b>Total Investment Income</b>	\$14	\$1	\$2	\$0	\$0
<b>Total SSA #2</b>	<b>\$1,651</b>	<b>\$44,401</b>	<b>\$42,899</b>	<b>\$22,000</b>	<b>\$0</b>
<b>SSA #3</b>					
<b>Property Tax</b>					
Property Tax	\$0	\$0	\$0	\$0	\$36,556
<b>Total Property Tax</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$36,556</b>
<b>Other Funding Sources</b>					
Proceeds from Debt	\$0	\$0	\$0	\$0	\$664,757
<b>Total Other Funding Sources</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$664,757</b>
<b>Total SSA #3</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$701,313</b>
<b>SSA #4</b>					
<b>Property Tax</b>					
Property Tax	\$0	\$0	\$0	\$0	\$157,640
<b>Total Property Tax</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$157,640</b>
<b>Other Funding Sources</b>					
Proceeds from Debt	\$0	\$0	\$0	\$0	\$2,866,613
<b>Total Other Funding Sources</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$2,866,613</b>
<b>Total SSA #4</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$3,024,253</b>
<b>SSA #5</b>					
<b>Property Tax</b>					
Property Tax	\$0	\$0	\$0	\$0	\$11,015
<b>Total Property Tax</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$11,015</b>
<b>Other Funding Sources</b>					
Proceeds from Debt	\$0	\$0	\$0	\$0	\$200,300
<b>Total Other Funding Sources</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$200,300</b>
<b>Total SSA #5</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$211,315</b>
<b>SSA #6</b>					
<b>Property Tax</b>					
Property Tax	\$0	\$0	\$0	\$0	\$107,017
<b>Total Property Tax</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$107,017</b>
<b>Other Funding Sources</b>					
Proceeds from Debt	\$0	\$0	\$0	\$0	\$1,946,053
<b>Total Other Funding Sources</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$1,946,053</b>
<b>Total SSA #6</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$2,053,070</b>
<b>SSA #7</b>					
<b>Property Tax</b>					
Property Tax	\$0	\$0	\$0	\$0	\$55,055
<b>Total Property Tax</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$55,055</b>
<b>Other Funding Sources</b>					
Proceeds from Debt	\$0	\$0	\$0	\$0	\$1,001,145
<b>Total Other Funding Sources</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$1,001,145</b>
<b>Total SSA #7</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$1,056,200</b>
<b>SSA #8</b>					
<b>Property Tax</b>					
Property Tax	\$0	\$0	\$0	\$0	\$28,730
<b>Total Property Tax</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$28,730</b>
<b>Other Funding Sources</b>					
Proceeds from Debt	\$0	\$0	\$0	\$0	\$522,434
<b>Total Other Funding Sources</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$522,434</b>
<b>Total SSA #8</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$551,164</b>
<b>SSA #9</b>					
<b>Property Tax</b>					

**Village of Bensenville 2011 Budget Final**  
**Revenue Estimate by Fund, FY 2009 Actual through FY 2011 Budget**

Appemdix A

	FY 2009 5/01/08-04/30/09 Actual	FY 2010 5/01/09- 12/31/10 Budget	FY 2010 5/01/09- 12/31/10 Projected	CY 2010 1/01/10-12/31/10 Budget	FY 2011 1/1/11 - 12/31/11 Budget
Property Tax	\$0	\$0	\$0	\$0	\$208,160
<b>Total Property Tax</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$208,160</b>
<b>Other Funding Sources</b>					
Proceeds from Debt	\$0	\$0	\$0	\$0	\$3,785,335
<b>Total Other Funding Sources</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$3,785,335</b>
<b>Total SSA #9</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$3,993,495</b>
<b>Total SSA Revenue</b>	<b>\$1,651</b>	<b>\$44,401</b>	<b>\$42,899</b>	<b>\$22,000</b>	<b>\$11,590,810</b>

<b>TIF #1 Town Center</b>					
<b>Property Tax</b>					
Property Tax	\$1,301,413	\$1,438,527	\$1,389,354	\$0	\$0
<b>Total Property Tax</b>	<b>\$1,301,413</b>	<b>\$1,438,527</b>	<b>\$1,389,354</b>	<b>\$0</b>	<b>\$0</b>
<b>Other Revenues</b>					
Other Revenue	\$9,674	\$0	\$136,469	\$0	\$0
<b>Total Other Revenues</b>	<b>\$9,674</b>	<b>\$0</b>	<b>\$136,469</b>	<b>\$0</b>	<b>\$0</b>
<b>Interfund Transfers</b>					
Transfer to Debt Service	(\$923,006)	\$0	\$0	\$0	\$0
<b>Total Interfund Transfer</b>	<b>(\$923,006)</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Investment Income</b>					
Interest on Investments	\$24,100	\$13,269	\$13,298	\$0	\$0
<b>Total Investment Income</b>	<b>\$24,100</b>	<b>\$13,269</b>	<b>\$13,298</b>	<b>\$0</b>	<b>\$0</b>
<b>Total TIF #1</b>	<b>\$412,181</b>	<b>\$1,451,796</b>	<b>\$1,539,121</b>	<b>\$0</b>	<b>\$0</b>

<b>TIF # 2 O'Hare Cargo</b>					
<b>Intergovernmental</b>					
Chicago O'Hare Settlement Proceeds	\$0	\$350	\$350	\$350	\$0
<b>Total Intergovernmental</b>	<b>\$0</b>	<b>\$350</b>	<b>\$350</b>	<b>\$350</b>	<b>\$0</b>
<b>Total TIF #2</b>	<b>\$0</b>	<b>\$350</b>	<b>\$350</b>	<b>\$350</b>	<b>\$0</b>

<b>TIF #4 Grand Ave/Sexton Parcel</b>					
<b>Property Tax</b>					
Property Tax	\$48,985	\$98,880	\$157,150	\$49,087	\$66,050
<b>Total Property Tax</b>	<b>\$48,985</b>	<b>\$98,880</b>	<b>\$157,150</b>	<b>\$49,087</b>	<b>\$66,050</b>
<b>Interfund Advances In</b>					
Advance from Cap Proj. Fund	\$0	\$0	\$0	\$0	\$399,550
<b>Total Advances In</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$399,550</b>
<b>Interfund Transfers</b>					
Transfer to Debt Service	(\$97,969)	\$0	\$0	\$0	\$0
<b>Total Interfund Transfer</b>	<b>(\$97,969)</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Investment Income</b>					
Interest on Investments	\$62	\$1	\$3	\$0	\$1
<b>Total Investments</b>	<b>\$62</b>	<b>\$1</b>	<b>\$3</b>	<b>\$0</b>	<b>\$1</b>
<b>Total TIF 4</b>	<b>(\$48,922)</b>	<b>\$98,881</b>	<b>\$157,153</b>	<b>\$49,087</b>	<b>\$465,601</b>

<b>TIF #5 Heritage Square</b>					
<b>Property Tax</b>					
Property Tax	\$261,663	\$519,200	\$523,022	\$260,000	\$242,000
<b>Total Property Tax</b>	<b>\$261,663</b>	<b>\$519,200</b>	<b>\$523,022</b>	<b>\$260,000</b>	<b>\$242,000</b>
<b>Interfund Transfers</b>					
Transfer to Debt Service	(\$199,681)	\$0	\$0	\$0	\$0
<b>Total Interfund Transfer</b>	<b>(\$199,681)</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Investment Income</b>					
Interest on Investments	\$152	\$10	\$25	\$0	\$0
<b>Total Investments</b>	<b>\$152</b>	<b>\$10</b>	<b>\$25</b>	<b>\$0</b>	<b>\$0</b>
<b>Total TIF 5</b>	<b>\$62,134</b>	<b>\$519,210</b>	<b>\$523,047</b>	<b>\$260,000</b>	<b>\$242,000</b>
<b>TIF #6 RTE &amp; Thorndale</b>					

**Village of Bensenville 2011 Budget Final**  
**Revenue Estimate by Fund, FY 2009 Actual through FY 2011 Budget**

Appemdix A

	FY 2009 5/01/08-04/30/09 Actual	FY 2010 5/01/09- 12/31/10 Budget	FY 2010 5/01/09- 12/31/10 Projected	CY 2010 1/01/10-12/31/10 Budget	FY 2011 1/1/11 - 12/31/11 Budget
<b>Property Tax</b>					
Property Tax	\$272,926	\$615,000	\$576,581	\$307,500	\$250,000
<b>Total Property Tax</b>	<b>\$272,926</b>	<b>\$615,000</b>	<b>\$576,581</b>	<b>\$307,500</b>	<b>\$250,000</b>
<b>Investment Income</b>					
Interest on Investments	\$181	\$12	\$28	\$0	\$0
<b>Total Investments</b>	<b>\$181</b>	<b>\$12</b>	<b>\$28</b>	<b>\$0</b>	<b>\$0</b>
<b>Total TIF 6</b>	<b>\$273,107</b>	<b>\$615,012</b>	<b>\$576,609</b>	<b>\$307,500</b>	<b>\$250,000</b>
<b>TIF #7 Irving Park &amp; Church</b>					
<b>Property Tax</b>					
Property Tax	\$45,312	\$93,969	\$94,561	\$46,984	\$44,725
<b>Total Property Tax</b>	<b>\$45,312</b>	<b>\$93,969</b>	<b>\$94,561</b>	<b>\$46,984</b>	<b>\$44,725</b>
<b>Interfund Advances In</b>					
Advance from Cap Proj. Fund	\$0	\$0	\$0	\$0	\$195,285
<b>Total Advances In</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$195,285</b>
<b>Interfund Transfers</b>					
Transfer to Debt Service	\$0	\$0	\$0	\$0	\$0
<b>Total Interfund Transfer</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Investment Income</b>					
Interest on Investments	\$28	\$2	\$5	\$0	\$0
<b>Total Investments</b>	<b>\$28</b>	<b>\$2</b>	<b>\$5</b>	<b>\$0</b>	<b>\$0</b>
<b>Total TIF 7</b>	<b>\$45,340</b>	<b>\$93,971</b>	<b>\$94,566</b>	<b>\$46,984</b>	<b>\$240,010</b>
<b>TIF #11 Grand &amp; York</b>					
<b>Property Tax</b>					
Property Tax	\$32,392	\$71,712	\$57,878	\$35,856	\$20,680
<b>Total Property Tax</b>	<b>\$32,392</b>	<b>\$71,712</b>	<b>\$57,878</b>	<b>\$35,856</b>	<b>\$20,680</b>
<b>Interfund Advances In</b>					
Advance from Cap Proj. Fund	\$0	\$0	\$0	\$0	\$133,395
<b>Total Advances In</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$133,395</b>
<b>Interfund Transfers</b>					
Transfer to Debt Service	(\$26,255)	\$0	\$0	\$0	\$0
<b>Total Interfund Transfer</b>	<b>(\$26,255)</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>Investment Income</b>					
Interest on Investments	\$21	\$2	\$3	\$0	\$2
<b>Total Investments</b>	<b>\$21</b>	<b>\$2</b>	<b>\$3</b>	<b>\$0</b>	<b>\$2</b>
<b>Total TIF 11</b>	<b>\$6,158</b>	<b>\$71,714</b>	<b>\$57,881</b>	<b>\$35,856</b>	<b>\$154,077</b>
<b>TIF #12</b>					
<b>Intergovernmental</b>					
Chicago O'Hare Settlement Proceeds	\$0	\$16,814	\$16,814	\$16,814	\$0
<b>Total Intergovernmental</b>	<b>\$0</b>	<b>\$16,814</b>	<b>\$16,814</b>	<b>\$16,814</b>	<b>\$0</b>
<b>Total TIF #12</b>	<b>\$0</b>	<b>\$16,814</b>	<b>\$16,814</b>	<b>\$16,814</b>	<b>\$0</b>
<b>TIF #13</b>					
<b>Other Funding Sources</b>					
Proceeds from Debt	\$0	\$0	\$0	\$0	\$15,000,000
<b>Total Other Funding Sources</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$15,000,000</b>
<b>Total TIF #13</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$15,000,000</b>
<b>Total TIF Revenue</b>	<b>\$749,998</b>	<b>\$2,867,748</b>	<b>\$2,965,541</b>	<b>\$716,591</b>	<b>\$16,351,687</b>
<b>Debt Service Fund</b>					
<b>Property Tax</b>					
Property Tax	\$587,225	\$1,064,500	\$1,028,962	\$534,500	\$531,770
<b>Total Property Tax</b>	<b>\$587,225</b>	<b>\$1,064,500</b>	<b>\$1,028,962</b>	<b>\$534,500</b>	<b>\$531,770</b>

**Village of Bensenville 2011 Budget Final**  
**Revenue Estimate by Fund, FY 2009 Actual through FY 2011 Budget**

Appemdix A

	<b>FY 2009</b> 5/01/08-04/30/09	<b>FY 2010</b> 5/01/09- 12/31/10	<b>FY 2010</b> 5/01/09- 12/31/10	<b>CY 2010</b> 1/01/10-12/31/10	<b>FY 2011</b> 1/1/11 - 12/31/11
	<b>Actual</b>	<b>Budget</b>	<b>Projected</b>	<b>Budget</b>	<b>Budget</b>
<b>Other Funding Sources</b>					
Proceeds from Debt	\$275,000	\$0	\$32,946	\$0	\$0
Bond Proceeds - Premium/Discount	0	0	3,297	0	0
Bond Premium/Discount	0	0	0	0	0
<b>Total other Funding Sources</b>	<b>\$275,000</b>	<b>\$0</b>	<b>\$36,243</b>	<b>\$0</b>	<b>\$0</b>
<b>Investment Income</b>					
Interest on Investments	\$184	\$21	\$54	\$0	\$0
<b>Total Investment Income</b>	<b>\$184</b>	<b>\$21</b>	<b>\$54</b>	<b>\$0</b>	<b>\$0</b>
<b>Interfund Transfers In</b>					
Transfer from SSA #2	\$87,923	\$0	\$0	\$0	\$0
Transfer from TIF #1	923,006	0	0	0	0
Transfer from TIF #5	199,681	0	0	0	0
Transfer from TIF #7	0	0	0	0	0
Transfer from TIF #11	26,255	0	0	0	0
Transfer from CIP (EDGE Bonds)	0	660,189	660,189	660,189	358,263
Transfer from GF Rev Net Skating (EDGE Bot	0	406,000	406,000	406,000	0
Transfer from GF (EDGE Bonds)	0	793,947	793,947	793,947	0
Transfer from GF (MFT)	0	740,846	740,846	370,936	370,975
Transfer from Motor Fuel Fund	362,743	0	0	0	0
Transfer from TIF #4	97,969	0	0	0	0
Transfer from CIP	0	267,276	267,276	267,276	909,235
Transfer from GF	3,909,578	4,385,520	4,385,520	1,566,713	1,776,200
<b>Total Interfund Transfers In</b>	<b>\$5,607,155</b>	<b>\$7,253,778</b>	<b>\$7,253,778</b>	<b>\$4,065,061</b>	<b>\$3,414,673</b>
<b>Sub Total Debt Service Fund</b>	<b>\$6,469,564</b>	<b>\$8,318,300</b>	<b>\$8,319,037</b>	<b>\$4,599,561</b>	<b>\$3,946,443</b>
<b>Interfund Transfers Out</b>					
Transfer to General Fund (2002A)	0	(\$62,322)	(\$62,322)	0	0
<b>Total Interfund Transfers Out</b>	<b>\$0</b>	<b>(\$62,322)</b>	<b>(\$62,322)</b>	<b>\$0</b>	<b>\$0</b>
<b>Total Debt Fund</b>	<b>\$6,469,564</b>	<b>\$8,255,978</b>	<b>\$8,256,715</b>	<b>\$4,599,561</b>	<b>\$3,946,443</b>
<b>Utility Fund</b>					
<b>Charges for Services</b>					
Water Sales Operations	\$2,389,704	\$3,514,056	\$4,253,081	\$1,956,000	\$2,905,000
Water Sales Debt Services	273,940	500,118	500,000	300,000	415,000
Sewer Fees - Operations	1,827,164	3,098,804	3,586,119	1,860,000	2,975,000
Sewer Fees - Pretreatment	279,434	350,473	703,124	192,000	545,000
Sewer Fees - Capital Recovery	414,660	573,181	707,579	288,000	288,000
Industrial Capital Surcharge - Water	186,261	1,006,000	260,154	0	0
Industrial Capital Surcharge - Sewer	0	184,000	39,666	0	0
Sewer Fees - Pretreatment - EGV	94,845	164,139	121,983	120,000	0
Utilities Penalties	90,009	46,470	82,201	50,000	200,000
Water Sales - Capital Recovery	2,936,071	3,824,504	5,174,998	2,412,400	3,150,000
W/S Turn On/Off	54,700	10,450	2,200	10,000	1,500
Meters & Materials	0	1,682	6,601	0	5,000
Water & Sewer Miscellaneous	15	325	3,645	0	2,000
<b>Total Charges for Services</b>	<b>\$8,546,805</b>	<b>\$13,274,202</b>	<b>\$15,441,351</b>	<b>\$7,188,400</b>	<b>\$10,486,500</b>
<b>Other Revenues/Financing Sources</b>					
Interest on Investments	\$729	\$50,219	\$665	\$50,000	\$0
Bond Proceeds	0	3,000,000	0	3,000,000	3,913,296
<b>Total Interest Income</b>	<b>\$729</b>	<b>\$3,050,219</b>	<b>\$665</b>	<b>\$3,050,000</b>	<b>\$3,913,296</b>
<b>Interfund Transfers In</b>					
TR from General FD-StormH2O Operations	0	159,942	159,942	75,489	0
Transfer from R&R	0	0	0	0	73,100
Transfer from CIP to Stormwater Capital	0	930,840	930,840	930,840	0
<b>Interfund Transfers In</b>	<b>\$0</b>	<b>\$1,090,782</b>	<b>\$1,090,782</b>	<b>\$1,006,329</b>	<b>\$73,100</b>
<b>Sub Total Utility Fund</b>	<b>\$8,547,534</b>	<b>\$17,415,203</b>	<b>\$16,532,798</b>	<b>\$11,244,729</b>	<b>\$14,472,896</b>
<b>Interfund Transfers Out</b>					
Transfer to General Fund	(\$781,200)	(\$895,000)	(\$895,000)	\$0	(\$830,000)
Transfer to CIP - Road Rest & Equip.	0	0	0	(409,850)	0
Transfer from Utility Fund - Debt Service	(1,139,266)	(1,077,270)	(1,077,270)	0	0
Transfer to Utility Fund - Debt Service	1,072,343	1,077,270	1,077,270	0	0
<b>Total Interfund Transfers Out</b>	<b>(\$848,123)</b>	<b>(\$895,000)</b>	<b>(\$895,000)</b>	<b>(\$409,850)</b>	<b>(\$830,000)</b>
<b>Total Utility Fund</b>	<b>\$7,699,411</b>	<b>\$16,520,203</b>	<b>\$15,637,798</b>	<b>\$10,834,879</b>	<b>\$13,642,896</b>
<b>Stormwater Fund</b>					
<b>Interfund Transfers In</b>					
Transfer from Capital Impr. Fund	0	0	0	0	760,000
<b>Interfund Transfers In</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$760,000</b>

**Village of Bensenville 2011 Budget Final**  
**Revenue Estimate by Fund, FY 2009 Actual through FY 2011 Budget**

Appemdx A

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<b>Total Stormwater Fund</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$760,000</b>
<b>Recycling &amp; Refuse Fund</b>					
<b>Charges for Services</b>					
Utility Penalties	\$26,153	(\$40)	(\$40)	\$0	\$0
Recycling & Refuse Charges	1,567,160	2,604,199	2,566,532	1,543,500	1,560,000
Miscellaneous Charges	0	(2,217)	(2,217)	0	2,000
<b>Total Charges for Services</b>	<b>\$1,593,313</b>	<b>\$2,601,942</b>	<b>\$2,564,275</b>	<b>\$1,543,500</b>	<b>\$1,562,000</b>
<b>Interfund Transfers Out</b>					
Transfer to Utility Fund	0	0	0	0	(73,100)
Transfer to General Fund	(\$81,000)	(\$135,000)	(\$135,000)	(\$81,000)	\$0
<b>Total Interfund Transfers Out</b>	<b>(\$81,000)</b>	<b>(\$135,000)</b>	<b>(\$135,000)</b>	<b>(\$81,000)</b>	<b>(\$73,100)</b>
<b>Total Recycling &amp; Refuse Fund</b>	<b>\$1,512,313</b>	<b>\$2,466,942</b>	<b>\$2,429,275</b>	<b>\$1,462,500</b>	<b>\$1,488,900</b>
<b>Commuter Parking Fund</b>					
<b>Charges for Services</b>					
Parking Fees Commuter Lot	\$24,358	\$31,893	\$52,906	\$24,000	\$35,000
Miscellaneous Charges	0	28	28	0	0
<b>Total Charges for Services</b>	<b>\$24,358</b>	<b>\$31,921</b>	<b>\$52,934</b>	<b>\$24,000</b>	<b>\$35,000</b>
<b>Interfund Transfers</b>					
Transfer to General Fund	\$0	(\$64,133)	(\$64,133)	(\$41,000)	(\$30,000)
<b>Total Interfund Transfers</b>	<b>\$0</b>	<b>(\$64,133)</b>	<b>(\$64,133)</b>	<b>(\$41,000)</b>	<b>(\$30,000)</b>
<b>Total Commuter Parking Fund</b>	<b>\$24,358</b>	<b>(\$32,212)</b>	<b>(\$11,199)</b>	<b>(\$17,000)</b>	<b>\$5,000</b>
<b>Rental Property Fund</b>					
<b>Other Funding Sources</b>					
Lease Income - VOB Property	\$82,837	\$13,776	\$18,565	\$0	\$0
Proceeds from Chicago	0	5,459,382	5,459,382	5,459,382	0
Proceeds from Debt	4,597	0	0	0	0
<b>Total Other Funding Sources</b>	<b>\$87,434</b>	<b>\$5,473,158</b>	<b>\$5,477,947</b>	<b>\$5,459,382</b>	<b>\$0</b>
<b>Other Revenues</b>					
Revenue - Miscellaneous	\$51,953	\$2,700	\$107,547	\$0	\$0
<b>Total Other Revenue</b>	<b>\$51,953</b>	<b>\$2,700</b>	<b>\$107,547</b>	<b>\$0</b>	<b>\$0</b>
<b>Total Rental Property Fund</b>	<b>\$139,387</b>	<b>\$5,475,858</b>	<b>\$5,585,494</b>	<b>\$5,459,382</b>	<b>\$0</b>

**Village of Bensenville**  
**Revenue & Expenditure Summary - FY 2009 Actual through FY 2011 Budget**

	FY 2009 5/01/08-04/30/09 Actual	FY 2010 5/01/09- 12/31/10 Budget	FY 2010 5/01/09- 12/31/10 Projected	CY 2010 1/01/10-12/31/10 Budget	FY 2011 1/1/11 - 12/31/11 Budget
<b>Total Revenues (Net of Transfers)</b>	<b>36,308,813</b>	<b>68,307,733</b>	<b>67,358,977</b>	<b>43,352,507</b>	<b>68,427,143</b>
<b>Total Expenditures</b>	<b>40,478,686</b>	<b>70,854,287</b>	<b>63,682,294</b>	<b>46,733,033</b>	<b>69,897,143</b>
<b>Revenues over(under) Expenditures</b>	<b>(4,169,873)</b>	<b>(2,546,554)</b>	<b>3,676,683</b>	<b>(3,380,526)</b>	<b>(1,470,000)</b>

**TYPE:** Resolution      **SUBMITTED BY:** Tim Sloth      **DATE:** December 14, 2010

**DESCRIPTION:** Resolution approving Budget and Financial Policies for calendar year 2011.

**SUPPORTS THE FOLLOWING APPLICABLE VILLAGE GOALS:**

<input checked="" type="checkbox"/>	<i>Financially Sound Village</i>
<input type="checkbox"/>	<i>Quality Customer Oriented Services</i>
<input type="checkbox"/>	<i>Safe and Beautiful Village</i>

<input type="checkbox"/>	<i>Enrich the lives of Residents</i>
<input type="checkbox"/>	<i>Major Business/Corporate Center</i>
<input type="checkbox"/>	<i>Vibrant Major Corridors</i>

**COMMITTEE ACTION:** Policies discussed during the 2010 budget amendment process but never formally approved.

**DATE:** 3/17/2010

**BACKGROUND:** The Village of Bensenville's budget and financial policies are the basic guidelines for the management of the Village's fiscal operations. The policies were developed within the parameters of and comply with Illinois State Statutes and the Village of Bensenville Municipal Code. The policies assist the Village Board and Village Staff in preparing the budget and managing the Village's fiscal affairs throughout the budget period. Some of the more significant policies include that the budget will be balanced and prepared on a basis consistent with Generally Accepted Accounting Principles (GAAP), minimum fund and cash balance policies, various revenue and operating expenditure policies, development of a multi-year plan for capital projects, debt policies and financial reporting policies.

The policies will be reviewed on an annual basis during the preparation of the annual budget for each upcoming Fiscal Year and modified as appropriate to accommodate changing fiscal conditions, environmental challenges, and Village Board policy initiatives.

**KEY ISSUES:** Having formal written policies that are approved by the Board will go a long way towards improving our bond ratings as well as cleaning up our Audit Management Letter.

**ALTERNATIVES:**

- Board discretion

**RECOMMENDATION:** Staff recommends passage of the Resolution approving these budget and financial policies for Calendar Year 2011.

**BUDGET IMPACT:** None

**ACTION REQUIRED:** Board Approval of the Resolution.

**RESOLUTION NO.**

**A RESOLUTION APPROVING BUDGET AND FINANCIAL POLICIES IN  
CONJUNCTION WITH THE CALENDAR YEAR 2011 BUDGET PROCESS**

**WHEREAS**, the Village of Bensenville (hereinafter referred to as the "Village") is a body politic and corporate, organized and existing pursuant to the Illinois Municipal Code, 65 ILCS 5/1-1-1 *et seq.*; and

**WHEREAS**, pursuant to said statute, the Village is empowered to provide for the carrying out of its purposes thereunder, including establishing policies relating to its budgeting process and financial operations; and

**WHEREAS**, the establishment of such policies are important factors in furthering the Village Board vision of Bensenville as a financial sound Village.

**NOW, THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF BENSENVILLE, DUPAGE AND COOK COUNTIES, ILLINOIS, AS FOLLOWS:**

**SECTION 1.** That the recitals set forth above are hereby incorporated herein and made a part hereof.

**SECTION 2.** That the Budget and Financial Policies attached hereto as Exhibit A to this resolution are hereby approved.

**SECTION 3.** That this Resolution shall take effect immediately upon its passage and approval as provided by law.

**PASSED AND APPROVED** by the President and Board of Trustees of the Village of Bensenville, Illinois, this 14th day of December 2010.

APPROVED:

\_\_\_\_\_  
Frank Soto, Village President

ATTEST:

\_\_\_\_\_  
Jo Ellen Ridder, Village Clerk

Ayes: \_\_\_\_\_

Nays: \_\_\_\_\_

Absent: \_\_\_\_\_

## BUDGET AND FINANCIAL POLICIES

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The Village of Bensenville's budget and financial policies are the basic guidelines for the management of the Village's fiscal operations. The policies were developed within the parameters of and comply with Illinois State Statutes and the Village of Bensenville Municipal Code. The policies assist the Village Board and Village Staff in preparing the budget and managing the Village's fiscal affairs throughout the budget period. The policies will be reviewed during the preparation of the annual budget for upcoming Fiscal Year and modified as appropriate to accommodate changing fiscal conditions, environmental challenges, and Village Board policy initiatives.

### **Budget Policies**

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1. Following the completion of the 2010 transitional year, the fiscal year of the Village of Bensenville will begin on January 1 of each calendar year and end on December 31 of the same calendar year. All accounting and budgeting functions of the Village will occur in conjunction with this fiscal time period.
2. The Budget will be prepared on a basis consistent with Generally Accepted Accounting Principles (GAAP). Any exceptions to preparing the budget on a basis consistent with GAAP will be disclosed in the Basis of Budgeting Section of the document supporting the 2011 Budget.
3. The Budget Officer of the Village, prior to October 1 of the year preceding the budget period, will submit to the Village Board a budget document that includes the Legal Budget request for the upcoming fiscal year. The budget document will include the following information:
  - a. A transmittal letter that describes organizational goals, analyzes service and program impacts of the proposed budget, and highlights the major initiatives included in the proposed budget and their impact on the Village's financial condition.
  - b. An estimate of all revenues for each Fund, prepared on a realistic basis at the account level and taking into account all available information. The Village will strive to maintain a reasonable and balanced estimate of revenues to avoid under or overestimation, both of which are equally undesirable (*Underestimation may lead to an unnecessary reduction in programs and services and overestimation may lead to an expansion of services and programs that cannot be supported with available resources*).
  - c. A section that describes major revenue sources, illustrates historical trends, and establishes projections that form the basis for the revenue estimate. This section will also include an analysis of the assumptions underlying each projection.
  - d. An accounting of expenditures/expenses in each Fund by Department and Division according to sub-class categories established for operating expenditures. The Legal Budget will include the actual expenditures for the previous year, the budgeted and projected actual expenditures/expenses for the preceding year, and budgeted expenditures/expenses for the upcoming budget period.
  - e. Specific objectives for every operating Department. These objectives will be consistent with strategic organizational goals as described in the transmittal letter and will be explicitly linked to these goals in an explanatory paragraph.
  - f. A Capital Improvements section that describes each major category of projects, analyzes the work to be performed in the budget period, illustrates the expenditure budget for the budget period, and forecasts, for a minimum of a five (5) year period future capital project funding needs. The Capital Improvements section will also identify on-going costs related to the proposed improvements.
4. The Budget submitted to the Village Board will include a balanced budget, as defined herein for each Accounting Fund. The transmittal letter will highlight and explain any circumstances in which a budget

in any Fund is not balanced.

5. A public hearing on the proposed Budget will be held before the Village Board. The public hearing format will provide Village residents with the opportunity to express their opinions regarding estimated revenues, proposed fee or tax increases, and proposed expenditures/expenses. Residents will have the opportunity to express their reasons for wishing to increase or decrease any expenditures/expenses. The notice of public hearing will be published in newspapers circulating in the community not less than seven days in advance of the date of the public hearing (ILCS 5/8-2-9.9)
6. The Budget Document will be developed with the objective of achieving the “best practices” criteria identified in the Government Finance Officers Association Distinguished Budget Program. The final budget document will be published no later than 90 days following its adoption by the Village Board and will be made available to the public on the Village’s web site.
7. The Budget Officer of the Village may approve the transfer of money between accounts within an Accounting Fund at his/her discretion as long as these transfers do not result in a change to the total expenditure amounts included in the approved budget for the respective Accounting Fund. If it becomes necessary to effectuate a change that impacts total expenditure dollars budgeted in a particular Accounting Fund, such change can only be made following the approval, by a two-thirds vote of the members of the Corporate Authorities then holding office (65 ILCS 5/8-2-9.6), of an ordinance amending the budget for the respective Accounting Fund. Regular reporting that includes information on major transfers between categories of expenditures will be provided to the Village Board.

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***Minimum Fund and Cash Balances and Balanced Budget Determinations***

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1. The Village will avoid the appropriation of fund balance for recurring operating expenditures. If at any time the utilization of a fund balance to pay for operating expenditures is necessary to maintain the quality or level of current services, an explanation of the circumstances of the utilization of fund balance and the strategy to arrest the future use of fund balance will be included in the Transmittal Letter.
2. The Village will maintain a minimum Undesignated/Unreserved General Fund Balance that is sufficient to provide financial resources for the Village in the event of an emergency or the loss of a major revenue source. Therefore, the Village has set the minimum Undesignated/Unreserved Balance for the General Fund at an amount equal to three months of General Fund operating expenditures.
3. The minimum Fund Balance for the Unreserved – Undesignated Fund Balance in the Capital Improvement Fund has been established at one half (50%) of the operating revenues allocated to this fund (this does not include capital grants or other one time revenue sources). This is necessary to ensure sufficient resources are available in the Fund so that work can begin by early spring of the new fiscal year which means that a majority of the work may be completed prior to the receipt of all revenues for the fiscal period in question. As such a reserve to address this potential cash flow situation needs to be established. The maximum Fund Balance allowable in the Capital Improvement Fund is equal to 3% of the equalized assessed value of the taxable real property located in the corporate boundaries of the Village (ILCS 5/8-2-9.5). Based on the 2009 equalized assessed value of the Village, this limit was just over \$22.4M.
4. No minimum Fund Balance has been established for the TIF Funds. These Funds were established to account for the resources associated with capital infrastructure construction and maintenance within the respective TIF District. Throughout the majority of its existence, it is very possible that these TIF Funds will have negative Unreserved – Undesignated Fund Balances because capital projects proposed within the respective District will require more resources in the beginning than have been accumulated. A TIF Fund, in order to pay for these capital projects, may receive loans from other accounting funds of the Village and these loans will lead to a negative Fund Balance until they are repaid by the TIF Fund.

Longer term and more significant loans will be reviewed with and approved by the Village Board and will include a plan as to how these loans will be managed and potential risks and benefits associated with the respective interfund loan.

5. The minimum Fund Balance for the Debt Service Fund has been established at the amount necessary to meet all payment obligations by their respective due date.
6. The minimum Unrestricted Net Assets for the Enterprise Funds is established at three months of operating expenditures plus one quarter (25%) of the accumulated depreciation of the Capital Assets of the Fund. Enterprise fund revenues are traditionally stable and predictable; establishing a minimum fund balance of three months operating expenditures should provide sufficient security for operating activities in these Funds. The addition of one quarter (25%) of accumulated depreciation of the Capital Assets of the enterprise funds is necessary to ensure adequate resources are available to reconstruct or rehabilitate capital assets as they reach the end of their useful lives. The expense of reconstructing or rehabilitating capital assets in enterprise funds can be prohibitive unless an adequate reserve has been accumulated in the fund for the purpose of reconstruction or rehabilitation.
7. The Pension Trust Funds minimum fund balances are established by actuarial projections. The Village will strive to provide enough resources to fully fund current estimates of future pension liabilities.
8. An assessment of the minimum Unrestricted Net Assets for the enterprise fund will be conducted once the Village's Comprehensive Annual Financial Report (CAFR) becomes available for each Fiscal Year. The Minimum Unrestricted Net Assets is not predictable and therefore a balanced budget in the enterprise and internal service funds (*as defined below*) may not necessarily indicate that minimum Unrestricted Net Assets are equal to an amount set by policy (*please see the Village's most recent CAFR to assess whether the Village has been able to comply this policy*).
9. The minimum unrestricted cash and investment balance for the General Fund is established at an amount sufficient to cover the two months of the fiscal year with the highest cash disbursements.
10. The definition of a balanced budget for each accounting fund for which budget appropriations occur shall be:
  - a. General Fund – A General Fund balanced budget is determined by the positive or negative results of the Unreserved – Undesignated Fund Balance. The expenditures associated with General Fund operating activities are supported by the revenues and accumulated resources of this category of Fund Balance. Increases or decreases in this Fund Balance category are indicative of the General Fund's ability to support continuing operations.
  - b. Capital Improvement Fund – A balanced budget in the Capital Improvement Fund is determined by whether the Unreserved – Undesignated Fund Balance is greater than the minimum Fund Balance required by Village Policy.
  - c. Tax Increment Financing Funds – A balanced budget in a TIF Fund is determined by the Fund's ability to provide resources for anticipated projects and/or debt service payments. An analysis of a balanced budget for each of the TIF Funds must therefore focus on the cash balance of the respective Fund and its ability to provide funding for future projects and/or debt service payments.
  - d. Debt Service Fund - A balanced budget in the Debt Service Fund has been established by Village Policy as a positive Net Change in Fund Balance (*i.e., a Net Change in Fund Balance greater than \$0*). A positive Net Change in Fund Balance indicates that the Fund is receiving sufficient revenues to pay the Village's obligations.
  - e. Water & Sewer Fund - A balanced budget in the Water and Sewer Fund is determined by the positive or negative change in Net Assets. The budgeted Change in Net Assets is indicative of the Fund's ability to generate sufficient resources to meet operating and non-operating expenses.

If the Change in Net Assets is equal to or greater than \$0, the Fund's budget is considered to be balanced.

- f. Recycling & Refuse Fund - A balanced budget in the Recycling and Refuse Fund is determined by the positive or negative change in Net Assets. The budgeted Change in Net Assets is indicative of the Fund's ability to generate sufficient resources to meet operating and non-operating expenses. If the Change in Net Assets is equal to or greater than \$0, the Fund's budget is considered to be balanced.
- g. Motor Vehicle System Parking Fund - A balanced budget in the Motor Vehicle Parking System Fund is determined by the positive or negative change in Net Assets. The budgeted Change in Net Assets is indicative of the Fund's ability to generate sufficient resources to meet operating and non-operating expenses. If the Change in Net Assets is equal to or greater than \$0, the Fund's budget is considered to be balanced.
- h. Police Pension Fund - A balanced budget in the Police Pension Fund is achieved when additions exceed deductions in the Fund.

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***Revenues***

- 1. To ensure the Village's continuing financial health, the Village will strive to maintain a diversified and stable revenue system so that fluctuations in any one revenue source will not have a devastating effect on the Village's financial integrity.
- 2. The Village shall utilize property taxes as a "stop gap" Revenue source. For each tax levy, the Village will determine the level of service it wishes to provide to its residents and the cost of providing this level of service. The cost of those services will be compared to projected revenues, excluding property tax. The shortfall between projected revenues and estimated expenditures is "theoretically" the amount to be considered for the property tax levy.
- 3. The Village will establish user charges and fees at a level that attempts to recover the full cost of providing the service.
  - a. User Fees, particularly utility rates, should identify the relative costs of serving different classes of customers.
  - b. The Village will set user fees to include the full cost of providing the service, including the construction, rehabilitation, and maintenance of the capital assets necessary to provide the service.
  - c. The Village will consider rates and fees charged by comparable units of local government providing similar services when establishing user charges and fees.
- 4. The Village will attempt to maximize its financial resources by encouraging Intergovernmental Cooperation. The establishment of intergovernmental service agreements with other units of local government allows the Village to provide the community higher levels of service at a reduced cost. It is the objective of the Village to continue to service areas that could be enhanced through intergovernmental cooperation.
- 5. The Village will attempt to maximize its financial resources by investing excess funds in a manner that provides the highest investment return while maintaining the maximum security of invested funds and meeting the daily cash flow demands of the Village. The Village will invest funds in a manner conforming to all state statutes and local regulations governing the investment of public funds. The rules and regulations required by State Statutes are detailed in the Village's Investment Policy which was adopted by the Village Board on June 15, 1999.

**Operating Expenditures**

1. The Village will fund all operating expenditures in a particular Fund from the operating revenues generated by that Fund. In developing the budget, recommendations will be made regarding services level adjustments that may be necessary to meet this objective. Services will not be expanded beyond the Village's ability to utilize current revenues to pay for the expansion of these services.
2. The Village will continually assess its organization and service provision efforts in order to provide service enhancements by increasing efficiency or effectiveness. During each budget process the Village will assess its current organization and service provision strategy and make adjustments if the analysis demonstrates that a particular enhancement would improve operations.
3. The Village shall continually examine its service provision efforts in an effort to reduce operating expenditures and/or enhance the quality and level of services without increasing cost.
4. The Village will establish Personnel Services budgets necessary to continue to provide quality and level of services to residents. To attract and retain quality employees, the Village will maintain a compensation and benefits package that is competitive with other public sector employers.
5. The Village will provide sufficient resources to train Employees and thereby develop the specialized knowledge and expertise necessary to maintain and improve the quality of Village services.
6. The Village will strive to adopt new technologies and techniques that will allow the Village to maintain and improve the level of services provided to residents while maintaining a stable workforce. To achieve this objective, the Village will investigate, fund, and implement information and communication technology solutions that allow for the automation of functions.
7. Operating Expenditures will be budgeted, accounted for, and reported in the following major categories:
  - i. Personnel Services  
Salaries  
Fringe Benefits
  - ii. Operating Expenditures  
Team Development  
Professional Services  
Contractual Services  
Commodities  
Other Expenses  
Programs
  - iii. Other Expenditures  
Capital  
Interfund Charges

**Capital Projects**

1. The Village will develop a multi-year plan for capital projects. This plan will identify projects likely to be constructed within a five year time period and will also identify the likely source of funding for the project.
2. The Village will attempt to support recurring capital projects (such as the annual street/water & sewer main maintenance programs) and capital purchases or projects that have a useful life of less than 20 years with recurring revenues or excess fund balances in the Capital Improvement and Utility (Water, Sewer and Storm) Funds. Issuance of debt for funding of capital purchases or projects having a useful life of 20 years or more may be considered.

3. The Village will set utility rates that are sufficient to provide funding for recurring capital projects (such as the annual main replacement programs) and capital purchases or projects that necessary to maintain utility infrastructure and have a useful life of less than 20 years. Rates shall be set at a minimum to maintain sufficient cash resources to fund such capital expenditures on a pay as you go basis and to fund debt service payments for those capital purchases or projects having a useful life of 20 years or more. This minimum level will be set through the use of the Village's Water and Sewer Rate Analysis.
4. Capital maintenance expenditures will be sufficient to address need for the deterioration of the Village's capital infrastructure as necessary to protect the community's quality of life. Capital maintenance expenditures will be sufficient to ensure a relatively stable level of expenditures in every budget year.

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***Debt***

1. The Village will consider the issuance of debt or utilization of low interest loans for projects that have a useful life of 20 years or more and cannot be reasonably funded through recurring revenues.
2. The Village will not issue debt or undertake low interest loans that will last beyond the useful life of the asset for which the debt is to be issued.
3. To minimize interest payments on assumed debt, the Village will strive to maintain or improve upon its current bond rating when issuing bonds. When considering loans, the Village will utilize, to the extent available, low interest loans (with interest rates below current rates of interest) such as Illinois Environmental Protection Agency (IEPA) loans for Water and Sewer Infrastructure construction and rehabilitation.

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***Financial Reporting***

1. Following the conclusion of the fiscal year, the Village will prepare a Comprehensive Annual Financial Report (CAFR) in accordance with generally accepted accounting and reporting principles established by the Governmental Accounting Standards Board (GASB). The CAFR shall also satisfy all criteria of the Government Finance Officers Association's Certificate of Achievement for Excellence in Financial Reporting.
2. Included as part of the CAFR shall be the audit report prepared by independent certified public accountants designated by the Village Board to audit the Village's financial statements.
3. The Village will capitalize projects in compliance with the Capitalization Policy established in conjunction with the conversion of the Comprehensive Annual Financial Report to the GASB Statement #34 format.
4. On a continual basis, the Finance Department will prepare and present to the Village Board a monthly financial report on initiatives and status of major revenue sources and to the Administration, Finance and Legislative Committee a quarterly financial report that will include revenue and expenditure summaries and a cash and investment report for each Fund. These quarterly reports shall be presented to the Committee within 45 days of the end of the quarter.

**TYPE:** Resolution **SUBMITTED BY:** J. Anderson **DATE:** December 8, 2010

**DESCRIPTION:** Execution of the annual PACE Service Provider Agreement for the continuation of the Dial-A-Bus service

**SUPPORTS THE FOLLOWING APPLICABLE VILLAGE GOALS:**

<input type="checkbox"/>	<i>Financially Sound Village</i>	<input type="checkbox"/>	<i>Enrich the lives of Residents</i>
<input checked="" type="checkbox"/>	<i>Quality Customer Oriented Services</i>	<input type="checkbox"/>	<i>Major Business/Corporate Center</i>
	<i>Safe and Beautiful Village</i>	<input type="checkbox"/>	<i>Vibrant Major Corridors</i>

**COMMITTEE ACTION:**

**DATE: December 14, 2010**

**BACKGROUND**

The Village of Bensenville has provided Dial-A-Bus services to the community since the 1970's. PACE provides equipment and funding to supplement the program and requires the execution of an annual Paratransit Service Provider Agreement.

**KEY ISSUES:**

PACE authorizes funding on an annual basis in the form of a Paratransit Service Provider Agreement. The agreement stipulates the rules, regulations and operational requirements for the Dial-A-Bus program. PACE reimburses the Village \$3.00 for every one-way trip with a not to exceed ridership of 14,750 for an annual subsidy of \$44,200.

The program operates Monday through Friday from 6:00 AM to 6:00 PM and the first and third Saturdays of the month. Operations will be closed during the following holidays: New Years Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, Friday after Thanksgiving, and Christmas Day.

**RECOMMENDATION:**

Staff recommends the Village Board authorize the Village Manager to execute the 2010 Paratransit Service Provider Agreement between the Village of Bensenville and the Suburban Bus Division of the Regional Transportation Authority (PACE).

**BUDGET IMPACT:**

Dial-A-Bus operations are budgeted

**ACTION REQUIRED:**

Passage of the attached resolution

**Resolution No.**

**Authorizing the 2011 Paratransit Service Provider Agreement with  
PACE Suburban Bus Division**

BE IT RESOLVED by the President and Board of Trustees of the Village of Bensenville, Counties of DuPage and Cook, Illinois as follows:

THAT the 2011 Paratransit Service Provider Agreement by and between the Village of Bensenville and the Suburban Bus Division of the Regional Transportation Authority (PACE), which is attached hereto and made a part hereof, for the period of January 1, 2011 through December 31, 2011, is hereby approved. The Village Manager is authorized to execute and the Village Clerk to attest, said agreement and any other documentation necessary to consummate and effect same.

PASSED AND APPROVED by the President and Board of Trustees of the Village of Bensenville, Illinois, \_\_\_\_\_, 2010.

APPROVED:

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Frank Soto  
Village President

ATTEST:

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Jo Ellen Ridder, Village Clerk

AYES: \_\_\_\_\_

NAYS: \_\_\_\_\_

ABSENT: \_\_\_\_\_

**TYPE:** Ordinance      **SUBMITTED BY:** Village Clerk's Office      **DATE:** 12/14/10

**DESCRIPTION:** Ordinance Amending The Bensenville Village Code Title 3 – Chapter 3 – Section 5 – Class F - Liquor Regulations

**SUPPORTS THE FOLLOWING APPLICABLE VILLAGE GOALS:**

<input type="checkbox"/>	<i>Financially Stable Government</i>	<input type="checkbox"/>	<i>Safe Place to Live</i>
<input type="checkbox"/>	<i>Cost Effective Services Responsive to Citizens</i>	<input type="checkbox"/>	<i>Downtown as a Community Focal Point</i>
<input type="checkbox"/>	<i>Open Government w/ Involved Citizens</i>	<input type="checkbox"/>	<i>Regional Partnerships</i>

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**BOARD ACTION:** Tabled on 10/26/10

**DATE:** December 14, 2010

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**BACKGROUND**

Walgreen Co. located at 5 W. Irving Park Road applied for a class F liquor licenses in December 2009. Inspector Bagnola conducted an annual inspection of the property in August 2010 and found no life safety issues to deny a liquor license. Police Chief, Frank Kosman, submitted his report finding no criminal history with the applicant pending the results of finger prints from the State. Director of Community and Economic Development, Scott Viger, has approved the sale of packaged beer and wine from a zoning standpoint. On October 26, 2010 the Village Board voted to table this item until a future date. Community & Economic Development Intern, Victoria Kosman, conducted a study of the surrounding areas in regards to the amount of liquor licenses issued. The report is attached.

**KEY ISSUES:**

The current Village Code allows five (5) class F licenses to be issued and outstanding at one time. All five (5) licenses are currently in use.

**RECOMMENDATION:**

Staff recommends the approval of an ordinance amending the Bensenville Village Code Title 3 – Chapter 3 – Section 5 – Class F - Liquor Regulations. This will increase the number of class F licenses to allow six (6) to be issued and outstanding at one time.

**BUDGET IMPACT:**

N/A

**ACTION REQUIRED:**

Motion to approve the adoption of an ordinance amending the Bensenville Village Code Title 3 – Chapter 3 – Section 5 – Class F - Liquor Regulations.

**ORDINANCE NO.\_\_\_\_\_**

**AN ORDINANCE AMENDING THE BENSENVILLE VILLAGE CODE  
TITLE 3 – CHAPTER 3 – SECTION 5 – CLASS F - LIQUOR REGULATIONS**

**BE IT AND IT IS HEREBY ORDAINED** by the President and Board of Trustees of the Village of Bensenville, Counties of DuPage and Cook, Illinois, as follows:

**SECTION ONE:** That Section 3-3-5 of the Bensenville Village Code, entitled “License classification; fees; number” is hereby amended by the addition of one (1) class F license and the following language shall be inserted in lieu thereof:

“F. Class F:

3. There shall be no more than six (6) class F licenses issued and outstanding at any one time.”

**SECTION TWO:** All resolutions and ordinances in conflict herewith are repealed to the extent of said conflict.

**SECTION THREE:** This Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

**PASSED AND APPROVED** by the President and Board of Trustees at the Village of Bensenville this 14<sup>th</sup> day of December, 2010.

APPROVED:

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Frank Soto  
Village President

ATTEST:

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JoEllen Ridder  
Village Clerk

AYES:\_\_\_\_\_

NAYS:\_\_\_\_\_

ABSENT:\_\_\_\_\_

## Memorandum

To: Michael Cassady  
From: Victoria Kosman  
Date: November 22, 2010  
Subject: Liquor Licensing Research

The liquor licensing survey conducted to benchmark Bensenville with neighboring communities yielded these points of interest:

- A brief survey was distributed on October 29, 2010 via email to contacts at Elk Grove Village, Elmhurst, Franklin Park, Itasca, Villa Park and Wood Dale. No survey responses have been received currently from Elmhurst.
- The survey requested the number of issued liquor licenses for five different categories:
  - Full alcohol with consumption permitted on-premises (Full/On)
  - Full alcohol, packaged, for consumption off –premises (Full/Packgd/Off)
  - Beer and wine, packaged, for consumption off –premises (BW/Packgd/Off)
  - Full alcohol permitted at a restaurant (Full Rest)
  - Beer and wine permitted at a restaurant (BW Rest)
- These are the responses:

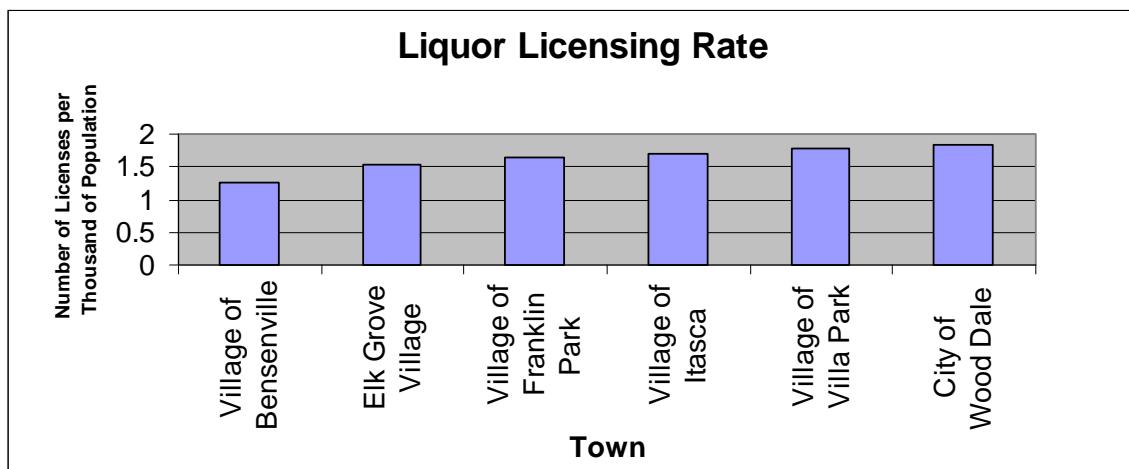
Town	Full/On	Full/ Packgd/ Off	BW/ Packgd/ Off	Full Rest	BW Rest	Total Number
Bensenville	11	5	5	4	1	26
Elk Grove	0	19	0	30	4	53
Franklin Park	9	5	9	7	2	32
Itasca	1	4	0	6	3	14
Villa Park	6	12	8	9	6	41
Wood Dale	6	9	2	7	1	25

- The rate shown in the table below is the estimated number of liquor licenses granted per thousand people of the population of the town. The populations are from the 2000 Census.

Town	Total Number	Population	Rate
Bensenville	26	20,703	1.26
Elk Grove	53	34,500	1.54
Franklin Park	32	19,545	1.64
Itasca	14	8,302	1.69
Villa Park	41	22,859	1.79
Wood Dale	25	13,565	1.84

### Analysis

- In this brief study, the Village of Bensenville has the overall lowest rate of the five categories of distributed liquor licenses; however, Bensenville also has the highest number of liquor licenses of full alcohol permitted for consumption on premises.
- The Village of Elk Grove has the largest number for both liquor licenses permitting full alcohol for off -premise consumption and full-alcohol permitted at restaurants. This may be due to Elk Grove only allowing alcohol to be served at restaurants, keeping their overall comparative rate for this study low.
- Among the five towns surveyed, Itasca has the lowest population and number of liquor licenses.



### Conclusion

Ultimately, this survey displays only a small sample of comparable results. Due to each town's varying liquor license classes, there is a margin of error. Some towns have a few excluded liquor licenses issued that do not specifically correspond with any of the five categories. Of the aforementioned results, Bensenville does have the lowest overall rate of liquor license distribution.