



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

This memorandum contains preliminary drafts, notes, recommendations and other records of the Bensenville Village Manager, expressing opinions, and designed and intended to assist in the formation of Village policy. It is therefore confidential and intended only for members of the Village Board and senior management.

MANAGER'S MEMORANDUM

TO: Mayor and Village Board of Trustees
FROM: Mike Cassady, Village Manager
DATE: January 21, 2011
SUBJECT: January 25, 2011 Board of Trustees

Village of Bensenville, Illinois BOARD OF TRUSTEES MEETING AGENDA

6:00 P.M. Tuesday, January 25, 2011

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

AGENDA

FOR THE PUBLIC HEARING PORTION OF THE JANUARY 25, 2011

REGULAR VILLAGE BOARD MEETING RELATIVE TO THE PROPOSED NORTH INDUSTRIAL DISTRICT TIF DISTRICT

- A. Opening statement by the Village President relative to the history (actions taken prior to the Public Hearing) of the proposed North Industrial District TIF District
- B. Overview of the proposed North Industrial District TIF District and the Redevelopment Plan and Project in relation thereto [S.B. Friedman and Company]
- C. Joint Review Board Meetings and Recommendation [Michael Cassady, Chairperson of the Joint Review Board]
- D. Public Comment
- E. Discussion by Village Board
- F. Adjournment of Public Hearing

VI. WARRANT – January 25, 2011 #11/02 - \$1,117,390.53

In addition to the warrant, your packet also includes a supplemental report by amount to be paid to each vendor (warrant identifies the amounts to be paid by the department in which the expense was incurred). The information requested by the Board at the last meeting relative to location of vendors has been added to this supplemental report. Staff would like to discuss format of the warrant at a future AF&L meeting to see if we would be able to consolidate this information on one report and to also discuss as to whether the Board would prefer to see what is being paid to vendors by department or by each of the respective vendors.

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

1. *Resolution Approving an Intergovernmental Agreement for the DuPage County Interoperable Emergency Dispatch Radio System Between the County of DuPage and the Village of Bensenville*
2. *Ordinance Abating the Tax Heretofore Levied for the Year 2010 to Pay Debt Service on \$3,000,000 Series 1998 General Obligation Bonds (Alternate Revenue Source) of the Village of Bensenville, Counties of Cook and DuPage, Illinois*
3. *Ordinance Abating the Tax Heretofore Levied for the Year 2010 to Pay Debt Service on \$2,925,000 Series 1998A General Obligation Bonds (Alternate Revenue Source) of the Village of Bensenville, Counties of Cook and DuPage, Illinois*
4. *Ordinance Abating the Tax Heretofore Levied for the Year 2010 to Pay Debt Service on \$1,000,000 Series 2001A General Obligation Bonds (Alternate Revenue Source) of the Village of Bensenville, Counties of Cook and DuPage, Illinois*
5. *Ordinance Abating the Tax Heretofore Levied for the Year 2010 to Pay Debt Service on \$2,870,000 Series 2001C General Obligation Bonds (Alternate Revenue Source) of the Village of Bensenville, Counties of Cook and DuPage, Illinois*
6. *Ordinance Abating the Tax Heretofore Levied for the Year 2010 to Pay Debt Service on \$1,615,000 Series 2001D General Obligation Bonds (Alternate Revenue Source) of the Village of Bensenville, Counties of Cook and DuPage, Illinois*
7. *Ordinance Abating the Tax Heretofore Levied for the Year 2010 to Pay Debt Service on \$1,875,000 Series 2001E General Obligation Bonds (Alternate Revenue Source) of the Village of Bensenville, Counties of Cook and DuPage, Illinois*
8. *Ordinance Abating the Tax Heretofore Levied for the Year 2010 to Pay Debt Service on \$3,000,000 Series 2002A General Obligation Bonds (Alternate Revenue Source) of the Village of Bensenville, Counties of Cook and DuPage, Illinois*

9. *Ordinance Abating the Tax Heretofore Levied for the Year 2010 to Pay Debt Service on \$1,365,000 Series 2002B General Obligation Bonds (Alternate Revenue Source) of the Village of Bensenville, Counties of Cook and DuPage, Illinois*
10. *Ordinance Abating the Tax Heretofore Levied for the Year 2010 to Pay Debt Service on \$1,122,070 Series 2003A General Obligation Bonds (Alternate Revenue Source) of the Village of Bensenville, Counties of Cook and DuPage, Illinois*
11. *Ordinance Abating the Tax Heretofore Levied for the Year 2010 to Pay Debt Service on \$2,200,000 Series 2003G General Obligation Bonds (Alternate Revenue Source) of the Village of Bensenville, Counties of Cook and DuPage, Illinois*
12. *Ordinance Abating the Tax Heretofore Levied for the Year 2010 to Pay Debt Service on \$4,000,000 Series 2004D General Obligation Bonds (Alternate Revenue Source) of the Village of Bensenville, Counties of Cook and DuPage, Illinois*
13. *Ordinance Abating the Tax Heretofore Levied for the Year 2010 to Pay Debt Service on \$3,500,000 Series 2004E General Obligation Bonds (Alternate Revenue Source) of the Village of Bensenville, Counties of Cook and DuPage, Illinois*
14. *Resolution Approving the Continued Engagement of Baecore Group Inc. for Certain Services Relating to Technology Solutions*
15. *Ordinance Authorizing a Conditional Use Permit for a Drive-Through Facility and Parking Variance at 600 North Route 83, Bensenville, Illinois*
16. *Ordinance Approving a Site Plan Submitted to Allow Construction of a New School Facility at 252 Ridgewood Avenue, Bensenville, Illinois*
17. *Ordinance Approving a Site Plan Submitted to Allow Construction of a New School Facility at Memorial Road Between York Road and Mason Street, Bensenville, Illinois*

VIII. REPORTS OF STANDING COMMITTEES

- A. Community and Economic Development Committee
 1. Resolution Authorizing the Execution of a Contract for Building Plan Review and Inspectional Service with TPI Building Code Consultants, Inc.

The contract with TPI to provide plan review and inspection services was again discussed by the Committee at their January 18 meeting after having been referred back to Committee on December 14th. The informational memo has been re-drafted to more clearly identify the key life-safety, financial and customer service advantages to the TPI contract. The cost for these services under the “contractual” proposal versus an “in-house” staff proposal (based on 1 full-time and 3 part-

time positions and wages & benefit costs only) results in an estimated cost savings to the Village of \$75,000 per year. Additionally it allows the Village to more effectively handle fluctuations in work load. It is staff's job to make sure we are achieving our goals in terms of both customer service and cost savings through this proposal to use contractual services for Building Plan Review and Inspectional Services. As such we will be closely monitoring and measuring performance as we move forward with this contractual service. Additionally a six month review with the Committee, including all Village inspection components and personnel, will be scheduled in July 2011. At the Committee meeting a question was raised by Trustee Peconio on the status of the responses to questions which were emailed to Scott on January 17. Please be advised that the questions and the respective response to each are included in the packet. Staff recommends approval of the Contract

C. Administration, Finance and Legislation Committee

1. Resolution Supporting a New Roesch Ford Dealership Facility in Bensenville and a Sales Tax Sharing Agreement

We have a great opportunity for a significant economic development "win" with very little time for the Village to react. The possible relocation of the Elmhurst Ford dealership to Bensenville was first brought to the Village's attention at a meeting attended by the Village President and me on January 6th. A second meeting was held yesterday at 4:30pm with Dan Roesch, at which time we were advised that they need to move quickly to close a franchise agreement with Ford, and also need the Village's support to make the project work. The written summary of their request was then delivered to the Village on Thursday evening. But for this proposal, the Village is faced with the likely scenario of an extended vacancy on one of our major corridor, creating a loss of both sales and property taxes. Roesch Ford is making a significant financial commitment, during an economic time that has not favored new auto sales. They are asking for the Village's assistance to bridge the financial gap. Specifically they are asking for a sales tax rebate agreement that would provide for a 50/50 sharing of the 1% local share of the sales tax generated by Roesch Ford with the stipulation that the sharing would be increased to 75% Roesch/25% Village for a three year period which would start as of the date of the groundbreaking. The term of the agreement would be the sooner of 15 years or \$2,750,000 cumulative rebates to Roesch Ford. While my preference would be a sharing at 50 percent for ten years, I am not sure how fragile the financial deal is for Roesch, and I am concerned that he has too many other options for the relocation. I do know the City of Elmhurst is calling him on a regular basis.

Based on the level of sales tax generated by car dealerships, they are a business that is sought after by many communities. Virtually all

dealership relocations require either TIF or sales tax incentives. Even at 50% it would be difficult for the Village to find another retail operation that would generate this level of sales tax revenues. By moving forward with this proposal, we will be making significant progress on two of our major goals – Financially Sound Village and Vibrant Major Corridors.

Staff recommends that direction of the parameters for the primary business terms be provided and that the Village Manager be given the authority to negotiate an agreement subject to these parameters.

IX. INFORMATION ITEMS

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

Village Hall Security and Customer Service Efficiency Project

In order to address the safety concern raised last year as well as to improve customer service, changes proposed to the front service desk areas in Village Hall were expanded. The cost of the modified scope of this project was included in the 2011 budget. Benefits include enhanced back-up and response to the service desk reducing the amount of time that a customer waits for service, more effective monitoring of the front areas so if the front desk clerk is busy responsibility to answer the phone can be easily transitions to the supporting office staff (will also benefit in monitory behavior of an upset customers), establishes location for inter-departmental mail which was previously sorted and distributed in the basement area (these was the responsibility of a part-time position which has since be eliminated), and addresses electrical issues.

No formal action by the Board is required. It is however suggested that we take a few minutes during the meeting to walk these area.



VILLAGE OF BENSENVILLE

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Michael Cassady

Village of Bensenville, Illinois BOARD OF TRUSTEES MEETING AGENDA

6:00 P.M. Tuesday, January 25, 2011

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

- I. CALL TO ORDER
- II. PLEDGE OF ALLEGIANCE
- III. ROLL CALL

AGENDA FOR THE PUBLIC HEARING PORTION OF THE JANUARY 25, 2011

REGULAR VILLAGE BOARD MEETING RELATIVE TO THE PROPOSED NORTH INDUSTRIAL DISTRICT TIF DISTRICT

- A. Opening statement by the Village President relative to the history (actions taken prior to the Public Hearing) of the proposed North Industrial District TIF District
- B. Overview of the proposed North Industrial District TIF District and the Redevelopment Plan and Project in relation thereto [S.B. Friedman and Company]
- C. Joint Review Board Meetings and Recommendation [Michael Cassady, Chairperson of the Joint Review Board]
- D. Public Comment
- E. Discussion by Village Board
- F. Adjournment of Public Hearing

IV. PUBLIC COMMENT (3 minutes per person with a 30 minute meeting limitation)

V. APPROVAL OF MINUTES

January 11, 2011 - Board of Trustees
January 18, 2011 – Special Board of Trustees

VI. WARRANT – January 25, 2011 #11/02 - \$1,117,390.53

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

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VIII. REPORTS OF STANDING COMMITTEES

- A. Community and Economic Development Committee
 1. *Resolution Authorizing the Execution of a Contract for Building Plan Review and Inspectional Service with TPI Building Code Consultants, Inc.*
- B. Infrastructure and Environment Committee – No Report
- C. Administration, Finance and Legislation Committee
 1. *Resolution Supporting a New Roesch Ford Dealership Facility in Bensenville and a Sales Tax Sharing Agreement*
- D. Public Safety Committee – No Report

IX. INFORMATION ITEMS

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

Village Hall Security and Customer Service Efficiency Project

- C. VILLAGE ATTORNEY'S REPORT

X. UNFINISHED BUSINESS

XI. NEW BUSINESS

XII. 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)]

XIII. MATTERS REFERRED FROM EXECUTIVE SESSION

XIV. 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

TYPE: Public Hearing **SUBMITTED BY:** Denise Pieroni **DATE:** 01/19/2011

DESCRIPTION: Public Hearing on Proposed North Industrial District Tax Increment Financing (TIF) District

SUPPORTS THE FOLLOWING APPLICABLE VILLAGE GOALS:

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

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

COMMITTEE ACTION: N/A (Continuation of Actions relating to the Proposed Establishment of the North Industrial District TIF District)

DATE: N/A

BACKGROUND: One of the goals of the Village is to develop Bensenville into a major business/ corporate center. Consistent with this goal, the Board has taken various actions to determine whether a TIF District, to include the North Industrial Park and certain adjacent areas, should be created. The specific actions taken by the Village in regard the establishment of this TIF District are identified on the Public Hearing Opening Statement which will be read at the commencement of the hearing, a copy of which is attached hereto. Additionally an overview of the proposed North Industrial TIF District and the Redevelopment Plan and Project in relation thereto will be presented by representatives of S.B. Friedman and Company, the consulting firm retained to undertake the eligibility study on the TIF. As chairperson of the Joint Review Board (JRB) which board is required to be established under the TIF Act, Village Manager Mike Cassady will present during the hearing the JRB's unanimous recommendation that the North Industrial TIF be approved by the Village Board (a copy of the formal recommendation from the JRB is included in the packet). Public Comment on the proposed North Industrial TIF District will then be entertained. Upon adjournment of the Public Hearing on the proposed TIF and passage of a period not less than 14 days from the date of the hearing, the Village Board can move forward with the adoption of the respective ordinances establishing the North Industrial District TIF District. It is anticipated that the ordinances and related documents relating to the official approval of the TIF will be presented for Village Board consideration at the February 8, 2011 meeting assuming 2010 equalized assessed values have been finalized by DuPage County by that date.

KEY ISSUES: The objective is to have the TIF in place in February so the Village can proceed expeditiously with the improvements proposed in the North Industrial Park. Proceeding with the hearing at this time and consideration of the ordinances at either the February 8th or February 22nd 2011 meeting will allow us to meet this objective.

RECOMMENDATION: Convene the Public Hearing on the North Industrial TIF District and once the action steps identified on the agenda relating to this hearing are completed provide for its formal adjournment.

BUDGET IMPACT: All costs incurred in conjunction with the process to establish the North Industrial TIF District are to be reimbursed once the TIF is finalized and bonds are issued. .

ACTION REQUIRED: Convene and upon its completion adjourn the Public Hearing on the proposed North Industrial TIF District.

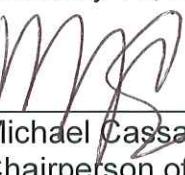
**JOINT REVIEW BOARD RECOMMENDATION
IN REGARD TO THE PROPOSED DESIGNATION
OF THE REDEVELOPMENT PROJECT AREA FOR
THE BENSENVILLE NORTH INDUSTRIAL DISTRICT
TAX INCREMENT FINANCING DISTRICT AND THE APPROVAL OF
THE REDEVELOPMENT PLAN AND PROJECT IN RELATION THERETO**

To: President and Board of Trustees
Village of Bensenville, Illinois

Pursuant to Bensenville Ordinance No. 87-2010, adopted on November 23, 2010, and the Notice sent to all taxing districts impacted by the proposed designation of the Redevelopment Project Area for the Bensenville North Industrial District Tax Increment Financing District on December 2, 2010, the Bensenville North Industrial District Tax Increment Financing District Joint Review Board (hereinafter the "Joint Review Board") met on December 17, 2010, January 5, 2011 and January 18, 2011. After appointing John Wassinger, and then David Huang upon the resignation of John Wassinger, as the Public Member of the Joint Review Board, appointing the Village of Bensenville's Authorized Representative Michael Cassady as the Chairperson of the Joint Review Board, and hearing presentations by Thomas P. Bayer of Klein, Thorpe and Jenkins, Ltd., and Stephen Friedman and Geoff Dickinson of S.B. Friedman & Company, and after reviewing the public records, the planning documents, the proposed ordinances approving the designation of the Redevelopment Project Area, the Eligibility Study, the Housing Impact Study and the Redevelopment Plan and Project relative to the Bensenville North Industrial District Tax Increment Financing District, the Joint Review Board, by an seven to zero (7 to 0) vote of those members present and voting [Elementary School District No. 2 (Paul Novak) – aye; Fenton High School District No. 100 (Kathie Pierce) – aye; Bensenville Park District (Bob Jarecki) – aye; Bensenville Public Library District (Jill Rodriguez) – aye; Bensenville Fire Protection District No. 2 (Mike Spain) – aye; Public Member (David Huang) – aye; and the Village of Bensenville (Michael Cassady) – aye] voted to recommend that the President and Board of Trustees of the Village of Bensenville move forward with the designation of the Redevelopment Project Area for the Bensenville North Industrial District Tax Increment Financing District and approve the Redevelopment Plan and Project in relation thereto, as required by 65 ILCS 5/11-74.4-5(b).

Date: January 18, 2011

By:



Michael Cassady

Chairperson of the Joint Review Board

**PUBLIC HEARING OPENING STATEMENT
IN REGARD TO THE PROPOSED
NORTH INDUSTRIAL DISTRICT TIF DISTRICT**

THE PUBLIC HEARING TONIGHT IS IN REGARD TO THE VILLAGE'S PROPOSAL TO ESTABLISH A TAX INCREMENT FINANCING DISTRICT TO BE KNOWN AS THE NORTH INDUSTRIAL DISTRICT TIF DISTRICT. IN ACCORDANCE WITH THE TAX INCREMENT ALLOCATION REDEVELOPMENT ACT, THE VILLAGE HAS TAKEN THE FOLLOWING ACTIONS ON THE FOLLOWING DATES IN REGARD TO THE ESTABLISHMENT OF THIS TIF DISTRICT:

	<u>ACTION</u>	<u>DATE TAKEN</u>
1.	Approved an Ordinance Authorizing the Eligibility Study, including the Housing Impact Study	August 10, 2010
2.	Mailed notices, by certified mail, return receipt requested, relative to the Ordinance Authorizing the Eligibility Study, including the Housing Impact Study, to all taxing districts that would be affected by the tax increment financing district designation	August 13, 2010
3.	Approved an Amended Ordinance Authorizing the Eligibility Study, including the Housing Impact Study	August 24, 2010
4.	Mailed notices, by certified mail, return receipt requested, relative to the Amended Ordinance Authorizing the Eligibility Study, including the Housing Impact Study, to all taxing districts that would be affected by the tax increment financing district designation	August 27, 2010
5.	Announced the availability of the Eligibility Study and the TIF Plan at a Village Board meeting	October 12, 2010
6.	Mailed notices of a Public Meeting to all taxing districts and all parties who are registered on the Village's TIF Interested Parties Registry (by certified mail, return receipt requested), and all residential addresses within the Redevelopment Project Area and all taxpayers of record within the Redevelopment Project Area (by First Class U.S. Mail), with said residential address notices being in both English and Spanish	October 22, 2010
7.	Held the Public Meeting	November 9, 2010

8.	Approved Ordinance No. 87-2010 calling for a Joint Review Board meeting and a public hearing relative to the proposed approval of the Redevelopment Project Area and the TIF Plan in relation thereto	November 23, 2010
9.	Mailed notices relative to the availability of the Eligibility Study, the Housing Impact Study and TIF Plan to all residential addresses within 750 feet of the boundaries of the Redevelopment Project Area and to all parties who were registered on the Village's TIF Interested Parties Registry (by First Class U.S. Mail)	December 2, 2010
10.	Mailed a copy of Ordinance No. 87-2010, the Eligibility Study, the Housing Impact Study and the TIF Plan, along with a notice of the Joint Review Board meeting and the public hearing, to all taxing districts and the Illinois Department of Commerce and Economic Opportunity (by certified mail, return receipt requested)	December 2, 2010
11.	Held Joint Review Board meetings	December 17, 2010, January 5, 2011 and January 18, 2011
12.	Published notice of the public hearing in the newspaper (<i>Daily Herald</i>) twice	January 12, 2011 and January 14, 2011
13.	Mailed notices of the public hearing to each residential address (by First Class U.S. Mail) and taxpayer of record (by certified mail, return receipt requested) within the Redevelopment Project Area, and to each person on the Village's TIF Interested Parties Registry (by First Class U.S. Mail), with said residential address notices being in both English and Spanish	January 12, 2011

PURSUANT TO THE TAX INCREMENT ALLOCATION REDEVELOPMENT ACT, THE VILLAGE MUST WAIT AT LEAST 14 DAYS FROM TODAY'S PUBLIC HEARING DATE BEFORE INTRODUCING OR TAKING ACTION ON THE ORDINANCES ESTABLISHING THE NORTH INDUSTRIAL DISTRICT TIF DISTRICT. AS SUCH, SAID ORDINANCES WILL NOT BE ACTED UPON UNTIL THE VILLAGE BOARD'S NEXT REGULAR MEETING ON FEBRUARY 8, 2011.

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
January 11, 2011

CALL TO ORDER: 1. President Soto called the meeting to order at 7:07 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 COMMENT: There was no public comment.

APPROVAL OF MINUTES: 3. The December 7, 2010 Village Board Minutes and December 14, 2010 Village Board Minutes were presented.

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

All were in favor.

Motion carried.

WARRANT NO. 11/01: 4. President Soto presented Warrant No. 11/01 in the amount of \$1,371,675.68.

Motion: Trustee Wesseler made a motion to approve the warrant as presented. Trustee Johnson seconded the motion.

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

NAYS: None

Motion carried.

Ordinance No.

1-2011:

5. President Soto gave the summarization of the action contemplated in **Ordinance No. 1-2011** entitled **An Ordinance Amending Village Code Title 3 – Chapter 3 – Liquor Regulations – Reducing Number of Class A Liquor Licenses.**

Motion:

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

ROLL CALL:

AYES: Adamowski, Johnson, O'Connell, Peconio

NAYS: Bartlett

ABSTAINED: Wesseler

Motion carried.

Resolution No.

R-1-2011:

6. President Soto gave the summarization of the action contemplated in **Resolution No. R-1-2011** entitled **A Resolution Authorizing the Execution of a Purchase Order and a 12 Month Contract Extension for Dial-A-Bus Transportation Services from First Transit, Inc.**

Motion:

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

ROLL CALL:

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

NAYS: None

Motion carried.

Resolution No.

R-2-2011:

7. President Soto gave the summarization of the action contemplated in **Resolution No. R-2-2011** entitled **A Resolution Authorizing the Execution of a Purchase Order and Contract for Engineering Design Services for Water Main & Lighting Improvements at Irving & York to Baxter & Woodman.**

Motion:

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

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January 11, 2011 Page 3

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

 NAYS: None

 Motion carried.

PRESIDENTS

REMARKS: President Soto shared his thoughts and prayers for the tragedy that took place in Arizona. President Soto advised Village Staff to place flags at half-staff due to the incidents that took place.

All were in favor.

Motion carried.

President Soto granted Village Manager, Michael Cassady, the authority to begin negotiations with A.E. Com who was awarded the bid for the Village's F.F.A. Grant. The final agreement will be brought in front of the Village Board for final approval.

All were in favor.

Motion carried.

MANAGERS

REPORT: Village Manager, Michael Cassady, recommended to the Village Board that no action be taken on the Intergovernmental Agreement that relates to the TIF.

Village Manager, Michael Cassady, presented to the Village Board a draft term sheet that will act as an outline of the proposed Intergovernmental Agreement.

Trustee Adamowski recused himself from the meeting at 7:47 p.m.

Motion: Trustee Johnson made a motion supporting the draft term sheet and authorizing Village Manager, Michael Cassady to negotiate terms of the Intergovernmental Agreement on behalf of the Village of Bensenville. Trustee Bartlett seconded the motion.

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January 11, 2011 Page 4

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

NAYS: None

RECUSED: Adamowski

Motion carried.

Trustee Adamowski returned to the meeting at 8:05 p.m.

Village Manager, Michael Cassady, introduced newly hired Public Work Director, Joseph Caracci.

**NEW
BUSINESS:**

Village Clerk, JoEllen Ridder, wished Trustee Adamowski and Trustee Bartlett a Happy Birthday.

Trustee Peconio asked for an update in regards to the safety doors being installed at Village Hall.

**EXECUTIVE
SESSION:**

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

ADJOURNMENT:

Trustee Johnson made a motion to adjourn the meeting and go into Executive Session. Trustee O'Connell seconded the motion

All were in favor.

Motion carried.

President Soto adjourned the meeting at 8:13 p.m.

JoEllen Ridder
Village Clerk

PASSED AND APPROVED by the President and Board of Trustees of the Village of Bensenville this _____ day, January 2011

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

MINUTES OF THE SPECIAL VILLAGE BOARD OF TRUSTEES
MEETING
January 18, 2011

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

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

Adamowski, Johnson, Peconio, Wesseler

Absent: Bartlett, O'Connell

A quorum was present.

PUBLIC COMMENT: There was no public comment.

APPROVAL OF MINUTES: 3. There were no minutes for approval.

WARRANT NO.
_____ : 4. There was no warrant for approval.

Resolution No.
R-3-2011: 5. President Soto gave the summarization of the action contemplated in **Resolution No. R-3-2011** entitled **A Resolution Approving an Intergovernmental Agreement between the Village of Bensenville, Bensenville School District #2, Bensenville Fire Protection District #2, The Bensenville Public Library District, and the Bensenville Park District relative to the Bensenville North Industrial District Tax Increment Financing District.**

Trustee Adamowski recused himself from the meeting at 6:33 p.m.

Minutes of the Special Village Board Meeting
January 18, 2011 Page 2

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

ROLL CALL: AYES: Johnson, Peconio, Wesseler, President Soto

NAYS: None

RECUSED: Adamowski

Motion carried.

Trustee Adamowski returned to the meeting at 6:45 p.m.

PRESIDENTS

REMARKS:

President Soto thanked the various taxing bodies and Village Staff for their support in the Intergovernmental Agreement for the North Industrial District TIF.

MANAGERS

REPORT:

Village Manager, Michael Cassady, had no report.

ADJOURNMENT:

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

All were in favor.

Motion carried.

President Soto adjourned the meeting at 6:50 p.m.

JoEllen Ridder

Village Clerk

PASSED AND APPROVED by the President and Board of Trustees of the Village of Bensenville this _____ day, January 2011

TYPE: Resolution **SUBMITTED BY:** Chief Frank Kosman **DATE:** 1-19-2011

DESCRIPTION: Intergovernmental Agreement for the Du Page County Interoperable Emergency Dispatch Radio System

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 type="checkbox"/>	Major Business/Corporate Center
<input checked="" type="checkbox"/>	Safe and Beautiful Village	<input type="checkbox"/>	Vibrant Major Corridors

COMMITTEE ACTION: 5-0 Approval Pending Attorney Review and approval **DATE:** 1-11-2011

BACKGROUND

On 8-24-10, the Village Board passed a motion to approve the sending of a letter of intent to participate in the ETSB interoperable radio project. See attached Memo 2010-38 for background information. On 12-13-10, the ETSB approved an Intergovernmental Agreement and set a deadline of 1-31-11 for the participating municipalities to submit their approved Intergovernmental Agreements. The Agreement was reviewed and approved by Keith Letsche of Bond, Dickson and Associates.

KEY ISSUES:

As per this agreement, the ETSB will support the first 7 years of airtime and maintenance for the radio system. There is a cost savings in the county wide approach to this interoperable radio system including a grant for the purchase of 9 of 41 radios and the ETSB paying for the other 32 radios. The new system will bring the police department's radio communication in compliance of the FCC narrow banding mandate that will be required as of 1-1-2013.

ALTERNATIVES:

1. Approve the resolution to execute the Intergovernmental Agreement
2. Discretion of the Board

RECOMMENDATION:

Staff recommends approval of the attached resolution to execute the attached IGA. The project will provide a state wide level of radio interoperability for the Village's police first responders. The project provides a cooperative solution for the federal narrow banding radio mandate. Also, the project provides more flexibility for dispatch consolidation alternatives.

BUDGET IMPACT:

The major costs involved in the project for the first 7 years of the program are paid by the ETSB. The funding for the radio core package of 41 radios and equipment provided by a grant and the ETSB is for \$240,793. The Village will be responsible for 2 additional radios at a projected cost of \$11,746 that is already in the FY2011 budget.

ACTION REQUIRED:

Approve a resolution authorizing the Village President to execute the Intergovernmental Agreement with the ETSB.

RESOLUTION NO. _____

**RESOLUTION APPROVING INTERGOVERNMENTAL AGREEMENT
FOR INTEROPERABLE EMERGENCY DISPATCH RADIO SYSTEM
BETWEEN THE COUNTY OF DU PAGE AND THE VILLAGE OF
BENSENVILLE**

WHEREAS, the Village of Bensenville (“Village”) and the County of DuPage (“County”) are units of local government as defined in the Intergovernmental Cooperation Act (5 ILCS 220/1 *et seq.*); and

WHEREAS, Article VII, Section 10, of the Illinois Constitution of 1970 and the Intergovernmental Cooperation Act. authorize units of local government to contract or otherwise associate among themselves to obtain or share services; to exercise, combine, or transfer any power or function, in any manner not prohibited by law; and to use their credit, revenues, and other reserves to pay costs and to service debt related to intergovernmental activities; and

WHEREAS, the County, its Emergency Telephone System Board (“ETSB”) and the Village believe that the goal of enhancing their ability to effectively respond to emergency calls to 9-1-1, however initiated, through interoperable public safety communications capabilities for the members of the (“ETSB”) will be realized by providing an interoperable emergency radio dispatch system as set forth in the Intergovernmental Agreement for Interoperable Emergency Dispatch Radio System (“Intergovernmental Agreement”) attached hereto as Exhibit 1 and incorporated herein by reference as part hereof; and

WHEREAS, the President and Board of Trustees believe and hereby declare that it is in the best interests of the Village and its residents to approve the Intergovernmental Agreement;

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 ONE: The foregoing recitals are hereby incorporated by reference in this Section One as if fully set forth.

SECTION TWO: The Intergovernmental Agreement attached hereto as Exhibit 1 shall be and is hereby approved, and the President and Village Clerk shall be and are hereby authorized and directed, respectively, to execute and to attest to said Agreement in substantially the form attached hereto.

SECTION THREE: This Resolution shall be in full force and effect from and after its passage and approval in the manner provided by law.

PASSED AND APPROVED by the President and Board of Trustees of the Village of Bensenville, this _____ day of January, 2011.

Frank Soto
Village President

ATTEST:

JoEllen Ridder, Village Clerk

AYES: _____

NAYS: _____

ABSENT: _____



Village of Bensenville Police Department

100 N. Church Road
Bensenville, IL. 60106
Ph (630) 350-3455 Fax (630) 350-0855

Memorandum 2010-38

Date: 8-18-10
To: Michael Cassady, Village Manager
From: Frank Kosman, Chief of Police
Subject: ETSB Interoperable Radio Project

The DuPage County Emergency Telephone System Board ["DuPage ETSB"] was established as an Emergency Telephone System Board pursuant to a referendum held on April 4, 1989. The voters of DuPage County and portions of Cook, Kane and Will Counties approved a fifty cent surcharge per telephone network connection for implementation of an enhanced 9-1-1 system. The DuPage County Emergency Telephone System Board serves the residents of DuPage County and those DuPage County municipalities that include territory within Cook, Kane and Will Counties, but excludes the Village of Burr Ridge and the City of Naperville. As the telecommunications technology changed, more residents began to acquire wireless communication devices. The General Assembly enacted a Wireless 9-1-1 Surcharge in the amount of 75 cents per wireless network connection. This section of the Wireless 9-1-1 Surcharge Act is scheduled to be repealed on April 1, 2013. The Illinois Commerce Commission collects the money and remits 50 cents per wireless network connection on a monthly basis to the DuPage County Emergency Telephone System Board.

DuPage ETSB Duties and Responsibilities

- Implementation of 9-1-1 at all dispatch agencies countywide, including portions of Cook, Kane and Will Counties;
- Providing Automatic Number Identification (ANI), Automatic Location Identification (ALI), and Selective Routing for all 9-1-1 calls at a tariff cost of 15 cents per network connection averaging \$200,000.00 per month and paying the monthly wireless system tariff at \$5,159.00 per month based on population;
- Coding all addresses into the master street address guide for maintenance of the 9-1-1 system;
- Providing a computer-aided dispatch (CAD) system for all dispatch agencies to assist with dispatching service to 9-1-1 police, fire, and EMS emergencies;
- Collecting, budgeting, appropriating, and expending 9-1-1 landline surcharge

- fees and wireless surcharge fees;
- Maintaining all call handing agreements with adjacent jurisdictions and filing the mandatory Illinois Commerce Commission regulatory filings on an annual basis;
- Providing 9-1-1 telephone and logging recorders to all the dispatch agencies;
- Implementation of a county-wide records integrated into the 9-1-1 system, each dispatch agency, and the DuPage County Circuit Court Clerk DUCs system currently in use by the DuPage County Probation and DuPage County Public Defender's office;
- Construction and maintenance of a high-speed data network procured from AT&T called a "SONET Ring" that connects all police agencies, and some fire agencies, through the network to the computer-aided dispatch systems with "head ends" located at DU-COMM and the DuPage County Sheriff's IT room;
- Maintenance of a fixed asset inventory and depreciation schedule in compliance with the government accounting standards board.

Historical Overview

A number of analyses have been commissioned regarding the performance of public safety agencies at large scale events. Among these events were the 9/11 attacks in New York City /Washington DC and Hurricane Katrina. One of the overarching issues mentioned was the inability of multiple public safety agencies to communicate effectively during critical incidents.

Interoperability

The Federal Communications Commission (FCC) has mandated that by January 1, 2013 all non-federal public safety licensees using a 25 kHz system migrate to a narrowband 12.5 kHz-wide channels. To phase in the migration deadline of January 1, 2013, the FCC has established interim deadlines. The first important deadline is January 1, 2011, after which:

- The FCC will not grant applications for new voice operations or applications to expand the authorized contour of existing stations that use 25 kHz channels. Only narrowband authorizations will be granted.
- The FCC will prohibit manufacture or importation of new equipment that operates on 25 kHz channels. This will reduce the availability of new equipment for legacy radio systems and will affect how agencies maintain and upgrade older systems.

In instances in which a number of public safety jurisdictions are participating, the ability to communicate in "real time" is of great importance. Difficulties are found in that police departments communicate on a number of public safety bands. In DuPage County alone, agencies communicate on VHF High, UHF and 700 or 800 MHz. The common means for police to communicate at an incident scene would be by the use of portable radio. Portable radios are usually limited in that a UHF radio cannot transmit or receive VHF signals and vice versa. The 700 and 800 band radios most commonly in use cannot communicate with UHF or VHF radios.

The means by which Bensenville Police Department can communicate with agencies on other bands/frequencies would be by utilizing multiple radios. There is an added

expense in obtaining and programming these radios as well the efficiency of monitoring multiple portable units during a critical event.

With its present capabilities, the department has such radios in the vehicles. These are incapable, however, of being programmed with 700/800 MHz bands/frequencies. As an added draw back of utilizing multiple radios to obtain greater interoperable communications capability, particularly via mobile radios mounted in squad cars, the first responder is "tied" to the squad car. Once they exit the vehicle, any interoperable communications capability is lost.

The Bensenville Police Department has provided assistance to surrounding agencies upon request. Additionally, the department participates in the Illinois Law Enforcement Alarm System (ILEAS). ILEAS is a mutual aid system where law enforcement agencies agree to provide assistance to each other when requested. These agencies can be throughout the northern Illinois area. As an example, we have had first responders assigned to assist Elmhurst with a search for armed robbery subjects and Addison for traffic control related to a building explosion. The Bensenville Police Department also participates in other multi-jurisdictional task forces such as the DuPage Major Crime Task Force, the DuPage Arson Task Force, the DuPage Major Crash Task Force, and the DuPage Anti-gang Task Force. Earlier this month, the Anti-Gang Task force was activated and a first responder was sent to West Chicago to provide assistance on an incident involving a shooting.

Bensenville, Wood Dale, Itasca and Roselle are all on UHF band frequencies that allow for Bensenville first responders to communicate with these agencies via their portable radios. By contrast, Bensenville first responders cannot use these portable radios to communicate with the other agencies including: Elk Grove, DuPage County Sheriff's; Addison; Bloomingdale; and the Illinois State Police. For the aforementioned reasons, radio communications interoperability is greatly limited.

The fire service participates in MABAS divisions for mutual aid responses. Within the MABAS divisions there are "fire ground" frequencies in which the fire service can operate on VHF channels. VHF channels will require narrow banding. This is not an overall interoperable solution. MABAS channels only provide for close range coverage and do not have county wide coverage. The VHF channels do not provide interoperability across services to the Police and other agencies in DuPage County.

The Bensenville Fire Protection District has opted to use a radio system being utilized with their Communications Center, Norcomm. Therefore, they unfortunately are not planning on utilizing the DuPage County interoperable radio system which means that the Bensenville Police Department and the Bensenville Fire Protection District will not have interoperable radio communications with this system.

ETSB Radio Interoperability Project

Over four years ago, the ETSB Board responded to the member request to investigate and provide for interoperable radio communication between public safety agencies in DuPage County as well as throughout the greater Northern Illinois region.

The events of 911 caused the ETSB Board members at that time to review how 9-1-1 services were delivered to first responders. Several interagency response incidents

clearly indicated the need to study the problem of interoperable communications. A study by J & J Consulting in 2004 determined the problem as a lack of common platform for radio interoperability. Statistically for police dispatch operations, 73% are on UHF; 14% on VHF; 15% on 800 MHz conventional or trunking. Naperville and Aurora are included in the statistics. The report indicated a short term and long term solution. The short term solution called for patching on demand a UHF, VHF, and 800 MHz channel. Non dispatch agency frequencies were identified and under agreement with those agencies the frequencies were utilized and the DIRS (DuPage Interoperable Radio System) was born. The system went on line December 30th 2004.

Although the DIRS patch was an effective short term solution for interoperability, the ETSB Board recognized the need to provide a common platform county-wide for first responders with additional capabilities and resources not available with current analog conventional technology. Lack of 800 MHz frequencies would provide an obstacle to the next level system design.

FCC 2013 frequency narrow banding requirements were also under review. In early 2006 the FCC announced a plan where television stations would need to transition off channels 62 – 69 and operate in digital by February 2009. This paved the way for the Board to explore trunked radio options. Starcom 21 was researched but discarded as an option due to lack of in building coverage and the per user month fee of \$53 at that time.

The ETSB Board decided to expand the current DIRS system based on the State of Illinois Starcom 21 contract. On September 14, 2004, the ETSB Board approved a contract to Motorola for a five channel nine site design.

The ETSB Board created a Radio Steering Committee to vet the technology and design the system. The initial phase of this project was a private county-wide system utilizing Motorola equipment. The private system included 11 tower sites to provide sufficient in-building coverage [12 Db] for daily operations for the police and fire service. This process lasted over two years. The end result of that private system was a cost of approximately 48 million dollars for the system and annual costs ranging between \$500,000 and 2 million dollars for maintenance and personnel. This was cost prohibitive for both the ETSB and the member agencies.

Based on this finding, the ETSB asked the Radio Steering Committee to investigate STARCOM21 as a possible alternative. The Radio Steering Committee conducted extensive testing utilizing existing STARCOM21 infrastructure currently available in the DuPage County area. A burn tower test was also conducted by fire service members during that time. The Radio Steering Committee submitted a letter to the ETSB indicating the STARCOM21 System was a viable option for infrastructure if the system could be built out to the 12 Db in-building coverage for sufficient daily operations.

The STARCOM21 system is a 700/800 MHz radio system. There is already a network of STARCOM21 tower sites throughout the State of Illinois. This allows for greater roaming capability. Additionally, it provides for redundancy of tower sites. If a tower goes down, the radio signal will seek another STARCOM21 tower. If a tower is inundated or overwhelmed with radio transmissions, the signal will seek another tower that is available to handle the radio traffic.

A number of public safety agencies are successfully utilizing this system as their primary dispatch system. By participating in the STARCOM21 network, the Bensenville Police Department would share in this interoperable capability.

STARCOM21 System vs. Bensenville Police Main Band

The STARCOM21 system will offer far greater radio communications interoperability. It is anticipated that 2,700 public safety employees in DuPage County will share the STARCOM21 system. This will be of great utility when Bensenville provides or requests assistance or mutual aid. This compares to the three towns to which Bensenville first responders can now communicate with via their portable radios. As towers exist throughout the State of Illinois, first responders should be able to roam throughout the State and still maintain radio communication capabilities.

The STARCOM21 system will be capable of "patching" through to legacy radio networks such as the Illinois State Police Radio Network (ISPERN). Current radio capabilities allow for police first responders to access ISPERN via mobile radio in the squad cars. As an additional note, the use of ISPERN is limited to set situations. An additional benefit of STARCOM21 is that the telecommunicators (dispatchers) will be able to access the STARCOM21 network through the dispatch consoles. ISPERN only allows for telecommunicators to monitor ISPERN with no transmit capabilities.

The STARCOM21 network will provide for a level of redundancy in the system that far exceeds the capability of the current police main band. The police radio band is reliant on a two transmitter/receiver sites located in Bensenville and Wood Dale. Additionally, two small receivers are located in Bensenville and Wood Dale. These act as a "boost" to the signal of our first responders as they are far enough away from the other tower locations to require this additional "push". If any of the circuits in the current radio network fail, radio communications are severely hampered or totally stopped. There are no additional redundant sites for the current signals to seek.

Motorola will guarantee 12 Db in building coverage with the STARCOM21 12Db network. The current radio network cannot guarantee this level of service. First responders have noticed some "dead spots" where radio coverage is "spotty".

STARCOM21 is owned and operated by Motorola. System upgrades or repairs are therefore paid by Motorola. If repairs, improvements or changes are necessitated to the current radio band network, our current system shares the costs involving the main transmitter/receivers. Bensenville pays for circuits and any repairs or improvements necessitated to the two sites at in our jurisdiction and Wood Dale maintains the sites in their jurisdiction.

Financial

It should be noted that the project has not yet been approved by the ETS Board. The attached Preliminary Cost Projection details the radio project as requested by the ETSB members and represents the absolute maximum that ETSB has available in reserve funds. The cost of the project is based on State contracted pricing.

One of the most significant issues for the fire service is the ability to "page and utilize a tone system" for call outs. A digital replacement for this element of radio operation does

not currently exist nationally. The Radio Steering Committee Fire Subcommittee In an effort to address the fire service goal of paging-and-toning for call out, recommended a paging solution which would narrow band existing equipment and provide a redundant system. This county-wide fire service solution would be funded by a one-time reimbursement from ETSB.

STARCOM21 is paid for through a monthly, per unit service agreement. The monthly fee is \$30 per radio per the current agreement which expires November, 2011. Motorola is currently in negotiations with the State of Illinois for the next contract. The exact rate is not yet available.

The authorized strength is 41 first responders, 33 full-time and 8 part-time. The cost to the agency would then be 41 **first responders x \$30 monthly fee x 12 months = \$14,760 per year.**

The proposed ETSB project indicates that ETSB will reimburse public safety agencies for the first four years of the service contract. The funds earmarked by ETSB for this expense derive from the 911 surcharge (tax) levied on all landlines and cell phones in DuPage County.

The current Kenwood and Motorola radios used by the first responders cannot communicate or be reprogrammed to communicate on the STARCOM21 network. New portable radios would be necessary to gain access to the network and obtain the benefits of the interoperable radio network. The radio for the STARCOM21 system would be the Motorola APX7000. The cost of each unit is approximately \$6,063.00 with dual band capability. **41 First responders x \$6,063.00= \$248,583.**

The radios will partially be paid for with a Department of Homeland Security Public Safety Interoperability Communications (PSIC) grant. The proposed project indicates that *ETSB is considering purchasing APX radios for agencies choosing to participate in DuPage STARCOM21 network as detailed in the PSIC grant.* ETSB cannot provide radios for personnel who are not first responders.

As an added benefit, the APX7000 radio is a dual band radio. This would allow an agency to communicate on the new STARCOM21 700/800 MHz band as well as utilize the UHF or VHF radio frequency as a tactical channel. Retention of the current system would mean maintaining and replacing equipment and narrow banding, if needed.

The APX7000 radios offer the benefit of over the air software updates. It will not be necessary to take radios out of service for software upgrades as is the case with the department's current radios.

Recommendation

The previous discussion would indicate that the STARCOM21 radio network and the APX7000 radio offer superior capabilities and interoperability. As proposed, the initial four years worth of the service agreement and initial radio purchase will be reimbursed by ETSB. Due to these reasons, I recommend the Bensenville Police Department participate in the DuPage Radio Interoperability Project.

If the Village concurs, three actions will be necessary. The first would be that the Village indicates their participation to ETSB through the execution of Letter of Intent. ETSB is asking for this letter by September 7, 2010, in order to calculate final costs for contract negotiations and to allow ample time for agencies to execute an Intergovernmental Agreement. A proposed Letter of Intent to participate in an intergovernmental agreement with DuPage County on behalf of a county-wide interoperable emergency radio dispatch system is attached. A motion to approve the proposed Letter of Intent would have to be passed by the Village Board and then the Village President would have to sign it before it was forwarded to the ETSB before the above date.

The second is an inter-governmental agreement (IGA). At the time of this memorandum, the inter-agency agreement is still being finalized. The DuPage Mayors and Managers Conference hosted a meeting on July 29, 2010 where a review of the document was provided. A template of the IGA for the consideration of legal counsel will be forwarded to the Village Attorney for review. I have attached the current draft of the IGA. However, the IGA will not be finalized and the budgetary concerns including equipment costs and costs related to user air time beyond year four without a determination of the number of users. When it is finalized, the Village Board will need to review it and pass a resolution to authorize the Village President to execute it.

Finally, the Village would need to execute a STARCOM21 Service Agreement. If the Village Board and Village Manager concurs, I will forward the STARCOM21 User Agreement for review and a resolution authorized the Village Manager to execute it.

Attachment A

Bensenville PD

ETSB Member

Report Generated: 12/03/2010

Funding, Radio-Core-Package	Quantity	Unit Value	Available Funding
PSIC-Provided Radios	9	\$ 5,873.00	\$ 52,857.00
ETSB-Provided Radios	32	\$ 5,873.00	\$ 187,936.00
Total Available Radio-Core-Package Funding	41		\$ 240,793.00

AGENCY EQUIPMENT & COST OBLIGATION SUMMARY

Category	Quantity	Equipment Value	Agency Obligation	Notes
Portable Radios	43	\$ 252,539.00		APX7000 maintenance cost is estimated to be \$62.26 per radio, per year after Year 4
Mobile Radios	0	\$ -		
Total Radios	43	\$ 252,539.00	\$ 11,746.00	Additional Radios
Batteries	86	\$ 8,307.60	\$ -	
Chargers (43 Chargers Yielding 43 Charging Positions)	43	\$ 3,708.75	\$ -	
Cases & Straps (43 Cases & 0 Straps)	43	\$ 1,987.89	\$ -	
Microphones & Antennas (0 RSMs,43 PSMs,43 PSM Antennas)	86	\$ 5,221.92	\$ -	
Intrinsically-Safe Option	0	\$ -	\$ -	
Enable Internal GPS Operation	0	\$ -	\$ -	
<i>Adjustment 1</i>				
<i>Adjustment 2</i>				
<i>Adjustment 3</i>				
TOTAL AGENCY OBLIGATION		\$ 11,746.00	=====>>>	\$ 11,746.00

3290 Subscribers 4 Year View with 5 Payments										
	2010	2011	2012	2013	2014	2015	2016	2017		
Annual Lease 2.87%	\$ 5,334,657.93	\$ 5,334,657.93	\$ 5,334,657.93	\$ 5,334,657.93	\$ 5,334,657.93					\$ 26,673,289.65
STARCOM Air-time (3290)	\$ -	Included	Included	Included	\$ 1,416,812.00	\$ 1,416,812.00	\$ 1,416,812.00	\$ 1,416,812.00		
NICE AIS, I.P. Logger, Infor		Warranty	\$ 150,420.00	\$ 156,732.00	\$ 160,144.00	\$ 163,659.00	\$ 167,279.00	\$ 171,007.00		
MCC7500 Consoles		Warranty	\$ 210,694.00	\$ 215,386.00	\$ 220,223.00	\$ 227,779.00	\$ 232,999.00	\$ 238,380.00		
Control Stations		Warranty	\$ 24,849.15	\$ 25,617.68	\$ 26,409.98	\$ 27,226.79	\$ 28,068.85	\$ 28,936.96		
Subscribers	\$ -	Warranty	Warranty	Warranty	\$ 236,880.00	\$ 236,880.00	\$ 236,880.00			
PSIC Order for 585 subs		\$ 3,407,853.00								
Grand total for 3290	\$ 5,434,226.81	\$ 8,742,510.93	\$ 5,720,621.08	\$ 5,732,393.61	\$ 7,158,246.91	\$ 2,072,356.79	\$ 2,082,038.85	\$ 2,092,015.96	\$ 39,034,410.95	



November 30th, 2010

MEMO TO: Linda Zerwin / DuPage ETSB
FROM: Pat Hughes
Re: STARCOM21 Contract Negotiations

Dear Mrs. Zerwin,

This memo is in regards to the current STARCOM21 State contract that expires October 30th, 2011 reflecting the equipment discount and monthly airtime rate. The current rates are \$30.00 per month for local, \$35.00 per month for county user, and \$53.00 per month for a state-wide user. These rates were used for the three year pre-paid incentive that Motorola has offered to DuPage County for purchase and shipment of radios in 2010.

Negotiations for a new STARCOM contract have not formally begun as we are waiting for CMS to approve the process to move forward with a new contract. We hope to begin these discussions in early January 2011.

After the three year pre-paid airtime I have use the below projected airtime:

\$39.00/month local user
\$44.00/month county user
\$0.00/month for spare subscriber
\$20,000.00/year for Jail only radios

Motorola would welcome your input during these negotiations and will keep you updated as we get closer to a final STARCOM State contract.

Regards,

A handwritten signature in black ink, appearing to read "Pat Hughes".

Pat Hughes
Motorola Inc.
(847) 514-7128

<u>Agency Licensee</u>	<u>Call Sign</u>	<u>Frequency</u>	<u>Use</u>	<u>Potential</u>		<u>N/A</u>	<u>Giveback</u>	<u>Reason to Keep</u>
				<u>Giveback</u>	<u>Keep</u>			
Addison, Village of	KEL343	155.100	Public Works	X				
	WPLV779	159.630	Public Works	X		X		
Addison FPD	N/A							
	WNCR651	155.010	Dispatch				X	
Addison PD	WNCR651	154.890	Dispatch				X	
	N/A						X	
Bartlett FPD	KTD767	155.670	Car to Car	X		X		
Bensenville, Village of	KDX538	158.160	Public Works	X				
Bensenville FPD	N/A						X	
Bensenville PD	KKN849	471/473.2125	Dispatch	X				
Bloomingdale, Village of	WNIA307	155.085	Public Works	X				
Bloomingdale FPD	KVU455	154.175	Dispatch			X		Fire paging & backup
	KVU455	154.310	Dispatch			X		Fire paging & backup
Bloomingdale PD	KNHK837	858/813.2125	Dispatch			X		Interagency/future data
	KDG325	155.520	Car to Car	X				
Carol Stream, Village of	KZZ435	154.1145	Public Works	X				
Carol Stream FPD	N/A						X	
Carol Stream PD	N/A	None					X	
Clarendon Hills, Village	KTK767	155.835	Public Works	X				
Clarendon Hills FD	WNMG301	153.635/150.805	Dispatch			X		Fire paging & backup
Clarendon Hills PD	WIK704	476/479.7375	SWCD Net 9			X		UHF Interagency
College of DuPage PD	KLA524	453/458.900	Com 1			X		Future Call Boxes
	WNKR05	453/458.600	Com 2			X		Future Call Boxes
Darien-Woodridge FPD	KDJ551	154.25	Dispatch			X		Fire paging & backup
Darien, City of	KSK343	453.450	Public Works	X				
Darien, City of	KSK343	453.800	Public Works	X				
Darien PD	KSA850	470/473.5125	Dispatch	X				
Downers Grove Village	KAW888	453/458.050	Public Works	X				
Downers Grove FD	WQAE907	155.7075/153.825	Dispatch			X		Fire paging & backup
Downers Grove PD	KSA850	470/473.5125	Dispatch	X				

<u>Agency Licensee</u>	<u>Call Sign</u>	<u>Frequency</u>	<u>Use</u>	<u>Potential</u>				<u>Reason to Keep</u>
				<u>Giveback</u>	<u>Keep</u>	<u>N/A</u>	<u>Giveback</u>	
Downers Grove PD	KSA850	470/473.9125	Dispatch	X				UHF Interagency
	KSA850	474.0125	UHF Interagency		X			
	WIM395	470/473.6625	Tac	X				
	WPQG455	472/475.8875	Tac	X				
	WCG422	470.9125	Dispatch BASE	X				UHF Interagency
	WCG422	473.5125	Control Station	X				
	WCG422	473.9125	Control Station	X				
	WCG422	474.0125	Control Station		X			
DU-COMM	KB52406	156.150	Local	X				UHF Interagency
	KZA347	470/473.3875	Dispatch 1E	X				
	KZA347	470/473.8875	Dispatch 3E	X				
	KZA347	470/473.6875	Dispatch 1W	X				
	KZA347	471/474.1375	Dispatch 3W	X				
	KZA347	471/474.0125	Dispatch A5		X			
	KZA347	470/473.3125	Dispatch 7W	X				
	WPTK582	470/473.2875	Tac 4 WH		X			
	WPTK582	470.0375/473.1375	Tac 5 EL			X		UHF Interagency
	WPTK582	470.1875/473.1625	Tac 6 VP			X		
	KZA347	476/479.4125	Dispatch CH9			X		
	KZA347	470/473.3625	ISPERN Patch	X				
	KZA347	470/473.4375	UFERN Patch	X				Interop Patch
	WPTK582	470/473.2625	DIRS UHF		X			
	WPUV475	473.3875	Control Station	X				
	WPUV475	473.8875	Control Station	X				
	WPUV475	473.6875	Control Station	X				
	WPUV475	474.1375	Control Station	X				
	WPUV475	474.0125	Control Station		X			
	WPUV475	473.3125	Control Station	X				
	WPUV475	470.3125	Base	X				
	KJD387	154/415.145	Fire East		X			Fire paging & backup
	KNIM596	154.310	Fire West		X			Fire paging & backup
	KNGG680	154.175	Fire North		X			Fire paging & backup

<u>Agency Licensee</u>	<u>Call Sign</u>	<u>Frequency</u>	<u>Use</u>	<u>Potential</u>				<u>Reason to Keep</u>
				<u>Giveback</u>	<u>Keep</u>	<u>N/A</u>	<u>Giveback</u>	
DU-COMM	WPNU382	151.385/153.685	Fire South		X			Fire paging & backup
	WPWG466	220/221.8025	FS alerting E		X			Fire station alerting
	WPWG466	220/221/.8175	FS alerting N		X			Fire station alerting
	WPWG466	220/221.8475	FS alerting W		X			Fire station alerting
	WPWG466	220/221.9025	FS alerting S		X			Fire station alerting
	WPWG466	220/221.9125	FS alerting		X			Fire station alerting
	WNKE235	857/812.9875	DATA		X			Future data
	WNKE235	859/814.4875	DATA		X			Future data
DuPage Forest Preserve PD	KNED362	31.780	N/A				X	
	KNED362	31.820	N/A				X	
	KNED362	31.860	N/A				X	
	KNED362	151.325/159.435	Intra agency		X			Intra agency
	KNED362	159.420	Intra agency		X			Intra agency
DuPage OEM	KNED362	151.250	Local	X				
	KZF591	154.965	Main		X			OEM Coordindation
	KNIW808	37.940	DCERN		X			PSAP Communications
	WNQF709	155.025	Weather Alerts		X			Weather Alerts
	KSA436	154.770	EMTAC1	X				
DuPage Sheriff	WNXS677	155.235	EMTAC2	X				
	KZA229	155.430	EMTAC3	X				
	KZA229	155.010	Local	X				
	KBJ863	857/812.3625	Dispatch		X			Interagency/future data
	KNBG939	854/809.9625	Dispatch		X			Interagency/future data
DuPage County of	WNRB606	856/811.2125	Courts		X			Courts
	WNRB606	859/814.7875	Jail		X			Jail
	KSA436	156.150	Tac	X				
	KSA436	158.790	DIRS VHF		X			Interop Patch
	WPSQ978	453/458.850	Juvenile Detent	X				
Elmhurst, City of	KNGD612	37.960	Highway	X				
	KNGD612	39.980	Highway	X				
	WQBK702	453/458.2875	Health Dept	X				
	KSI453	154.040	Public Works	X				

<u>Agency Licensee</u>	<u>Call Sign</u>	<u>Frequency</u>	<u>Use</u>	<u>Potential</u>			<u>Giveback</u>	<u>Reason to Keep</u>
				<u>Giveback</u>	<u>Keep</u>	<u>N/A</u>		
Elmhurst FD	N/A					X		
Elmhurst PD	N/A	None				X		
Glen Ellyn Village of	WNNL724	159.105/160.065	Public Works	X				
Glen Ellyn Fire Co	N/A	None				X		
Glen Ellyn PD	KSA904	470/473.6875	Base	X				
	KSA904	471/474.1375	Base	X				
	WBY393	473.6875	Control Station	X				
	WBY393	474.0125	Control Station		X			UHF Interagency
	KCV383	155.100	Car to Car	X				
Glenside FPD	N/A					X		
Glendale Heights Village	KNIN328	155.145	Public Works	X				
Glendale Heights PD	WNQU865	858/813.2125	Dispatch		X			Interagency/future data
	KEP641	154.890	Car to Car	X				
	KEP641	155.010	Car to Car	X				
Hanover Park, City of	KLK463	155.895	Public Works	X				
Hanover Park FD	N/A					X		
Hanover Park PD	KNJG559	152.520	Car to Car	X				
Hinsdale FD	WNMG301	153.635/150.805	Dispatch		X			Fire paging & backup
	WPEY973	155.895/155.685	Local	X				
Hinsdale PD	KSA668	154.725	Local	X				
	WIK704	476/479.7375	SWCD Net 9		X			UHF Interagency
	WPEY973	155.895	L17 Base	X				
	WPEY973	156.015	Input 154.725	X				
	KBV882	154.085	L16 Tac	X				
	WPEY973	155.685	L17 mobile	X				
Itasca, City of	KNES303	155.805	Public Works	X				
Itasca FPD	KDP357	154.31	Dispatch		X			Fire paging & backup
Itasca PD	WQDV865	471/474.1875	Dispatch	X				
Lisle-Woodridge FPD	N/A					X		
Lisle, Village of	KNIF963	156.1950	Public Works	X				
Lisle PD	WPQG455	472/475.8875	Dispatch	X				
Lombard, City of	WNUJ407	155.100	Public Works	X				

<u>Agency Licensee</u>	<u>Call Sign</u>	<u>Frequency</u>	<u>Use</u>	<u>Potential</u>			<u>Giveback</u>	<u>Reason to Keep</u>
				<u>Giveback</u>	<u>Keep</u>	<u>N/A</u>		
Lombard FD	N/A					X		
Lombard PD	WIJ440	476/479.7125	Tac CH7	X				
Oak Brook FD	WNMG301	153.635/150.805	Dispatch		X			Fire paging & backup
Oak Brook PD	KCL501	154.725	Dispatch	X				
	KSS828	155.805	Tac		X			Special Tac detail
	WPLH456	156.015	Dispatch	X				
	WPLH456	158.730	Tac	X				
	KGL362	154.115/159.075	Public Works	X				
OakBrook Terrace, City								
Oak Brook Terrace FPD	N/A					X		
Oak Brook Terrace PD	WII608	472/475.8125	Tac	X				
PleasantView FPD	KYQ963	154.250	Dispatch		X			Fire paging & backup
Roselle, Village of	KRV360	155.715	Public Works	X				
Roselle FD	KSI294	154.310	Dispatch		X			Fire paging & backup
Roselle PD	KAY934	471/474.1875	Dispatch	X				
	KAY934	477/480.60	Tac	X				
	WPWF432	155.520	Tac	X				
	WNMG301	153.635/150.805	Dispatch		X			Fire paging & backup
	KSD739	154.325	Tac	X				
Villa Park, Village of	WNVD902	154.040	Public Works	X				
Villa Park FD	N/A					X		
Villa Park PD	N/A	None				X		
Warrenville FPD	N/A					X		
Warrenville PD	WPWX243	154.0025	Car to Car	X				
West Chicago, City of	KDG299	155.88/159.015	Public Works	X				
West Chicago FPD	N/A	None				X		
West Chicago PD	KSE459	155.010	Car to Car	X				
	KSE459	154.890	Car to Car	X				
	WNMG301	153.635/150.805	Dispatch		X			Fire paging & backup
Westmont FD	KBJ838	154.725	Dispatch		X			special events
Westmont PD	KA7241	154.815	Fiat 2		X			Fiat task force
	KBJ838	155.685	Tac	X				
	KRX374	158.745	Tac 2		X			Tac

<u>Agency Licensee</u>	<u>Call Sign</u>	<u>Frequency</u>	<u>Use</u>	<u>Potential</u>		<u>N/A</u>	<u>Giveback</u>	<u>Reason to Keep</u>
				<u>Giveback</u>	<u>Keep</u>			
Westmont PD	KRX374	155.145	Tac 1 /Public Works	X				
	WNNO865	855.6375/810.6375	DIRS 800		X	X		Interop Patch
Wheaton FD	N/A							
Wheaton PD	KSA921	155.565					X	
	KSA921	154.890					X	
Willowbrook PD	WIK704	476/479.7375	SWCD Net 9		X			
	WQLC220	472/475.1250	WBPD P 2 P	X				
Winfield, Village of	KNP547	154.040	Public Works	X				
Winfield FPD	N/A					X		
Winfield PD	N/A	None				X		
Wood Dale, City of	WPCY401	46.580	Public Works	X				
Wood Dale FPD	WQBA531	154.310	Dispatch		X			Fire paging & backup
Wood Dale PD	WIG734	471/474.2125	Dispatch	X				
Woodridge, City of	KNHT574	155.040	Public Works	X				
Woodridge PD	WNCD989	856/811.4625	Dispatch		X			Interagency/future data
	WNCD989	857/812.4625	Dispatch		X			Interagency/future data
	KNIC529	154.725	local	X				
York Center FPD	N/A					X		

TYPE: Ordinances **SUBMITTED BY:** Tim Sloth **DATE:** January 25, 2011

DESCRIPTION: Ordinances abating the tax levy for the year 2010 to pay debt service on certain General Obligation Bonds (Alternate Revenue Source).

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: APPROVED AFL 3-0

DATE: 1/18/2011

BACKGROUND: The Village has a number of alternate revenue bonds. It is intended that these bond payments be paid from alternate revenue sources. If the designated alternate revenue source(s) does not generate sufficient dollars to cover the debt service payments on the Bonds than these amounts are automatically levied by the respective Counties. As such each year the Board needs to determine that sufficient revenues from these alternate revenue sources have or will be generated to cover these debt service payments. Once this determination is made, the Board then adopts an ordinance(s) abating the respective levy(s). Being required to levy to cover these payments versus being able to pay these payments through the alternative revenue source would have significant negative implication on the Village and any future issues it might wish to entertain. A determination has been made that the amounts that are being generated by the alternative revenue sources identified are sufficient to cover the respective debt payments and coverage requirements. Presented for consideration at this time are the abatement ordinances for the existing 12 alternate revenue bond issues. Below is a brief summary of those Ordinances:

Series 1998 – Wastewater Improvements
Series 1998A – Water & Sewer System
Series 2001A – Water & Sewer System
Series 2001C – Motor Fuel Tax Fund
Series 2001D – TIF 7, CVS
Series 2001E – TIF 11, Grand & York

Series 2002B – TIF 4, Legends Infrastructure
Series 2002A – Capital Improvements
Series 2003A – Capital Improvements
Series 2003G – Water & Sewer System
Series 2004D – Capital Improvements
Series 2004E – Water & Sewer System

KEY ISSUES: These ordinances need to be approved and filed with both Cook and DuPage County by early March. Failure to take action would result in the levying of these amounts by the respective County and which would have significant negative implications on the Village and any future issues that might wish to entertain.

ALTERNATIVES: N/A

RECOMMENDATION: Approve the 2010 Tax Levy abatement ordinances.

BUDGET IMPACT: Certain revenue sources have been pledged to pay this debt service and as such are not available to fund operating and other costs of the village.

ACTION REQUIRED: Board action on the ordinances.

ORDINANCE #

**AN ORDINANCE ABATING THE TAX HERETOFORE LEVIED FOR THE YEAR
2010 TO PAY DEBT SERVICE ON \$3,000,000 SERIES 1998 GENERAL
OBLIGATION BONDS (ALTERNATE REVENUE SOURCE) OF THE
VILLAGE OF BENSENVILLE, COUNTIES OF COOK AND DUPAGE, ILLINOIS**

WHEREAS, the Board of Trustees (the "Board") of the Village of Bensenville, Counties of Cook and DuPage, Illinois (the "Issuer"), by ordinance adopted on the 16th day of June, 1998 (the "Ordinance"), did provide for the issue of \$3,000,000 General Obligation Bonds (Alternate Revenue Source) (the "Bonds"), and the levy of a direct annual tax sufficient to pay principal and interest on the Bonds; and

WHEREAS, the issuer will have Pledged Revenues (as defined in the Ordinance) available for the purpose of paying the debt service due on the Bonds during the next succeeding bond year; and

WHEREAS, it is necessary and in the best interests of the Issuer that the tax heretofore levied for the year 2010 to pay such debt service on the Bonds be abated.

NOW THEREFORE, 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: ABATEMENT OF TAX. The tax heretofore levied for the year 2010 in the Ordinance is hereby abated in its entirety.

SECTION TWO: FILING OF ORDINANCE. Forthwith upon the adoption of this ordinance, the Deputy Village Clerk shall file a certified copy hereof with the County Clerks of Cook and DuPage Counties, Illinois, and it shall be the duty of said County Clerk to abate said tax levied for the year 2010 in accordance with the provisions hereof.

SECTION THREE: EFFECTIVE DATE. This Ordinance shall be in full force and effect forthwith upon its adoption.

PASSED AND APPROVED by the President and Board of Trustees at the Village of Bensenville, this _____ day of _____, 2011.

Frank Soto, Village President

ATTEST:

JoEllen Ridder, Village Clerk

AYES: _____

NAYS: _____

ABSENT: _____

Published in Pamphlet Form

ORDINANCE #

**AN ORDINANCE ABATING THE TAX HERETOFORE LEVIED FOR THE YEAR
2010 TO PAY DEBT SERVICE ON \$2,925,000 SERIES 1998A GENERAL
OBLIGATION BONDS (ALTERNATE REVENUE SOURCE) OF THE
VILLAGE OF BENSENVILLE, COUNTIES OF COOK AND DUPAGE, ILLINOIS**

WHEREAS, the Board of Trustees (the "Board") of the Village of Bensenville, Counties of Cook and DuPage, Illinois (the "Issuer"), by ordinance adopted on the 1st day of December, 1998 (the "Ordinance"), did provide for the issue of \$2,925,000 General Obligation Bonds (Alternate Revenue Source) Series 1998A (the "Bonds"), and the levy of a direct annual tax sufficient to pay principal and interest on the Bonds; and

WHEREAS, the issuer will have Pledged Revenues (as defined in the Ordinance) available for the purpose of paying the debt service due on the Bonds during the next succeeding bond year; and

WHEREAS, it is necessary and in the best interests of the Issuer that the tax heretofore levied for the year 2010 to pay such debt service on the Bonds be abated.

NOW THEREFORE, 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: ABATEMENT OF TAX. The tax heretofore levied for the year 2010 in the Ordinance is hereby abated in its entirety.

SECTION TWO: FILING OF ORDINANCE. Forthwith upon the adoption of this ordinance, the Deputy Village Clerk shall file a certified copy hereof with the County Clerks of Cook and DuPage Counties, Illinois, and it shall be the duty of said County Clerk to abate said tax levied for the year 2010 in accordance with the provisions hereof.

SECTION THREE: EFFECTIVE DATE. This Ordinance shall be in full force and effect forthwith upon its adoption.

PASSED AND APPROVED by the President and Board of Trustees at the Village of Bensenville, this _____ day of _____, 2011.

Frank Soto, Village President

ATTEST:

JoEllen Ridder, Village Clerk

AYES: _____

NAYS: _____

ABSENT: _____
Published in Pamphlet Form

ORDINANCE #

**AN ORDINANCE ABATING THE TAX HERETOFORE LEVIED FOR THE YEAR
2010 TO PAY DEBT SERVICE ON \$1,000,000 SERIES 2001A GENERAL
OBLIGATION BONDS (ALTERNATE REVENUE SOURCE) OF THE
VILLAGE OF BENSENVILLE, COUNTIES OF COOK AND DUPAGE, ILLINOIS**

WHEREAS, the Board of Trustees (the "Board") of the Village of Bensenville, Counties of Cook and DuPage, Illinois (the "Issuer"), by ordinance adopted on the 17th day of April, 2001 (the "Ordinance"), did provide for the issue of \$1,000,000 General Obligation Bonds (Alternate Revenue Source) Series 2001A (the "Bonds"), and the levy of a direct annual tax sufficient to pay principal and interest on the Bonds; and

WHEREAS, the issuer will have Pledged Revenues (as defined in the Ordinance) available for the purpose of paying the debt service due on the Bonds during the next succeeding bond year; and

WHEREAS, it is necessary and in the best interests of the Issuer that the tax heretofore levied for the year 2010 to pay such debt service on the Bonds be abated.

NOW THEREFORE, 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: ABATEMENT OF TAX. The tax heretofore levied for the year 2010 in the Ordinance is hereby abated in its entirety.

SECTION TWO: FILING OF ORDINANCE. Forthwith upon the adoption of this ordinance, the Deputy Village Clerk shall file a certified copy hereof with the County Clerks of Cook and DuPage Counties, Illinois, and it shall be the duty of said County Clerk to abate said tax levied for the year 2010 in accordance with the provisions hereof.

SECTION THREE: EFFECTIVE DATE. This Ordinance shall be in full force and effect forthwith upon its adoption.

PASSED AND APPROVED by the President and Board of Trustees at the Village of Bensenville, this _____ day of _____, 2011.

Frank Soto, Village President

ATTEST:

JoEllen Ridder, Village Clerk

AYES: _____

NAYS: _____

ABSENT: _____

Published in Pamphlet Form

ORDINANCE #

**AN ORDINANCE ABATING THE TAX HERETOFORE LEVIED FOR THE YEAR
2010 TO PAY DEBT SERVICE ON \$1,615,000 SERIES 2001D GENERAL
OBLIGATION BONDS (ALTERNATE REVENUE SOURCE) OF THE
VILLAGE OF BENSENVILLE, COUNTIES OF COOK AND DUPAGE, ILLINOIS**

WHEREAS, the Board of Trustees (the "Board") of the Village of Bensenville, Counties of Cook and DuPage, Illinois (the "Issuer"), by ordinance adopted on the 20th day of November, 2001 (the "Ordinance"), did provide for the issue of \$1,615,000 General Obligation Bonds (Alternate Revenue Source) Series 2001D (the "Bonds"), and the levy of a direct annual tax sufficient to pay principal and interest on the Bonds; and

WHEREAS, the issuer will have Pledged Revenues (as defined in the Ordinance) available for the purpose of paying the debt service due on the Bonds during the next succeeding bond year; and

WHEREAS, it is necessary and in the best interests of the Issuer that the tax heretofore levied for the year 2010 to pay such debt service on the Bonds be abated.

NOW THEREFORE, 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: ABATEMENT OF TAX. The tax heretofore levied for the year 2010 in the Ordinance is hereby abated in its entirety.

SECTION TWO: FILING OF ORDINANCE. Forthwith upon the adoption of this ordinance, the Deputy Village Clerk shall file a certified copy hereof with the County Clerks of Cook and DuPage Counties, Illinois, and it shall be the duty of said County Clerk to abate said tax levied for the year 2010 in accordance with the provisions hereof.

SECTION THREE: EFFECTIVE DATE. This Ordinance shall be in full force and effect forthwith upon its adoption.

PASSED AND APPROVED by the President and Board of Trustees at the Village of Bensenville, this _____ day of _____, 2011.

Frank Soto, Village President

ATTEST:

JoEllen Ridder, Village Clerk

AYES: _____

NAYS: _____

ABSENT: _____

Published in Pamphlet Form

ORDINANCE #

**AN ORDINANCE ABATING THE TAX HERETOFORE LEVIED FOR THE YEAR
2010 TO PAY DEBT SERVICE ON \$2,870,000 SERIES 2001C GENERAL
OBLIGATION BONDS (ALTERNATE REVENUE SOURCE) OF THE
VILLAGE OF BENSENVILLE, COUNTIES OF COOK AND DUPAGE, ILLINOIS**

WHEREAS, the Board of Trustees (the "Board") of the Village of Bensenville, Counties of Cook and DuPage, Illinois (the "Issuer"), by ordinance adopted on the 3rd day of July, 2001 (the "Ordinance"), did provide for the issue of \$2,870,000 General Obligation Bonds (Alternate Revenue Source) Series 2001C (the "Bonds"), and the levy of a direct annual tax sufficient to pay principal and interest on the Bonds; and

WHEREAS, the issuer will have Pledged Revenues (as defined in the Ordinance) available for the purpose of paying the debt service due on the Bonds during the next succeeding bond year; and

WHEREAS, it is necessary and in the best interests of the Issuer that the tax heretofore levied for the year 2010 to pay such debt service on the Bonds be abated.

NOW THEREFORE, 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: ABATEMENT OF TAX. The tax heretofore levied for the year 2010 in the Ordinance is hereby abated in its entirety.

SECTION TWO: FILING OF ORDINANCE. Forthwith upon the adoption of this ordinance, the Deputy Village Clerk shall file a certified copy hereof with the County Clerks of Cook and DuPage Counties, Illinois, and it shall be the duty of said County Clerk to abate said tax levied for the year 2010 in accordance with the provisions hereof.

SECTION THREE: EFFECTIVE DATE. This Ordinance shall be in full force and effect forthwith upon its adoption.

PASSED AND APPROVED by the President and Board of Trustees at the Village of Bensenville, this _____ day of _____, 2011.

Frank Soto, Village President

ATTEST:

JoEllen Ridder, Village Clerk

AYES: _____

NAYS: _____

ABSENT: _____

Published in Pamphlet Form

ORDINANCE #

**AN ORDINANCE ABATING THE TAX HERETOFORE LEVIED FOR THE YEAR
2010 TO PAY DEBT SERVICE ON \$1,875,000 SERIES 2001E GENERAL
OBLIGATION BONDS (ALTERNATE REVENUE SOURCE) OF THE
VILLAGE OF BENSENVILLE, COUNTIES OF COOK AND DUPAGE, ILLINOIS**

WHEREAS, the Board of Trustees (the "Board") of the Village of Bensenville, Counties of Cook and DuPage, Illinois (the "Issuer"), by ordinance adopted on the 20th day of November, 2001 (the "Ordinance"), did provide for the issue of \$1,875,000 General Obligation Bonds (Alternate Revenue Source) Series 2001E (the "Bonds"), and the levy of a direct annual tax sufficient to pay principal and interest on the Bonds; and

WHEREAS, the issuer will have Pledged Revenues (as defined in the Ordinance) available for the purpose of paying the debt service due on the Bonds during the next succeeding bond year; and

WHEREAS, it is necessary and in the best interests of the Issuer that the tax heretofore levied for the year 2010 to pay such debt service on the Bonds be abated.

NOW THEREFORE, 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: ABATEMENT OF TAX. The tax heretofore levied for the year 2010 in the Ordinance is hereby abated in its entirety.

SECTION TWO: FILING OF ORDINANCE. Forthwith upon the adoption of this ordinance, the Deputy Village Clerk shall file a certified copy hereof with the County Clerks of Cook and DuPage Counties, Illinois, and it shall be the duty of said County Clerk to abate said tax levied for the year 2010 in accordance with the provisions hereof.

SECTION THREE: EFFECTIVE DATE. This Ordinance shall be in full force and effect forthwith upon its adoption.

PASSED AND APPROVED by the President and Board of Trustees at the Village of Bensenville, this _____ day of _____, 2011.

Frank Soto, Village President

ATTEST:

JoEllen Ridder, Village Clerk

AYES: _____

NAYS: _____

ABSENT: _____

Published in Pamphlet Form

ORDINANCE #

**AN ORDINANCE ABATING THE TAX HERETOFORE LEVIED FOR THE YEAR
2010 TO PAY DEBT SERVICE ON \$3,000,000 SERIES 2002A GENERAL
OBLIGATION BONDS (ALTERNATE REVENUE SOURCE) OF THE
VILLAGE OF BENSENVILLE, COUNTIES OF COOK AND DUPAGE, ILLINOIS**

WHEREAS, the Board of Trustees (the "Board") of the Village of Bensenville, Counties of Cook and DuPage, Illinois (the "Issuer"), by ordinance adopted on the 19th day of February, 2002 (the "Ordinance"), did provide for the issue of \$3,000,000 General Obligation Bonds (Alternate Revenue Source) Series 2002A (the "Bonds"), and the levy of a direct annual tax sufficient to pay principal and interest on the Bonds; and

WHEREAS, the issuer will have Pledged Revenues (as defined in the Ordinance) available for the purpose of paying the debt service due on the Bonds during the next succeeding bond year; and

WHEREAS, it is necessary and in the best interests of the Issuer that the tax heretofore levied for the year 2010 to pay such debt service on the Bonds be abated.

NOW THEREFORE, 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: ABATEMENT OF TAX. The tax heretofore levied for the year 2010 in the Ordinance is hereby abated in its entirety.

SECTION TWO: FILING OF ORDINANCE. Forthwith upon the adoption of this ordinance, the Deputy Village Clerk shall file a certified copy hereof with the County Clerks of Cook and DuPage Counties, Illinois, and it shall be the duty of said County Clerk to abate said tax levied for the year 2010 in accordance with the provisions hereof.

SECTION THREE: EFFECTIVE DATE. This Ordinance shall be in full force and effect forthwith upon its adoption.

PASSED AND APPROVED by the President and Board of Trustees at the Village of Bensenville, this _____ day of _____, 2011.

Frank Soto, Village President

ATTEST:

JoEllen Ridder, Village Clerk

AYES: _____

NAYS: _____

ABSENT: _____

Published in Pamphlet Form

ORDINANCE #

**AN ORDINANCE ABATING THE TAX HERETOFORE LEVIED FOR THE YEAR
2010 TO PAY DEBT SERVICE ON \$1,365,000 SERIES 2002B GENERAL
OBLIGATION BONDS (ALTERNATE REVENUE SOURCE) OF THE
VILLAGE OF BENSENVILLE, COUNTIES OF COOK AND DUPAGE, ILLINOIS**

WHEREAS, the Board of Trustees (the "Board") of the Village of Bensenville, Counties of Cook and DuPage, Illinois (the "Issuer"), by ordinance adopted on the 19th day of February, 2002 (the "Ordinance"), did provide for the issue of \$1,365,000 General Obligation Bonds (Alternate Revenue Source) Series 2002B (the "Bonds"), and the levy of a direct annual tax sufficient to pay principal and interest on the Bonds; and

WHEREAS, the issuer will have Pledged Revenues (as defined in the Ordinance) available for the purpose of paying the debt service due on the Bonds during the next succeeding bond year; and

WHEREAS, it is necessary and in the best interests of the Issuer that the tax heretofore levied for the year 2010 to pay such debt service on the Bonds be abated.

NOW THEREFORE, 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: ABATEMENT OF TAX. The tax heretofore levied for the year 2010 in the Ordinance is hereby abated in its entirety.

SECTION TWO: FILING OF ORDINANCE. Forthwith upon the adoption of this ordinance, the Deputy Village Clerk shall file a certified copy hereof with the County Clerks of Cook and DuPage Counties, Illinois, and it shall be the duty of said County Clerk to abate said tax levied for the year 2010 in accordance with the provisions hereof.

SECTION THREE: EFFECTIVE DATE. This Ordinance shall be in full force and effect forthwith upon its adoption.

PASSED AND APPROVED by the President and Board of Trustees at the Village of Bensenville, this _____ day of _____, 2011.

Frank Soto, Village President

ATTEST:

JoEllen Ridder, Village Clerk

AYES: _____

NAYS: _____

ABSENT: _____
Published in Pamphlet Form

ORDINANCE #

**AN ORDINANCE ABATING THE TAX HERETOFORE LEVIED FOR THE YEAR
2010 TO PAY DEBT SERVICE ON \$1,122,070 SERIES 2003A GENERAL
OBLIGATION BONDS (ALTERNATE REVENUE SOURCE) OF THE
VILLAGE OF BENSENVILLE, COUNTIES OF COOK AND DUPAGE, ILLINOIS**

WHEREAS, the Board of Trustees (the "Board") of the Village of Bensenville, Counties of Cook and DuPage, Illinois (the "Issuer"), by ordinance adopted on the 21st day of January, 2003 (the "Ordinance"), did provide for the issue of \$1,122,070 General Obligation Bonds (Alternate Revenue Source) Series 2003A (the "Bonds"), and the levy of a direct annual tax sufficient to pay principal and interest on the Bonds; and

WHEREAS, the issuer will have Pledged Revenues (as defined in the Ordinance) available for the purpose of paying the debt service due on the Bonds during the next succeeding bond year; and

WHEREAS, it is necessary and in the best interests of the Issuer that the tax heretofore levied for the year 2010 to pay such debt service on the Bonds be abated.

NOW THEREFORE, 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: ABATEMENT OF TAX. The tax heretofore levied for the year 2010 in the Ordinance is hereby abated in its entirety.

SECTION TWO: FILING OF ORDINANCE. Forthwith upon the adoption of this ordinance, the Deputy Village Clerk shall file a certified copy hereof with the County Clerks of Cook and DuPage Counties, Illinois, and it shall be the duty of said County Clerk to abate said tax levied for the year 2010 in accordance with the provisions hereof.

SECTION THREE: EFFECTIVE DATE. This Ordinance shall be in full force and effect forthwith upon its adoption.

PASSED AND APPROVED by the President and Board of Trustees at the Village of Bensenville, this _____ day of _____, 2011.

Frank Soto, Village President

ATTEST:

JoEllen Ridder Village Clerk

AYES: _____

NAYS: _____

ABSENT: _____

Published in Pamphlet Form

ORDINANCE #

**AN ORDINANCE ABATING THE TAX HERETOFORE LEVIED FOR THE YEAR
2010 TO PAY DEBT SERVICE ON \$2,200,000 SERIES 2003G GENERAL
OBLIGATION BONDS (ALTERNATE REVENUE SOURCE) OF THE
VILLAGE OF BENSENVILLE, COUNTIES OF COOK AND DUPAGE, ILLINOIS**

WHEREAS, the Board of Trustees (the "Board") of the Village of Bensenville, Counties of Cook and DuPage, Illinois (the "Issuer"), by ordinance adopted on the 21st day of October, 2003 (the "Ordinance"), did provide for the issue of \$2,200,000 General Obligation Bonds (Alternate Revenue Source) Series 2003G (the "Bonds"), and the levy of a direct annual tax sufficient to pay principal and interest on the Bonds; and

WHEREAS, the issuer will have Pledged Revenues (as defined in the Ordinance) available for the purpose of paying the debt service due on the Bonds during the next succeeding bond year; and

WHEREAS, it is necessary and in the best interests of the Issuer that the tax heretofore levied for the year 2010 to pay such debt service on the Bonds be abated.

NOW THEREFORE, 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: ABATEMENT OF TAX. The tax heretofore levied for the year 2010 in the Ordinance is hereby abated in its entirety.

SECTION TWO: FILING OF ORDINANCE. Forthwith upon the adoption of this ordinance, the Deputy Village Clerk shall file a certified copy hereof with the County Clerks of Cook and DuPage Counties, Illinois, and it shall be the duty of said County Clerk to abate said tax levied for the year 2010 in accordance with the provisions hereof.

SECTION THREE: EFFECTIVE DATE. This Ordinance shall be in full force and effect forthwith upon its adoption.

PASSED AND APPROVED by the President and Board of Trustees at the Village of Bensenville, this _____ day of _____, 2011.

Frank Soto, Village President

ATTEST:

JoEllen Ridder, Village Clerk

AYES: _____

NAYS: _____

ABSENT: _____

Published in Pamphlet Form

ORDINANCE #

**AN ORDINANCE ABATING THE TAX HERETOFORE LEVIED FOR THE YEAR
2010 TO PAY DEBT SERVICE ON \$4,000,000 SERIES 2004D GENERAL
OBLIGATION BONDS (ALTERNATE REVENUE SOURCE) OF THE
VILLAGE OF BENSENVILLE, COUNTIES OF COOK AND DUPAGE, ILLINOIS**

WHEREAS, the Board of Trustees (the "Board") of the Village of Bensenville, Counties of Cook and DuPage, Illinois (the "Issuer"), by ordinance adopted on the 16th day of August, 2004 (the "Ordinance"), did provide for the issue of \$4,000,000 General Obligation Bonds (Alternate Revenue Source) Series 2004D (the "Bonds"), and the levy of a direct annual tax sufficient to pay principal and interest on the Bonds; and

WHEREAS, the issuer will have Pledged Revenues (as defined in the Ordinance) available for the purpose of paying the debt service due on the Bonds during the next succeeding bond year; and

WHEREAS, it is necessary and in the best interests of the Issuer that the tax heretofore levied for the year 2010 to pay such debt service on the Bonds be abated.

NOW THEREFORE, 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: ABATEMENT OF TAX. The tax heretofore levied for the year 2010 in the Ordinance is hereby abated in its entirety.

SECTION TWO: FILING OF ORDINANCE. Forthwith upon the adoption of this ordinance, the Deputy Village Clerk shall file a certified copy hereof with the County Clerks of Cook and DuPage Counties, Illinois, and it shall be the duty of said County Clerk to abate said tax levied for the year 2010 in accordance with the provisions hereof.

SECTION THREE: EFFECTIVE DATE. This Ordinance shall be in full force and effect forthwith upon its adoption.

PASSED AND APPROVED by the President and Board of Trustees at the Village of Bensenville, this _____ day of _____, 2011.

Frank Soto, Village President

ATTEST:

JoEllen Ridder, Village Clerk

AYES: _____

NAYS: _____

ABSENT: _____

Published in Pamphlet Form

ORDINANCE #

**AN ORDINANCE ABATING THE TAX HERETOFORE LEVIED FOR THE YEAR
2010 TO PAY DEBT SERVICE ON \$3,500,000 SERIES 2004E GENERAL
OBLIGATION BONDS (ALTERNATE REVENUE SOURCE) OF THE
VILLAGE OF BENSENVILLE, COUNTIES OF COOK AND DUPAGE, ILLINOIS**

WHEREAS, the Board of Trustees (the "Board") of the Village of Bensenville, Counties of Cook and DuPage, Illinois (the "Issuer"), by ordinance adopted on the 16th day of August, 2004 (the "Ordinance"), did provide for the issue of \$3,500,000 General Obligation Bonds (Alternate Revenue Source) Series 2004E (the "Bonds"), and the levy of a direct annual tax sufficient to pay principal and interest on the Bonds; and

WHEREAS, the issuer will have Pledged Revenues (as defined in the Ordinance) available for the purpose of paying the debt service due on the Bonds during the next succeeding bond year; and

WHEREAS, it is necessary and in the best interests of the Issuer that the tax heretofore levied for the year 2010 to pay such debt service on the Bonds be abated.

NOW THEREFORE, 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: ABATEMENT OF TAX. The tax heretofore levied for the year 2010 in the Ordinance is hereby abated in its entirety.

SECTION TWO: FILING OF ORDINANCE. Forthwith upon the adoption of this ordinance, the Deputy Village Clerk shall file a certified copy hereof with the County Clerks of Cook and DuPage Counties, Illinois, and it shall be the duty of said County Clerk to abate said tax levied for the year 2010 in accordance with the provisions hereof.

SECTION THREE: EFFECTIVE DATE. This Ordinance shall be in full force and effect forthwith upon its adoption.

PASSED AND APPROVED by the President and Board of Trustees at the Village of Bensenville, this _____ day of _____, 2011.

Frank Soto, Village President

ATTEST:

JoEllen Ridder, Village Clerk

AYES: _____

NAYS: _____

ABSENT: _____

Published in Pamphlet Form

VILLAGE OF BENSENVILLE

TYPE: Resolution **SUBMITTED BY:** Denise Pieroni **DATE:** January 20, 2011

DESCRIPTION: Resolution authorizing the Village Manager to execute the proposal from the Baecore Group for services to be provided in 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: AF&L approved by a vote of 3/0

DATE: 1/18/2011

BACKGROUND: The Baecore Group has been assisting the Village with its implementation of the Village's MUNIS software system and other technology based process improvement initiatives. The 2011 Budget includes the continuation of a number of these initiatives as well as several additional related projects including Work Orders, Fleet & Facility Implementation, Licensing, MUNIS Version Upgrade, General Support (which includes the transition of CRM to a MUNIS solution), Reporting and Job Costing. A proposal for 2011 services, consistent with those presented in the budget, has been submitted by Baecore. The AF&L Committee reviewed this proposal and, consistent with the staff's recommendation, has recommended its approval to the Board. As noted at the meeting, it is staff's objective to have all remaining major initiatives identified to date addressed in 2011. As requested by the Committee, Baecore will be providing a monthly report on the status of these initiatives. Additionally, they are preparing a summary plan/schedule for 2011 as well as an updated summary plan/schedule with accomplishments and cost savings information for 2010. These will be provided to the Village Board once finalized and will additionally be reviewed with the Village Board IT Team in February, May and August.

KEY ISSUES: Significant progress has been made and with the scope of work provided in this proposal, we should be able to complete the work on program initiatives. .

ALTERNATIVES: Village Board discretion

RECOMMENDATION: Village Board approval of the proposal with Baecore Group for the identified services at a cost not to exceed \$148,440.

BUDGET IMPACT: The cost for the work scope identified in the proposal is included in the 2011 budget.

ACTION REQUIRED: Motion approving the resolution authorizing the Village Manager to execute the proposal with Baecore Group Inc.

RESOLUTION NO._____

**A RESOLUTION APPROVING THE CONTINUED ENGAGEMENT OF
BAECORE GROUP INC FOR CERTAIN SERVICES RELATING TO
TECHNOLOGY SOLUTIONS**

WHEREAS, the VILLAGE OF BENSENVILLE (hereinafter "VILLAGE") is a municipal corporation established and existing under the laws of the State of Illinois pursuant to the Illinois Municipal Code, 65 ILCS 5/1-1-1 *et seq.*; and

WHEREAS, the VILLAGE is empowered to make all agreements, contracts, and engagements and to undertake other acts as necessary in the exercise of its statutory powers; and

WHEREAS, it is sometimes necessary, in furtherance of its statutory functions, for the VILLAGE to engage various outside services required by the VILLAGE; and

WHEREAS, in April 2008, the VILLAGE entered into a lease agreement with Tyler Technologies, Inc., providing for the use of certain modules of the software program referred to as MUNIS; and

WHEREAS, the VILLAGE has determined a need for additional professional assistance to ensure the effective transition to and implementation of this and other related software systems; and

WHEREAS, Baecore Group INC ("Baecore Group") has effectively provided similar services to Bensenville as well as other municipalities within the Chicago land area and has the staffing and expertise to continue to provide such services to the VILLAGE; and

WHEREAS, the VILLAGE determined that it was reasonable, necessary, and desirable to continue to engage the Baecore Group for such business process and project management services (hereinafter referred to as the "Services") relating to the transition to and implementation of the MUNIS and other software systems including the continued implementation of a comprehensive Customer Relationship Management (CRM) system as outlined in their proposal relative to 2011 services dated September 15, (hereinafter referred to as

the "Proposal"), which Proposal is attached hereto as Exhibit "A" and incorporated herein by reference.

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 ONE: The recitals set forth above are incorporated herein and made a part hereof as if fully set forth.

SECTION TWO: The continued engagement of the Baecore Group to provide the Services for the period and at the prices set out in the Proposal is hereby approved.

SECTION THREE: The Village Manager is hereby authorized and directed to execute on behalf of the Village of Bensenville, and the Village Clerk is hereby authorized to attest to, as the agreement for the Services, the Proposal, inclusive of the attached Addendum and Software License, attached hereto and incorporated herein by reference as Exhibit "A," with such additions and revisions thereto as the Village Attorney shall require.

SECTION FOUR: 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 25th day of January, 2011.

APPROVED:

Frank Soto, Village President

ATTEST:

JoEllen Ridder, Village Clerk

Ayes: _____

Nays: _____

Absent: _____

ATTACHMENT "A"

ADDENDUM TO LETTER OF ENGAGEMENT FOR 2011 **DATED SEPTEMBER 15, 2010 BETWEEN** **THE VILLAGE OF BENSENVILLE AND BAECORE GROUP, INC**

The terms, provisions, agreements, and conditions of this Addendum ("Addendum") and the attached License Agreement shall supplement and, as appropriate modify and/or supersede the terms, provisions, agreements, and conditions of the Letter of Engagement for 2011 Services date September 15, 2010 ("Letter"), between the Village of Bensenville ("Bensenville") and the Baecore Group ("Baecore"). In the event of any inconsistency or disagreement between the terms, provisions, agreements, and conditions of the Letter and this Addendum, those of the Addendum shall control. In the case of any inconsistency or disagreement between the terms, provisions, agreements, and conditions of the Letter or Addendum and the License Agreement, those of the License Agreement shall control.

1. Invoicing and Payment. Baecore shall submit its requests for payment to Bensenville not less than ten (10) working days prior to a Board meeting which Bensenville deems sufficient time within which to review and approve said requests. Bensenville shall make payments to Baecore in compliance with the terms of the Illinois Local Government Prompt Payment Act, 50 ILCS 505/1, *et.seq.* Invoices will be submitted for payment by Email delivery to:

Denise Pieroni at dpieroni@bensenville.il.us; and
Mary Rivera at mrivera@bensenville.il.us

2. Confidentiality.

a. Baecore agrees that it and its personnel assigned to Bensenville will not disclose any information learned during the performance of this Agreement relating to the business of Bensenville that is, in fact, confidential (including, without limitation, all proprietary information and trade secrets of Bensenville) for any purpose, provided, however, Baecore and its personnel may disclose such information under any of the following circumstances: (1) disclosure thereof in good faith by a personnel in connection with the performance of Services or services or activities pursuant to any valid Work Order; (2) disclosure which personnel is advised by counsel is required by a court or other governmental agency or competent jurisdiction, *provided* that personnel first gives Bensenville written notice and an opportunity to prevent such disclosure or otherwise seek protection of such information, or (3) disclosure by personnel of any such information or data which is generally known within the industry or available from other persons who do not have a fiduciary duty or obligation of confidentiality to Bensenville. Baecore understands and agrees that the Bensenville, as a public body, is subject to and obligated to comply with the Freedom of Information Act, 5 ILCS 140/1 *et seq.*, and that the Letter, this Addendum, work orders, and other documentation, including the confidential information reference in subparagraph 2.b., connected with this matter may be subject to disclosure in whole or part under that act.

b. The protection of confidential business information and trade secrets is vital to the interests and success of Baecore, and that of our customers. By safeguarding information about Baecore, its products, commercial information and process systems, Baecore and its customers are all more secure in their competitive business. Information that is confidential or could benefit a Baecore competitor or a customer's competitor shall not be disclosed. It is impossible to describe in detail all the types of information, which, if given to competitors, could negatively impact Baecore or our customers. The aforementioned information includes, but is not limited to: source code, trade secrets, technical information, research data, new products plans, consulting processes, sales, profits and unpublished financial or pricing information, and process systems. Baecore shall identify all such information as confidential prior to delivery of such to Bensenville. Bensenville shall not disclose such information, unless mandated by the FOIA. Bensenville shall give Baecore written notice of any FOIA request received that would result in the disclosure of such confidential information. If Bensenville discloses any Baecore or customer proprietary information identified as confidential to third parties or otherwise utilizes such information for purposes other than the license granted to Bensenville under the License Agreement, Bensenville may be subject to corrective legal action. Corrective action can be taken even if Bensenville does not actually benefit from the disclosed information.

3. Baecore as Independent Contractor. At all times during the Term of this Agreement Baecore shall retain its independent status, and Baecore and its personnel are and shall at all times be independent contractors to Bensenville. The personnel assigned to Bensenville under this Agreement shall remain employees of Baecore and shall not by reason of their assignment to Bensenville become employees of Bensenville.

4. Insurance. Baecore will procure and maintain insurance during the term of Baecore's engagement, and upon request shall provide Bensenville with a certificate of such insurance which names Bensenville, and its officers, agents and employees as additional insureds, covering the following risks:

- (i) Commercial General Liability -- \$1,000,000.00 per occurrence, \$2,000,000.00 aggregate;
- (ii) Worker's Compensation -- Statutory Limits;
- (iii) Employer's Liability -- \$1,000,000.00;
- (iv) Umbrella Liability -- 1,000,000.00; and
- (v) Auto Liability - \$1,000,000.00 hired and non-owned motor vehicle coverage.

If Baecore's certificate of insurance or policy of insurance expires, or is cancelled during the term of its engagement, or is materially modified, Baecore shall so advise Bensenville. Baecore shall furnish evidence of coverage prior to any services being performed at Bensenville, in the form of a Certificate of Insurance which names Bensenville, and its officers, agents and employees, as additional insureds. Bensenville shall maintain insurance and/or otherwise assume the entire risk of loss for and damage to all Bensenville equipment and any risks, including monetary damages and losses which may arise due to acts of God and any circumstances that are beyond Baecore's reasonable control.

5. Indemnification. Subject to the limitations as hereinafter set forth, Baecore assumes and agrees to indemnify and save harmless Bensenville and its officers, agents and employees from any liability and expenses with respect to claims for bodily injury or death or property loss or damage by whomsoever such claim may be asserted, which claims are based in whole or in part upon any negligent act or omission on the part of Baecore, its agents, servants, or employees in providing services set out in the Letter, or any services pursuant to a valid work order. Bensenville will provide Baecore prompt written notice of the assertion of any claim related to this indemnification, along with any information in the possession of Bensenville related to such claim, so as to permit Baecore reasonable time within which to notify its insurers of such claim, and the tender of the defense thereof by Baecore.

Regardless of whether any remedy set forth herein fails of its essential purpose, in no event shall either party be liable for any incidental, special, exemplary, punitive, consequential, indirect or similar damages or expense, whatsoever, (including without limitation, damages for any loss of business profits, business interruption, loss of business information, loss of data, computer failure or malfunction, loss of equipment, facilities or services, or any other pecuniary loss) under or in connection with the Letter, regardless of how characterized and even if such party has been advised of the possibility of such damages.

6. Notice. Any notices or demands which may be or are required to be given by either party to the other under the Letter or this Addendum shall be in writing, and all notices, demands and payments required to be given or made hereunder shall be given or made either: (i) e-mail at the following e-mail addresses; (ii) by hand delivery; (iii) by United States certified mail, postage prepaid; or (iv) if sent by nationally recognized overnight carrier, addressed to Baecore or Bensenville, respectively, at the following addresses, or at such other place as Baecore or Bensenville may from time to time designate in writing:

If to Bensenville:

Bensenville of Bensenville
12 South Center Street
Bensenville, IL 60106
Attention: Mike Cassady, Village Manager
E-Mail: mcassady@bensenville.il.us

If to Baecore:

Mary Smith
Baecore Group
7115 W. North Avenue
Suite 304
Oak Park, IL 60302
E-Mail: smith@baecore.com

All notices, demands and payments will be deemed to be received: (i) if given by hand delivery, when delivered in person; or (ii) if given by certified mail, four (4) business days after deposit in

the United States mail; or (iii) after one business day if sent by nationally recognized overnight carrier.

7. Enforcement and Remedies. All available remedies, whether legal, equitable, or statutory, may be exercised by either party in the event of any claim, cause, or action brought against the other for the violation of the terms, agreements, and covenants of Letter or this Addendum. A party's application for injunctive or other equitable relief shall not prejudice any other claim, cause, or action which such party may pursue for any such violation, nor shall it prejudice such Party's right to maintain any other claim, cause, or action under the Letter or this Addendum. In any legal, administrative, or enforcement proceedings, the prevailing party shall be entitled to recover all costs, including reasonable attorney fees, court costs and ancillary expenses incurred by such party in enforcing its rights hereunder. In the event of litigation, Bensenville and Baecore agree to submit to the jurisdiction of the Courts of the State of Illinois and agree that exclusive venue shall be proper in the Eighteenth Judicial Circuit Court, DuPage County, Illinois. In any legal, administrative, or other enforcement proceeding, if any provision of the Letter or this Addendum shall be determined to be unenforceable as a consequence of imposing overly broad restrictions, such restrictions shall be interpreted as broadly as permissible, and such unenforceability shall not affect any other provision of the Letter or this Addendum.

8. Ownership of Deliverables. Any deliverables made available to Bensenville as part of the Services rendered herein by Baecore, including all software and programming (the "Deliverables"), shall remain the exclusive property of Baecore, and Bensenville shall be granted license to use such Deliverables. Custom development is for the sole use of Bensenville and cannot be distributed outside Bensenville by Bensenville, Its employees or Its contractors. The license granted to Bensenville by Baecore is governed by the License Agreement attached hereto.

9. Miscellaneous

a. Successors and Assigns. The Letter and this Addendum shall be binding upon and inure to the benefit of and be enforceable by the parties thereto and their respective successors and assigns. There shall be no reassignment in whole or in part by either Party without the prior written consent of the other party, which consent shall not be unreasonably withheld or delayed.

b. Governing Law. The terms of the Letter and this Addendum shall be construed and take effect in all respects in accordance with the laws of the State of Illinois, notwithstanding choice of law principles. The exclusive jurisdiction for all claims and controversies arising hereunder shall be the Circuit Court of DuPage County, Illinois.

c. Compliance with Laws. In the performance of the Letter and this Addendum, each party agrees to comply with all applicable laws, rules, and regulations.

d. Severability. The terms of the Letter and this Addendum are separate and divisible. A conclusion of law that one or more provisions are void or voidable will not void the

entire Letter or this Addendum. Wherever possible, the terms of the Letter and this Addendum shall be interpreted and construed so as to permit its enforceability.

e. No Waiver. No waiver of a breach of any provision of the Letter and this Addendum shall be construed as a waiver of any breach of any other provision. No delay in acting with regard to any breach of any provision of this agreement shall be construed as a waiver of such breach.

f. Force Majeure. Neither party shall be liable for its failure to perform hereunder due to circumstances beyond its reasonable control, or if performance hereunder is prevented, restricted or interfered with by reason of any acts of war, riot, insurrection, fire, flood, tornado, natural calamity, act of God, compliance with any law, regulation or order, whether valid or invalid, of the United States of America or any other governmental body, strike or other labor activities, shipping or transport delays, materials or labor shortage, or accident or plant breakdown not caused by the fault or neglect of a party, then that party shall be excused from such performance to the extent of the "force majeure." The party so affected shall give prompt notice to the other Party, by any method appropriate under the circumstances. The party so affected shall use its best efforts to avoid or remove the "force majeure," and shall further continue on and use its best efforts to complete full performance of this agreement when such causes are removed.

g. Survival. Any obligations of a party hereunder which by their nature would continue beyond the termination or expiration of this Agreement shall survive such termination or expiration.

h. Complete Understanding. The Letter, Addendum and License Agreement constitute the entire agreement between the parties, superseding any prior understandings, arrangements or agreements whether in writing or oral and embody the entire agreement between the parties hereto. Any amendment or modification of or other change to the Letter, License Agreement, or this Addendum must be made in writing and signed by both Parties to be effective.

i. Headings. The headings and titles used herein are for convenience only and shall not be deemed a part hereof or affect the construction or interpretation of any provision hereof.

j. Drafting. The parties have had an equal opportunity to participate in the drafting of the Letter and this Addendum. No ambiguity will be construed against any party based upon a claim that the party drafted the ambiguous language.

LICENSE AGREEMENT

This legal document is an agreement between you, the end user, and BAECORE GROUP, ("BAECORE"). **BY AUTHORIZING THE LETTER OF ENGAGEMENT FOR 2011 SERVICES AND ADENDUM DATED SEPTEMBER 15, 2010, YOU ARE AGREEING TO BECOME BOUND BY THE TERMS OF THIS AGREEMENT.**

DEFINITIONS

"SOFTWARE" consists of all material in this distribution set including, but not limited to, one or more of the following: executables, dynamic-link libraries, static libraries, object code, byte code, source code, code, files, scripts, sample models, model libraries, and Documentation.

"Licensee" is the Village of Bensenville.

"Agreement" consists of the License Agreement, Letter of Engagement dated August 20, 2009 ("Letter"), and the Addendum to the Engagement Letter dated August 20, 2009 ("Addendum")

This Agreement constitutes the complete agreement between you and BAECORE regarding licensure of software. Any change to this Agreement must be in writing, signed by BAECORE and Licensee. Terms and conditions set forth in any purchase order which differ from, conflict with, or are not included in this Agreement, shall not become part of this Agreement unless specifically accepted by BAECORE in writing.

BAECORE SOFTWARE LICENSE

1. **GRANT OF LICENSE.** In consideration of your payment of the price therefore to an authorized BAECORE service provider, BAECORE, as Licenser, grants to you, the Licensee, a non-exclusive right to use and display this copy of the SOFTWARE ON A SINGLE COMPUTER (i.e. with a single CPU) at a single location. If you have purchased the Network version of the SOFTWARE then you are entitled to have all users attached to a SINGLE SERVER to use and display the SOFTWARE. BAECORE reserves all rights not expressly granted to Licensee.
2. **OWNERSHIP OF SOFTWARE.** As the Licensee, you own the magnetic or other physical media on which the SOFTWARE is originally or subsequently recorded or fixed, but BAECORE retains title and ownership of the SOFTWARE recorded on the original disk(s) and all subsequent copies of the SOFTWARE, regardless of the form or media in or on which the original and other copies may exist. This license is not a sale of the original SOFTWARE or any copy.
3. **COPY RESTRICTION.** This SOFTWARE and the accompanying written materials are copyrighted. Unauthorized copying of the SOFTWARE, including SOFTWARE that has been modified, merged, or included with other software, or of the written materials relating to the SOFTWARE, is expressly forbidden. You may be held legally responsible for any copyright infringement that is caused or encouraged by your failure to abide by the terms of this license. Subject to these restrictions, and if the SOFTWARE is not copy-protected, you may make one (1) copy of the SOFTWARE solely for back-up purposes.
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September 15, 2010

Mrs. Denise Pieroni, Deputy Village Manager
Mr. Cassady, Village Manager
Village of Bensenville
12 S. Center Street
Bensenville, IL 60106

Dear Mrs. Pieroni & Mr. Cassady:

Baecore Group appreciates the opportunity to continue to work with Bensenville to further integrate the enterprise systems, Village processes and policies in CY 2011. This proposal outlines the objectives for the coming year as well as our commitment to continue to support the implementation accomplished to date.

Project Scope:

Work Orders Fleet & Facility Implementation –At this time there is no system for tracking vehicle maintenance or notifications of preventive maintenance. The implementation of the Fleet component of MUNIS Work Order could provide some of the following benefits:

- Implementation of scheduled preventative maintenance for Village vehicles
- Central repository for completed maintenance work
- Establish job costing for Public Works
- Establishing and reporting of SLAs for Fleet & Facility (VOB Property Maintenance)
- Automation of tracking and implementing of charge backs to the departments for their costs

Implementation benefits can be gained if all functions are internal to VOB or if certain aspects are managed by outsourcing

Licensing – Vehicle Stickers and Business License information is now being maintained within the MUNIS database due to the completion of data cleanup and data receipt processes designed and implemented as part of the 2010 work. Renewal processes occurred outside of MUNIS last year because the complete/accurate data didn't reside in the specific modules in either case. In 2011, the focus is to move licensing forward and implement staff-driven renewal processes in both areas occurring within the modules in MUNIS.

MUNIS Version Upgrade – The current version of MUNIS' planned 2011 releases contain a great deal of functionality enhancements which affect all Village departments. Based on current and desired process states across all departments, a version upgrade will need to occur within 2011 to ensure that automation and further staff acceptance of MUNIS continues forward. There are also a number of

new processes and implementations during the closing months of 2010 which will be completed. These additional processes and systems will need to be thoroughly tested with any upgrade to MUNIS due to the newness of the processes and the wide-ranging departmental impact of the new systems.

General Support – Baecore has and will continue to provide Level Two support to improve the use of the implemented systems, extend reporting and support process modification. In addition, staff has less familiarity with new modules that have been implemented, which generates additional inquiries. As staff becomes more familiar with the base functionality of any new system over the six to twelve months post-live date, additional process modifications and extension of use requests will generally increase. Due to the implementation of service orders, work orders, customer service and permitting in the last half of 2010, we anticipate a greater need for Level Two support.

Reporting – As more data is entered and functions are used within MUNIS, the desire and need to relate disparate data and perform analysis of that data becomes necessary. Baecore has worked with the departments to provide various levels of reporting support and training throughout 2010. This reporting is trending higher as staff becomes more familiar with system and its capabilities. In areas where staff has been working with reports we are working to migrate them to 2nd level advanced reporting and for those new to developing reports, we will stay with the basics.

Job Costing – In order to affect the Village goal of establishing real costs for various tasks/events occurring throughout the year, tying together multiple systems is required. Baecore will provide the centralization of data and reporting from Paylocity, Work Orders and Service Orders in order to achieve this goal.

Baecore Group Pricing Schedule:

Projects	Estimate
Fleet/Facilities Implementation	
Implementation	\$35,960
Fixed Asset	\$6,200
Licensing	\$12,400
Vehicle Stickers	
Business Licenses	
General Support	
Process & Module	\$48,000
Advanced Reporting	\$9,920
Upgrade	\$21,080
Online Payment	
CED Changes/enhancements	
Reporting Changes	
Budget Module support & enhancements	
Testing & Post live support	

Parking Ticket Handheld	
General support Reporting links	\$3,720
Job Costing	
Custom Integration of Paylocity/WO/SVS	\$11,160
Total	\$148,440

The total cost of this proposed engagement is \$148,440. The total estimated number of billable hours is approximately nine hundred fifty-eight (958). The Village is not constrained to use these hours in any established increment and Baecore will provide services in any reasonable increment to support Village objectives. All consulting hours will be invoiced at \$155. This represents a 3% increase over our 2009 rates which were held through 2010

If this is in line with your expectations, please sign and return one copy of the attached Agreement, and keep one copy for your records. Signature of this agreement does not bind the Village to the above projects or priorities. Priorities and goals will be established by the office of the Village Manager and will be adjusted as needed. If you have any questions, please feel free to contact me at 847-585-1486.

I appreciate the opportunity to work with the Village of Bensenville.

Sincerely,

Mary Smith

Village of Bensenville

Print Name & Title

Date

TYPE: Ordinance SUBMITTED BY: S. Viger DATE: 01.25.11

DESCRIPTION:

Bensenville Marathon located at 600 N. Route 83 (NWC Foster Avenue & Rte. 83) is seeking to add a drive through window to their existing building to allow for drive through purchases, as well as, added late night security for their employees.

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 checked="" type="checkbox"/>	Vibrant Major Corridors

COMMITTEE ACTION: Community & Economic Development
Voted Unanimously

DATE: 01.18.11

BACKGROUND:

Bensenville Marathon is seeking a Conditional Use Permit to erect a drive through window on the north façade of their existing gasoline station facility. Rawling's Towing (BP formerly Mobil) at Irving Park and Church Roads and the Bensenville Citgo at Irving Park Road & Center Street have similar facilities.

KEY ISSUES:

1. Is the plan beneficial to the community?
2. Does the plan meet the approval criteria found in the Zoning Ordinance?

ALTERNATIVES:

1. Concur with the Community Development Commission's (CDC) recommendation to approve the Conditional use Permit.
2. Approve the Conditional Use Permit with conditions as determined by the Committee.
3. Remand the Conditional Use Permit request to the CDC for additional review.

RECOMMENDATION:

1. The staff recommends approval of the request with conditions.
2. On 12.13.10 the CDC voted unanimously (7 - 0) to approve the CUP with conditions.
3. On 01.18.11 the CEDC voted unanimously to approve the Conditional Use Permit with conditions.

BUDGET IMPACT:

N/A

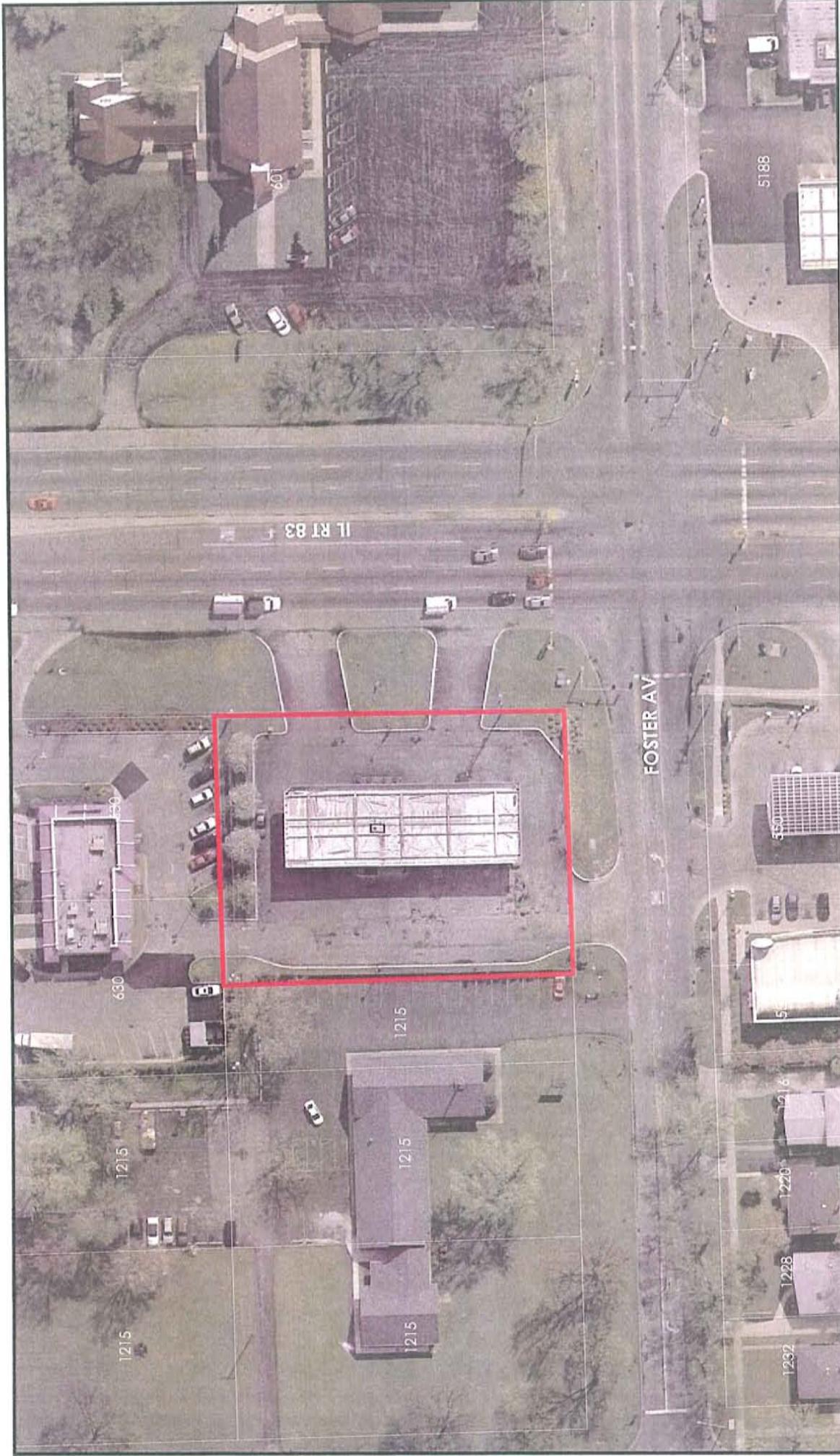
ACTION REQUIRED:

Approval of the attached Ordinance.

Village of Bensenville

600 N. Rt. 83

N



Village of Bensenville

600 N.Rt. 83 Zoning

N

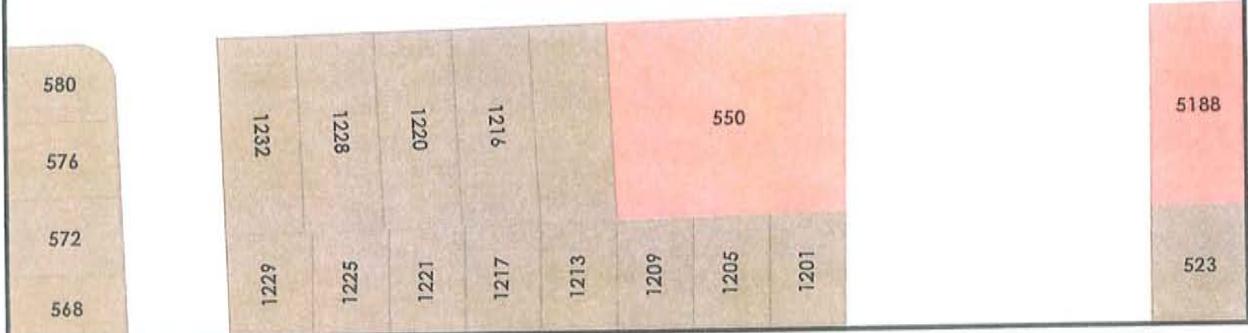
RS-1 Low Density Single Family	
RS-2 Medium Low Density Single Family	
RS-3 Medium Density Single Family	
RS-4 Medium High Density Single Family	
RS-5 High Density Single Family	
RS-6 High Density Traditional Single Family	
RA-1 Mixed Single Family	
RA-5 High Density Single Family	
RM-1 Low Density Multi-Family	
RM-2 Medium Density Multi-Family	
RM-3 High Density Multi-Family	
C-2 Highway Commercial	
C-3 Downtown Mixed Use	
C-4 Regional PUD Commercial	
O-1 Neighborhood Office	
O-2 Office Center	
I-1 Office/Research/Assembly/Industrial	
I-2 Light Industrial	
I-3 Heavy Industrial	
I-4 General Industrial	



IL RT 83

SPRUCE AV

FOSTER AV



ORDINANCE # _____

**AN ORDINANCE GRANTING A CONDITIONAL USE PERMIT FOR
A DRIVE-THROUGH FACILITY AND PARKING VARIANCE
AT 600 NORTH ROUTE 83, BENSENVILLE, IL**

WHEREAS, on October 29, 2010, Nicholas Gianaris of Kaloco Oil Co. (the "Applicant"), filed an application for a conditional use permit to allow a drive-through facility, pursuant to Section 10-7B-3 of *The Village of Bensenville Zoning Ordinance* ("Village Code"), and a parking variance from the requirements of Section 10-11-11 of the Village Code to reduce the number of required stackable parking spaces, at the property commonly known as 600 North Route 83, Bensenville, Illinois (the "Subject Property"), and legally described on Exhibit "A" which attached hereto and incorporated herein by reference; a copy of said application being on file in the Community and Economic Development Department and is incorporated herein by this reference; and,

WHEREAS, Notice of Public Hearing with respect to the conditional use permit and requested variance was published on or about November 27, 2010, in the *Daily Herald*, being a newspaper having general circulation within the Village of Bensenville (the "Village"), all as required by the statutes of the State of Illinois and the ordinances of the Village; a copy of said Notice is attached hereto as Exhibit "B" and incorporated herein by reference; and,

WHEREAS, pursuant to said Notice, the Community Development Commission of the Village of Bensenville conducted a Public Hearing on December 13, 2010, all as required by the statutes of the State of Illinois and the ordinances of the Village; and

WHEREAS, after hearing the application, the Community Development Commission adopted the findings of facts as made by the Village staff, which are attached hereto and incorporated herein by reference as Exhibit "C"; and

WHEREAS, upon said findings of fact, the Community Development Commission, voted 6-0 to approve the application for conditional use permit and related variance to allow construction of a drive-through facility at the Subject Property, and for a variance to the stacking parking on 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 Board of Trustees on January 25, 2011; and

WHEREAS, the Board of Village Trustees considered the matter and determined, based on its consideration, that the permit and variance 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 Board of Trustees of the Village of Bensenville, Counties of DuPage and Cook, Illinois, as follows:

SECTION ONE: That the forgoing recitals are hereby incorporated by reference as if fully set forth herein.

SECTION TWO: That the Subject Property is currently zoned under the Zoning Ordinance as C-2 Commercial Highway District, which zoning classification shall remain in effect subject to the conditional use permit and zoning variance granted herein.

SECTION THREE: That the application for a conditional use permit and related variance to allow the Applicant to construct a 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 Eriksson Architecture dated October 15, 2010; (2) that the conditional use permit shall be applicable during the tenancy of the Applicant or any successor in interest it may have in assumption of the tenancy of the Subject Property; (3) That necessary permit(s) be obtained for temporary signage on the Subject Property; (4) That the fence along the western property line be repaired or replaced on the Subject Property; (5) That the drive-through lane be appropriately striped. Additionally, the variance is granted, based upon the requisite finding of facts, and, accordingly, the stacking requirement for the drive-through facility is reduced from five (5) to one (1).

SECTION FOUR: 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 January 25, 2011.

Frank Soto, Village President

ATTEST:

JoEllen Ridder, Village Clerk

AYES:_____

NAYES:_____

ABSENT:_____

Exhibit "A"
Legal Description

LOT 99 AND THE EAST ½ OF LOT 100 IN BRANIGAR'S MOHAWK MANOR,
BEING A SUBDIVISION OF SECTIONS 3 AND 10, TOWNSHIP 40 NORTH, RANGE
11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT
THEREOF RECORDED NOVEMBER 28, 1956 AS DOCUMENT 825111, IN
DUPAGE COUNTY, ILLINOIS

TOTAL NET AREA: 30,515.85 SQ. FT.
COMMONLY KNOWN AS 600 NORTH ROUTE 83, BENSENVILLE, ILLINOIS

Exhibit "B"
Legal Notice

LEGAL NOTICE/PUBLIC NOTICE

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTE that on Monday, December 13, 2010 at 7:30 p.m., a Public Hearing for Case No. CDC 2010 - 26 will be held by the Village of Bensenville's Community Development Commission at the Village Hall, 12 S. Center Street, Bensenville, IL, 60106 to consider a Conditional Use Permit to allow the addition of a drive through window to the existing gas station Municipal Code Section 10 – 7B – 3 and Variance from required stackable parking in drive-through facilities Municipal Code Section 10 – 11 – 11 proposed to be located at 600 N. Rte. 83 in an existing C – 2 Highway Commercial Zoning District.

The Legal Description is as follows:

LOT 99 AND THE EAST ½ OF LOT 100 IN BRANIGAR'S MOHAWK MANOR,
BEING A SUBDIVISION OF SECTIONS 3 AND 10, TOWNSHIP 40 NORTH, RANGE
11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT
THEREOF RECORDED NOVEMBER 28, 1956 AS DOCUMENT 825111, IN
DUPAGE COUNTY, ILLINOIS

TOTAL NET AREA: 30,515.85 SQ. FT.
COMMONLY KNOWN AS 600 NORTH ROUTE 83, BENSENVILLE, ILLINOIS

The petitioner's application and supporting documentation may be examined by any interested parties in the office of the Community & Economic Development Department, Monday through Friday, in the Village Hall, 12 South Center Street, Bensenville, IL 60106. All interested parties may attend and will be heard at the Public Hearing. Written comments will be accepted by the Community & Economic Development Department through December 13, 2010 until 5:00 P.M.

Office of the Village Clerk
Village of Bensenville

**TO BE PUBLISHED IN THE DAILY HERALD,
NOVEMBER 27, 2010**

Exhibit "C"
CDC Findings of Fact

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

MINUTES OF THE COMMUNITY DEVELOPMENT COMMISSION

December 13, 2010

CALL TO ORDER: The meeting was called to order at 7:30 p.m.

ROLL CALL : Upon roll call, the following Commissioners were present:
Markowski, Ventura, Rowe, Janowiak, Moruzzi, Ramirez, Weldon
Absent: None
A quorum was present.

Public Hearing: CDC Case Number 2010-26
Petitioner: Nicholas Gianaris of Kaloco Oil Co.
Location: 600 N. Route 83
Request: Conditional Use Permit; Drive-Through Facility and Variance

Nicholas Gianaris, Chief Executive Officer and Eric Eriksson, Architect were both present and sworn in by Chairman Markowski. Mr. Eriksson presented to the Commissioners plans for a drive through window to be installed. The building will be extended four to five feet. The gas station is a 24 hour operation. There are two employees on duty at all times except the third shift. The doors will be locked and customers can buy items through the proposed window. This will add safety for the employees. Commissioners raised concern with the entrance and exit doors that are adjacent to the proposed drive through window. Mr. Gianaris stated that customers will still have the sidewalk to use to avoid conflict. Mr. Gianaris also stated that the drive through will be a one way. Staff recommends approval.

Public Comment: There was no public comment.

Chairman Markowski closed the public hearing at 8:19 p.m.

Motion: Commissioner Rowe made a motion to approve the finding of facts as listed:

1. Traffic: The proposed use will not create any adverse impact of types or volumes of traffic flow not otherwise typical of permitted uses in the zoning district has been minimized.
2. Environmental Nuisance: The proposed drive through facility will not have negative effects of noise, glare, odor, dust, waste disposal, blockage of light or air or other adverse environmental effects of a type or degree not characteristic of permitted uses in the district have been minimized.
3. Neighborhood Character: The proposed use will fit harmoniously with the existing character of existing permitted uses in its environs. Any adverse effects on environmental quality, property values or neighborhood character beyond those normally associated with permitted uses in the district have been minimized.
4. Use Of Public Services And Facilities: The proposed use will not require existing community facilities or services to a degree disproportionate to that normally expected of permitted uses in the district, nor generate disproportionate demand for new services or facilities in such a way as to place undue burdens upon existing development in the area.
5. Public Necessity: The proposed use at the particular location requested is necessary to provide a service or a facility which is in the interest of public convenience, and will contribute to the general welfare of the neighborhood or community.
6. Other Factors: The use is in harmony with any other elements of compatibility pertinent in the judgment of the commission to the conditional use in its proposed location.
7. Special Circumstances: Special circumstances exist that are peculiar to the property for which the variance is sought and that do not apply generally to other properties in the same zoning district. Also, these circumstances are not of so general or recurrent a nature as to make it reasonable and practical to provide a general amendment to this Title to cover them.
8. Hardship Or Practical Difficulties: For reasons set forth in the findings, the literal application of the provisions of this Title would result in unnecessary and undue hardship or practical difficulties for the applicant as distinguished from mere inconvenience.
9. Circumstances Relate To Property: The special circumstances and hardship relate only to the physical character of the land or buildings, such as dimensions, topography or soil conditions. They do not concern any business or activity the present or prospective owner or occupant carries on, or seeks to carry on, therein, nor to the personal, business or financial circumstances of any party with interest in the property.

10. Not Resulting From Applicant Action: The special circumstances and practical difficulties or hardship that are the basis for the variance have not resulted from any act, undertaken subsequent to the adoption of this Title or any applicable amendment thereto, of the applicant or of any other party with a present interest in the property. Knowingly authorizing or proceeding with construction, or development requiring any variance, permit, certificate, or approval hereunder prior to its approval shall be considered such an act.

11. Preserve Rights Conferred By District: A variance is necessary for the applicant to enjoy a substantial property right possessed by other properties in the same zoning district and does not confer a special privilege ordinarily denied to such other properties.

12. Necessary For Use Of Property: The grant of a variance is necessary not because it will increase the applicant's economic return, although it may have this effect, but because without a variance the applicant will be deprived of reasonable use or enjoyment of, or reasonable economic return from, the property.

13. Not Alter Local Character: The granting of the variance will not alter the essential character of the locality nor substantially impair environmental quality, property values or public safety or welfare in the vicinity.

14. Consistent With Title And Plan: The granting of a variance will be in harmony with the general purpose and intent of this Title and of the general development plan and other applicable adopted plans of the Village, as viewed in light of any changed conditions since their adoption, and will not serve in effect to substantially invalidate or nullify any part thereof.

15. Minimum Variance Needed: The variance approved is the minimum required to provide the applicant with relief from undue hardship or practical difficulties and with reasonable use and enjoyment of the property.

Commissioner Ramirez seconded the motion.

Roll Call: Ayes: Markowski, Ventura, Rowe, Janowiak, Moruzzi, Ramirez, Weldon

Nays: None

Motion carried.

Community Development Commission Meeting Minutes
December 13, 2010
Page 6

Motion: Commissioner Weldon made a motion to approve CDC Case Number 2010-26. Commissioner Ramirez seconded the motion.

Roll Call: Ayes: Markowski, Ventura, Rowe, Janowiak, Moruzzi, Ramirez, Weldon

Nays: None

Motion carried.

Chairman
Community Development Commission

TYPE: Motion SUBMITTED BY: S. Viger DATE: 01.25.11

DESCRIPTION:

Site Plan review for the new addition to W. A. Johnson elementary school.

SUPPORTS THE FOLLOWING APPLICABLE VILLAGE GOALS:

<input type="checkbox"/>	Financially Sound Village	<input checked="" 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: Infrastructure & Environment

DATE: 01.18.11

Voted Unanimously

BACKGROUND:

Bensenville Elementary School District #2 is seeking to add a sizeable addition to the existing Johnson school. The “new” Johnson School would house students currently at both Johnson and Mohawk elementary schools.

KEY ISSUES:

1. Is the plan beneficial to the community?
2. Does the plan meet the approval criteria found in the Zoning Ordinance?
3. The Village has experienced significant flooding along Center street just north of the school site; storm water runoff and detention issues need to be thoroughly reviewed at time of construction review.

ALTERNATIVES:

1. Concur with the Community Development Commission’s (CDC) recommendation to approve the Site Plan.
2. Approve the Site Plan with conditions as determined by the Committee.
3. Remand the Site Plan application to the CDC for additional review.

RECOMMENDATION:

The staff recommends approval of the Site Plan.

The CDC recommended approval (6-0) at their 01.10.11 meeting.

The Infrastructure & Environment Committee voted unanimously to approve the Site Plan at their 01.18.11 meeting.

BUDGET IMPACT:

N/A

ACTION REQUIRED:

Approval of the attached Ordinance.

Village of Bensenville

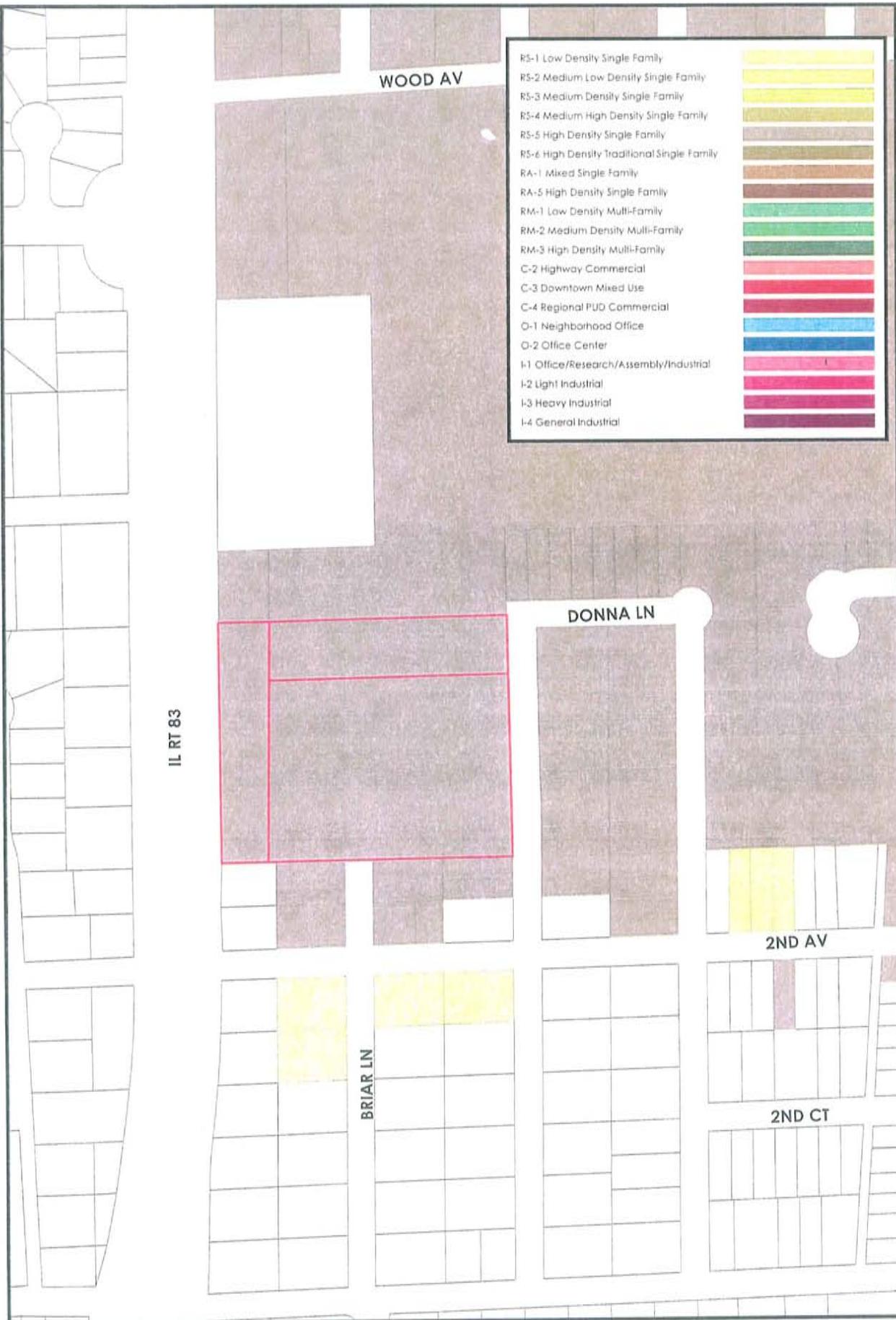
Johnson School





Village of Bensenville

Johnson School Zoning Map



ORDINANCE # _____

**AN ORDINANCE APPROVING A SITE PLAN SUBMITTED TO ALLOW
CONSTRUCTION OF A NEW SCHOOL FACILITY AT
252 RIDGEWOOD AVENUE, BENSENVILLE, ILLINOIS**

WHEREAS, on December 28, 2010, the Bensenville Elementary School District #2 (the "Applicant") submitted a Site Plan for use of the property located at 252 Ridgewood Avenue, Bensenville, Illinois (hereinafter "Subject Property"), the legal description of which is attached hereto as Exhibit "A," a copy of said application being contained in the files for this property in the Community and Economic Development Department; and

WHEREAS, the applicant submitted the Site Plan in support of its request to construct an approximately 79,700 square foot addition to the existing Johnson Elementary School on the Subject Property; and

WHEREAS, the Staff of the Community and Economic Development Department has conducted an analysis of the plan, which is set forth in the Staff Report relative to the same which was reviewed by the Community Development Commission of the Village of Bensenville; and

WHEREAS, based upon the analysis conducted by Staff and its own review of the Site Plan, the Community Development Commission found that the Site Plan meets the criteria for approval of same and recommended approval of the Site Plan with certain conditions; and

WHEREAS, the Community Development Commission forwarded its recommendation to the Community and Economic Development Committee of the Village Board; and

WHEREAS, the Community and Economic Development Committee did meet and consider the application and findings of fact as made by the Community Development Commission and voted to recommend the approval of the Site Plan, and forwarded its recommendation to the Village Board; and

WHEREAS, the Board of Village Trustees have reviewed the matter, and based on the recommendation of its Community Development Commission and the Community and Economic Development Committee, has determined that the approval of the Site Plan, with suggested conditions is consistent with the Zoning Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the 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: That based on the findings and the reports referenced herein, the Site Plan proposed for the Subject Property is hereby approved, with the following conditions: (1) That the property be developed in substantial compliance with the Site Plan submitted as part of the application for approval prepared by STR Partners LLC, dated 12/28/10; and (2) The Site Plan is subject to final engineering review, traffic studies and approval.

SECTION THREE: That all other ordinances and resolutions, or parts thereof, in conflict with the provisions of this Ordinance, are, to the extent of such conflict, expressly repealed.

SECTION FOUR: 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 Board of Trustees of the Village of Bensenville, this 25th day of January, 2011.

Frank Soto, Village President

ATTEST:

JoEllen Ridder, Village Clerk

AYES: _____

NAYES: _____

ABSENT: _____

Exhibit "A"
W A Johnson School

The Legal Description is as follows:

THAT PART OF THE NORTH WEST QUARTER OF SECTION 23, TOWNSHIP 40 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED BY COMMENCING AT A POINT IN THE WEST LINE OF SAID SECTION, 8.42 CHAINS SOUTH OF THE NORTH WEST CORNER OF SAID SECTION (SAID POINT BEING IN THE NORTH LINE OF VOLK BROTHERS' SECOND ADDITION TO EDGEWOOD, A SUBDIVISION IN SECTION 22 AND 23, TOWNSHIP 40 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, RECORDED MAY 7, 1926, AS DOCUMENT 213086); THENCE EAST ALONG SAID NORTH LINE OF VOLK BROTHERS' SECOND ADDITION TO EDGEWOOD, 205.26 FEET FOR A PLACE OF BEGINNING; THENCE NORTH 419.7 FEET ON A LINE WHICH INTERSECTS THE NORTH LINE OF SAID SECTION 23, 207.24 FEET EAST OF THE NORTH WEST CORNER OF SAID SECTION; THENCE EAST ON A LINE PARALLEL WITH THE NORTH LINE OF SAID VOLK BROTHERS' SECOND ADDITION TO EDGEWOOD, 549.17 FEET, MORE OR LESS, TO A POINT IN THE WEST LINE OF RALPH STREET, EXTENDED NORTH, IN SAID VOLK BROTHERS' SECOND ADDITION TO EDGEWOOD; THENCE SOUTH ON SAID WEST LINE, EXTENDED NORTH, 419.7 FEET TO THE POINT OF INTERSECTION OF SAID WEST LINE OF RALPH STREET AND THE NORTH LINE OF SAID VOLK BROTHERS' SECOND ADDITION TO EDGEWOOD; THENCE WEST ALONG SAID NORTH LINE, 550.65 FEET, MORE OR LESS, TO THE PLACE OF BEGINNING, IN DU PAGE COUNTY, ILLINOIS.

TYPE: Ordinance SUBMITTED BY: S. Viger DATE: 01.25.11

DESCRIPTION:

Site Plan review for the new Tioga elementary school.

SUPPORTS THE FOLLOWING APPLICABLE VILLAGE GOALS:

<input type="checkbox"/>	Financially Sound Village	<input checked="" 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: Infrastructure & Environment

Voted Unanimously

DATE: 01.18.11

BACKGROUND:

Bensenville Elementary School District #2 is seeking to replace the aging Chippewa and Tioga schools by erecting a new facility between the existing school buildings. Chippewa would be razed upon completion of the new facility. The new facility would be connected to the existing Tioga until an additional phase of new construction is completed and then the current Tioga building would also be razed.

KEY ISSUES:

1. Is the plan beneficial to the community?
2. Does the plan meet the approval criteria found in the Zoning Ordinance?
3. The Village has experienced significant flooding along Center street just north of the school site; storm water runoff and detention issues need to be thoroughly reviewed at time of construction review.

ALTERNATIVES:

1. Concur with the Community Development Commission's (CDC) recommendation to approve the Site Plan.
2. Approve the Site Plan with conditions as determined by the Committee.
3. Remand the Site Plan application to the CDC for additional review.

RECOMMENDATION:

The staff recommends approval of the Site Plan.

The CDC recommended approval (7 – 0) at their 12.13.10 meeting.

The Infrastructure and Environment Committee voted unanimously to approve the Site Plan at their 01.18.11 meeting

BUDGET IMPACT:

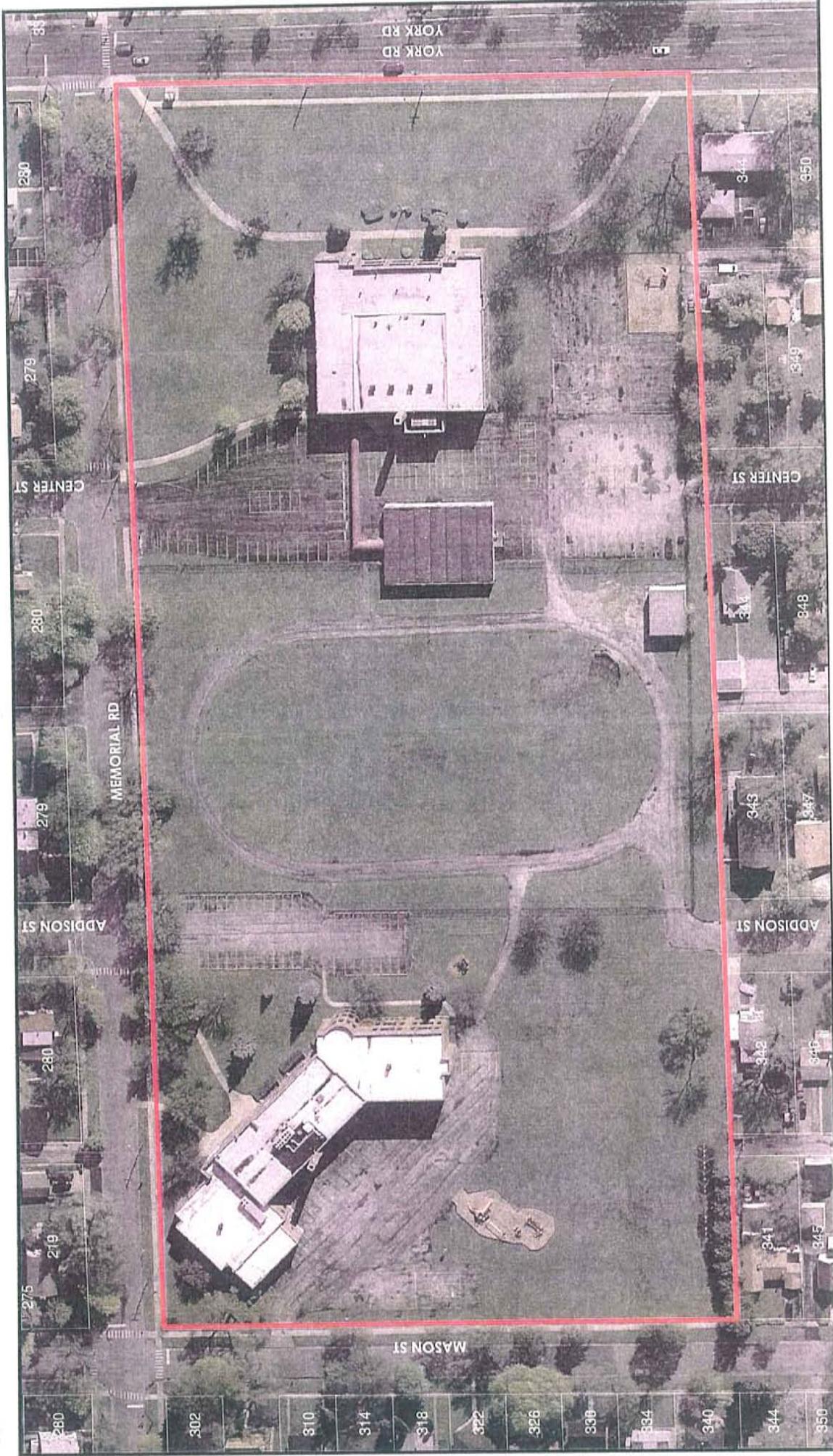
N/A

ACTION REQUIRED:

Approval of the attached Ordinance.

Village of Bensenville

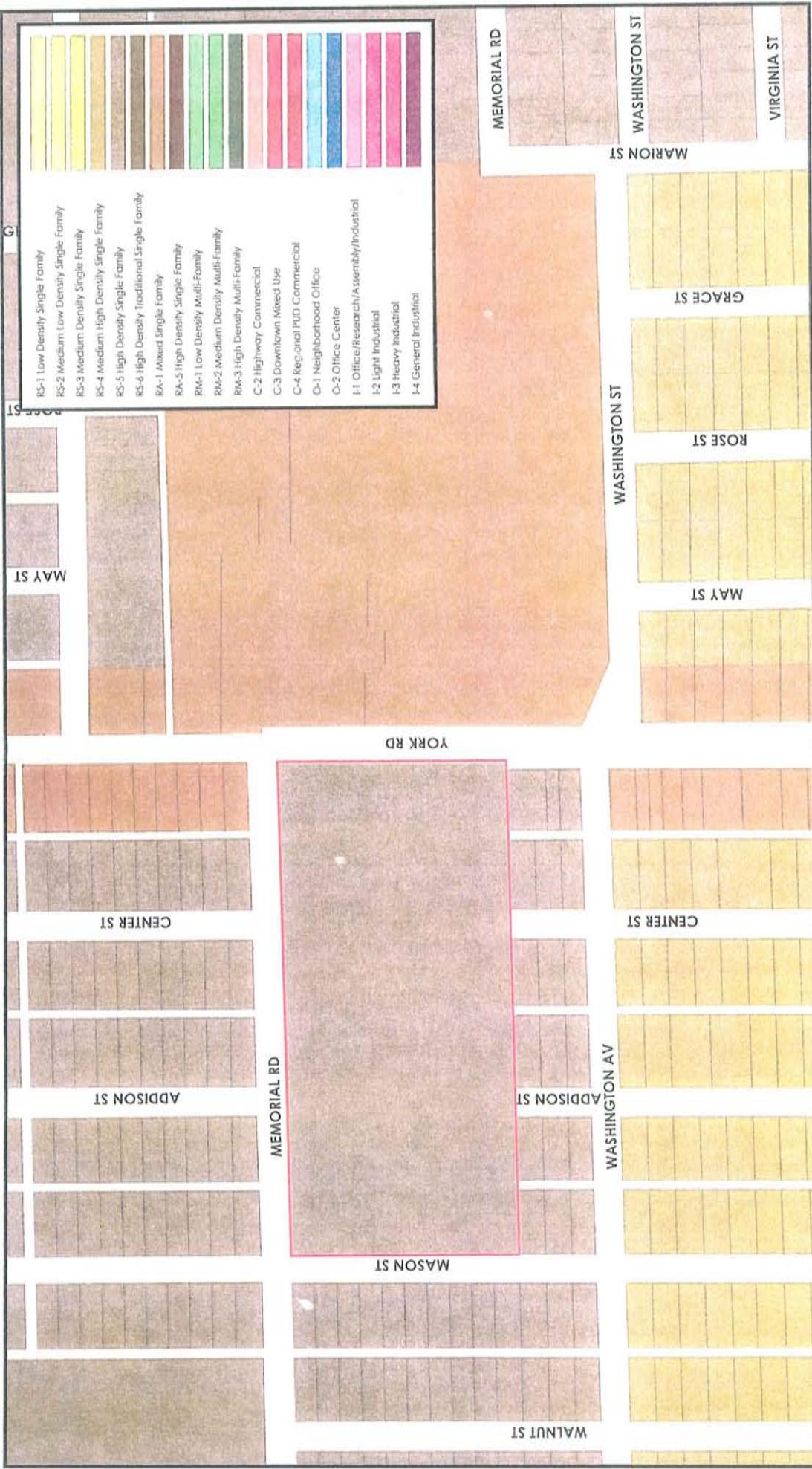
Tioga & Chippewa Schools



Village of Bensenville

Tioga & Chippewa Schools Zoning

N



ORDINANCE # _____

**AN ORDINANCE APPROVING A SITE PLAN SUBMITTED TO ALLOW
CONSTRUCTION OF A NEW SCHOOL FACILITY AT MEMORIAL ROAD
BETWEEN YORK ROAD AND MASON STREET,
BENSENVILLE, ILLINOIS**

WHEREAS, on October 25, 2010, the Bensenville Elementary School District No. 2 (the "Applicant") submitted a Site Plan for use of the property located on Memorial Road between York Road and Mason Street, Bensenville, Illinois (hereinafter "Subject Property"), the legal description of which is attached hereto as Exhibit "A," a copy of said application being contained in the files for this property in the Community and Economic Development Department; and

WHEREAS, the Applicant submitted the Site Plan in support of its request to construct an approximately 86,000 square foot addition to Chippewa and Tioga Schools on the Subject Property; and

WHEREAS, the Staff of the Community and Economic Development Department has conducted an analysis of the plan, which is set forth in the Staff Report relative to the same which was reviewed by the Community Development Commission of the Village of Bensenville; and

WHEREAS, based upon the analysis conducted by Staff and its own review of the Site Plan, the Community Development Commission found that the Site Plan meets the criteria for approval of same and recommended approval of the Site Plan with certain conditions; and

WHEREAS, the Community Development Commission forwarded its recommendation to the Community and Economic Development Committee of the Village Board; and

WHEREAS, the Community and Economic Development Committee did meet and consider the application and findings of fact as made by the Community Development Commission and voted to recommend the approval of the Site Plan, and forwarded its recommendation to the Village Board; and

WHEREAS, the Board of Village Trustees has reviewed the matter, and based on the recommendation of the Community Development Commission and the Community and Economic Development Committee, has determined that the approval of the Site Plan, with suggested conditions, is consistent with the Zoning Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the 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: That based on the findings and the reports referenced herein, the Site Plan proposed for the Subject Property is hereby approved, with the following conditions: (1) The property is to be developed in substantial compliance with the Site Plan submitted as part of the application for approval prepared by STR Partners LLC, dated 10/25/10, and (2) The Site Plan is subject to final engineering review and approval.

SECTION THREE: That all other ordinances and resolutions, or parts thereof, in conflict with the provisions of this Ordinance, are, to the extent of such conflict, expressly repealed.

SECTION FOUR: 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 Board of Trustees of the Village of Bensenville, this 25th day of January, 2011.

Frank Soto, Village President

ATTEST:

JoEllen Ridder, Village Clerk

AYES: _____

NAYES: _____

ABSENT: _____

Exhibit "A"
Tioga / Chippewa School

The Legal Description is as follows:

THE EAST 1180.50 FEET (AS MEASURED ON THE NORTH LINE) OF THAT PART OF THE NORTHEAST QUARTER OF SECTION 23, TOWNSHIP 40 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING NORTH OF THE FOLLOWING DESCRIBED LINE; BEGINNING AT A POINT ON THE EAST LINE OF SAID SECTION, 8.32 CHAINS SOUTH OF THE NORTHEAST CORNER OF SAID SECTION, THENCE WEST TO A POINT ON THE WEST LINE OF SAID SECTION 8.42 CHAINS SOUTH OF THE NORTHWEST CORNER THEREOF, IN DU PAGE COUNTY, ILLINOIS

TYPE: Resolution **SUBMITTED BY:** S. Viger **DATE:** 01.25.11

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, with a six month review by the Village Board.

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: Community & Economic Development

(2-1)President Soto & Trustee Johnson "Aye" DATE: 11.23.10 & 01.18.11
Trustee Peconio "Nay"

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 qualified 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. Please see attached Memos from S. Viger clarifying issues brought forth by the Committee at the 11.23.10 meeting and a subsequent memo dated 0113.11. The item was on the Village Board agenda 12.14.10 at which time it was remanded (5- 0) to the CEDC.

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.

On 12.14.10 the Village Board tabled and sent the item back to the CEDC with no discussion.

At their 01.18.11 meeting the CEDC voted to approve the Resolution (President Soto and Trustee Johnson "Aye", Trustee Peconio "Nay").

BUDGET IMPACT:

There is a budget savings of approximately \$150,000 through the prior elimination of full and part time inspector positions that the proposed consultant contact replaces.

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 Service with
TPI Building Code Consultants, Inc.

BE IT RESOLVED by the President and Board of Trustee 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 Trustee of the Village of
Bensenville, Illinois, _____, 2011.

APPROVED:

Frank Soto
Village President

ATTEST:

JoEllen Ridder, Village Clerk

AYES: _____

NAYES: _____

ABSENT: _____

TYPE: Resolution **SUBMITTED BY:** Village Manager **DATE:** January 21, 2011

DESCRIPTION: Resolution of Support for a Sales Tax Sharing Agreement for Roesch Ford in Bensenville – 303 W. Grand Avenue (former Roesch Chevrolet).

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 type="checkbox"/>	Safe and Beautiful Village	<input checked="" type="checkbox"/>	Vibrant Major Corridors

COMMITTEE ACTION: Special AF &L Committee prior to this Board Meeting.

DATE: 01/25/11

BACKGROUND: As a result of GM's bankruptcy and subsequent legal decisions authorizing GM to consolidate dealerships, Larry Roesch Chevrolet lost their franchise with GM. The former dealership remains vacant. Mr. Roesch has been working to acquire the Elmhurst Ford franchise to relocate to the former Chevrolet facility at Church and Grand. Exceptional costs to acquire the franchise and construct the required Ford Trustmark image showroom have created a financial gap. Mr. Roesch is requesting assistance from the Village to help make this new dealership a reality. Larry Roesch Chevrolet received assistance when locating from Villa Park to Bensenville back in 1981 (ten years - \$1.0M on 50/50 basis). Roesch Volkswagen also received assistance when relocating from Villa Park in 2001. The Agreement, which was amended multiple times was a five year deal (with two extensions) authorizing 100 percent of the sales tax to be paid to Roesch to a cap of \$1.0M. The Third amendment in February 2009 extended the agreement to allow Roesch to reach the \$1.0M cap on a 50/50 sharing basis. To date they have received \$830,137, short of the cap by \$169,863.

KEY ISSUES: The relocation of this dealership on York Road in Elmhurst starts to re-establish our Grand Avenue automobile sales corridor. From an economic development perspective it is a home run. Dealership relocation projects almost always come with incentive packages, most often in the form of sale tax sharing. The Key Issues include:

1. Payment of 100 percent of the cost of construction for the showroom (\$2.70M).
2. Fifteen Year sharing agreement.
3. 50/50 split, except for three year period commencing when showroom construction begins – sharing goes to 75 percent to Roesch.
4. Roesch has other options to re-open in multiple sites in Elmhurst.
5. The Ford brand is making a strong recovery.
6. But for Village assistance the project will not be economically feasible.

ALTERNATIVES:

1. Support a sales tax sharing agreement with Roesch Ford in Bensenville.
2. Discretion of the Committee.

RECOMMENDATION: Staff recommends authorizing the Village Manager to negotiate a sales tax sharing agreement with Roesch Ford in Bensenville.

BUDGET IMPACT: Year 1 Sales Tax Proceeds \$104,000 if project proceeds.

ACTION REQUIRED: Authorize the Village Manager to negotiate a Sales Tax Sharing Agreement with Roesch Ford in Bensenville.

RESOLUTION NO. ____

**A RESOLUTION SUPPORTING A SALES TAX REBATE AGREEMENT WITH
LARRY ROESCH FORD AND AUTHORIZING VILLAGE MANAGER TO
NEGOTIATE FINAL TERMS OF THE AGREEMENT**

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, the Village has developed an strategic plan which includes as two of its primary goals the creation and maintenance of a Financially Sound Village and the creation and maintenance of Vibrant Major Corridors; and

WHEREAS, Larry Roesch Ford is proposing to locate its car dealership on one of the Village’s major corridors, Grand Avenue which will significantly enhance the appearance of this corridor and, as a sales producing entity, will have a positive impact on the revenues of the 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 Village Board supports the consideration of a sales tax rebate agreement with Larry Roesch Ford consistent with the terms agreed to by the Administration, Finance and Legislative Committee.

SECTION 3. That the Village Manager is hereby directed to negotiate a sales tax rebate agreement with Larry Roesch Ford and to present said agreement for formal Board consideration on or before March 22, 2011.

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 25th day of January 2011.

APPROVED:

Frank Soto, Village President

ATTEST:

Jo Ellen Ridder, Village Clerk

Ayes: _____

Nays: _____

Absent: _____

VILLAGE OF BENSENVILLE

TYPE: Informational Report SUBMITTED BY: Denise Pieroni DATE: January 20, 2011

DESCRIPTION: Village Hall Security & Customer Service Efficiency Project

SUPPORTS THE FOLLOWING APPLICABLE VILLAGE GOALS:

<input checked="" type="checkbox"/>	<i>Financially Sound Village</i>
<input checked="" type="checkbox"/>	<i>Quality Customer Oriented Services</i>
<input checked="" 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: Administration, Finance & Legislation
(Discussion deferred to Village Board meeting due to time constraints)

DATE: 01/21/2011

BACKGROUND: A safety concern was raised last year. Additionally it was during this same time period that, due to a number of factors including reductions in support staff and the contemplated implementation of a Customer Relationship Management system, staff started discussing changes to the respective front desk and adjacent areas to improve staff efficiency and customer service. \$25,000 was included in the 2011 budget to cover the cost of the broader goal. In terms of the finance area, the proposal is to provide for two work spaces in the office area adjacent to the front desk. The individuals located in this area will be responsible for the back-up of the front desk and either back-up or primary for addressing incoming calls. The relocation of the access point will provide more direct access from this office area, enhancing customer services. Based on the physical design of the front service area, it is impossible to see when the Norma needs assistance. This will also future enhance employee safety at the front desk by increasing the number of people that are able to visually see this area. Similar modifications are proposed for Community and Economic Development, providing for more direct access by support staff to the front counter area.

Attached are two emails from Mark Rysavy. The first provides future detail as to the approach to this project and the additional objectives that we hope to accomplish through this approach. The second provides additional cost information on the various components of the project. Please note that the direct costs for all work is just over the original cost to purchase and install the two doors in the existing openings.

KEY ISSUES: If we are going to make changes, we want to make sure that we address, to the extent possible, customer service issues that we currently have or anticipate as we implement CRM and "one-stop shopping" concepts.

ALTERNATIVES:

- Village Board discretion

RECOMMENDATION: Village Board review of proposed changes.

BUDGET IMPACT: The 2011 budget includes the dollars to cover direct cost of these modifications.

ACTION REQUIRED: None

Mary Rivera

Subject: Village Hall Security & Customer Service Efficiency Project - Description of Work

From: Mark Rysavy

Sent: Thursday, January 13, 2011 8:14 AM

To: Denise Pieroni; Timothy Sloth; Scott Viger

Subject: RE: 11-0118 Summary - Village Service Desk Areas & Other Modifications 11-0112

The original scope included custom doors to fit in the existing openings. The costs ranged from \$9,445 to \$10,260 using an open bid and prevailing wages. The doors would not have matched any other doors in the vicinity and would have looked out of place. We decided to re-work the front desks to help customer service and increase safety. By putting the doors in the existing locations, customer service is not improved.

Any door we order is going to be custom because of the full mortise lockset. Custom doors do not cost a great deal more, they just take longer to get. This is a door that can be ordered at any Menard's or Home Depot on any given day.

As part of the upgrades we added the mail slots that have been talked about for some time. Also, we are relocating some of the finance staff to the Baecore occupied office. This will remove several computers from the main line of cubicles in finance, thus improving the electrical supply issues to that area. They should not blow any more fuses during the work day because the electrical load will be reduced. It also allows us to add more storage space and an open space like CED's as requested by Mr. Sloth.

By bringing the work in-house to Public Works we are able to do more work for less money and provide more storage. I think our PW workers can get the doors done in the new locations for less than the original infill doors were priced. If we install the mail slots and redo the office layouts with more storage, there is no way to meet the original bids.

Overtime is not a necessity, but would make our jobs easier to do without tripping over workers during the initial stages. Not all the work has to be done on overtime. We have told PW to do the work during the day if they can put up some plastic screening to keep the dust enclosed. Either way is fine.

Mark Rysavy
Village of Bensenville
Assistant Director Community
and Economic Development
Office: 630.350.3396
Cell: 630.329.6299
Fax: 630.350.3434
mraysavy@bensenville.il.us

Mary Rivera

Subject: Village Hall Security & Customer Service Efficiency Project - Cost of Modifications

Denise,

Below is a breakdown of the budget for the Village Hall modifications. All labor is what we are saving by doing the work in house:

Solid core oak doors to match existing (unfinished), full mortise prep.....	\$1,500.00 each
Hardware locksets and closers to match existing.....	\$1,000.00 each
Staining and hardware install (16 hours x \$45/hour) labor.....	\$720.00 each
Install door into openings (4 hours x \$45/hour) labor.....	\$180.00 each
Install trim from stock around door (2 hours x \$45/hour).....	\$90.00 each
Each door to purchase, stain, & install	\$3,490.00 each

Cut openings, prep for new door, re-route electrical (12 hours x \$45/hour).....	\$540.00 each
Close existing opening with studs, drywall, tape & paint (16 hours x \$45/hour).....	\$720.00 each
Disconnect and remove existing desks CED (2 men, 4 hours each x \$45/hour).....	\$360.00

For a total of \$9,860.00, using in house labor rates we can get the two new doors in the new locations and close up the two existing openings. Actual out of pocket cost is \$5,000.00

If we add the mailbox in as discussed at the existing finance counter:

¾" Oak plywood- 2 sheets.....	\$70.00 total
Labor to build mailboxes (2 men, 1 day = 16 hours x \$45/hour)	\$720.00
Labor to stain mailboxes (8 hours x \$45/hour)	\$360.00
10 metal studs, drywall, screws	\$100.00
Labor to build mailbox enclosure (8 hours x \$45/hour)	\$360.00
Labor to tape & paint mailbox enclosure (8 hours x \$45/hour)	\$360.00
Install mailboxes and trim- from stock (4 hours x \$45/hour)	\$180.00
Construction and installation of mailbox unit	\$2,150.00
Actual out of pocket cost	\$170.00

Total cost with labor \$11,290.00

Total without labor \$5,170.00

Expected storage units and desktop for Finance:

(4) tall file cabinets to match existing.....	\$1,000.00 each
(8) low file cabinets to match existing	\$650.00 each
Large countertop to match CED	\$1,500.00
Total for new storage and desktop	\$10,700.00

With everything in, including labor we are at \$21,990.00. Assuming a 10% contingency (normal for construction) it totals \$24,189.00

Without labor costs it is \$15,870.00, plus 10% contingency is \$17,457.00

Mark Rysavy
[Village of Bensenville](#)
Assistant Director Community
and Economic Development
Office: 630.350.3396
Cell: 630.329.6299
Fax: 630.350.3434
mrysavy@bensenville.il.us