

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
May 12, 2015

CALL TO ORDER: 1. President Soto called the meeting to order at 6:31 p.m.

OATH OF OFFICE: Judge Patrick O'Shea swore Frank DeSimone, Rosa Carmona and Agnieszka Jaworska into the Office of Village Trustee.

ROLL CALL: 2. Upon roll call by Village Clerk, Ilsa Rivera-Trujillo, the following Board Members were present:

DeSimone, Jaworska, Carmona, Wesseler, Janowiak, O'Connell

Absent: None

A quorum was present.

Staff Present: Village Attorney, Pat Bond, M. Cassady, J. Caracci, D. DiSanto, G. Ferguson, T. Finner, F. Kosman, M. Martella, M. Ribando, M. Rysavy, A. Thakkar, C. Williamsen

PUBLIC COMMENT: **Donald Dionesotes – 1004 Medinah**

Mr. Dionesotes addressed the Village Board regarding the road closure at Irving Park Road and York Road. Mr. Dionesotes asked what the Village Board's actions were to pressure IDOT to complete the project in a timely manner. Mr. Dionesotes also addressed the Village Board regarding the recently installed road divider installed at the railroad crossing at Green Street and Church Road. Mr. Dionesotes stated the divider acts as a distraction to oncoming traffic. Staff was directed to meet with Mr. Dionesotes to address his concerns.

Steven Gaus – Bensenville Chamber of Commerce

Mr. Gaus stated he was present representing the Bensenville Chamber of Commerce. Mr. Gaus addressed the Village Board in regards to the proposed resolution establishing an Irving Park Road closure commercial relief program. Mr. Gaus asked the Village Board to reconsider the lien clause in the proposed resolution.

John Wassinger – 255 South Church Road

Mr. Wassinger welcomed the newly elected Trustees and stated he was looking forward to continuing the Villages and Park Districts engagement.

**APPROVAL OF
MINUTES:**

3. The April 28, 2014 Village Board Meeting minutes were presented.

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Motion: Trustee Janowiak made a motion to approve the minutes as presented. Trustee Wesseler seconded the motion.

All were in favor. Motion carried.

WARRANT NO.

15/09: 4. President Soto presented Warrant No. 15/09 in the amount of \$2,266,979.76.

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

ROLL CALL:

AYES: DeSimone, Carmona, Jaworska, Wesseler, Janowiak, O'Connell

NAYS: None

All were in favor. Motion carries.

**PRESIDENT'S
REMARKS:**

President Soto read a proclamation into the record declaring May 11 – 15, 2015 “Bike-to-Work Week”.

President Soto read a proclamation into the record designating the week of May 17-23, 2015 as National Public Works Week in the Village of Bensenville.

President Soto announced there is an LGDF bill pending in Springfield that would remove funding income to Municipalities throughout the State of Illinois and would have an effect on the Village of Bensenville by \$900,000 to \$1,000,000. President Soto stated the DuPage Mayors and Managers have proposed that each Municipality approve a resolution objecting to the proposed bill. President Soto asked for the matter to be presented at the next Committee meeting.

President Soto stated the Village received an article from Crain's Chicago Business that stated Moody's had downgraded the City of Chicago's bond rating to junk status. President Soto stated the Village's bond rating has continued to rise over the last six years and thanked Staff for their efforts.

President Soto stated that the Village President appoints Village Board Members as Chairpersons of Village Standing Committees. President Soto stated the role of the Chairperson is to serve as

presiding officer over their respective Standing Committee Meeting. President Soto announced the Standing Committee Chairs:

Administration, Finance and Legislation Committee: Susan Janowiak
Community and Economic Development Committee: Marty O'Connell
Infrastructure and Environment Committee: Frank DeSimone
Public Safety Committee: Rosa Carmona
Recreation and Community Building Committee: Henry Wesseler
Technology Committee: Agnieszka Jaworska

**MANAGERS
REPORT:**

**2014 Community
Survey:**

Village Manager, Michael Cassady, stated the 2014 Bensenville community survey presentation would be completed at a later date due to flight delays for the representative of ETC Institute.

**Resolution No.
R-54-2015:**

Village Manager, Michael Cassady, gave the summarization of the action contemplated in **Resolution No. R-54-2015** entitled **A Resolution Establishing an Irving Park Road Closure Commercial Relief Program.**

Mr. Cassady stated on March 23, 2015 IDOT closed Irving Park Road between York Road and South Access Road while the roadway is lowered under the CP railroad bridge. Mr. Cassady stated IDOT estimates that Irving Park Road will be closed until July, however the Village is working with all involved entities to expedite construction completion by a sooner date. Mr. Cassady stated while this project will ultimately solve a decades old congestion problem caused by train crossings, during this construction period many Bensenville businesses are significantly impacted by the loss of access and traffic. Mr. Cassady stated on April 28, 2015 the Village Board approved the conceptual terms of a zero interest loan program for businesses impacted by the road closure. Mr. Cassady stated presented is a Resolution formally establishing the program, which would be underwritten and administered by ABC Bank. Mr. Cassady stated per the terms, loans up to \$7,500 would be available to qualifying businesses that can demonstrate an impact from the road closure.

Mr. Cassady stated the Village would cover the interest payments and back the loans with a cap of \$100,000 using General Fund contingency. Mr. Cassady stated the term of the loan would be for 1

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or 2 years and the first payment would be deferred 90 days. Mr. Cassady stated the applicant must agree to a real estate lien to ensure the loan is repaid. Mr. Cassady stated Staff recommends that the Village Board authorize the creation and implementation of this program.

Village Attorney, Pat Bond, stated these are public funds and there is a provision under the Municipal Code 65ILCS 5/8-1-2.5 that allows the Village to make expenditures for commercial enterprises for promotion of Economic Development but since these are public funds, the Municipal Code does not allow for public funds to be gifted. Mr. Bond stated there has to be some type of collateral offered to the Village to ensure the loan will be repaid to the Village and the public funds be refunded.

Trustee Wesseler stated he agrees with Staff's recommendation that there has to be some type of collateral to the Village for the payback of the loan.

Trustee DeSimone asked if the proposed resolution would add cost to the Village and add time to the loan. Mr. Cassady stated yes, the proposed resolution would require the Village to absorb legal fees for filing the liens and that the loan process would be extended by a day or two for filing the lien with the County.

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

ROLL CALL: AYES: DeSimone, Jaworska, Carmona, Wesseler, Janowiak, O'Connell

NAYS: None

All were in favor. Motion carried.

VILLAGE ATTORNEY REPORT: Village Attorney, Pat Bond, has no report.

UNFINISHED BUSINESS: There was no unfinished business.

NEW BUSINESS: Trustee Wesseler asked for an update regarding the vacant Dominick's Store in Bensenville. Village Manager, Michael Cassady, stated the Village is working with other Communities who face similar

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issues to fill the vacant store. Mr. Cassady stated Albertson, who owns Jewel Osco, bought out Safeway, who owned Dominick's. Mr. Cassady stated Albertsons now owns the current lease at 1127 South York Road. Mr. Cassady stated Staff has pushed for Albertson to open a Jewel Osco at the location and they have decided not to do so. Mr. Cassady stated Albertson has the right to choose who can operate the space and that they have decided to deny potential competitors. Mr. Cassady stated he would provide the Board with additional information once it was available.

Trustee Jaworska asked that additional backup information be provided for the warrant so Trustees can make a more educated vote. President Soto asked that Trustee Jaworska reach out to Staff at any time for additional information on warrants or any other related information to the agenda.

Trustee Jaworska, Trustee Carmona and Trustee DeSimone thanked all in attendance for coming to the meeting.

**EXECUTIVE
SESSION:**

Village Attorney, Pat Bond, stated there was no need for Executive Session.

ADJOURNMENT:

Trustee Janowiak 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 7:10 p.m.

Ilsa Rivera-Trujillo
Village Clerk

PASSED AND APPROVED by the President and Board of Trustees of the Village of Bensenville this 26th day, May 2015