

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

July 12, 2016

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, Ilsa Rivera-Trujillo, the following Board Members were present:

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

Absent: None

A quorum was present.

Staff Present: Village Attorney, Patrick Bond, E. Summers, J. Caracci, G. Ferguson, T. Finner, F. Kosman, M. Martell, A. Schaefer, A. Thakkar, S. Viger, C. Williamsen

PUBLIC COMMENT: Paul De Michele, 17W275 Rodeck Lane, Bensenville, Illinois

Mr. De Michele addressed the Village Board regarding his FOIA that was submitted to the Illinois Attorney General's Office. Village Manager, Evan Summer, informed Mr. De Michele that the Village has submitted its response to the Illinois Attorney General's Office regarding his FOIA.

APPROVAL OF MINUTES:

3. The June 28, 2016 Village Board Meeting minutes were presented.

Motion: Trustee Majeski made a motion to approve the minutes as presented. Trustee DeSimone seconded the motion.

All were in favor. Motion carried.

WARRANT NO. 16/13:

4. President Soto presented Warrant No. 16/13 in the amount of \$1,942,823.38.

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

There were no questions from the Village Board.

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

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NAYS: None

All were in favor. Motion carried.

Motion: 5. Trustee Jaworska made a motion to approve the Consent Agenda as presented. Trustee Carmona seconded the motion.

All were in favor. Motion carried.

Resolution No.
R-85-2016:

**Resolution Authorizing an Intergovernmental Agreement
Between the Village of Bensenville and Bensenville Elementary
School District #2 for a School Resource Officer. (Consent
Agenda)**

Motion: Trustee Majeski made a motion to approve the Consent Agenda as presented. Trustee DeSimone seconded the motion.

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

NAYS: None

All were in favor. Motion carries.

Ordinance No.
28-2016:

6. President Soto gave the summarization of the action contemplated in **Ordinance No. 28-2016** entitled **An Ordinance Rezoning 350 North York Road from C - 4 Regional Destination Commercial to I - 2 Light Industrial District.**

Director of Community and Economic Development, Scott Viger stated the property in question is owned by the AFC World LLC and currently houses a trucking firm and motor vehicle repair which is operating without proper entitlement approvals. Mr. Viger stated it is approximately 5.9 acres and is located within the C-4 Regional Destination Commercial District. Mr. Viger stated the proposal by Liberty Property Limited Trust (LPT) the contract purchaser, is to rezone the property to I -2 Light Industrial, demolish the existing 59,000 square foot building and erect a new warehouse / distribution facility. Mr. Viger stated the proposed building is approximately 96,000 square feet.

There were no questions from the Village Board.

Motion: Trustee Wesseler made a motion to adopt the ordinance as

presented. Trustee Majeski seconded the motion.

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

NAYS: None.

All were in favor. Motion carried.

Resolution No.

R-86-2016:

7. President Soto gave the summarization of the action contemplated in **Resolution No. R-86-2016 entitled A Resolution authorizing payment to the Illinois Environmental Protection Agency for our annual NPDES operating permits in the amount of \$19,000.**

Village Manager, Evan Summers stated each year the Village is required to acquire NPDES Permits from the Illinois Environmental Protection Agency (IEPA). Mr. Summers stated NPDES stands for National Pollutant Discharge Elimination System. Mr. Summers stated these permits are necessary for agencies that operate either storm sewer or sanitary sewer collection and/or treatment systems. Mr. Summers stated the Village holds a number of these permits for our individual systems.

There were no questions from the Village Board.

Motion:

Trustee Wesseler made a motion to approve the resolution as presented. Trustee DeSimone seconded the motion.

ROLL CALL:

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

NAYS: None.

All were in favor. Motion carried.

Resolution No.

R-87-2016:

8. President Soto gave the summarization of the action contemplated in **Resolution No. R-87-2016 entitled A Resolution Designating Signatories for the Village of Bensenville.**

Village Manager, Evan Summers stated the Village Board has previously adopted Resolution R-105-2009, designating signatories for banking and other purposes for the Village of Bensenville. Mr.

Summers stated since the adoption of the previous Resolution, there have been many changes in the staff. Mr. Summers stated this Resolution replaces previously established signatories with the new signatories.

There were no questions from the Village Board.

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

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

NAYS: None.

All were in favor. Motion carried.

**Ordinance No.
29-2016:**

9. President Soto gave the summarization of the action contemplated in **Ordinance No. 29-2016** entitled **An Ordinance Amending Section 3-3-5 of the Bensenville Village Code – Liquor Regulations – to increase the number of Class E1 liquor licenses and Issue Said License to CI Quick Stop Belvidere DBA Lucky Dogs located at 229 West Grand Avenue, Unit J.**

Village Manager, Evan Summer stated Section 3-3-5-E.3 of the Bensenville Village Code limits the number of Class E1 liquor licenses issued and outstanding at one time. Mr. Summers stated Class E1 licenses authorize the retail sale of liquor for consumption on the premise when food is offered. Mr. Summers stated CI Quick Stop of Belvidere DBA Lucky Dogs has a tentative lease to occupy Unit J within Plaza De Campana located at 229 West Grand Avenue. Mr. Summers stated This proposed location is seeking a Class E1 liquor license to operate as a gaming facility.

Trustee DeSimone stated he would like to see how the recently approved Stella's gaming facility operates before the Village approved another similar use.

Trustee Majeski stated his daughter had visited other sites owned by CI Quick Stop Belvidere and has zero complaints. Trustee Majeski stated he also contacted surrounding businesses of CI Quick Stop Belvidere in other locations and received nothing but compliments. Trustee O'Connell stated he has no issues with the proposed use and that a vacant unit would be filled if the ordinance was approved.

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Trustee Wesseler stated he did not see the harm in allowing the proposed business at 229 West Grand Avenue, Unit J.

Motion: Trustee Wesseler made a motion to adopt the ordinance as presented. Trustee Majeski seconded the motion.

ROLL CALL: AYES: Majeski, O'Connell, Wesseler, President Soto

NAYS: Carmona, DeSimone, Jaworska

Motion carried.

Ordinance No.
30-2016:

10. President Soto gave the summarization of the action contemplated in **Ordinance No. 30-2016** entitled **An Ordinance Amending Section 3-3-5 of the Bensenville Village Code – Liquor Regulations – to Increase the Number of Class E1 Liquor Licenses and Issuing Said License to Taqueria El Toreo Located at 217 W. Grand Avenue.**

Village Manager, Evan Summer stated Section 3-3-5-E.3 of the Bensenville Village Code limits the number of Class E1 liquor licenses issued and outstanding at one time. Class E1 licenses authorize the retail sale of liquor for consumption on the premise when food is offered. Mr. Summer stated Taqueria El Toreo currently operates as a restaurant located at 217 W. Grand Avenue. Mr. Summer stated Mr. Gutierrez has informed Staff that he has no intention of having video gaming within the restaurant, however; the type of liquor license being applied for, allows for video gaming through the State of Illinois.

There were no questions from the Village Board.

Motion: Trustee O'Connell made a motion to adopt the ordinance as presented. Trustee Majeski seconded the motion.

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

NAYS: none

All were in favor. Motion carried.

Resolution No.
R-88-2016:

11. President Soto gave the summarization of the action contemplated in **Resolution No. R-88-2016** entitled **A Resolution Authorizing**

**the Execution of a Purchase Order with CDW Government, LLC
to Renew a Three-year Microsoft Enterprise Agreement in the
Not to Exceed Amount of \$75,546.78.**

Village Manager, Evan Summers stated a Microsoft Enterprise Agreement (EA) is a valuable tool for businesses that spread out licensing costs and provide benefits through Microsoft's Software Assurance. Mr. Summer stated the Village receives 24x7 technical support, planning services, end-user, and technical training, as well as unique benefits for employees. Mr. Summer stated the able to budget effectively by locking in pricing and spreading payments over three years.

There were no questions from the Village Board.

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

ROLL CALL: AYES: Carmona, DeSimone, Jaworska, Majeski, O'Connell

NAYS: None.

ABSTAINED: Wesseler

Motion carried.

**PRESIDENT'S
REMARKS:** President Soto thanked Staff for a successful Liberty Fest.

President Soto stated the Village's thoughts and prayers are with those effected by the tragedy in Dallas, Texas.

President Soto stated he engorges all to attend Music in the Park.

**MANAGERS
REPORT:**

Constellation Energy

Services:

Village Manager, Evan Summers, presented a Service Agreement with Constellation Energy Services, Inc. for Four Identified Village of Bensenville ComEd Accounts.

Motion: Trustee DeSimone made a motion to approve the service agreement as presented. Trustee Majeski seconded the motion.

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

NAYS: none

All were in favor. Motion carried.

VILLAGE ATTORNEY REPORT: Village Attorney, Patrick Bond, had no report.

UNFINISHED BUSINESS: There was no unfinished business.

NEW BUSINESS: There was no new business.

EXECUTIVE SESSION: Village Attorney, Patrick Bond, stated there was not a need for executive session.

ADJOURNMENT: Trustee DeSimone made a motion to adjourn the meeting. Trustee O'Connell seconded the motion.

All were in favor. Motion carried.

President Soto adjourned the meeting at 7:20 p.m.

Ilsa Rivera-Trujillo
Village Clerk

PASSED AND APPROVED by the President and Board of Trustees of the Village of Bensenville this 9th day, August 2016