

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
February 13, 2024

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

ROLL CALL: 2. Upon roll call by Deputy Village Clerk, Corey Williamsen, the following Board Members were present:

President DeSimone, Carmona, Franz, Frey, Lomax, Panicola, Perez

Absent: Village Clerk, Nancy Quinn

A quorum was present.

Staff Present: E. Summers, J. Caracci, S. Flynn, M. Leyva, K. Pozsgay, D. Schulze, C. Williamsen

PUBLIC COMMENT: **Alexis Ciano – 17 N. Plank Road, Bensenville, Illinois 60106**
Ms. Ciano addressed the Village Board regarding overflow parking from Heritage Square being allowed to park on Main Street. President DeSimone asked to speak with the Resident after the meeting.

**APPROVAL OF
MINUTES:**

4. The January 16, 2024 Village Board Meeting minutes were presented.

Motion: Trustee Perez made a motion to approve the minutes as presented. Trustee Carmona seconded the motion.

ROLL CALL: AYES: Carmona, Franz, Frey, Lomax, Panicola, Perez

NAYS: None

All were in favor. Motion carried.

**WARRANT NO.
24/2:**

5. President DeSimone presented **Warrant No. 24/2** in the amount of \$3,290,566.02.

Motion: Trustee Franz made a motion to approve the warrant as presented. Trustee Lomax the motion.

ROLL CALL: AYES: Carmona, Franz, Frey, Lomax, Panicola, Perez

NAYS: None

All were in favor. Motion carried.

Resolution No.
R-17-2024:

6. President DeSimone gave the summarization of the action contemplated in **Resolution No. R-17-2024** entitled a **Resolution Authorizing the Execution of a Joint Funding Agreement for Construction with the Illinois Department of Transportation (IDOT) for Grant Funding and Authorizing the Appropriation of Required Local Matching and Non-Participating Funds Associated with the Main Street and Church Road Resurfacing and Sidewalk Construction Project.**

Director of Public Works, Joe Caracci stated the Village successfully applied for a Surface Transportation Program (STP) grant in the amount of \$607,750 (\$578,500 for construction and \$29,250 for construction engineering) to resurface Church Rd (Grove Ave to IL-19) as well as Main St (Church Rd to Green St). Mr. Caracci stated the project scope also includes filling in the sidewalk gap along east side of Church Rd between Grove Ave and Green St. Other items of work will include spot C&G repairs, spot sidewalk repairs, ADA ramps, pavement striping as well as landscape restoration.

Mr. Caracci stated as part of the project implementation process, the Village needs to execute a Joint Funding Agreement for Construction with IDOT. Mr. Caracci stated IDOT will be the lead agency running the project on behalf of FHWA. Mr. Caracci stated this agreement establishes the division of project costs that will be paid for either by federal funds, state funds or by local community dollars. Mr. Caracci stated it also establishes the reimbursement method which will include IDOT managing the project and submitting reimbursement requests from the Village for our local share in normal pay estimate installments.

Mr. Caracci stated the current estimated project cost for construction and construction engineering is \$1,174,402. Mr. Caracci stated the division of costs shown on the Joint Funding Agreement are based on these estimated construction and construction engineering costs. Mr. Caracci stated a total of \$607,750 is being paid for by the STP Grant. Mr. Caracci stated this resolution appropriates the required local match and non-participating funds associated with this project, which is currently estimated at \$566,652.

Mr. Caracci stated Board approval is sought to allow the Village President to execute the required documents so that we can keep on schedule for the March 2024 IDOT letting date. Mr. Caracci stated construction is anticipated in Spring/Summer of 2024.

Motion: Trustee Panicola made a motion to approve the resolution as presented. Trustee Lomax seconded the motion.

ROLL CALL: AYES: Carmona, Franz, Frey, Lomax, Panicola, Perez

NAYS: None

All were in favor. Motion carried.

**Resolution No.
R-18-2024:**

7. President DeSimone gave the summarization of the action contemplated in **Resolution No. R-18-2024** entitled a **Resolution Appropriating the Use of Rebuild Illinois Grant Funds for Construction of the 2024 Residential Street Improvements Program in the Amount of \$1,209,469.02.**

Mr. Caracci stated the Illinois Department of Transportation (IDOT) has been authorized to implement a grant program using proceeds from general obligation bonds authorized in the Rebuild Illinois Capital Program. Mr. Caracci stated funding is allotted among local public agencies based on the regular Motor Fuel Tax (MFT) formula, which is a per capita distribution. Mr. Caracci stated these funds have been awarded and dispersed in six payments occurring twice each year in 2020, 2021, and 2022. Mr. Caracci stated in total, the Village has received \$1,209,469.02 over the three-year period. Mr. Caracci stated the Village has until July 2025 to spend this grant funding. Mr. Caracci stated these funds are authorized to be used for planning, engineering, acquisition, construction, reconstruction, development, improvement, extension, and all construction related expenses of the public infrastructure projects that are bondable capital improvements. Mr. Caracci stated a bondable capital improvement is generally a capital improvement that has an average useful life of greater than 13 years.

Mr. Caracci stated in accordance with the requirement of the use of RBI funding, IDOT requires a resolution to appropriate the necessary RBI funds for this work. Mr. Caracci stated this specific appropriation will help fund the construction of the 2024 Residential Street Improvement Program.

Mr. Caracci stated the streets included in the project are Pamela Drive, Dennis Drive, Dolores Drive, Jacquelyn Drive, Belmont Avenue, John Street, Brentwood Court, Legends Lane, Brentwood Drive, and Redmond Court. Mr. Caracci stated the scope of work will include resurfacing, full depth patching, curb and gutter removal & replacement, sidewalk removal & replacement, ADA sidewalk corner improvements, drainage structure replacements, landscape improvements, pavement markings, and street sign replacements.

Motion: Trustee Panicola made a motion to approve the resolution as presented. Trustee Frey seconded the motion.

ROLL CALL: AYES: Carmona, Franz, Frey, Lomax, Panicola, Perez

NAYS: None

All were in favor. Motion carried.

**Resolution No.
R-19-2024:**

8. President DeSimone gave the summarization of the action contemplated in **Resolution No. R-19-2024** entitled a **Resolution Authorizing a Purchase Order to Imperial Surveillance for Senior and Community Center Access Control and Video Cameras in the Not-to-Exceed Amount of \$75,000.**

Mr. Caracci stated as part of the Senior and Community Center Project, we recommend the installation of access control and video cameras. Mr. Caracci stated access control for our doors through Village Hall will help limit and allow access to specific areas of the building. Mr. Caracci stated video surveillance will help monitor what is happening throughout the building.

Mr. Caracci stated as we currently have both systems in place within the building, we are looking to enhance and add to the current level of access control and the number and location of video cameras. Mr. Caracci stated the current system is proprietary to Imperial Surveillance and uses existing software and hardware components.

Mr. Caracci stated Imperial Surveillance was asked to provide a proposal for enhancements to our systems. These enhancements will include:

- Upgraded access control panels in IT Server Room
- Install eleven (11) new door locations (using 10 new readers and 1 existing reader)

- Installation of over 5,000 feet of wiring from devices to panel in IT Server Room
- Upgrade of one video surveillance server
- Installation of eight (8) new and relocation of one (1) video cameras
- All necessary software licenses

Mr. Caracci stated the cost of the work was negotiated to \$74,210.77. Mr. Caracci stated Staff is requesting \$75,000 for minor field changes, if needed.

Motion: Trustee Lomax made a motion to approve the resolution as presented. Trustee Frey seconded the motion.

ROLL CALL: AYES: Carmona, Franz, Frey, Lomax, Panicola, Perez

NAYS: None

All were in favor. Motion carried.

**Resolution No.
R-20-2024:**

9. President DeSimone gave the summarization of the action contemplated in **Resolution No. R-20-2024** entitled a **Resolution Authorizing the Ratification of Payment to Restore Restoration Inc. for Emergency Remediation to Village Hall after a Pipe Burst on January 17, 2024 in the Amount of \$14,722.15.**

Mr. Caracci stated on January 17, 2024 a fire sprinkler pipe burst over the entrance foyer to Village Hall. Mr. Caracci stated the pipe burst caused water damage to the foyer, vestibule, and parts of the lower level of Village Hall. Mr. Caracci stated the cause of the burst was pressure build up due to a frozen sprinkler line.

Mr. Caracci stated due to the burst a number of activities ensued to remediate the issue. Mr. Caracci stated Omega Pro Systems was called in to shut the water off and repair the broken elbow in the pipe. Mr. Caracci stated the cost of the pipe repair was \$3,741.60. Mr. Caracci stated Restore Restoration, Inc. was called in to perform cleanup (water cleanup) and remediation services (drywall removal and dehumidification) on the main entrance floor and the lower level. Mr. Caracci stated the cost of the remediation services was \$14,722.15.

Mr. Caracci stated additional costs yet to be completed are:

- Repairs necessary due to the event including drywall repair, insulation installation and replacement, and painting. The Village will use FH Paschen (our Senior Center contractor) to perform the repairs anticipated to not to exceed \$4,983.49.
- Repair to electric floor heaters in the vestibule (purchase parts and perform in-house installation) at a cost of \$1,500.00
- Reimbursement of damaged electrical components stored in the lower level for the Senior Center construction estimated at \$4,000.00

Mr. Caracci stated as this was an unforeseen emergency event, we are asking use \$25,000 of the Village Manager's Contingency budget to reimburse the costs of the event

Mr. Caracci stated the Restore Restoration invoice was the only invoice over \$10,000 and therefore we are asking for the Village Board's ratification of the payment to them. Mr. Caracci stated their payment is on the current 24/2 warrant previously approved at this meeting.

Motion: Trustee Lomax made a motion to approve the resolution as presented. Trustee Franz seconded the motion.

ROLL CALL: AYES: Carmona, Franz, Frey, Lomax, Panicola, Perez

NAYS: None

All were in favor. Motion carried.

**Resolution No.
R-21-2024:**

10. President DeSimone gave the summarization of the action contemplated in **Resolution No. R-21-2024** entitled a **Resolution Authorizing the Approval of Amendment No. 1 to the Professional Engineering Services Agreement with Greeley and Hansen, LLC for Construction Engineering of the Pressure Adjusting Station Replacement Project, Contingent on IEPA Loan Approval.**

Mr. Caracci stated the Village is seeking an IEPA Loan for the Replacement of the Church Road Pressure Adjusting Station.

Mr. Caracci stated the Village Board approved R-159-2023 approving an engineering services agreement with Greeley and Hansen for construction engineering services associated with the Church Road Pressure Adjusting Station Replacement Project. Mr. Caracci stated the IEPA has reviewed the agreement and has requested some non-monetary changes be added to the agreement to be eligible for loan reimbursement.

Mr. Caracci stated the IEPA has reviewed and approved the attached amendment to the original agreement. Mr. Caracci stated all proposed changes include non-monetary additions and are as follows:

1. AUDIT AND ACCESS TO RECORDS
2. COVENANT AGAINST CONTINGENT FEES
3. CERTIFICATION REGARDING DEBARRMENT, SUSENSION, AND OTHER RESPONSIBILITY MATTERS
4. USEPA NONDISCRIMINATION CLAUSE
5. USEPA FAIR SHARE PERCENTAGE CLAUSE

Mr. Caracci stated the Village Supports these additions and recommends approval of the amendment.

Motion: Trustee Panicola made a motion to approve the resolution as presented. Trustee Lomax seconded the motion.

ROLL CALL: AYES: Carmona, Franz, Frey, Lomax, Panicola, Perez

NAYS: None

All were in favor. Motion carried.

**Resolution No.
R-22-2024:**

11. President DeSimone gave the summarization of the action contemplated in **Resolution No. R-22-2024** entitled a **Resolution Authorizing a Facility Usage License Agreement with 200 x 85, LLC for the ChiTown Shuffle Youth Hockey Tournament.**

Director of Recreation, Sean Flynn stated the Village has encouraged 200 X 85, LLC to use the Edge Ice Arenas as one of the host sites for the 2024 ChiTown Shuffle youth hockey tournament. Mr. Flynn stated this tournament will feature approximately thirty teams from the Chicagoland area and from around the Midwest. The event will take place from April 19th through April 21st, 2024.

Mr. Flynn stated the Resolution presented, approves a Facility Usage License Agreement with 200 X 85, LLC. Mr. Flynn stated the agreement will cover any and all ice times reserved by 200 X 85 at the Edge over April 19 - 21 weekend Mr. Flynn stated this agreement helps offset fixed operating costs by generating revenues during the off-peak periods.

Motion: Trustee Lomax made a motion to approve the resolution as presented. Trustee Frey seconded the motion.

ROLL CALL: AYES: Carmona, Franz, Frey, Lomax, Panicola, Perez

NAYS: None

All were in favor. Motion carried.

**Resolution No.
R-23-2024:**

12. President DeSimone gave the summarization of the action contemplated in **Resolution No. R-23-2024** entitled a **Resolution Authorizing a Facility Usage License Agreement with Play Hockey USA.**

Mr. Flynn stated the Village has encouraged Play Hockey USA to use the Edge Ice Arenas as one of the host sites for the 2024 Windy City Rumble youth hockey tournament taking place over the May 3rd - May 5th, 2024 weekend. Mr. Flynn stated this tournament will feature approximately thirty teams from the Midwest.

Mr. Flynn stated the Resolution presented approves a Facility Usage License Agreement with Play Hockey USA. Mr. Flynn stated the agreement will cover any and all ice times reserved by Play Hockey USA at the Edge over the May 3rd - May 5th weekend. Mr. Flynn stated this agreement helps offset fixed operating costs by generating revenues in off-peak periods.

Motion: Trustee Lomax made a motion to approve the resolution as presented. Trustee Franz seconded the motion.

ROLL CALL: AYES: Carmona, Franz, Frey, Lomax, Panicola, Perez

NAYS: None

All were in favor. Motion carried.

Resolution No.
R-24-2024:

13. President DeSimone gave the summarization of the action contemplated in **Resolution No. R-24-2024** entitled a **Resolution Authorizing an Ice Arena License and Facility Use Agreement with the Chicago Blues Hockey Club.**

Mr. Flynn stated the Chicago Blues Hockey Club has been the primary tenant at the Edge Ice Arenas since 2000. Mr. Flynn stated the current agreement is in its final year and set to expire in August, 2024. Mr. Flynn stated Staff and representatives of the Chicago Blues Hockey Club have worked together to establish a new agreement at the Edge Ice Arenas that would be binding between September 1, 2024 and August 31, 2031.

Mr. Flynn stated the Resolution presented approves an Ice Arena and Facility Usage License Agreement with the Chicago Blues Hockey Club. Mr. Flynn stated this would be a 7-year agreement and will cover the entire Chicago Blues clinic, tryout, home game and practice schedule. Mr. Flynn stated this agreement will require the Blues to purchase a minimum of 1,400 hours annually, through the entirety of the 2024-2031 term. Mr. Flynn stated in addition, the Blues will also lease exclusive locker room and office space at the Edge on Jefferson Street.

Motion: Trustee Panicola made a motion to approve the resolution as presented. Trustee Franz seconded the motion.

ROLL CALL: AYES: Carmona, Franz, Frey, Lomax, Panicola, Perez

NAYS: None

All were in favor. Motion carried.

Resolution No.
R-25-2024:

14. President DeSimone gave the summarization of the action contemplated in **Resolution No. R-25-2024** entitled a **Resolution Authorizing the Execution of a Facility Rental Use Agreement with TCC Tournament LLC.**

Mr. Flynn stated the majority of ice arena facility rental revenues are generated through existing long term agreements that typically run from late August through late May on an annual basis. Mr. Flynn stated TCC Tournament LLC has expressed an interest in renting a minimum of 63 hours for the purpose of conducting two 1-week hockey schools during July at the Edge Ice Arenas.

Mr. Flynn stated the Village has fixed, variable and overhead operating costs that are associated with the Edge Ice Arenas. Mr. Flynn stated the Village can offset these expenses during the non-peak season at the Edge by generating sales revenues through in-house programming and facility usage agreements such as hockey schools, competitions, tryouts, camps and tournaments.

Motion: Trustee Lomax made a motion to approve the resolution as presented. Trustee Frey seconded the motion.

ROLL CALL: AYES: Carmona, Franz, Frey, Lomax, Panicola, Perez

NAYS: None

All were in favor. Motion carried.

**Resolution No.
R-26-2024:**

15. President DeSimone gave the summarization of the action contemplated in **Resolution No. R-26-2024** entitled a **Resolution Authorizing an Ice Arena License and Facility Use Agreement with the Chiefs Hockey Club.**

Mr. Flynn stated the Chiefs Hockey Club is a community based, recreational level youth hockey club that has skated out of the Edge Ice Arena for the past 25 years. Mr. Flynn stated the current agreement expires in August, 2024. Mr. Flynn stated Staff and representatives from the Chiefs Hockey Club have worked together to establish a new 7-year agreement at the Edge Ice Arenas that would go in effect on September 1, 2024 through August 31, 2031.

Mr. Flynn stated the Resolution presented approves an Ice Arena and Facility Usage License Agreement with the Chiefs Hockey Club. Mr. Flynn stated this agreement ensures that all Chiefs practice, home game, tryout and clinic ice will take place at the Edge Ice Arenas.

Motion: Trustee Panicola made a motion to approve the resolution as presented. Trustee Frey seconded the motion.

ROLL CALL: AYES: Carmona, Franz, Frey, Lomax, Panicola, Perez

NAYS: None

All were in favor. Motion carried.

**PRESIDENT'S
REMARKS:**

President DeSimone announced a St. Patrick's Day themed Senior Bingo Night will be held on March 14th at Green Street Grille; Doors open at 3:00pm. Dinner will be served at 4:00pm followed by bingo. The cost is \$5.00 at the door; no prior registration is needed; please visit the Village website for more information.

President DeSimone announced the Law Enforcement Classic Hockey Game which benefits Honor Flight Chicago, will take place on March 23rd at the Edge Ice Arena; puck drop is 6:00pm; there are still seats available; Please call Honor Flight Chicago Ticket office at 773-227-8387 to purchase tickets or visit the Village website for the online link.

**MANAGERS
REPORT:**

Village Manager, Evan Summers announced the Village is now accepting application for Police Officer Candidates; the written test will be held on March 5th at 6:30pm at the Police Department; All information can be found on the Village's website.

**VILLAGE ATTORNEY
REPORT:**

Village Attorney, P. Joseph Montana, stated he had no Village Attorney Report.

**UNFINISHED
BUSINESS:**

There was no unfinished business.

**NEW BUSINESS:
EXECUTIVE
SESSION:**

There was no new business.

Village Attorney, P. Joseph Montana, stated there was not a need for Executive Session.

ADJOURNMENT:

Trustee Perez made a motion to adjourn the meeting. Trustee Frey seconded the motion.

ROLL CALL:

AYES: Carmona, Franz, Frey, Lomax, Panicola, Perez

NAYS: None

All were in favor. Motion carried.

President DeSimone adjourned the meeting at 6:49 p.m.

Nancy Quinn
Village Clerk

PASSED AND APPROVED by the President and Board of Trustees of the Village of Bensenville this 27th day, February 2024