

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
March 26, 2024

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

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

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

Absent: None

A quorum was present.

Staff Present: E. Summers, F. Palumbo, K. Pozsgay, D. Schulze, C. Williamsen

Police Chief, Daniel Schulze, provided the following statement:

On Friday March 22, 2024 at 6:57am and again on Tuesday March 26, 2024 at 9:34am bomb threats were emailed that threatened Fent High School in Bensenville and also the School Superintendent's home. Bensenville Police responded to the High School on both dates and had bomb sniffing dogs check the school and they found no explosives. The sender of these emails was track and it was discovered that the same person sent both emails. They also sent similar emails to two other schools in the United States on Friday the 22nd. All these emails came from outside the United States.

President DeSimone provided the following statement:

Like many of you, I have recently learned about the horrific allegations about a former Fenton teacher. And like all of you, I was outraged. Upon reading the report, my first duty was as a parent. My daughter attends Fenton High School. Like many other Fenton parents, my wife and I had to sit down and have the difficult discussion with my daughter and that conversation was rough. But we had to ensure that she was safe and not a victim of this teacher. These are trying times for our Community. We are both consumed and heartbroken over what we have learned. Last week I attended both of the Fenton Board Meetings, not to speak but to listen to the Students, Parents and Teachers who had the courage to make public

comment. As a result of these meetings, the next day I issued a letter to the Fenton Board calling for the Superintendent and any other adult who knew about these allegations and chose to do nothing to step down. I have not received a response to that letter yet. Over the weekend the Fenton Superintendent released a timeline of events showing that they have had allegations of teacher misconduct since 2011. In that timeline they correctly noted that Bensenville Police were only made aware of these allegations this past October and that a full investigation was immediately started and remains ongoing. At this time the DuPage State's Attorney has no approved charges. I am again asking for anyone with any information on these allegations to please come forward and speak with the Bensenville Detectives. I understand that tensions in our Community are high but we must remain calm and allow the Police to do their job. Bensenville Police are committed to the safety of our Students. The issue is not going to go away. The issue will not be swept under the rug. I will not stand for that. The Fenton Board knows there is only one path forward to help our Community begin to heal and they know what to do.

PUBLIC COMMENT:

Billy Camp – 295 Sunnyside Avenue, Wood Dale, Illinois

Mr. Camp addressed the Village Board regarding recent allegation against a former High School teacher.

Sarah Kowal-Moore – 2473 Knowlton Dr, West Dundee, Illinois

Ms. Kowal-Moore addressed the Village Board regarding recent allegation against a former High School teacher.

Jessica Sove – 528 East Pine Avenue, Bensenville, Illinois

Ms. Sove addressed the Village Board regarding two agenda items on the consent agenda.

**APPROVAL OF
MINUTES:**

4. The March 12, 2024 Village Board Meeting minutes were presented.

Motion:

Trustee Carmona made a motion to approve the minutes as presented. Trustee Frey seconded the motion.

ROLL CALL:

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

NAYS: None

All were in favor. Motion carried.

WARRANT NO.

24/5:

5. President DeSimone presented **Warrant No. 24/5** in the amount of \$993,339.03.

Motion:

Trustee Frey 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.

Motion:

6. Trustee Panicola made a motion to approve the Consent Agenda as presented. Trustee Carmona seconded the motion.

All were in favor. Motion carried.

Ordinance No.

6-2024:

Ordinance Amending Section 3-3-5 of the Bensenville Village Code – Liquor Regulations – to Increase the Number of Class E1 Liquor Licenses from 12 to 13 for the Issuance of a Liquor License to Gigi's Place. (Consent Agenda)

Ordinance No.

7-2024:

Ordinance of the Village of Bensenville, DuPage and Cook Counties, Illinois Amending Section 8-7-7 of Chapter Seven of Title Eight of the Bensenville Village Code with Regard to Water and Sewer Rates. (Consent Agenda)

Ordinance No.

8-2024:

Ordinance Creating Section 28 of Chapter Two of Title Five of the Bensenville Village Code to Regulate Permit Parking on Main Street. (Consent Agenda)

Ordinance No.

9-2024:

Ordinance Granting Variations, Outdoor Storage Setback Requirements and Rooftop Mechanical Equipment Screening Requirements, at 700 Larsen Lane. (Consent Agenda)

Ordinance No.

10-2024:

Ordinance Granting a Variation, Fence in the Corner Side Yard at 145 S Ellis Street. (Consent Agenda)

Ordinance No.
11-2024:

Ordinance Amending the Building Code Regulations, Title 9, and Repealing and Reserving Chapters 2 and 3 of Title 7 of the Village Code. (Consent Agenda)

Resolution No.
R-41-2024:

Resolution Granting Authorization to the Village Manager to Enter into an Agreement with Granicus for Peak Agenda and Video Software. (Consent Agenda)

Resolution No.
R-42-2024:

Resolution Authorizing the Execution of Change Order No. 1 with FH Paschen, S.N. Nielsen & Associates, LLC for the Senior and Community Center Project in the Not-to-Exceed Amount of \$212,383.93 for a Revised Contract Cost of \$1,029,530.43. (Consent Agenda)

Resolution No.
R-43-2024:

Resolution Authorizing the Execution of an Engineering Services Agreement with Christopher B. Burke Engineering, Inc. for Grant Assistance for the York Road at CP Railway / Metra MDW Grade Separation Project in the Not-to-Exceed Amount of \$49,510. (Consent Agenda)

Resolution No.
R-44-2024:

Resolution Authorizing the Execution of a Contract with Automatic Building Controls (ABC) for the Installation of a Building Automation System (BAS) and the Upgrading of Outdated Controls for Three Dehumidification at Roof Top Units at the Edge 2. (Consent Agenda)

Resolution No.
R-45-2024:

Resolution Authorizing the Execution of a Contract with Automatic Building Controls (ABC) to Upgrade Existing Building Automation System (BAS) Software and Hardware in the Police Station in the Not-to-Exceed Amount of \$26,307. (Consent Agenda)

Resolution No.
R-46-2024:

Resolution Authorizing the Execution of a Purchase Order with Core & Main for Replacement Water Meter Register Heads in the not to Exceed Amount of \$224,775. (Consent Agenda)

Resolution No.
R-47-2024:

Resolution Approving the Adoption of the 2024 Village of Bensenville Zoning Map. (Consent Agenda)

Resolution No.

R-48-2024:

Resolution Authorizing a Contract with Clarke Environmental Mosquito Management, Inc. for the 2024 Mosquito Abatement Services Including Insecticide Tablets, in the Not-to-Exceed Amount of \$40,462. (Consent Agenda)

Resolution No.

R-49-2024:

Resolution Authorizing an Ice Arena and Facility Usage License Agreement with MyHockey Tournaments, Inc. (Consent Agenda)

Resolution No.

R-50-2024:

Resolution Establishing Guidelines and Procedures for 2024 Senior/Disabled Grass Cutting Program. (Consent Agenda)

Resolution No.

R-51-2024:

Resolution Authorizing the Execution of a Contract with KSK Landscaping & Handyman Corp. for the 2024 Senior/Disabled Grass Cutting Program. (Consent Agenda)

Resolution No.

R-52-2024:

Resolution Authorizing the Execution of a Contract with L.A.R. Lawn & Ground Corp. for the 2024 Senior/Disabled Grass Cutting Program. (Consent Agenda)

Resolution No.

R-53-2024:

Resolution Authorizing the Execution of a Contract with Panoramic Landscaping for the 2024 Senior/Disabled Grass Cutting Program. (Consent Agenda)

Resolution No.

R-54-2024:

Resolution Authorizing the Execution of a Contract with Tomas Herrera Landscaping for the 2024 Senior/Disabled Grass Cutting Program. (Consent Agenda)

Resolution No.

R-55-2024:

Resolution Authorizing the Execution of a Construction Contract to Schroeder Asphalt Services, Inc. of Huntley, IL for the Eastview Avenue Roadway Reconstruction Project in the Not-to-Exceed Amount of \$249,714.82. (Consent Agenda)

Resolution No.

R-56-2024:

Resolution Authorizing the Execution of a Construction Engineering Services Agreement with Civiltech Engineering, Inc. for the Eastview Avenue Roadway Reconstruction Project in the Not-to-Exceed Amount of \$62,388. (Consent Agenda)

Resolution No.

R-57-2024:

Resolution Authorizing a Phase I Design Engineering Services Agreement with BLA, Inc. of Itasca, IL for the Evergreen Street Reconstruction STP Project in the Not-to-Exceed Amount of \$353,487. (Consent Agenda)

Resolution No.

R-58-2024:

Resolution Authorizing the Execution of a Purchase Order with Kara Company, Inc. of Countryside, IL for Field Survey Equipment in the Not-to-Exceed Amount of \$24,985.07. (Consent Agenda)

Resolution No.

R-59-2024:

Resolution Authorizing the Donation of Unclaimed Personal Property (Bicycles) Currently in the Custody of the Bensenville Police Department to Bensenville School District No. 2. (Consent Agenda)

Resolution No.

R-60-2024:

Resolution to Purchase a New Village Phone System and Enter Into a Service Agreement with Chicago Business VOIP. (Consent Agenda)

Motion:

Trustee Panicola made a motion to approve the Consent Agenda as presented. Trustee Carmona seconded the motion.

ROLL CALL:

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

NAYS: None

All were in favor. Motion carried.

Ordinance No.

12-2024:

7. President DeSimone gave the summarization of the action contemplated in **Ordinance No. 12-2024** entitled an **Ordinance Establishing the Sesame Street Special Service Area.**

Director of Community and Economic Development, Kurtis Pozsgay stated Sesame Street is an industrial roadway in the Eastern Business District.

Mr. Pozsgay stated the infrastructure has come to the end of its useful life, requiring immediate and substantial repairs.

Mr. Pozsgay stated on June 12, 2023, the Village received a letter from Sesame Street property owners demanding action.

Mr. Pozsgay stated necessary repairs to Sesame Street include full reconstruction of the roadway, installation of new curb and gutters, installation of sidewalks, and installation of lighting.

Mr. Pozsgay stated the project is set to begin this year.

Mr. Pozsgay stated the project is expected to come in around \$2,890,000. Mr. Pozsgay stated the Village is putting \$1,209,469 in Rebuild Illinois Grand funds towards the project. Mr. Pozsgay stated the SSA bond will cover the remaining portion and be paid back by the property owners over a 20 year period.

Mr. Pozsgay stated this ordinance sets a public hearing date of April 16, 2024 at 6:30pm at Village Hall.

Motion: Trustee Lomax made a motion to adopt the ordinance 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-61-2024:

8. President DeSimone gave the summarization of the action contemplated in **Resolution No. R-61-2024** entitled an **Resolution Authorizing the Execution of a Purchase Order with HazChem Environmental Corporation for the Emergency Clean-up of an Oil Spill in the Amount of \$12,793.**

Public Work Operations Superintendent, Frank Palumbo stated on February 16, 2024 Public Works staff was made aware of an oil spill near the intersection of Beeline Drive and Meyer Road. Mr. Palumbo stated upon arrival, staff witnessed a large oil spill flowing east down Beeline Drive into the Village's storm drain system. Mr. Palumbo stated Staff initiated clean up and prevention procedures.

Mr. Palumbo stated while coordinating with local and state officials, DuPage County EPA recommended HazChem Environmental Corporation for the clean-up. Mr. Palumbo stated HazChem was contacted and had a crew on site that afternoon. Mr. Palumbo stated the crew spent five hours on site cleaning and installing measures to reduce any further contamination.

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Mr. Palumbo stated after two weeks, HazChem staff returned to remove any preventative measures. Mr. Palumbo stated site was inspected by Public Works staff and deemed to be remediated.

Mr. Palumbo stated Staff received an invoice from HazChem Environmental Corporation in the amount of \$12,793. Mr. Palumbo stated pending an ongoing police investigation into the spill, future reimbursement may be enforced to the responsible party.

Mr. Palumbo stated Staff also intends to restock our inventory of sewer booms used during the cleanup.

Motion: Trustee Lomax made a motion to approve the resolution as presented. Trustee Perez 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 had no report.

**MANAGERS
REPORT:** Village Manager, Evan Summers had no report.

**VILLAGE ATTORNEY
REPORT:** Village Attorney, P. Joseph Montana, stated he had no Village Attorney Report.

**UNFINISHED
BUSINESS:** There was no unfinished business.

NEW BUSINESS: There was no new business.

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

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ADJOURNMENT: Trustee Perez made a motion to adjourn the meeting. Trustee Carmona 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 6:52 p.m.

Nancy Quinn
Village Clerk

PASSED AND APPROVED by the President and Board of Trustees of the Village of Bensenville this 9th day, April 2024