

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
August 27, 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, L. Banovetz, J. Caracci, S. Flynn, M. Leyva, K. Pozsgay, D. Schulze, C. Williamsen

PUBLIC COMMENT: There was no Public Comment.

APPROVAL OF MINUTES: 4. The August 13, 2024 Village Board Meeting minutes were presented.

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

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

NAYS: None

All were in favor. Motion carried.

WARRANT NO. 24/13: 5. President DeSimone presented **Warrant No. 24/13** in the amount of \$1,671,932.70.

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

All were in favor. Motion carried.

Ordinance No.
34-2024: Ordinance Granting a Variation, Fence in the Corner Side Yard at 141 Foley St. (Consent Agenda)

Ordinance No.
35-2024: Ordinance Granting a Variation, Fence in the Corner Side Yard at 201 Rose St. (Consent Agenda)

Ordinance No.
36-2024: Ordinance Granting Variations, Monument Sign Location, Monument Sign Size, and Wall Sign Quantity for 1225 Devon Ave. (Consent Agenda)

Ordinance No.
37-2024: Ordinance Denying a Variance, Fence Height at 303 E Washington St. (Consent Agenda)

Ordinance No.
38-2024: Ordinance Regulating Camping in Public Places within the Village of Bensenville. (Consent Agenda)

Ordinance No.
39-2024: Ordinance Regulating Home Kitchen and Cottage Food Preparation and Distribution Within the Village of Bensenville. (Consent Agenda)

Resolution No.
R-121-2024: Resolution Authorizing the Execution of Change Order No. 2 (FINAL) with FH Paschen, S.N. Nielsen & Associates, LLC for the Senior and Community Center Project for a Decrease of \$36,232.32 for a Revised and Final Contract Cost of \$993,298.11. (Consent Agenda)

Resolution No.
R-122-2024:

Resolution Authorizing the Execution of a Design Engineering Services Agreement with Hey and Associates, Inc. for the Addison Creek Stabilization Tree Clearing Project in the not-to-exceed amount of \$27,000. (Consent Agenda)

Resolution No.
R-123-2024:

Resolution Authorizing the Award of a Construction Contract to HighStar Traffic of Bartlett, IL for the 2024 Pavement Striping Program in the Not-to-Exceed Amount of \$15,755.20. (Consent Agenda)

Resolution No.
R-124-2024:

Resolution Authorizing the Execution of Change Order No. 1 with PremiStar Mechanical Services for the John Street Edge Evaporator Isolation Project for an Increase of \$12,500 for a Revised and Contract Cost of \$25,000. (Consent Agenda)

Resolution No.
R-125-2024:

Resolution Authorizing the Award of a Construction Contract to Schroeder Asphalt Services, Inc. of Huntley, IL for the 2024 MFT Pavement Patching Program in the Not-to-Exceed Amount of \$189,486.50. (Consent Agenda)

Resolution No.
R-126-2024:

Resolution Authorizing the Award of a Construction Contract to Strada Construction, Inc. of Addison, IL for the 2024 MFT Sidewalk Removal & Replacement Program in the Not-to-Exceed Amount of \$100,000. (Consent Agenda)

Resolution No.
R-127-2024:

Resolution Approving an Intergovernmental Agreement Between the Village of Bensenville and Bensenville School District 2 to Provide a School Resource Officer for the 2024-2025 School Year. (Consent Agenda)

Resolution No.
R-128-2024:

Resolution Approving Payment of Invoice to Northeast DuPage Family and Youth Services for FY 2025. (Consent Agenda)

Resolution No.
R-129-2024:

Resolution Authorizing the Execution of a Police Service Agreement with the DuPage Metropolitan Enforcement Group (DUMEG) as a Financial Contributor. (Consent Agenda)

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

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

NAYS: None

All were in favor. Motion carried.

**Ordinance No.
40-2024:**

7. President DeSimone gave the summarization of the action contemplated in **Ordinance No.40-2024** entitled a **Ordinance Authorizing and Providing for the Issuance of \$2,000,000 General Obligation Bonds (Alternate Revenue Source), Series 2024 (Sesame Street SSA Project) of the Village of Bensenville, Cook and DuPage Counties, Illinois, and for the Levy of a Direct Annual Tax Sufficient to Pay the Principal and Interest on said Bonds.**

Village Manager, Evan Summers stated this Ordinance authorizes and provides for the issuance of bonds for the Sesame Street Special Service Area. Mr. Summers stated the total not to exceed amount for this issuance is \$2,000,000. Mr. Summers stated on June 18, 2024, the Village established Special Service Area Sesame Street which is roadway under the jurisdictional control of the Village, located in the Cook County portion of the Village within the 1-2 General Industrial District, serving six parcels of land (the "*Subject Territory*"). Mr. Summers stated on July 16, 2024, the Village adopted an ordinance (the "Authorizing Ordinance") authorizing the issuance of alternate bonds, being general obligation bonds payable from any revenue source as provided by the Act, in an amount not to exceed \$2,000,000. Mr. Summers stated on July 25, 2024, the Authorizing Ordinance, together with a notice in the statutory form, was published in the *Bensenville Independent*, being a newspaper of general circulation in the Village, and an affidavit evidencing the publication of the Authorizing Ordinance and said notice have been presented to the Corporate Authorities and made a part of the permanent records of the Corporate Authorities. Mr. Summers stated on August 13, 2024, the Corporate Authorities held a public hearing pursuant to the Bond Issuance Notification Act following notice published in the *Bensenville Independent* on July 25, 2024.

Mr. Summers stated Village staff has determined that Sesame Street (Cook County) requires immediate and significant repairs and resurfacing due to extensive damage from the large commercial vehicles that routinely use said street while traveling to and from the Subject Territory. Mr. Summers 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 (the "Project") for the purpose of benefiting the residents, property owners, visitors, and other members of the public who utilize Sesame Street. Mr. Summers stated the establishment of a special service area coterminous with the Subject Territory and will provide vital funding to complete the Project quickly and effectively. Mr. Summers stated on March 26, 2024, the Corporate Authorities adopted Ordinance. 12-2024 proposing the establishment of the Sesame Street Special Service Area in the Village of Bensenville, Illinois (the "SSA") and setting a public hearing on the matter for April 16, 2024, at 6:30 p.m. Mr. Summers stated on June 18, 2024, the Corporate Authorities adopted Ordinance. 30-2024 establishing the Sesame Street Special Service Area in the Village of Bensenville, Illinois (the "SSA"). Mr. Summers stated all persons, including all taxpayers of record and persons owning taxable real property located within the SSA, were heard or given opportunity to be heard at the Public Hearings held at Bensenville Village Hall regarding the creation of the SSA on the Subject Territory.

Mr. Summers stated the Village Board hereby authorizes and directs the Village Manager, on behalf of the Village, to undertake the issuance of the \$2,000,000 bonds and any costs related thereof.

Mr. Summers stated the principal of and interest on the Bonds will be payable from any portion of the ad valorem property taxes levied and collected in the Sesame Street SSA for the payment of bonds issued for the Sesame Street SSA for the payment of projects therein.

Motion: Trustee Lomax made a motion to adopt the ordinance as presented. Trustee Panicola seconded the motion.

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

NAYS: None

All were in favor. Motion carried.

**Resolution No.
R-130-2024:**

8. President DeSimone gave the summarization of the action contemplated in **Resolution No. R-130-2024** entitled a **Resolution Authorizing the Execution of a Design-Build Contract with Burke Ltd. for the Design, Construction, and Installation of Electric Vehicle (EV) Charging Stations at Village Hall in the Not-To-Exceed Amount of \$643,354.**

Director of Public Works, Joe Caracci stated EV Charging Stations is a service staff feels is important to provide for the residents and visitors of Bensenville. Mr. Caracci stated the future of travel will depend on EV Charging Stations as a means to "refuel" our electric vehicles.

Mr. Caracci stated staff has identified two locations to install banks of charging units - Village Hall Parking Lot and the Public Works/Edge Parking Lot. Each of these locations has nearby power potential to support both Level 2 and Level 3 units. Mr. Caracci stated the plan would be to install two dual Level 3 chargers and five dual Level 2 chargers at each location. Mr. Caracci stated that is a total of 4 fast chargers and 10 standard chargers at each location.

Mr. Caracci stated the Village has applied for and received two "grants" to assist in the design, construction, and installation of EV charging stations. Mr. Caracci stated the first grant is through the Illinois Environmental Protection Agency in the amount of \$420,000 (\$210,000 at each site). Mr. Caracci stated the second grant is through ComEd's Make Ready Rebate Program in the amount of up to \$1,000,000 (\$500,000 at each site). Mr. Caracci stated the ComEd grant is specific to certain components of the project that qualify for reimbursement. Mr. Caracci stated based on our current cost estimates, we do not expect to use the full amount of the ComEd grant.

the Summary of construction costs at each location can be found in the attached summary.

Mr. Caracci stated Burke Ltd. is the construction arm of Christopher B. Burke Engineering, Ltd (CBBEL). Burke Ltd performs design/build contracts as their main function. the team has been with us since conceptual stages back in November 2023.

Mr. Caracci stated staff has requested a proposal from Burke Ltd. to provide a turnkey design/build contract. Mr. Caracci stated Public Act 103-0491 authorizes all municipalities to use the design-build process. Mr. Caracci stated as part of this contract, they will:

- Coordinate the ComEd make ready work (ComEd bringing power to the sites)
- Hire contractors to build the infrastructure necessary to house the charging units
- Purchase and install the charging units at each location
- Provide training and 5 year warranty on the charging units
- Provide all design and construction oversight of the project

Mr. Caracci stated the cost for the work at Village Hall is as follows:

GUARANTEED MAXIMUM PRICE:

Design Engineering	\$ 25,000.00
Construction/Installation	\$578,354.00
Construction Allowance	\$ 20,000.00
Construction Management	\$ 20,000.00
Total GMP	\$643,354.00

Mr. Caracci stated the estimated grant reimbursement from IEPA (\$210,000) and ComEd (\$298,945) is \$508,958. Mr. Caracci stated the net out of pocket cost (after reimbursement) is \$134,400.

President DeSimone asked if there will be a cost to use the proposed stations. Mr. Caracci stated that is to be determined; the intent is to charge. Mr. Caracci stated Village Staff will have to gather information from surrounding stations.

Trustee Lomax asked how much revenue will the Village generate? Mr. Caracci stated that it is too early to tell.

Trustee Panicola asked when the installation will be completed. Mr. Caracci stated Spring/early Summer 2025.

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

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

NAYS: None

All were in favor. Motion carried.

**Resolution No.
R-131-2024:**

9. President DeSimone gave the summarization of the action contemplated in **Resolution No. R-131-2024** entitled a **Resolution Authorizing the Execution of a Design-Build Contract with Burke Ltd. for the Design, Construction, and Installation of Electric Vehicle (EV) Charging Stations at Edge / Public Works in the Not-To-Exceed Amount of \$616,871.**

Director of Public Works, Joe Caracci stated EV Charging Stations is a service staff feels is important to provide for the residents and visitors of Bensenville. Mr. Caracci stated the future of travel will depend on EV Charging Stations as a means to "refuel" our electric vehicles.

Mr. Caracci stated staff has identified two locations to install banks of charging units - Village Hall Parking Lot and the Public Works/Edge Parking Lot. Each of these locations has nearby power potential to support both Level 2 and Level 3 units. Mr. Caracci stated the plan would be to install two dual Level 3 chargers and five dual Level 2 chargers at each location. Mr. Caracci stated that is a total of 4 fast chargers and 10 standard chargers at each location.

Mr. Caracci stated the Village has applied for and received two "grants" to assist in the design, construction, and installation of EV charging stations. Mr. Caracci stated the first grant is through the Illinois Environmental Protection Agency in the amount of \$420,000 (\$210,000 at each site). Mr. Caracci stated the second grant is through ComEd's Make Ready Rebate Program in the amount of up to \$1,000,000 (\$500,000 at each site). Mr. Caracci stated the ComEd grant is specific to certain components of the project that qualify for reimbursement. Mr. Caracci stated based on our current cost estimates, we do not expect to use the full amount of the ComEd grant.

the Summary of construction costs at each location can be found in the attached summary.

Mr. Caracci stated Burke Ltd. is the construction arm of Christopher B. Burke Engineering, Ltd (CBBEL). Burke Ltd performs design/build contracts as their main function. the team has been with us since conceptual stages back in November 2023.

Mr. Caracci stated staff has requested a proposal from Burke Ltd. to provide a turnkey design/build contract. Mr. Caracci stated Public Act 103-0491 authorizes all municipalities to use the design-build process. Mr. Caracci stated as part of this contract, they will:

- Coordinate the ComEd make ready work (ComEd bringing power to the sites)
- Hire contractors to build the infrastructure necessary to house the charging units
- Purchase and install the charging units at each location
- Provide training and 5 year warranty on the charging units
- Provide all design and construction oversight of the project

Mr. Caracci stated the cost for the work at Village Hall is as follows:

GUARANTEED MAXIMUM PRICE:

Design Engineering	\$ 20,000.00
Construction/Installation	\$556,871.00
Construction Allowance	\$ 20,000.00
Construction Management	\$ 20,000.00
Total GMP	\$616,871.00

Mr. Caracci stated the estimated grant reimbursement from IEPA (\$210,000) and ComEd (\$277,471) is \$487,471. Mr. Caracci stated the net out of pocket cost (after reimbursement) is \$129,400.

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.

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:**

Per the Direction of the Village Present, Village Manager, Evan Summers shared an update regarding the Village \$0.03 Municipal Motor Fuel Tax. Mr. Summers shared that the actual revenue generated from this tax far exceeds the Village's initial projections. Mr. Summers shared that of the tonight's meeting, the Village has collected approximately \$380,000 and now projecting that year-end revenue will reach \$835,000.

President DeSimone shared that with this news, he would like to eliminate a tax to Village Residents; the vehicle sticker.

Consensus from the Village Board directed Staff to draft an ordinance for action in September eliminating vehicle stickers for Village Residents.
- EXECUTIVE SESSION:**

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: Franz, Frey, Lomax, Panicola, Perez

NAYS: None

All were in favor. Motion carried.

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