



12 South Center Street
Bensenville, IL 60106

Office: 630.350.3404
Fax: 630.350.3438
www.bensenville.il.us

VILLAGE BOARD

August 10, 2022

President
Frank DeSimone

Board of Trustees
Rosa Carmona
Ann Franz
Mane T. Frey
McLane Lemax
Nicholas Panicola Jr.
Armando Perez

Village Clerk
Nancy Quinn

Village Manager
Evan K. Summers

Mr. Dariusz T. Wator
10711 South Roberts Road
Palos Hills, Illinois 60465

Re: July 15, 2022 FOIA Request

Dear Mr. Wator:

I am pleased to help you with your July 15, 2022 Freedom of Information Act ("FOIA"). The Village of Bensenville received your request on August 3, 2022. You requested copies of the items indicated below:

"SEE ATTACHED email to be used - litigation@myillinoistatty.com"

Your FOIA request is hereby granted in full with all existing records found. No records have been redacted/withheld.

Very truly yours,


Corey Williamsen
Freedom of Information Officer
Village of Bensenville



Wator & Associates, P.C.

DARIUSZ T. WATOR

JEFFREY M. PELTON
AYESHA I. SHEIKH
THOMAS E. MARCH

Rec. 8/3/22

11716

TONY S. KALOGERAKOS *OF COUNSEL*
JAMES DAUBACH *OF COUNSEL*

July 27, 2022

Sent Via Certified Mail
Return Receipt Requested
Tracking # 1021 0950 0002 1329 5369

Corey Williamsen
Freedom of Information Officer
Village of Bensenville
12 S. Center Street
Bensenville, Illinois 60106

Re: Freedom of Information Request

Mr. Williamsen:

Enclosed please find a Freedom of Information Request related to certain real property located in the Village of Bensenville. This request was previously forwarded by way of email with no response from the Village acknowledging receipt. Said request was emailed on July 18, 2022. Attempts to fax this request failed as the number on the FOIA form seems to be non-operational. Attempts to reach you via phone have also been fruitless as the phone call invariably goes to a voicemail system that has a garbled recording and cuts off prior to allowing the message to be recorded.

Thus I am sending this request via certified mail return receipt requested to allow for both the tracking of the mailing and provide for timing on its arrival. Should you have any questions please contact me. Otherwise I look forward to the response to this request.

Sincerely,

Dariusz T. Wator
Attorney at Law



BENSENVILLE
VILLAGE CLERK'S OFFICE

**VILLAGE OF BENSENVILLE
FREEDOM OF INFORMATION ACT
REQUEST FORM**

TO: COREY WILLIAMSEN

*Freedom of Information Officer
Village of Bensenville
12 S. Center Street
Bensenville, IL 60106*

FROM:

Name Dariusz T. Wator

Address 10711 S. Roberts Road
Palos Hills, IL 60465

Phone 708-974-0000

E-Mail litigation@myillinoisatty.co

TITLES OR DESCRIPTION OF RECORDS REQUESTED (Please Include Date of Birth and Case Number for Police Records):

SEE ATTACHED

email to be used - litigation@myillinoisatty.com

THIS REQUEST IS FOR A COMMERCIAL PURPOSE (*You must state whether your request is for a commercial purpose.* A request is for a "commercial purpose" if all or any part of the information will be used in any form for sale, resale, or solicitation or advertisement for sales or services. Failure to disclose whether a request is for a commercial purpose is a prosecutable violation of FOIA.)

Would like your request delivered via: E-Mail U.S. Mail Pick-Up*

**Pick-Up is available by appointment at Village Hall Monday thru Friday; between 8:00 a.m. – 5:00 p.m.*

I understand that any payment need be received before any documents are copied and/or mailed.

7/15/2022

Date

Signature

All FOIA responses are posted on the Village's website. Name and address of the requestor will be made public.

The first fifty (50) pages of the request are free. The fee charge is fifteen (15) cents after the first fifty (50) pages.

Unless otherwise notified, your request for public records will be compiled within five (5) working days.

Unless otherwise notified, any request for commercial purposes will be compiled within twenty-one (21) days working days.

COREY WILLIAMSEN, FREEDOM OF INFORMATION OFFICER

Telephone: (630) 350-3404 Facsimile: (630) 350-3438

E-mail Address: FOIArequest@bensenville.il.us

For Freedom of Information Officer Use Only

8/3/22

Date Request Received

8/10/22

Date Response Due

8/17/22

Date Extended Response Due

00-

Total Charges

8/16/22

Date Documents Copied or Inspected

Received by Employee:

THIS FOIA REQUEST PERTAINS THE PROPERTY LOCATED AT 14-22 CENTER STREET IN BENSENVILLE. REQUEST IS MADE FOR COPIES OF ANY APPLICATIONS FOR A VARIANCE OR SPECIAL USE UNDER THE ZONING CODE OF THE VILLAGE FOR THIS PROPERTY. COPIES OF ALL MINUTES OF MEETINGS WHERE THIS PROPERTY WAS ON THE AGENDA OR DISCUSSED IN ANY DEPARTMENT (INCLUDING BUILDING AND ZONING, BUILDING DEPARTMENT OR GENERAL MEETINGS OF THE COMMITTEE OF THE WHOLE, THE BOARD OF TRUSTEES MEETING, COMMUNITY DEVELOPMENT COMMISSION AND THE COMMUNITY & ECONOMIC DEVELOPMENT DEPARTMENT. COPIES OF RECORDS PERTAINING TO SETBACK REQUIREMENTS ESTABLISHED FOR THE CONSTRUCTION OF 14-22 N. CENTER STREET.

VILLAGE OF BENSENVILLE
700 WEST IRVING PARK ROAD
BENSENVILLE, ILLINOIS 60106

ORDINANCE NO. 15-96

AUTHORIZING SPECIAL USE PERMIT
FAIRCHILD PRINTING
14 N. CENTER STREET

ADOPTED BY THE
VILLAGE BOARD OF TRUSTEES
OF THE
VILLAGE OF BENSENVILLE
THIS 2ND DAY OF APRIL, 1996

Published in pamphlet form by authority of the President and
Board of Trustees of the Village of Bensenville, DuPage
County, Illinois this 3rd day of April, 1996.

STATE OF ILLINOIS)
)
) ss
COUNTIES OF COOK)
AND DUPAGE)

CERTIFICATE

I, Elvira L. Johnson, certify that I am the duly elected municipal clerk of the Village of Bensenville, DuPage and Cook Counties, Illinois.

I further certify that on April 2, 1996, the Corporate Authorities of such municipality passed and approved Ordinance No. 15-96, entitled Authorizing Special Use Permit, Fairchild Printing, 14 N. Center Street, which provided by its terms that it should be published in pamphlet form.

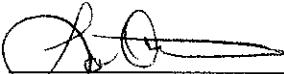
The pamphlet form of Ordinance No. 15-96, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted in the Village Hall, commencing on April 3, 1996, and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

Dated at Bensenville, Illinois, this 3rd day of April, 1996.


Elvira L. Johnson, CMC, AAE
Village Clerk

SEAL

By:


Lynn D. Hutcherson
Deputy Village Clerk

ORDINANCE # 15-96

AUTHORIZING SPECIAL USE PERMIT
FAIRCHILD PRINTING - 14 NORTH CENTER STREET

BE IT ORDAINED by the President and Board of Trustees of the Village of Bensenville, Counties of DuPage and Cook, Illinois, as follows:

SECTION ONE: That the land legally described as:

OF THAT PART OF LOT 1 LYING SOUTH OF A LINE DRAWN 50 FEET SOUTH OF AND PARALLEL TO THE NORTH LINE OF LOT 1 AND LOTS 2, 3 AND 4 IN BLOCK 2 OF THE ORIGINAL SUBDIVISION OF TIoga, IN THE VILLAGE OF BENSENVILLE, BEING A PART OF THE EAST HALF OF THE NORTHEAST QUARTER OF SECTION 14, TOWNSHIP 40 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN DUPAGE COUNTY, ILLINOIS.

Common Address: 14 North Center Street

is hereby granted a special use permit to allow for the expansion of a printing and publishing business in the C-3 zoning district.

SECTION TWO: All ordinances in conflict herewith are repealed to the extent of said conflict.

This ordinance is in full force and effect from and after passage and publication according to law.

PASSED AND APPROVED by the President and Board of Trustees at
the Village of Bensenville, this 2nd day of April,
1996.



John C. Geils
Village President

ATTEST:

Elvira L. Johnson, CMC/AAE
Elvira L. Johnson, CMC, AAE
Village Clerk

AYES: Basso, Krass, Strandt, Walberg, Wanzung, Weber

None

NAYS: _____

ABSENT: None

MINUTES OF THE COMMUNITY DEVELOPMENT COMMISSION OF
MARCH 18, 1996

CALL TO ORDER: Chairman Pro-Tem Colado called the meeting to order at 7:30 p.m.

ROLL CALL: Upon roll call, the following Commissioners were present:

Capodagli, Colado, Johnson, Mitchell,

Absent: Milota, Tralewski

Rodriguez (arrived at 7:40 p.m.)

A quorum was present.

CORRESPONDENCE: Village Board Meeting Minutes of March 5, 1996
Memorandum of March 15, 1996 to Mike Allison
From Kristen Gundersen

MINUTES: The minutes of the Community Development Commission meeting of February 26, 1996 were presented.

MOTION: Commissioner Johnson made a motion to approve the minutes as presented.
Commissioner Capodagli seconded the motion.

All were in favor. Motion carried.

PUBLIC HEARING #031896-1

Petitioner: Fairchild Printing
14 North Center Street
Request for special use to allow for the expansion of a printing and publishing business in the C-3 zoning district.

Chairman Pro-Tem Colado called the Public Hearing to Order.

Commissioner Mitchell read the legal notice.

Chairman Pro-Tem Colado explained the hearing process and the role of the Community Development Commission.

Witness: William W. Fairchild
833 Plentywood Lane

Community Development Commission
March 18, 1996 - Page 2

Bensenville, Illinois 60106

The witness was sworn in. Mr. Fairchild gave a brief history and presented Fairchild Printing's plans for the expansion.

Chairman Pro-Tem Colado questioned whether the addition will match the present structure.

Mr. Fairchild advised the Commissioners the addition will replicate the current structure. The facade will extend 68' farther down the building. Very attractive face brick will extend back. The old structure will be painted to match the new. The new will be very similar in appearance as the present and referred to the staff report which had the building elevations and site plans.

Commissioner Johnson questioned whether there would be enough maneuvering room for the trucks.

Mr. Fairchild advised that there would be enough room for maneuvering trucks. Mr. Fairchild also advised that because of the depression of the road the truck height is accommodated. The trucks will be coming from the same direction as most of the bank customers, which is from the north to the south. They will be out of the way of the bank drive up facility. Two docks will lessen conflict with bank customer vehicles. There will be no trucks standing or staging in the alley.

Commissioner Johnson questioned how many trucks make deliveries at Fairchild Printing per day.

Mr. Fairchild advised he did not know but that most come before 9:00 a.m.

Chairman Pro-Tem Colado questioned whether there would be an increase in business and, therefore, an increase in traffic in the future.

Mr. Fairchild advised that the addition will stabilize or decrease the traffic flow. Much of the work which was normally sent out, would be performed in house. This would reduce traffic flow.

Commissioner Johnson questioned the enclosure for the refuse.

Mr. Fairchild advised it would be the same as the banks.

Commissioner Johnson questioned his landscaping plans.

Community Development Commission
March 18, 1996 - Page 3

Mr. Fairchild advised that the plans are to use the same style, materials and look as they currently have.

Commissioner Johnson confirmed with Kristen Gundersen that there were no staff comments.

Ms. Gundersen advised there were no issues with Village staff.

Chairman Pro-Tem Colado asked if the Commissioners had any further comments or questions.

There were none.

Chairman Pro-Tem Colado asked if anyone in the audience had any comments or questions.

Witness: Steve Stitgen
103 N. Addison
Bensenville, Illinois 60106

The witness was sworn in. Mr. Stitgen complained about the truck traffic. He also stated that employees of Fairchild parked where he could barely get out of his driveway. Mr. Stitgen was also very unhappy with debris from Fairchild.

Mr. Fairchild advised Mr. Stitgen that the plans for the expansion should address many of his concerns. The expansion will allow for items that have been stored outside on the dock to be kept inside. The refuse containers will be enclosed and placed farther away from Mr. Stitgen's residence. Truck traffic will be entering the site from Roosevelt Street to the north and with the second dock should not pose as much of a problem.

There was much discussion between Mr. Stitgen and Mr. Fairchild regarding truck traffic and damage to Mr. Stitgen's property due to the trucks.

Commissioner Mitchell advised Mr. Stitgen that although his concerns are valid, he needs to contact the Village regarding his concerns with the trucks and damage to his property. Commissioner Mitchell advised Mr. Stitgen to contact the Director of Community Development, Robert Glees, to discuss his concerns.

Mr. Fairchild advised that truck maneuvering was addressed in the new plans. If the trucks enter from the north to the

Community Development Commission
March 18, 1996 - Page 4

south the problem of three point terms would be eliminated.

Commissioner Rodriguez advised that he felt this was the time and place the address Mr. Stitgen's concerns. Commissioner Rodriguez questioned Mr. Fairchild and Ms. Gundersen extensively regarding traffic patterns, assurances of one way truck traffic, load limits on Roosevelt Street. Commissioner Rodriguez also advised Mr. Stitgen that personal property damage is a police matter and Mr. Stitgen should contact the Police Department, The Village and a key contact at Fairchild Printing if personal property damage occurs. Commissioner Rodriguez asked Mr. Fairchild who Mr. Stitgen should contact in the event of any problem.

Mr. Fairchild advised that he would be the person to call. Mr. Fairchild also advised that after the expansion he would be in favor of a one way alley.

Commissioner Rodriguez questioned Fairchild Printing's policies on cleanup.

Mr. Fairchild advised that Fairchild has an employee who polices the area at 3:30 p.m. for debris, but if something occurs before 3:30 p.m. or during daylight hours when the janitor is not on duty, he dispatches staff immediately to cleanup the problem. Mr. Fairchild advised the expansion will address many of the current concerns.

Commissioner Capodagli questioned Mr. Fairchild regarding the parking situation.

Mr. Fairchild advised that sometimes the second shift arrives half an hour before the first shift leaves. At that time, there is a lap over. The second shift employees have to wait for the first shift to leave and move their vehicles.

Chairman Pro-Tem Colado asked if anyone had any further comments or questions.

There were none.

Chairman Pro-Tem Colado closed the Public Hearing at 8:35 p.m.

The Commissioners discussed findings of fact of Public Hearing 031896-1.

Motion: Commissioner Capodagli made a motion to approve the request for special use to allow

Community Development Commission
March 18, 1996 - Page 5

for the expansion of a printing and publishing business in the C-3 zoning district.

Commissioner Johnson seconded the motion.

ROLL

CALL:

AYES: Capodagli, Colado, Johnson, Mitchell, Rodriguez

NAYS: None

Motion carried.

PUBLIC HEARING

#121895-1:

Ms. Gundersen advised the Commissioners that she made three attempts to contact the Johnsons regarding a continuation of their hearing. She has had no response from them.

The Commissioners directed Ms. Gundersen to continue the hearing until April 8, 1996 and to try again to reach the Johnsons to either continue their hearing on that date or withdraw their request.

MARCH 25, 1996

MEETING

DATE:

Ms. Gundersen advised there is nothing on the agenda for March 25, 1996. The next meeting is scheduled for April 8, 1996.

MOTION:

Commissioner Johnson made a motion to adjourn the meeting. Commission Mitchell seconded the motion.

ADJOURN:

Chairman Pro-Tem Colado adjourned the meeting at 8:55 p.m.

Joseph Colado

Joseph Colado
Chairman Pro-Tem

March 18, 1996

TO: John Geils, Village President
Village Board of Trustees

FROM: Joseph Colado, Chairman Pro-Tem
Community Development Commission

RE: Public Hearing #031896-1
Petitioner: Fairchild Printing
14 North Center Street
Request: Special Use to Allow for the Expansion of
a Printing and Publishing Business in the C-3
Zoning District

FINDINGS OF FACT

The Community Development Commission, on March 18, 1996, recommended approval of the petitioner's request for a special use to allow the expansion of a printing and publishing business in the C-3 zoning district by a vote of five to nothing (2 members absent) based on the following findings of fact:

1. Traffic. The petitioner stated that the expansion will allow Fairchild Printing to do in-house work that is now subcontracted thus decreasing the traffic volume.

The installation of two loading docks facing South and running parallel to the alley will allow faster loading and unloading and will reduce or eliminate the possibility of trucks having to wait in the alley to be unloaded.

As a result of complaints from residents of Roosevelt Street the CDC strongly recommends that the Village Engineering Department make a study of the traffic pattern in the area designed to eliminate damage to the residents' curbs, driveways and lawns due to truck traffic.

Specifically, the CDC recommends that consideration be given to making the alley one-way after the Fairchild

Findings of Fact - Public Hearing 022696-1
February 27, 1996 - Page 2

expansion is completed to eliminate truck turn arounds on Roosevelt Street.

2. Environmental Nuisance. The expansion will allow the petitioner to keep skids and bales of recycled paper indoors, rather than being stored outside. This will eliminate the current situation where paper and other debris is blown away by the wind.

Waste disposal containers will be kept behind proper screening.

The petitioner will maintain current operating procedure of policing the area and responding promptly to requests from residents to pick up any paper scraps that may have flown on to their property.

3. Neighborhood Character. The petitioner will maintain the same facade, landscaping and parkway improvements in the addition as they exist in the current building.

There is no conflict with the residential and commercial character of the neighborhood.

4. Use of Public Services and Facilities. The proposed addition will not require a disproportionate demand for new services or facilities.

5. Other Factors. There are no other issues as the proposed use is in harmony with the other elements of the surrounding zoning and land uses.

As a result of comments from residents of Roosevelt Street, and separate from the issue of the approved special use, the CDC recommends that the Village Engineering Department review the truck load weight limits on Roosevelt Street and post signs limiting truck weights as needed.

Joseph Colado

VILLAGE OF BENSENVILLE
700 WEST IRVING PARK ROAD
BENSENVILLE, ILLINOIS 60106

MINUTES OF THE COMMITTEE OF THE WHOLE OF MARCH 19, 1996

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

PRESENT: The following were present:

Basso, Krass, Strandt, Walberg, Wanzung, Weber

A quorum was present.

Others: Allison, Barr, Ernst, Johnson

**480-500 W.
IRVING PARK
ROAD:**

After discussion, it was agreed that the 480-500 W. Irving Park Road landscape variance request will be placed on the March 26, 1996 Committee of the Whole Agenda for discussion.

**STREET LIGHT
INSTALLATION:**

Staff was directed to submit a list of property owners who, when contacted, refused to permit a street light pole to be placed on their property.

**CRANE TRUCK
PURCHASE:**

Staff was directed to include the purchase of the F-700 Truck for the Public Works Department in the FY 1996/97 Budget requests.

**SINGLE FAMILY
INCENTIVE
PROGRAM:**

A single family house Demolition/Construction Incentive Program was discussed.

**MARCH 19, 1996
REGULAR BOARD
AGENDA:**

Staff was directed to draft the following for action on the 3/19/96 Regular Board Agenda:

Committee of the Whole
March 19, 1996 - Page 2

Ordinances:

405 Country Club Drive - Special Use
Fairchild Printing - Special Use
Building Code Amendment
Foreign Fire Insurance Board
Approving Redevelopment Plan & Project
Designating the Redevelopment Project Area
Adopting Tax Increment Financing for the
Redevelopment Area
Authorizing Execution of a Redevelopment
Agreement

Resolutions:

Emergency Water Hydrant Replacement - 990
Supreme Drive
Large Water Meter Purchase
Commonwealth Edison Street Light Installation
Sludge Pump Purchase for Wastewater Treatment
Plant
Utility Installations for Biosolids Building
Biosolids Contract - Change Order

APRIL 2, 1996

REGULAR BOARD

AGENDA: Garden/Orchard/Hillside Bid Award

MOTION: Trustee Wanzung made a motion to adjourn.
Trustee Krass seconded the motion.

All were in favor. Motion carried.

ADJOURNMENT: President Geils adjourned the meeting at 7:52
p.m.

Elvira L. Johnson, CMC/AAE
Elvira L. Johnson, CMC/AAE
Village Clerk

VILLAGE BOARD OF TRUSTEES, VILLAGE OF BENSENVILLE, ILLINOIS

DUPAGE AND COOK COUNTIES, BENSENVILLE, ILLINOIS

MARCH 19, 1996

CALL TO ORDER: 1. The meeting was called to order by President Geils at 7:53 p.m.

PLEDGE OF ALLEGIANCE: 2. The meeting opened with the Pledge of Allegiance to the American Flag.

ROLL CALL: 3. Upon roll call by Village Clerk, Elvira Johnson, the following Trustees were present:

Basso, Krass, Strandt, Walberg, Wanzung, Weber

A quorum was present.

HEARING OF DELEGATIONS: 4. Mr. Brian Clough of 1040 S. Judson addressed the President and Board of Trustees with a request that persons on Public Aid and Medicare be given a discount on their vehicle stickers as is currently provided for senior citizens.

President Geils advised Mr. Clough that the Village Board would consider this request for a future year.

JOURNAL OF PROCEEDINGS: 5. The minutes of the Regular Village Board Meeting of March 5, 1996 were presented.

Motion Trustee Weber made a motion to approve the minutes as presented. Trustee Wanzung seconded the motion.

All were in favor. Motion carried.

ORDINANCE NO. 7-96: 6. Village Clerk, Elvira Johnson, gave the second reading of Ordinance No. 7-96,

Village Board Meeting
March 19, 1996 - Page 2

entitled Amending Village Code, Title 5, Traffic and Motor Vehicles, Chapter 4, Vehicle Licenses, Section 5-4-5, License Fees, Term.

Motion Trustee Weber made a motion to adopt the ordinance as read. Trustee Krass seconded the motion.

ROLL CALL: AYES: Basso, Krass, Strandt, Walberg, Wanzung, Weber

NAYS: None

Motion carried.

ORDINANCE NO.

8-96:

7. Village Clerk, Elvira Johnson, gave the second reading of Ordinance No. 8-96, entitled Amending Village Code, Title 4, Police Regulations, Chapter 6, Animal Control Regulations, Section 4-6-2, License Required, Fees.

Motion Trustee Wanzung made a motion to adopt the ordinance as read. Trustee Strandt seconded the motion.

ROLL CALL: AYES: Basso, Krass, Strandt, Walberg, Wanzung, Weber

NAYS: None

Motion carried.

ORDINANCE NO.

 :

8. Village Clerk, Elvira Johnson, gave the first reading of Ordinance No. , entitled Amending Village Code, Title 9, Building Regulations, Chapter 1, Building Code, Section 9-1-12, Below Grade Rooms in Residential Dwellings.

Motion Trustee Strandt made a motion to hold the ordinance for second reading. Trustee Krass seconded the motion.

All were in favor. Motion carried.

Village Board Meeting
March 19, 1996 - Page 3

ORDINANCE NO.

9-96:

9. Village Attorney, Peter Ernst, gave the first reading of Ordinance No. 9-96, entitled An Ordinance of the Village of Bensenville, DuPage and Cook Counties, Illinois, approving a Tax Increment Redevelopment Plan and Redevelopment Project for the O'Hare Cargo Center Redevelopment Project Area.

Motion

Trustee Krass made a motion to Waive Rule 6. Trustee Walberg seconded the motion.

All were in favor. Motion carried.

Motion

Trustee Krass made a motion to adopt the ordinance as read. Trustee Wanzung seconded the motion.

ROLL CALL:

AYES: Basso, Krass, Strandt, Walberg, Wanzung, Weber

NAYS: None

Motion carried.

ORDINANCE NO.

10-96:

10. Village Attorney, Peter Ernst, gave the first reading of Ordinance No. 10-96, entitled An Ordinance of the Village of Bensenville, DuPage and Cook Counties, Illinois, designating the O'Hare Cargo Center Redevelopment Project Area of said Village a Redevelopment Project Area pursuant to the Tax Increment Allocation Redevelopment Act, as amended.

Motion

Trustee Krass made a motion to Waive Rule 6. Trustee Walberg seconded the motion.

All were in favor. Motion carried.

Motion

Trustee Krass made a motion to adopt the ordinance as read. Trustee Wanzung seconded the motion.

ROLL CALL:

AYES: Basso, Krass, Strandt, Walberg, Wanzung, Weber

Village Board Meeting
March 19, 1996 - Page 4

NAYS: None

Motion carried.

ORDINANCE NO.

11-96: 11. Village Attorney, Peter Ernst, gave the first reading of Ordinance No. 11-96, entitled An Ordinance of the Village of Bensenville, DuPage and Cook Counties, Illinois, adopting Tax Increment Allocation Financing for the O'Hare Cargo Center Redevelopment Project Area.

Motion Trustee Krass made a motion to Waive Rule 6. Trustee Walberg seconded the motion.

All were in favor. Motion carried.

Motion Trustee Krass made a motion to adopt the ordinance as read. Trustee Wanzung seconded the motion.

ROLL CALL: AYES: Basso, Krass, Strandt, Walberg, Wanzung, Weber

NAYS: None

Motion carried.

ORDINANCE NO.

12-96: 12. Village Attorney, Peter Ernst, gave the first reading of Ordinance No. 12-96, entitled An Ordinance authorizing the execution of a redevelopment agreement relating to the O'Hare Cargo Center Redevelopment Project Area.

Motion Trustee Krass made a motion to Waive Rule 6. Trustee Walberg seconded the motion.

All were in favor. Motion carried.

Motion Trustee Krass made a motion to adopt the ordinance as read. Trustee Wanzung seconded the motion.

ROLL CALL: AYES: Basso, Krass, Strandt, Walberg,

Village Board Meeting
March 19, 1996 - Page 5

Wanzung, Weber

NAYS: None

Motion carried.

ORDINANCE NO.

_____ : 13. Village Clerk, Elvira Johnson, gave the first reading of Ordinance No. _____, entitled Authorizing Special Use, 405 Country Club Drive.

Motion Trustee Strandt made a motion to hold the ordinance for second reading. Trustee Krass seconded the motion.

All were in favor. Motion carried.

ORDINANCE NO.

_____ : 14. Village Clerk, Elvira Johnson, gave the first reading of Ordinance No. _____, entitled Authorizing Special Use, Fairchild Printing.

Motion Trustee Walberg made a motion to hold the ordinance for second reading. Trustee Krass seconded the motion.

All were in favor. Motion carried.

ORDINANCE NO.

_____ : 15. Village Clerk, Elvira Johnson, gave the first reading of Ordinance No. _____, entitled Amending Village Code, Title 2, Boards and Commissions to Add Chapter 12, Foreign Fire Insurance Tax Board.

Motion Trustee Wanzung made a motion to hold the ordinance for second reading. Trustee Strandt seconded the motion.

All were in favor. Motion carried.

RESOLUTION NO.

R-29-96 : 16. Village Clerk, Elvira Johnson, read Resolution No. R-29-96, entitled Authorizing Sale of Property at 340 Meyer Road.

Village Board Meeting
March 19, 1996 - Page 6

Motion Trustee Weber made a motion to adopt the resolution as read. Trustee Strandt seconded the motion.

ROLL CALL: AYES: Basso, Krass, Strandt, Walberg,
Wanzung, Weber

NAYS: None

Motion carried.

RESOLUTION NO.

R-30-96: 17. Village Clerk, Elvira Johnson, read Resolution No. R-30-96, entitled Authorizing Emergency Water Hydrant Replacement, 990 Supreme Drive.

Motion Trustee Krass made a motion to adopt the resolution as read. Trustee Wanzung seconded the motion.

ROLL CALL: AYES: Basso, Krass, Strandt, Walberg,
Wanzung, Weber

NAYS: None

Motion carried.

RESOLUTION NO.

R-31-96: 18. Village Clerk, Elvira Johnson, read Resolution No. R-31-96, entitled Authorizing Large Water Meter Replacements.

Motion Trustee Wanzung made a motion to adopt the resolution as read. Trustee Krass seconded the motion.

ROLL CALL: AYES: Basso, Krass, Strandt, Walberg,
Wanzung, Weber

NAYS: None

Motion carried.

RESOLUTION NO.

R-32-96: 19. Village Clerk, Elvira Johnson, read Resolution No. R-32-96, entitled

Village Board Meeting
March 19, 1996 - Page 7

Authorizing Commonwealth Edison Street
Light Installations.

Motion Trustee Krass made a motion to adopt the resolution as read. Trustee Strandt seconded the motion.

ROLL CALL: AYES: Basso, Krass, Strandt, Walberg, Wanzung, Weber

NAYS: None

Motion carried.

RESOLUTION NO.

R-33-96: 20. Village Clerk, Elvira Johnson, read Resolution No. R-33-96, entitled Authorizing Sludge Pump Purchases for Wastewater Treatment Plant.

Motion Trustee Wanzung made a motion to adopt the resolution as read. Trustee Strandt seconded the motion.

ROLL CALL: AYES: Basso, Krass, Strandt, Walberg, Wanzung, Weber

NAYS: None

Motion carried.

RESOLUTION NO.

R-34-96: 21. Village Clerk, Elvira Johnson, read Resolution No. R-34-96, entitled Authorizing Utility Installations for Biosolids Processing Building.

Motion Trustee Strandt made a motion to adopt the resolution as read. Trustee Weber seconded the motion.

ROLL CALL: AYES: Basso, Krass, Strandt, Walberg, Wanzung, Weber

NAYS: None

Motion carried.

Village Board Meeting
March 19, 1996 - Page 8

RESOLUTION NO.

R-35-96: 22. Village Clerk, Elvira Johnson, read Resolution No. R-35-96, entitled Authorizing Biosolids Processing Contract, Change Order 2.

Motion Trustee Krass made a motion to adopt the resolution as read. Trustee Strandt seconded the motion.

ROLL CALL: AYES: Basso, Krass, Strandt, Walberg, Wanzung, Weber

NAYS: None

Motion carried.

RESOLUTION NO.

R-36-96: 23. Village Clerk, Elvira Johnson, read Resolution No. R-36-96, entitled Authorizing Ventilation Improvements for Street Garage.

Motion Trustee Krass made a motion to adopt the resolution as read. Trustee Strandt seconded the motion.

ROLL CALL: AYES: Basso, Krass, Strandt, Walberg, Wanzung, Weber

NAYS: None

Motion carried.

WARRANT NO.

96-22: 24. Trustee Wanzung made a motion to approve Motion Warrant No. 96-22 in the amount of \$1,426,104.60. Trustee Weber seconded the motion.

ROLL CALL: AYES: Basso, Krass, Strandt, Walberg, Wanzung, Weber

NAYS: None

Motion carried.

**Village Board Meeting
March 19, 1996 - Page 9**

CLOSED

MEETING: 25. President Geils called for a Closed Meeting following the Village Board Meeting for the purpose of discussing employment or dismissal of an employee or officer, pending or possible litigation and property acquisition.

Motion Trustee Weber made a motion to go into Closed Meeting. Trustee Wanzung seconded the motion.

ROLL CALL: AYES: Basso, Krass, Strandt, Walberg, Wanzung, Weber

NAYS: None

Motion carried.

ADJOURNMENT: 26. Trustee Weber made a motion to adjourn the meeting. Trustee Wanzung seconded the motion.

All were in favor. Motion carried.

President Geils adjourned the meeting at 8:22 p.m.

Elvira L. Johnson, CMC/AAE
Elvira L. Johnson, CMC/AAE
Village Clerk

PASSED AND APPROVED by the President and Board of Trustees of the Village of Bensenville this 2nd day of April, 1996.

VILLAGE BOARD OF TRUSTEES, VILLAGE OF BENSENVILLE, ILLINOIS

DUPAGE AND COOK COUNTIES, BENSENVILLE, ILLINOIS

APRIL 2, 1996

CALL TO ORDER: 1. The meeting was called to order by President Geils at 7:30 p.m.

PLEDGE OF ALLEGIANCE: 2. The meeting opened with the Pledge of Allegiance to the American Flag.

ROLL CALL: 3. Upon roll call by Village Clerk, Elvira Johnson, the following Trustees were present:

Basso, Krass, Strandt, Walberg, Wanzung, Weber

A quorum was present.

HEARING OF DELEGATIONS: 4. President Geils entered the Arbor Day Proclamation into the record proclaiming April 26, 1996 as ARBOR DAY in Bensenville and urged all citizens to plant trees to gladden the hearts and promote the well-being of present and future generations.

5. Stephen H. Malato, Attorney for the Fritz Companies addressed the Village Board restating Fritz's request for the rezoning of 490 Supreme Drive.

Julie Ehrlich of Jones, Day, Reavis & Pogue representing Eastern Airlines Pilot Association spoke in favor of the rezoning of the property.

JOURNAL OF PROCEEDINGS: 6. The minutes of the Regular Village Board Meeting of March 19, 1996 were presented.

Motion Trustee Weber made a motion to approve the minutes as presented. Trustee

Village Board Meeting
April 2, 1996 - Page 2

Wanzung seconded the motion.

All were in favor. Motion carried.

ORDINANCE NO.

-96:

7. Village Clerk, Elvira Johnson, gave the first reading of Ordinance No. _____, entitled Amending Village Code, Title 5, Traffic and Motor Vehicles, Chapter 2, Stopping, Standing or Parking, Section 5-2-12; Commuter Lots.

Motion

Trustee Weber made a motion to hold the ordinance for second reading. Trustee Walberg seconded the motion.

All were in favor. Motion carried.

ORDINANCE NO.

-96:

8. Village Clerk, Elvira Johnson, gave the first reading of Ordinance No. _____, entitled An Ordinance of the Village of Bensenville, DuPage and Cook Counties, Illinois, providing for the issuance of \$7,000,000 Tax Increment Revenue Bonds, Series, 1996.

Motion

Trustee Weber made a motion to hold the ordinance for second reading. Trustee Krass seconded the motion.

All were in favor. Motion carried.

Motion

9. Trustee Basso made a motion to deny the application of the Fritz Company to rezone the lot directly east of their existing warehouse facility at 490 Supreme and over rule the Community Development Commission. Trustee Walberg seconded the motion.

ROLL CALL:

AYES: Basso, Krass, Strandt, Walberg, Wanzung, Weber

NAYS: None

Motion carried.

Village Board Meeting
April 2, 1996 - Page 3

ORDINANCE NO.

13-96:

10. Village Clerk, Elvira Johnson, gave the second reading of Ordinance No. 13-96, entitled Amending Village Code, Title 9, Building Regulations, Chapter 1, Building Code, Section 9-1-12, Below Grade Rooms in Residential Dwellings.

Motion

Trustee Strandt made a motion to adopt the ordinance as read. Trustee Krass seconded the motion.

ROLL CALL:

AYES: Basso, Krass, Strandt, Walberg, Wanzung, Weber

NAYS: None

Motion carried.

ORDINANCE NO.

14-96:

11. Village Clerk, Elvira Johnson, gave the second reading of Ordinance No. 14-96, entitled Authorizing Special Use Permit - 405 Country Club Drive.

Motion

Trustee Strandt made a motion to adopt the ordinance as read. Trustee Krass seconded the motion.

ROLL CALL:

AYES: Basso, Krass, Strandt, Walberg, Wanzung, Weber

NAYS: None

Motion carried.

ORDINANCE NO.

15-96:

12. Village Clerk, Elvira Johnson, gave the second reading of Ordinance No. 15-96, entitled Authorizing Special Use Permit, Fairchild Printing, 14 North Center.

Motion

Trustee Krass made a motion to adopt the ordinance as read. Trustee Weber seconded the motion.

ROLL CALL:

AYES: Basso, Krass, Strandt, Walberg, Wanzung, Weber

Village Board Meeting
April 2, 1996 - Page 4

NAYS: None

Motion carried.

ORDINANCE NO.

16-96:

13. Village Clerk, Elvira Johnson, gave the second reading of Ordinance No. 16-96, entitled Amending Village Code, Title 2, Boards and Commissions to Add Chapter 12, Foreign Fire Insurance Tax Board.

Motion

Trustee Strandt made a motion to adopt the ordinance as read. Trustee Wanzung seconded the motion.

ROLL CALL:

AYES: Basso, Krass, Strandt, Walberg, Wanzung, Weber

NAYS: None

Motion carried.

RESOLUTION NO.

R-41-96:

14. Village Clerk, Elvira Johnson, read Resolution No. R-41-96, entitled Authorizing Garden/Orchard/Hillside Project - Phase Two Construction Engineering.

Motion

Trustee Krass made a motion to adopt the resolution as read. Trustee Strandt seconded the motion.

ROLL CALL:

AYES: Basso, Krass, Strandt, Walberg, Wanzung, Weber

NAYS: None

Motion carried.

RESOLUTION NO.

R-42-96:

15. Village Clerk, Elvira Johnson, read Resolution No. R-42-96, entitled Authorizing Garden/Orchard/Hillside Project - Phase Two Construction Contract.

Village Board Meeting
April 2, 1996 - Page 5

Motion Trustee Weber made a motion to adopt the resolution as read. Trustee Strandt seconded the motion.

ROLL CALL: AYES: Basso, Krass, Strandt, Walberg, Wanzung, Weber

NAYS: None

Motion carried.

President Geils noted that there were four other bids on the project. They were all higher than Abbey Paving.

RESOLUTION NO.

R-43-96: 16. Village Clerk, Elvira Johnson, read Resolution No. R-43-96, entitled Authorizing Redmond Park Project - Change Order No. 9.

Motion Trustee Wanzung made a motion to adopt the resolution as read. Trustee Walberg seconded the motion.

ROLL CALL: AYES: Basso, Krass, Strandt, Walberg, Wanzung, Weber

NAYS: None

Motion carried.

RESOLUTION NO.

R-44-96: 17. Village Clerk, Elvira Johnson, read Resolution No. R-44-96, entitled Authorizing 3/7 South Center Construction Contract, Change Order #2.

Motion Trustee Weber made a motion to adopt the resolution as read. Trustee Strandt seconded the motion.

ROLL CALL: AYES: Basso, Krass, Strandt, Walberg, Wanzung, Weber

NAYS: None

Motion carried.

Village Board Meeting
April 2, 1996 - Page 6

RESOLUTION NO.

R-45-96: 18. Village Clerk, Elvira Johnson, read Resolution No. R-45-96, entitled Authorizing Structural Reinforcement and Roof Repairs for 9-15 South Center.

Motion Trustee Strandt made a motion to adopt the resolution as read. Trustee Walberg seconded the motion.

ROLL CALL:

AYES: Basso, Krass, Strandt, Walberg, Wanzung, Weber

NAYS: None

Motion carried.

RESOLUTION NO.

R-46-96: 19. Village Clerk, Elvira Johnson, read Resolution No. R-46-96, entitled Authorizing the Sale of 23 O'Hare Court.

Motion Trustee Weber made a motion to adopt the resolution as read. Trustee Krass seconded the motion.

ROLL CALL:

AYES: Basso, Krass, Strandt, Walberg, Wanzung, Weber

NAYS: None

Motion carried.

RESOLUTION NO.

R-47-96: 20. Village Clerk, Elvira Johnson, read Resolution No. R-47-96, entitled Authorizing the Sale of 38 Sunset Court.

Motion Trustee Strandt made a motion to adopt the resolution as read. Trustee Wanzung seconded the motion.

ROLL CALL:

AYES: Basso, Krass, Strandt, Walberg, Wanzung, Weber

NAYS: None

Village Board Meeting
April 2, 1996 - Page 7

Motion carried.

RESOLUTION NO.

R-48-96: 21. Village Clerk, Elvira Johnson, read Resolution No. R-48-96, entitled Authorizing the Sale of 18 Meigs Court.

Motion Trustee Strandt made a motion to adopt the resolution as read. Trustee Krass seconded the motion.

ROLL CALL:

AYES: Basso, Krass, Strandt, Walberg, Wanzung, Weber

NAYS: None

Motion carried.

RESOLUTION NO.

R-49-96: 22. Village Clerk, Elvira Johnson, read Resolution No. R-49-96, entitled Authorizing the Sale of 22 Sunset Court.

Motion Trustee Krass made a motion to adopt the resolution as read. Trustee Strandt seconded the motion.

ROLL CALL:

AYES: Basso, Krass, Strandt, Walberg, Wanzung, Weber

NAYS: None

Motion carried.

President Geils noted for the record that after the sale of these homes, through reapplication to CDC, \$600,000 will be available for rehabilitation and resale of properties which qualify under CDC guidelines.

WARRANT NO.

96-23: 23. Trustee Wanzung made a motion to approve Motion Warrant No. 96-23 in the amount of **\$408,665.72**. Trustee Weber seconded the motion.

ROLL CALL:

AYES: Basso, Krass, Strandt, Walberg,

Village Board Meeting
April 2, 1996 - Page 8

Wanzung, Weber

NAYS: None

Motion carried.

INFORMATIONAL

ITEMS:

24. President Geils presented the Canvass of Votes of the March 19, 1996 Primary Election. The canvassing committee consisting of President Geils, Trustee Wanzung and Village Clerk, Elvira Johnson noted that in 14 precincts, 2,510 ballots were counted. The question, "Our legislators, Illinois House Speaker Lee Daniels and Senate President James "Pate" Philip, have led the fight to protect our quality of life in Bensenville. Should Speaker Daniels, Senate President Philip, and the General Assembly allow Chicago to build new runways at O'Hare leading to hundreds of thousands of additional flights over our homes, increased noise, increased air pollution, decreases in property values, and increased safety hazards for our community?" 312 voted Yes and 2,114 voted no. President Geils advised that 30,000 voters (82% of the voters) from Bensenville and surrounding communities voted no to this question.
25. Elvira Johnson presented the DuPage County Strategic Plan Synopsis from the County Board Chairman and the Vision Statement from the DuPage County Regional Planning Commission.

**CLOSED
MEETING:**

26. President Geils called for a Closed Meeting following the Village Board Meeting for the purpose of discussing employment or dismissal of an employee or officer, pending or possible litigation and property acquisition.

Motion

Trustee Weber made a motion to go into Closed Meeting. Trustee Wanzung seconded the motion.

Village Board Meeting
April 2, 1996 - Page 9

ROLL CALL:

AYES: Basso, Krass, Strandt, Walberg,
Wanzung, Weber

NAYS: None

Motion carried.

ADJOURNMENT:

27. Trustee Weber made a motion to adjourn
the meeting. Trustee Wanzung seconded
the motion.

All were in favor. Motion carried.

President Geils adjourned the meeting at
8:02 p.m.

Elvira L. Johnson
Elvira L. Johnson, CMC/AAE
Village Clerk

Deputy Clerk
Deputy Clerk

PASSED AND APPROVED this 16th day of April, 1996 by the President and
Board of Trustees of the Village of Bensenville.