



12 South Center Street
Bensenville, IL 60106

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

VILLAGE BOARD

President

Frank DeSimone

Board of Trustees

Rosa Carmona

Ann Franz

Marie T. Frey

McLane Lomax

Nicholas Panicola Jr.

Armando Perez

Village Clerk

Nancy Quinn

Village Manager

Evan K. Summers

September 17, 2024

Mr. David Arvayo
Compliance Department
Painters District Council No. 30

Re: September 12, 2024 FOIA Request

Dear Mr. Arvayo:

I am pleased to help you with your September 12, 2024 Freedom of Information Act ("FOIA"). The Village of Bensenville received your request on September 12, 2024. You requested copies of the items indicated below:


"This is a request for information under the Illinois Freedom of Information Act, 5 ILCS 140. I request:

- *A list of **all paint projects scheduled to be completed calendar year 2024** as authorized/awarded by the **Village of Bensenville**.*
 - *Are any of these paint projects wholly or partially funded by state or federal grants or programs?*
- *A copy of any advertisements for the solicitation of bids, public or otherwise, for the related paint projects.*
- *A copy of bid tabulation sheets used to compare qualifying bids.*
- *A copy of base bids provided by contractors awarded the related paint projects.*
- *A copy of municipality/board minutes approving contracts related paint projects.*
- *A copy of performance contracts between the Village of Bensenville and contractors awarded related paint projects.*
- *A list of Village of Bensenville staff, if any, who worked on related paint projects.*
 - *Direct employees.*
 - *Contract employees operating under a custodial agreement."*

You FOIA is hereby granted in full with the enclosed records. No redactions have been made.

Do not hesitate to contact me if you have any questions or concerns in connection with this response.

Very truly yours,


Corey Williamsen
Freedom of Information Officer
Village of Bensenville

Painters District Council No. 30

Compliance Department

v 9.10.2024

FOIA Request Submitted: 9/12/2024.

September 12, 2024

Corey Williamsen

FOIA Officer

Village of Bensenville

12 South Center Street

Bensenville, IL 60106

p: (630) 350-3404

e: foiarequest@bensenville.il.us

16543

Re: Illinois Freedom of Information Act Request

Freedom of Information Officer,

This is a request for information under the Illinois Freedom of Information Act, 5 ILCS 140.

I request:

- A list of all paint projects scheduled to be completed calendar year 2024 as authorized/awarded by the Village of Bensenville.
 - Are any of these paint projects wholly or partially funded by state or federal grants or programs?
- A copy of any advertisements for the solicitation of bids, public or otherwise, for the related paint projects.
- A copy of bid tabulation sheets used to compare qualifying bids.
- A copy of base bids provided by contractors awarded the related paint projects.
- A copy of municipality/board minutes approving contracts related paint projects.
- A copy of performance contracts between the Village of Bensenville and contractors awarded related paint projects.
- A list of Village of Bensenville staff, if any, who worked on related paint projects.
 - Direct employees.
 - Contract employees operating under a custodial agreement.

If you are not the person charged with administering your public bodies FOIA obligations, please forward this request to the person charged with this responsibility. You may email me those records at darvayo@pdc30.com. I understand that the Act permits a public body to charge a reasonable copying fee not to exceed the actual cost of reproduction. This request is not for commercial use; therefore, I am asking that any fees be waived.

I look forward to hearing from you in writing within five working days, as required by the Act. 5 ILCS 140/3(d).

Thank you.

David Arvayo

darvayo@pdc30.com

FOIA@pdc30.com

Compliance Department

Painters District Council No. 30

darvayo@pdc30.com

RESOLUTION NO. R-112-2024

RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT WITH ALBA PAINTING INC. FOR THE PAINTING OF THE CEILING AND STRUCTURAL STEEL AT THE AQUATIC CENTER IN THE NOT-TO-EXCEED AMOUNT OF \$50,950

WHEREAS, the VILLAGE OF BENSENVILLE (hereinafter "VILLAGE") is a municipal corporation established and existing under the laws of the State of Illinois pursuant to the Illinois Municipal Code, 65 ILCS 5/1-1-1 *et seq.*; and

WHEREAS, the VILLAGE is empowered to make all agreements, contracts, and engagements and to undertake other acts as necessary in the exercise of its statutory powers; and

WHEREAS the VILLAGE constructed the Water's Edge Aquatic Center, 545 John Street, in 2003 and is responsible for maintaining the facility, and

WHEREAS the VILLAGE has not painted the pool ceiling and interior structural beams above and surrounding the entire pool area since construction, and

WHEREAS the VILLAGE the steel beams and ceiling are currently in a poor state causing paint and rust to fall from ceiling and beams into the pools and onto the pool deck, and

WHEREAS staff sought proposals from three qualified vendors to scrape, prime and paint the ceiling and surrounding areas of the entire pool, and

WHEREAS Alba Painting Inc submitted the lowest proposal at \$50,950.

NOW THEREFORE BE IT RESOLVED by the Board of Trustees of the Village of Bensenville, Counties of DuPage and Cook, Illinois as follows:

SECTION ONE: The recitals set forth above are incorporated herein and made a part hereof.

SECTION TWO: The Village Board authorizes the Execution of a Contract with Alba Painting Inc. for the Painting of the Ceiling and Structural Steel at the Aquatic Center in the Not-to-Exceed Amount of \$50,950

SECTION THREE: The Village Manager is hereby authorized and directed to execute on behalf of the Village of Bensenville, and the Deputy Clerk is hereby authorized to attest thereto the necessary paperwork.

SECTION FOUR: This Resolution shall take effect immediately upon its passage and approval as provided by law.

SECTION FIVE: This Resolution is passed and approved by the President and Board of Trustees of the Village of Bensenville, Illinois, dated July 16, 2024.

APPROVED:



Frank DeSimone, Village President

ATTEST:



Nancy Quinn, Village Clerk

AYES: Carmona, Franz, Frey, Panicola, Perez

NAYS: None

ABSENT: Lomax

ALBA PAINTING INC.

1533 PINE TREE CT Lisle IL 60532

Phone (630) 745 - 7494

Proposal Submitted To:

Work To Be Performed At:

Name	Water Edge Pool	Address	545 John St
Address	545 John St	City, State	Bensenville IL 60106
City, State	Bensenville IL 60106	8/1/24-9/1/24	TBD
Contact	Christopher Dusza (630) 816-0176	Proposal#	24134

We hereby propose to furnish the materials and perform the labor necessary for the completion of:

Interior Painting Project:

This Project includes:

Pool Metal Beam Prime and Paint:

1. Wire brushing the rusty area & clean to be dust free and prime with Kem Bond
2. Prime with Sherwin Williams Kem Bond all rusted spots
3. Follow the primer with 2 coats of Pro Industrial Waterbased Catalyzed Epoxy.

This job include: Lift, Scaffolding, Paint and Supplies to complete this project

Labor & Material Total Cost:

\$50,950.00

(page of)

All material is guaranteed to be as specified, and the above work to be performed in accordance with the drawings and specifications submitted for above work and completed in a substantial workmanlike manner for the sum of

with payments to be made as follows ... **\$25,000.00 down payment and 25,950.00 when the job is completed.**

Any alteration or deviation from the above specifications involving extra costs will be executed only upon written order, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents, or delays beyond our control.

Respectfully submitted

BILL 630 745-7494

Date of submittal

7/7/2024

Note - This proposal may be withdrawn by us if not accepted within 60 days.

ACCEPTANCE OF PROPOSAL


The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified.

Payments will be made as outlined above.

Date

7-16-2024

Signature


Evon K. Summers
Village Manager

TYPE:
Resolution

SUBMITTED BY:
Christopher M Dusza

DEPARTMENT:
Public Works

DATE:
July 16, 2024

DESCRIPTION:

Resolution Authorizing the Execution of a Contract with Alba Painting Inc. for the Painting of the Ceiling and Structural Steel at the Aquatic Center in the Not-to-Exceed Amount of \$50,950

SUPPORTS THE FOLLOWING APPLICABLE VILLAGE GOALS:

X	<i>Financially Sound Village</i>	X	<i>Enrich the lives of Residents</i>
X	<i>Quality Customer Oriented Services</i>		<i>Major Business/Corporate Center</i>
X	<i>Safe and Beautiful Village</i>		<i>Vibrant Major Corridors</i>

COMMITTEE ACTION:

N/A

DATE:

N/A

BACKGROUND:

The Village maintains the Water's Edge Aquatic Center located at 545 John Street. Due to the high chlorine content and humidity of the air year-round, the steel structures above and surrounding the pools have deteriorated. The existing paint is original to the Aquatic Center that was constructed in 2003. Keeping the beams and ceiling painted protects the structural steel from deterioration and delamination.

KEY ISSUES:

The current condition of the steel beams and ceiling of the entire pool area is in such a poor state that large areas of paint and rust are falling from the ceiling and beams into the pools and on to the pool deck.

Staff sought proposals from three qualified vendors. Alba Painting Inc. submitted the lowest proposal in the amount of \$50,950.

Prep and Paint Pool Ceiling & Surrounding Areas	
Vendor	Amount
Alba Painting Inc.	\$50,950
Painters USA	\$53,220
Allied Painting Contractors	\$172,360

Staff recommends approval of a contract with Alba Painting Inc.

ALTERNATIVES:

Discretion of the Village Board.

RECOMMENDATION:

Staff recommends the approval of a Resolution Authorizing the Execution of a Contract with Alba Painting Inc. for the Painting of the Ceiling and Structural Steel at the Aquatic Center in the Not-to-Exceed Amount of \$50,950

BUDGET IMPACT:

Funds we set aside in the Capital Recreation Fund for Aquatic Center Reconstruction (\$4,500,000). These funds can be used for improvements to the Aquatic Center and should be assigned to Account Number 31080800 591000 23607.

ACTION REQUIRED:

Approval of a Resolution Authorizing the Execution of a Contract with Alba Painting Inc. for the Painting of the Ceiling and Structural Steel at the Aquatic Center in the Not-to-Exceed Amount of \$50,950

ATTACHMENTS:**Description**

RES - ALBA PAINTING INC

PROPOSAL - ALBA PAINTING INC

SUPPORTING DOC - CURRENT STATE OF PAINT PHOTOS

Upload Date

7/10/2024

7/10/2024

7/10/2024

Type

Resolution Letter

Backup Material

Backup Material

Village of Bensenville
Board Room
12 South Center Street
Bensenville, Illinois 60106
Counties of DuPage and Cook

MINUTES OF THE VILLAGE BOARD OF TRUSTEES MEETING
July 16, 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, Panicola, Perez

Absent: Lomax

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 June 18, 2024 Village Board Meeting minutes were presented.

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

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

NAYS: None

All were in favor. Motion carried.

**WARRANT NO.
24/11:**

5. President DeSimone presented **Warrant No. 24/11** in the amount of \$4,217,954.68.

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

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

NAYS: None

All were in favor. Motion carried.

**Ordinance No.
31-2024:**

6. President DeSimone gave the summarization of the action contemplated in **Ordinance No. 30-2024** entitled an **Ordinance Amending the Bensenville Village Code Title 3 - Chapter 3 - Liquor Regulations Reducing the Number of Class B Liquor Licenses from Seven (7) to Six (6).**

Deputy Village Clerk, Corey Williamsen, stated Section 3-3-5B.3 of the Bensenville Village Code limits the number of Class B liquor licenses issued and outstanding to 7. Mr. Williamsen stated Class B licenses authorize the retail sale of liquor not for consumption on the premises.

Mr. Williamsen stated Highland Park CVS, LLC DBA CVS/Pharmacy #4995 located at 700 West Irving Park Road closed in June 2024 and was a holder of a Class B liquor license. Mr. Williamsen stated the Premise has been vacant for longer that 30 days.

Mr. Williamsen stated pursuant to Village Code Section 3-3-8 the liquor license is now vacated and therefore left outstanding.

Mr. Williamsen stated reducing the number of licenses to only those in use allows the Village more discretion to issue future licenses by requiring a Village Code amendment to make such a license available rather than having to issue an open license to the next applicant meeting the eligibility criteria.

Motion: Trustee Perez made a motion to adopt the ordinance as presented. Trustee Franz seconded the motion.

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

NAYS: None

All were in favor. Motion carried.

**Ordinance No.
32-2024:**

7. President DeSimone gave the summarization of the action contemplated in **Ordinance No. 31-2024** entitled an **Ordinance of the Village of Bensenville, DuPage and Cook Counties, Illinois Approving a Police Chief Employment Agreement.**

Village Manager, Evan Summers stated Dan Schulze has served the Village as Police Chief under a previous employment agreement.

Mr. Summers stated the Village has asked the Police Chief to stay on through the current term of the Village President and is incorporated into this agreement.

Mr. Summers stated through this agreement, the Police Chief continues to waive all health, disability, life insurance, and retirement benefits while reimbursing him for suitable supplemental Medicare insurance as necessary.

Mr. Summers stated the Village and Dan Schulze find this employment agreement to be the most effective way to retain the statutory duties of the Police Chief.

Motion:

Trustee Panicola made a motion to adopt the ordinance as presented. Trustee Franz seconded the motion.

ROLL CALL:

AYES: Carmona, Franz, Frey, Panicola, Perez

NAYS: None

All were in favor. Motion carried.

**Resolution No.
R-109-2024:**

8. President DeSimone gave the summarization of the action contemplated in **Resolution No. R-109-2024** entitled a **Resolution Accepting a Purchase and Sale Agreement for 112 N Center St.**

Director of Community and Economic Development, Kurtis Pozsgay, stated on April 24, 2024, Village Board approved a resolution declaring 112 N Center St as surplus property.

Mr. Pozsgay stated the Village ordered an appraisal which showed a value of \$48,000 as of March 12, 2024.

Mr. Pozsgay stated the Village received one offer for the property from Manco Home Builders in the amount of \$48,000.

Mr. Pozsgay stated on June 18, 2024, Village Board approved a letter of intent to purchase the property from Manco Home Builders.

Mr. Pozsgay stated Manco Home Builders intends to build a 2-unit building on the property.

Mr. Pozsgay stated each unit will be approximately 3 bed, 2.5 bath, 2,000 square feet, two-story homes with basements, and a two car garage.

Mr. Pozsgay stated the Village will have 60 days to finalize the purchase and sale agreement with Manco Home Builders.

Motion:

Trustee Perez made a motion to approve the resolution as presented. Trustee Frey seconded the motion.

ROLL CALL:

AYES: Carmona, Franz, Frey, Panicola, Perez

NAYS: None

All were in favor. Motion carried.

**Ordinance No.
33-2024:**

9. President DeSimone gave the summarization of the action contemplated in **Ordinance No. 33-2024** entitled an **Ordinance Authorizes and Provides for the Bond Issuance in an Amount of \$1,990,000 for the Sesame Street Special Service Area General Obligation Bonds (Alternate Revenue Source), Series 2024 of the Village of Bensenville, DuPage and Cook Counties, Illinois, and Provides for the Levy and Collection of a Direct Annual Tax for the Payment of the Principal of and Interest on Said Bond.**

Mr. 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 \$1,990,000. 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*").

Trustee Panicola asked if there were other portions of town that could benefit from a similar process. Mr. Summers stated Staff has not received support from business that showed interest similar to those on Sesame Street at this time.

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

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

NAYS: None

All were in favor. Motion carried.

**Resolution No.
R-110-2024:**

10. President DeSimone gave the summarization of the action contemplated in **Resolution No. R-110-2024** entitled a **Resolution Authorizing the Execution of a Purchase Order to the DuPage River / Salt Creek Workgroup (DRSCW) for the 2024/2025 Annual Dues in the Not-to-Exceed Amount of \$12,429.**

Director of Public Works, Joe Caracci, stated the DRSCW (DuPage River Salt Creek Workgroup) formed in 2005 in response to concerns about TMDLs (Total Maximum Daily Loads) being set for the East & West Branches of the DuPage River and Salt Creek. Mr. Caracci stated the DRSCW seeks to implement targeted watershed activities that resolve priority waterway problems efficiently and cost-effectively. Mr. Caracci stated the mission of the Workgroup is to bring together a diverse coalition of stakeholders to work together to preserve and enhance water quality and stream resource quality in the East Branch DuPage River, West Branch DuPage River, Salt Creek, and their tributaries.

Mr. Caracci stated currently, at 78 members (41 municipalities and sanitary districts), the Workgroup meets frequently to discuss opportunities to improve water quality and meet IEPA standards. Mr. Caracci stated the Village of Bensenville joined the Workgroup in 2005 and supports their goals.

Mr. Caracci stated participation in the Workgroup is also a condition of our Wastewater Treatment Plant Permit in order to continue with a 1.0 mg/L limit on phosphorus. Mr. Caracci stated costs to reduce this limit could cost in excess of \$100,000 annually.

Mr. Caracci stated the Village's commitment/dues to the Local Funding Program for 2024/2025 was identified as \$12,429. Mr. Caracci stated participation in the Special Conditions component of the DRSCW benefits the Village with extended permit conditions with respect to phosphorous removal.

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

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

NAYS: None

All were in favor. Motion carried.

Resolution No.
_____:

11. President DeSimone gave the summarization of the action contemplated in **Resolution No. _____** entitled a **Resolution Waiving Competitive Bidding and Authorizing the Execution of a Contract with Utility Service Company, Inc. for the Replacement of Three Underground Water Storage Tank Hatches in the not to Exceed Amount of \$68,941.**

The above agenda item was struck from the agenda. No action was taken.

Resolution No.
R-111-2024:

12. President DeSimone gave the summarization of the action contemplated in **Resolution No. R-111-2024** entitled a **Resolution Authorizing the Execution of a Change Order No. 1 (FINAL) with Utility Dynamics Corporation for the 2022 CDBG Annual Residential Streetlight Project for a decrease of \$27,873.50, for a revised contract cost of \$481,887.50.**

Mr. Caracci stated the Village applied for CDBG funding for the 2022 Residential Streetlight Project and was successfully in receiving \$481,425 of CDBG funding through DuPage County. Mr. Caracci stated the project included installation of 47 streetlights in two areas of the Village.

Mr. Caracci stated construction was awarded to Utility Dynamics on November 14, 2023 via Resolution R-134-2023 in the amount of \$509,761. Mr. Caracci stated the project was substantially completed in June 2024. Mr. Caracci stated final construction completion occurred during July 2024. We are currently awaiting final connection of power from ComEd.

Mr. Caracci stated with the construction now complete, we have settled on all final quantities with Utility Dynamics. Mr. Caracci stated we were successful in reducing the final cost with the balancing of original quantities by the amount of \$27,873.50. Mr. Caracci stated this resulted in a final construction cost of \$481,887.50.

Mr. Caracci stated change Order No. 1 (FINAL) reflects this reduction. Mr. Caracci stated most of the reductions occurred due to our ability to minimize items like sidewalk and landscape restoration.

Mr. Caracci stated with this final construction cost and the grants that we received, the Village's out of pocket cost was \$462.60 for the project.

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

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

NAYS: None

All were in favor. Motion carried.

**Resolution No.
R-112-2024:**

13. President DeSimone gave the summarization of the action contemplated in **Resolution No. R-112-2024** entitled a Resolution Authorizing the Execution of a Contract with Alba Painting Inc. for the Painting of the Ceiling and Structural Steel at the Aquatic Center in the Not-to-Exceed Amount of \$50,950.

Mr. Caracci stated the Village maintains the Water's Edge Aquatic Center located at 545 John Street. Mr. Caracci stated the due to the high chlorine content and humidity of the air year-round, the steel structures above and surrounding the pools have deteriorated. Mr. Caracci stated the existing paint is original to the Aquatic Center that was constructed in 2003. Keeping the beams and ceiling painted protects the structural steel from deterioration and delamination.

Mr. Caracci stated the current condition of the steel beams and ceiling of the entire pool area is in such a poor state that large areas of paint and rust are falling from the ceiling and beams into the pools and on to the pool deck.

Mr. Caracci stated the staff sought proposals from three qualified vendors. Alba Painting Inc. submitted the lowest proposal in the amount of \$50,950.

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

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

NAYS: None

All were in favor. Motion carried.

**PRESIDENT'S
REMARKS:**

President DeSimone announced Music in the Park continues every Wednesday evening at Center and Main Street; full schedule can be found on the Village's website.

President DeSimone announced National Night Out will take place on August 6th; full details can be found on the Village's website.

**MANAGERS
REPORT:**

Village Manager, Evan Summers introduced Finance Intern, Anthony Aguliar to the Village Board and Community.

Mr. Summers announced the Addison Street Parking Lot is closed for reconstruction and that attendees of Music in the Park should seek alternate parking.

Mr. Summers provided an overview of the Village's efforts with rodents.

Mr. Caracci announced a special brush pick up would be taking place the week of July 22nd for the recent storms that were in Bensenville.

**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.

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

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

NAYS: None

All were in favor. Motion carried.

President DeSimone adjourned the meeting at 6:44 p.m.

Nancy Quinn
Village Clerk

PASSED AND APPROVED by the President and Board of Trustees of the Village of Bensenville this 13th day, August 2024