

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
October 23, 2012

CALL TO ORDER: 1. President Soto called the meeting to order at 6:34 p.m.

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

Bartlett, Jarecki, O'Connell, Peconio, Ridder, Wesseler

Absent: None

A quorum was present.

PUBLIC COMMENT: **Chris Anaya – 573 N. Marshall Rd.**
Ms. Anaya addressed the Village Board in regards to the proposed Road Ranger expansion. Ms. Anaya submitted a petition to the Village Clerk showing support of denial for the proposed Road Ranger expansion from the Residents in the area.

Nina Keehn – 1110 Nordic Street
Ms. Keehn addressed the Village Board in regards to her objection to the proposed expansion of Road Ranger Gas Station.

Hal Francke – Road Ranger Gas Station
Mr. Francke of Road Ranger Gas Station addressed the Village Board in regards to a neighborhood meeting Road Ranger held on October 22, 2012. Mr. Francke asked the Village Board to table the matter an additional thirty days.

Kelly Wallace – 4N575 Briar Lane
Ms. Kelly addressed the Village Board regarding water service and annexation to her property. Village Staff was directed to contact Ms. Wallace and report back to the Village Board.

**APPROVAL OF
MINUTES:**

3. The October 9, 2012 Village Board Meeting minutes were presented.

Motion: Trustee Wessler made a motion to approve the minutes as presented. Trustee O'Connell seconded the motion.

All were in favor. Motion carried.

The October 13, 2012 Budget Workshop Meeting minutes were presented.

Motion: Trustee Bartlett made a motion to approve the minutes as presented. Trustee O'Connell seconded the motion.

All were in favor. Motion carried.

The October 16, 2012 Special Village Board Meeting minutes were presented.

Motion: Trustee Ridder made a motion to approve the minutes as presented. Trustee Jarecki seconded the motion.

All were in favor. Motion carried.

**WARRANT NO.
12/19:**

4. President Soto presented Warrant No. 12/19 in the amount of \$662,303.46.

Motion: Trustee O'Connell made a motion to approve the warrant as presented. Trustee Bartlett seconded the motion.

ROLL CALL:

AYES: Bartlett, Jarecki, O'Connell, Peconio, Ridder, Wessler

NAYS: None

All were in favor. Motion carried.

**STUDENT
GOVERNMENT:**

Lucia Suchan from Blackhawk Middle School and Stephanie Medina from Fenton High School held a general discussion regarding the Village's anti-texting while driving pledge. Ms. Suchan and Ms. Medina participated in Student Government Day with the Village.

Motion: 5. Trustee Ridder made a motion to set the Consent Agenda as presented. Trustee Wessler seconded the motion.

All were in favor. Motion carried.

**Ordinance No.
53-2012:**

Ordinance Amending Village Code Title 5, Traffic and Motor Vehicles, Chapter 2, Stopping, Standing or Parking Section 5-2-13E No Parking at 760 Foster Avenue, Bensenville, Illinois. (Consent Agenda)

**Ordinance No.
54-2012:**

Ordinance Amending the Bensenville Village Code Title 3 – Chapter 3 – Liquor Regulations, 438 South York Road, Mamma Maria’s Restaurant. (Consent Agenda)

Motion:

Motion Accepting the Report from FMG Architects, Inc. for the Completed Feasibility Study on the New Shared Service Police Facility and Approval of the Fist Site Location, 345 E. Green Street, Bensenville. (Consent Agenda)

**Resolution No.
R-89-2012:**

Resolution Authorizing the Emergency Purchase of a Backup Generator for the York Road Lift Station from Aaron Equipment Company, Inc. in the Amount of \$19,500. (Consent Agenda)

**Resolution No.
R-90-2012:**

Resolution Authorizing the Execution of a Contract to Utility Services Inc. for the Purchase and Installation of Water Distribution System Tank Mixer in the Amount of \$47,425. (Consent Agenda)

**Resolution No.
R-91-2012:**

Resolution Authorizing the Execution of Amendment #1 to an Engineering Services Agreement with Baxter & Woodman, Inc. for the Green Street and York Road Water Main Replacement and Green Street LAAP Project in the Amount of \$81,000 for a Revised Contract Total of \$129,800. (Consent Agenda)

**Resolution No.
R-92-2012:**

Resolution Authorizing the Determination of the Bensenville Village Board that Change Order Number Two (Final) with Stark and Son Trenching for a Decrease of \$75,312.78 is Required for the Jefferson Street Corridor Water Main Replacement – Phase 1 for a Revised and Final Contract Cost of \$896,387.22. (Consent Agenda)

**Resolution No.
R-93-2012:**

Resolution Authorizing the Execution of a Design Engineering Contract for the Wood Avenue Water and Street Improvement Project with James J. Benes and Associates in the Amount of \$44,950. (Consent Agenda)

**Resolution No.
R-94-2012:**

Resolution Authorizing the Execution of a Contract to Communications Direct, Inc. for the Purchase and Installation of Narrowband Radios in the Amount of \$16,354.00. (Consent Agenda)

**Ordinance No.
55-2012:**

Ordinance Granting an Amendment to the Planned Unit Development Approved by Ordinance #43-2011 for the Property Known as 333 West Grand Ave, Bensenville, Illinois, BCR Automotive Group, LLC. (Consent Agenda)

**Resolution No.
R-95-2012:**

Resolution Determining an Estimate of Real Property Taxes to be Levied by the Village of Bensenville, DuPage and Cook Counties, Illinois, for that Portion of the Fiscal Year Commencing January 1, 2012, and Ending December 31, 2012. (Consent Agenda)

**Ordinance No.
56-2012:**

Ordinance Approving the Grant of a Conditional Use Permit for a Service Station (Gas and Diesel Fuel) and Electronic Message Center Sign with Associated Variances at 154 S. York Road, Ambrose Design Group. (Consent Agenda)

Motion:

Trustee O'Connell made a motion to approve the Consent Agenda as presented. Trustee Wessler seconded the motion.

ROLL CALL:

AYES: Bartlett, Jarecki, O'Connell, Peconio, Ridder, Wessler

NAYS: None

All were in favor. Motion carried.

**Ordinance No
 :**

6. President Soto gave the summarization of the action contemplated in **Ordinance No. _____** entitled **An Ordinance Concerning the Gran of a Conational Use Permit and Parking Variance to Allow Motor Vehicle Repair (Major & Minor) at 211 Beeline Drive, Unit #3, Bensenville, Illinois, Janjic Trucking, Inc.**

Trustee Peconio stated the owner of Janjic Trucking, Inc. should not be held responsible issues that have occurred from other tenants in the complex.

Trustee Wessler asked Village Staff to work with the owner of Janjic Trucking, Inc. to assist in the finding of a new location that works for the company.

Motion: Trustee Bartlett made a motion to adopt the ordinance as presented.
Trustee Ridder seconded the motion.

ROLL CALL: AYES: Peconio
NAYS: Bartlett, Jarecki, O'Connell, Ridder, Wesseler
Motion Failed.

**Ordinance No
57-2012:**

7. President Soto gave the summarization of the action contemplated in **Ordinance No. 57-2012 entitled **An Ordinance Denying the Rezoning of Three Lots Located at 523 N. Route 83 and 522 and 524 North Marshall Road from RS-5 High Density Single Family Residential District to C-2 Highway Commercial District.****

Motion: Trustee Wesseler made a motion to adopt the ordinance as presented. Trustee Bartlett seconded the motion.

ROLL CALL: AYES: Bartlett, Jarecki, O'Connell, Peconio, Ridder, Wesseler
NAYS: None
All were in favor. Motion Carried.

**Ordinance No
58-2012:**

8. President Soto gave the summarization of the action contemplated in **Ordinance No. 58-2012 entitled **An Ordinance Denying Two Conditional Use Permits for Expansion of an Existing Service Station and Electronic Message Center Sign with Associated Variances at 1188 West Foster Avenue, 523 N. Route 83, and 522 & 524 N. Marshall Road.****

Motion: Trustee O'Connell made a motion to adopt the ordinance as presented. Trustee Bartlett seconded the motion.

ROLL CALL: AYES: Bartlett, Jarecki, O'Connell, Peconio, Ridder, Wesseler
NAYS: None
All were in favor. Motion Carried.

**Ordinance No
59-2012:**

9. President Soto gave the summarization of the action contemplated in **Ordinance No. 59-2012 entitled **An Ordinance Amending the Bensenville Village Code Title 3 – Chapter 3 – Liquor Regulations, 229 West Grand Avenue #ZW, El Toreo Market.****

Motion:

Trustee Peconio made a motion to adopt the ordinance as presented. Trustee Ridder seconded the motion.

Trustee Wessler expressed his concerns with the amount of liquor stores in Bensenville.

ROLL CALL:

AYES: Bartlett, Jarecki, O'Connell, Peconio, Ridder

NAYS: Wessler

Motion Carried.

**PRESIDENT'S
REMARKS:**

President Soto thanked Lucia Suchan and Stephanie Medina for their participation in the Village Board Meeting and during Student Government Day.

President Soto read a proclamation into the records in recognition of Latino Health Week.

**MANAGERS
REPORT:**

Village Manager, Michael Cassady, had no report.

**UNFINISHED
BUSINESS:**

There was no unfinished business.

NEW BUSINESS:

There was no new business.

**EXECUTIVE
SESSION:**

Village Attorney, Pat Bond, called for an Executive Session for the purpose of discussing pending, probable, or imminent litigation, acquisition of real estate property, personnel, and collective negotiating matters. Actions will take place as a result of the discussions.

Motion:

Trustee Wessler made a motion to recess the meeting and go into Executive Session. Trustee O'Connell seconded the motion.

ROLL CALL: AYES: Bartlett, Jarecki, O'Connell, Peconio, Ridder, Wessler

NAYS: None

All were in favor. Motion Carried.

President Soto recessed the meeting at 7:15 p.m.

President Soto called the meeting back to order at 7:29 p.m.

ROLL CALL: Upon roll call by Village Clerk, Susan Janowiak, the following Board Members were present:

Bartlett, Jarecki, O'Connell, Peconio, Ridder, Wessler

Absent: None

A quorum was present.

Motion: Trustee Ridder made a motion to approve the real estate sales contract between the Village of Bensenville and I.M.T., Ltd Partnership and Sarg, LLC. For the property at 345 East Green Street for the purchase price of \$1,765,000 and direct the Mayor to sign the contract. Trustee O'Connell seconded the motion.

ROLL CALL: AYES: Bartlett, Jarecki, O'Connell, Peconio, Ridder, Wessler

NAYS: None

All were in favor. Motion Carried.

ADJOURNMENT: Trustee Wessler made a motion to adjourn the meeting. Trustee Ridder seconded the motion.

All were in favor. Motion carried.

President Soto adjourned the meeting at 7:30 p.m.

Susan Janowiak
Village Clerk

PASSED AND APPROVED by the President and Board of Trustees of the Village of Bensenville this 13th day, November, 2012