



DU PAGE COUNTY

DuPage County Board

Summary

421 N. COUNTY FARM ROAD
WHEATON, IL 60187
www.dupagecounty.gov

Tuesday, August 8, 2023

10:00 AM

COUNTY BOARD ROOM

1. CALL TO ORDER

10:00 AM meeting was called to order by Chair Deborah A. Conroy at 10:07 AM.

2. PLEDGE OF ALLEGIANCE

Member Yoo led the pledge of allegiance.

3. INVOCATION

3.A. Pastor Avoni Christian – New Hope Methodist Church, West Chicago

4. ROLL CALL

PRESENT:	Conroy, Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
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ABSENT:	Covert, and Schwarze
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5. CHAIR'S REPORT

Chair Conroy made the following remarks:

5.A. Glenbard West High School Boys' Volleyball Team Proclamation

This morning, it is with great pride that we welcome the Glenbard West High School boys' volleyball team, who won their second consecutive state title in June. We are so pleased to recognize this team for their hard work and dedication. You are marvelous representatives for DuPage County. Additionally, their coach, Christine Giunta-Mayer was named the 2023 Boys Volleyball Coach of the year by the Illinois Volleyball Coaches Association. So, we have much to celebrate in our proclamation today. I'll read it first, then ask our guests to say a few words.

5.B. NACO Award Presentations

Sticking with the theme of winning, I'm pleased to announce three DuPage County projects won Achievement Awards from the National Association of Counties this year. We know DuPage County is a leader and an innovator, and it's rewarding to receive this kind of recognition. First, we'd like to recognize the Reinvest DuPage Small Business Grant Program, which provided nearly \$36.7 million to more than 2,000 small businesses to assist in COVID-19 recovery efforts. We're so grateful to Greg Bedalov and his team at Choose DuPage for their efforts in helping so many businesses and residents through this difficult time. Congratulations to this Board for prioritizing our local businesses...to our Finance Department, Greg, and his team for helping to make it work.

The second award we're highlighting today is the DuPage Community Transformation Partnership between the County and the DuPage Foundation. The County Board provided \$10 million to the Foundation to assist with food insecurity, housing instability, mental health, and substance use disorder, including the \$1.3 million the Board celebrated at its last meeting. Congratulations to our Committee leadership including Chair Greg Schwarze and Vice-Chair Paula Deacon Garcia, Department Director Mary Keating and the Foundation, including Executive Director Mike Sitrick, Board Member Megan Shebik and everyone involved in this process!

For our final presentation today, we welcome Kim Verest and Judge Paul Fullerton from the 18th Judicial Circuit Court for their work with the Eviction Mediation Program. This NACO- award winning program provides tenants and landlords with referrals to community resources such as rental assistance programs... housing sufficiency programs... free or affordable legal assistance, and mediation services. Congratulations to you and all those assisting with this outstanding initiative that helps our residents avoid eviction!

5.C. SAFE-T Act Presentation

As you know, the state Supreme Court ruled last month that the pre-trial release provisions of the Safety, Accountability, Fairness and Equity-Today, or SAFE-T Act, were constitutional.

As a state representative, I was proud to vote for this important legislation. And after this bill passed, DuPage County went straight to work figuring out what the new law would require of us and what additional resources we would need. Because of those efforts, DuPage County was the only County in the state ready to comply with this act as of January 1. And we will hit the ground running on September 18, abiding by the start date outlined in the Supreme Court's opinion.

We've made significant investments in body-worn cameras with the sheriff's office and increased staffing levels in the State's Attorney's Office, and Public Defender's Office to ensure proper compliance with the law.

We will continue to fund training for sheriff's deputies to comply with all new training standards required by the act, including crisis intervention training and mental health screenings for law enforcement officers.

And I am grateful for the work our State's Attorney, Bob Berlin, did to craft the amended language that made the SAFE-T Act even stronger. I know our State's Attorney's Office and our County's law enforcement officers will continue to keep DuPage County safe and secure. This morning, State's Attorney Berlin has asked to update the Board on the amended SAFE-T Act and how it will impact DuPage County.

6. **PUBLIC COMMENT Limited to 3 minutes per person**

The following individuals made public comment:

Al Hollenbeck: Refuse consolidation, township roads

Michael Hoffmann: Fawell Dam

Sherry Brown: Winfield Road safety

Sharon L. Cline: Winfield Road safety

Karen Rugg: Flooding
Stephanie Muzzarelli: Malinin zoning petition

[23-2678](#)

Online Public Comment

All online submissions for public comment from the August 8, 2023 DuPage County Board meeting are included for the record in their entirety. They are found in the minutes packet and at the link above.

7. CONSENT ITEMS

7.A. [23-2605](#)

DuPage County Board Minutes - Regular Meeting - Tuesday, July 18, 2023

7.B. [23-2412](#)

07-13-2023 Auto Debit Paylist

7.C. [23-2411](#)

07-14-2023 Paylist

7.D. [23-2437](#)

07-18-2023 Paylist

7.E. [23-2446](#)

07-19-2023 Public Works Refunds Paylist

7.F. [23-2462](#)

07-21-2023 Paylist

7.G. [23-2491](#)

07-25-2023 Paylist

7.H. [23-2502](#)

07-26-2023 LIHWAP Payments Paylist

7.I. [23-2561](#)

07-28-2023 Paylist

7.J. [23-2584](#)

08-01-2023 Paylist

7.K. [23-2428](#)

Clerk's Office Receipts and Disbursements Statement - Dec. 2022 - May 2023

7.L. [23-2592](#)

Treasurer's Report of Investments and Demand Deposits - as of 06/30/2023

7.M. [23-2601](#)

Change orders to various contracts as specified in the attached packet.

RESULT:	APPROVED THE CONSENT AGENDA
MOVER:	Sheila Rutledge
SECONDER:	Liz Chaplin
AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, and Schwarze

8. COUNTY BOARD - CHILDRESS

8.A. [23-2493](#)

Travel request for the County Board Chair to attend the Public Leaders for Inclusion Council in Washington D.C. from August 17, 2023 through August 20, 2023. Expenses to include transportation, lodging, miscellaneous expenses (parking, mileage, etc.), and per diems, for approximate total of \$1,459.12.

RESULT:	APPROVED
MOVER:	Michael Childress
SECONDER:	Lynn LaPlante
AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, Gustin, and Schwarze

9. FINANCE - CHAPLIN

Committee Update

9.A. [FI-R-0168-23](#)

Acceptance and appropriation of the Illinois Voter Registration Systems Grant FY24, Company 5000 - Accounting Unit 4250, \$150,166. (County Clerk - Election Division)

WHEREAS, the County of DuPage, through the DuPage County Clerk-Election Division, has been notified by the Illinois State Board of Elections that grant funds in the amount of \$150,166 (ONE HUNDRED FIFTY THOUSAND, ONE HUNDRED SIXTY-SIX AND NO/100 DOLLARS) are available to assist in the maintenance and other costs associated with the DuPage County’s voter registration system in order for it to communicate with the Centralized Statewide Voter Registration System; and

WHEREAS, to receive said grant funds, the County of DuPage, through the DuPage County Clerk-Election Division, must enter into a Grant Acceptance Agreement with the Illinois State Board of Elections, a copy of which is attached to and incorporated as a part of this resolution by reference (ATTACHMENT II); and

WHEREAS, the grant period of the Grant Acceptance Agreement is from July 1,

2023 to June 30, 2024; and

WHEREAS, no additional County funds are required to receive this funding; and

WHEREAS, acceptance of this grant does not add any additional subsidy from the County; and

WHEREAS, the DuPage County Board finds that the need to appropriate said grant funds creates an emergency within the meaning of the Counties Act, Budget Division, (55 ILCS 5/6-1003).

NOW, THEREFORE, BE IT RESOLVED by the DuPage County Board that the Grant Acceptance Agreement (ATTACHMENT II) between DuPage County and the Illinois State Board of Elections is hereby accepted; and

BE IT FURTHER RESOLVED by the DuPage County Board that the additional appropriation on the attached sheet (ATTACHMENT I) in the amount of \$150,166 (ONE HUNDRED FIFTY THOUSAND, ONE HUNDRED SIXTY-SIX AND NO/100 DOLLARS) be made to establish the Illinois Voter Registration Grant FY24, Company 5000 - Accounting Unit 4250, for period July 1, 2023 through June 30, 2024; and

BE IT FURTHER RESOLVED by the DuPage County Board that the County Clerk is approved as the County’s Authorized Representative; and

BE IT FURTHER RESOLVED that should state and/or federal funding cease for this grant, the Finance Committee shall review the need for continuing the specified program; and

BE IT FURTHER RESOLVED that should the Finance Committee determine the need for other funding is appropriate, it may recommend action to the County Board by resolution.

RESULT:	APPROVED
MOVER:	Liz Chaplin
SECONDER:	Jim Zay
AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, Gustin, and Schwarze

9.B. [FI-R-0169-23](#)

Acceptance and appropriation of the Illinois Department of Human Services Supportive Housing Program Grant PY24 Inter-Governmental Agreement No. FCSC00352, Company 5000, Accounting Unit 1760, \$137,747. (Community Services)

WHEREAS, the County of DuPage has been notified by the Illinois Department of Human Services that grant funds in the amount of \$137,747 (ONE HUNDRED THIRTY-SEVEN THOUSAND, SEVEN HUNDRED FORTY-SEVEN AND NO/100 DOLLARS) are available to be used to assist low-income eligible families with supportive services to obtain or retain permanent housing; and

WHEREAS, to receive said grant funds, the County of DuPage must enter into Inter-Governmental Agreement No. FCSCH00352 with the Illinois Department of Human Services, a copy of which is attached to and incorporated as a part of this resolution by reference (Attachment II); and

WHEREAS, the terms of the agreements are from July 1, 2023 through June 30, 2024; and

WHEREAS, no additional County funds are required to receive this funding; and

WHEREAS, acceptance of these grants does not add any additional subsidy from the County; and

WHEREAS, the DuPage County Board finds that the need to appropriate said grant funds creates an emergency within the meaning of the Counties Act, Budget Division, (55 ILCS 5/6-1003).

NOW, THEREFORE, BE IT RESOLVED by the DuPage County Board that Inter-Governmental Agreement No. FCSCH00352 (Attachment II) between DuPage County and Illinois Department of Human Services are hereby accepted; and

BE IT FURTHER RESOLVED by the DuPage County Board that the additional appropriation on the attached sheet (Attachment I) in the amount of \$137,747 (ONE HUNDRED THIRTY-SEVEN THOUSAND, SEVEN HUNDRED FORTY-SEVEN AND NO/100 DOLLARS) be made to establish the Illinois Department of Human Services Supportive Housing Program Grant PY24, Company 5000 - Accounting Unit 1760 for the period July 1, 2023 through June 30, 2024; and

BE IT FURTHER RESOLVED by the DuPage County Board that the Director of Community Services is approved as the County’s Authorized Representative; and

BE IT FURTHER RESOLVED that should state and/or federal funding cease for these grants, the Human Services Committee shall review the need for continuing the specified program and related head count; and

BE IT FURTHER RESOLVED that should the Human Services Committee determine the need for other funding is appropriate, it may recommend action to the County Board by resolution.

RESULT:	APPROVED
MOVER:	Liz Chaplin
SECONDER:	Sheila Rutledge
AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, Gustin, and Schwarze

9.C. [FI-R-0170-23](#)

Acceptance and appropriation of additional funding for the Aging Case Coordination

Unit Fund PY23, Company 5000, Accounting Unit 1660, \$299,567. (Community Services)

WHEREAS, the County of DuPage heretofore accepted and appropriated the Aging Case Coordination Unit Fund PY23, Company 5000 - Accounting Unit 1660, pursuant to Resolution FI-R-0379-22 for the period October 1, 2022 through November 30, 2023, as amended; and

WHEREAS, the County of DuPage has been notified by the AgeGuide Northeastern Illinois that additional funds in the amount of \$299,567 (TWO HUNDRED NINETY-NINE THOUSAND, FIVE HUNDRED SIXTY-SEVEN AND NO/100 DOLLARS) are available to the Aging Case Coordination Unit Fund PY23, Company 5000 - Accounting Unit 1660, to support the Case Coordination Program; and

WHEREAS, no additional County funds are required to receive this funding; and

WHEREAS, acceptance of this grant does not add any additional subsidy from the County; and

WHEREAS, the County Board finds that the need to appropriate said grant funds creates an emergency within the meaning of the Counties Act, Budget Division (55 ILCS 5/6-1003).

NOW, THEREFORE, BE IT RESOLVED by the DuPage County Board that the additional funding be and is hereby accepted; and

BE IT FURTHER RESOLVED that the additional appropriation on the attached sheet (ATTACHMENT I) in the amount of \$299,567 (TWO HUNDRED NINETY-NINE THOUSAND, FIVE HUNDRED SIXTY-SEVEN AND NO/100 DOLLARS) be made and added to the Aging Case Coordination Unit Fund PY23, Company 5000 - Accounting Unit 1660 and that the program continue as originally approved in all other respects; and

BE IT FURTHER RESOLVED that should state and/or federal funding cease for this grant, the Human Services Committee shall review the need for continuing the specified program and related headcount; and

BE IT FURTHER RESOLVED that should the Human Services Committee determine the need for other funding is appropriate, it may recommend action to the County Board by Resolution.

RESULT: APPROVED

MOVER:	Liz Chaplin
SECONDER:	Paula Garcia
AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, Gustin, and Schwarze

9.D. [FI-R-0171-23](#)

Acceptance of the Illinois State Opioid Response Criminal Justice Medication Assisted Treatment Integration FY23 - MOU Number 2023-102 - \$25,000. (Sheriff's Office)

WHEREAS, the County of DuPage, through the DuPage County Sheriff's Office, has been notified by the Health Management Associates (HMA) that grant funds in the amount of \$25,000 (TWENTY-FIVE THOUSAND AND NO/100 DOLLARS) are available to be used for the purpose of supporting participation in the learning collaborative to implement specific and approved strategies to expand access to medication assisted treatment of opioid addiction in the county jail and drug court in DuPage County; and

WHEREAS, said County of DuPage grant related expenses are currently being accounted for in the DuPage County Sheriff - Jail Operations fund, Company 1000 - Accounting Unit 4410; and

WHEREAS, to receive said grant funds, the County of DuPage must enter into MOU Number 2023-102 with Health Management Associates (HMA), a copy of which is attached to and incorporated as part of this resolution by reference (Attachment); and

WHEREAS, the term of the MOU is from May 1, 2023 through June 30, 2023; and

WHEREAS, no additional County funds are required to receive this funding; and

WHEREAS, acceptance of this grant does not add any additional subsidy from the County.

NOW, THEREFORE, BE IT RESOLVED by the DuPage County Board that MOU Number 2023-102 (Attachment) between the County of DuPage and the Health Management Associates is hereby accepted; and

BE IT FURTHER RESOLVED by the DuPage County Board that the DuPage County Sheriff's Office Chiefs are approved as the County's Authorized Representatives; and

BE IT FURTHER RESOLVED that should state and/or federal funding cease for this grant, the Judicial and Public Safety Committee shall review the need for continuing the specified program and related head count; and

BE IT FURTHER RESOLVED that should the Judicial and Public Safety Committee determine the need for other funding is appropriate, it may recommend action to the County Board by resolution.

RESULT:	APPROVED
MOVER:	Liz Chaplin
SECONDER:	Paula Garcia
AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, and Schwarze

9.E. [FI-R-0172-23](#)

Acceptance of the Illinois Law Enforcement Training Standards Board Law Enforcement Camera Grant (LECG) Phase II - Agreement No. 20230510 - \$31,104. (Sheriff's Office)

RESULT:	APPROVED
MOVER:	Liz Chaplin
SECONDER:	Yeena Yoo
AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, and Schwarze

9.F. [FI-R-0173-23](#)

Acceptance and appropriation of the Donated Funds Initiative Program Grant PY24 - Inter-Governmental Agreement No. FCSCJ00210, Company 5000, Accounting Unit 6560, \$103,119. (State's Attorney's Office)

WHEREAS, the County of DuPage, through the DuPage County State's Attorney's Office, has been notified by the Illinois Department of Human Services that grant funds in the amount of \$77,339 (SEVENTY-SEVEN THOUSAND, THREE HUNDRED THIRTY-NINE AND NO/100 DOLLARS) are available for continuing the DuPage County Children's Center Donated Funds Initiative Program; and

WHEREAS, to receive said grant funds, the County of DuPage must enter into Inter-Governmental Agreement No. FCSCJ00210 with the Illinois Department of Human Services, a copy of which is attached to and incorporated as a part of this resolution by reference (ATTACHMENT II); and

WHEREAS, the County will provide matching funds in the amount of \$25,780 (TWENTY-FIVE THOUSAND, SEVEN HUNDRED EIGHTY AND NO/100 DOLLARS) which is budgeted for in Fiscal Year 2023 and will be provided by the General Fund-Children’s Center (Company 1000 - Accounting Unit 6510); and

WHEREAS, the term of the Inter-Governmental Agreement is from July 1, 2023 through June 30, 2024; and

WHEREAS, no additional County funds are required to receive this funding; and

WHEREAS, acceptance of this grant does not add any additional subsidy from the County; and

WHEREAS, the County Board finds that the need to appropriate said grant funds creates an emergency within the meaning of the Counties Act, Budget Division, (55 ILCS 5/6-1003).

NOW, THEREFORE, BE IT RESOLVED by the DuPage County Board that Inter-Governmental Agreement No. FCSCJ00210 (ATTACHMENT II) between DuPage County and the Illinois Department of Human Services is hereby accepted; and

BE IT FURTHER RESOLVED by the DuPage County Board that the additional appropriation on the attached sheet (ATTACHMENT I) in the amount of \$103,119 (ONE HUNDRED THREE THOUSAND, ONE HUNDRED NINETEEN AND NO/100 DOLLARS) be made to establish the Donated Funds Initiative Program Grant PY24, Company 5000 - Accounting Unit 6560, for the period July 1, 2023 through June 30, 2024; and

BE IT FURTHER RESOLVED by the DuPage County Board that the Director of the DuPage County Children’s Advocacy Center is authorized to execute and sign Agreement No. FCSCJ00210 as the Authorized Representative; and

BE IT FURTHER RESOLVED that should state and/or federal funding cease for this grant, the Judicial and Public Safety Committee shall review the need for continuing the specified program and headcount; and

BE IT FURTHER RESOLVED that should the Judicial and Public Safety Committee determine the need for other funding is appropriate, it may recommend action to the County Board by resolution

RESULT:	APPROVED
MOVER:	Liz Chaplin
SECONDER:	Paula Garcia
AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, and Schwarze

9.G. [FI-R-0174-23](#)

Acceptance and appropriation of the ILDCFS Children's Advocacy Center Grant PY24 -

Agreement No. 3871779014, Company 5000, Accounting Unit 6580, \$312,185. (State's Attorney's Office/Children's Advocacy Center)

WHEREAS, the County of DuPage, through the DuPage County State’s Attorney’s Office, has been notified by Children’s Advocacy Centers of Illinois that grant funds in the amount of \$312,185 (THREE HUNDRED TWELVE THOUSAND, ONE HUNDRED EIGHTY-FIVE AND NO/100 DOLLARS) are available for continuing the ILDCFS Children’s Advocacy Center program; and

WHEREAS, to receive said grant funds, the County of DuPage must enter into Agreement No. 3871779014 with Children’s Advocacy Centers of Illinois, a copy of which is attached to and incorporated as a part of this resolution by reference (Attachment II); and

WHEREAS, the term of the Inter-Governmental Agreement is from July 1, 2023 through June 30, 2024; and

WHEREAS, no additional County funds are required to receive this funding; and

WHEREAS, acceptance of this grant does not add any additional subsidy from the County; and

WHEREAS, the County Board finds that the need to appropriate said grant funds creates an emergency within the meaning of the Counties Act, Budget Division, (55 ILCS 5/6-1003).

NOW, THEREFORE, BE IT RESOLVED by the DuPage County Board that Agreement No. 3871779014 (Attachment II) between DuPage County and the Illinois Department of Children and Family Services is hereby accepted; and

BE IT FURTHER RESOLVED by the DuPage County Board that the additional appropriation on the attached sheet (Attachment I) in the amount of \$312,185 (THREE HUNDRED TWELVE THOUSAND, ONE HUNDRED EIGHTY-FIVE AND NO/100 DOLLARS) be made to establish the ILDCFS Children’s Advocacy Center Grant PY24, Company 5000 - Accounting Unit 6580, for the period July 1, 2023 through June 30, 2024; and

BE IT FURTHER RESOLVED by the DuPage County Board that the DuPage County State’s Attorney is approved as DuPage County’s Authorized Representative; and

BE IT FURTHER RESOLVED that should state and/or federal funding cease for this grant, the Judicial and Public Safety Committee shall review the need for continuing the specified program and headcount; and

BE IT FURTHER RESOLVED that should the Judicial and Public Safety Committee determine the need for other funding is appropriate, it may recommend action to the County Board by resolution.

RESULT:	APPROVED
MOVER:	Liz Chaplin
SECONDER:	Yeena Yoo

AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, and Schwarze

9.H. [FI-R-0175-23](#)

Acceptance and appropriation of additional funding for the Illinois Department of Human Services (IDHS) Supportive Housing Grant PY23, Agreement No. FCSBH00352, Company 5000, Accounting Unit 1760, from \$137,747 to \$151,563 (an increase of \$13,816). (Community Services)

WHEREAS, the County of DuPage heretofore accepted and appropriated the IDHS Supportive Housing Grant PY23, Company 5000 Accounting Unit 1760 pursuant to Resolution FI-R-0321-22 for the period July 1, 2022 through June 30, 2023; and

WHEREAS, the County of DuPage has been notified by the Illinois Department of Human Services (IDHS) that additional grant funds in the amount of \$13,816 (THIRTEEN THOUSAND, EIGHT HUNDRED SIXTEEN AND NO/100 DOLLARS) are available to assist low-income eligible families with supportive services; and

WHEREAS, to receive said grant funds, the County of DuPage must enter into amended Grant Agreement No. FCSBH00352 with the Illinois Department of Human Services, a copy of the amended approved budget is attached to and incorporated as a part of this resolution by reference (ATTACHMENT II); and

WHEREAS, no additional County funds are required to receive the additional funding; and

WHEREAS, acceptance of the additional funding does not add any additional subsidy from the County; and

WHEREAS, the County of DuPage finds that the need to appropriate said additional funds creates an emergency within the meaning of the Counties Act, Budget Division, (55 ILCS 5/6-1003).

NOW, THEREFORE, BE IT RESOLVED by the DuPage County Board that the additional funding in the amount of \$13,816 (THIRTEEN THOUSAND, EIGHT HUNDRED SIXTEEN AND NO/100 DOLLARS) be and is hereby accepted; and

BE IT FURTHER RESOLVED that the additional appropriation on the attached sheet (ATTACHMENT I) in the amount of \$13,816 (THIRTEEN THOUSAND, EIGHT HUNDRED SIXTEEN AND NO/100 DOLLARS) be made and added to the IDHS Homeless Prevention Grant PY23, Company 5000 - Accounting Unit 1760 and that the program continue as originally approved in all other respects; and

BE IT FURTHER RESOLVED by the DuPage County Board that the Director of Community Services is approved as the County's Authorized Representative; and

BE IT FURTHER RESOLVED that should state and/or federal funding cease for this grant, the Human Services Committee shall review the need for continuing the specified program and related head count; and

BE IT FURTHER RESOLVED that should the Human Services Committee determine the need for other funding is appropriate, it may recommend action to the County Board by Resolution.

RESULT:	APPROVED
MOVER:	Liz Chaplin
SECONDER:	Paula Garcia
AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, and Schwarze

9.I. [FI-R-0176-23](#)

Budget Transfers 08-08-2023 - Various Companies and Accounting Units

WHEREAS, it appears that certain appropriations for various County companies and accounting units are insufficient to cover necessary expenditures for the balance of the 2023 fiscal year; and

WHEREAS, it appears that there are other appropriations within these companies and accounting units from which transfers can be made at the present time to meet the need for funds.

NOW, THEREFORE, BE IT RESOLVED by the DuPage County Board that the attached transfers be made within the indicated companies and accounting units.

RESULT:	APPROVED
MOVER:	Liz Chaplin
SECONDER:	Paula Garcia
AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, and Schwarze

9.J. [FI-R-0177-23](#)

Authorization to transfer \$32,607 in budget to the County Clerk - Election Division for Fiscal Year 2023. (County Clerk - Election Division)

WHEREAS, appropriations for the GENERAL FUND for Fiscal Year 2023 were adopted by the County Board pursuant to Ordinance FI-O-0059-22; and

WHEREAS, due to the current and unsafe conditions of existing Elections Division forklift, purchased in 2006, COUNTY CLERK - ELECTIONS is requesting additional budget to purchase a Hyundai 15BT-9U lift truck; and

WHEREAS, the amount necessary to accommodate said additional charges is \$32,607 (THIRTY-TWO THOUSAND, SIX HUNDRED SEVEN, AND NO/100 DOLLARS); and

WHEREAS, there is sufficient unappropriated budget in the GENERAL FUND - COMPANY 1000, ACCOUNTING UNIT 1180, ACCOUNT 53828 (Contingencies) to support a budget transfer in the amount of \$32,607 (THIRTY-TWO THOUSAND, SIX HUNDRED SEVEN, AND NO/100 DOLLARS); and

WHEREAS, there is a need to provide a budget transfer in the amount of \$32,607 (THIRTY-TWO THOUSAND, SIX HUNDRED SEVEN, AND NO/100 DOLLARS) from 1000-1180-53828 (Contingencies) to 1000-4220-54130 (Construction & Other Motor Equipment).

NOW, THEREFORE, BE IT RESOLVED, by the DuPage County Board that a budget transfer in an amount up to, but not to exceed \$32,607 (THIRTY-TWO THOUSAND, SIX HUNDRED SEVEN, AND NO/100 DOLLARS) in one or more transfers; and

BE IT FURTHER RESOLVED by the DuPage County Board that the said transfers may be made relative to the period of December 1, 2022 to November 30, 2023.

RESULT:	PULLED
MOVER:	Liz Chaplin

9.K. [FI-P-0013-23](#)

Recommendation for the approval of a contract purchase order issued to Midway Industrial, for the purchase of an electric forklift, for the County Clerk - Election Division, for a contract total amount not to exceed \$32,606.30, per Sourcewell Contract #091520-HCE. (County Clerk - Election Division)

WHEREAS, the County of DuPage by virtue of its power set forth in the Counties Code (55 ILCS 5/1-1001 *et seq.*) is authorized to enter into this Agreement; and

WHEREAS, pursuant to the Governmental Joint Purchasing Act (30 ILCS 525/2), the County is authorized to enter into a Joint Purchasing Agreement for the purchase of an electric forklift; and

WHEREAS, pursuant to the Intergovernmental Agreement between the County of DuPage and Sourcewell Contract #091520-HCE, the County of DuPage will contract with Midway Industrial; and

WHEREAS, the Finance Committee recommends County Board approval for the issuance of a contract to Midway Industrial, for an electric forklift, for the period of

August 22, 2023 through August 21, 2024, for the County Clerk - Election Division.

NOW, THEREFORE BE IT RESOLVED, that County contract, covering said for an electric forklift, for the period of August 22, 2023 through August 21, 2024 for the County Clerk - Election Division, be, and it is hereby approved for issuance of a contract by the Procurement Division to Midway Industrial, 660 N. Heartland Drive, Sugar Grove, IL 60554, for a contract total amount not to exceed \$32,606.30, per pursuant to the Sourcewell Contract #091520-HCE.

RESULT:	PULLED
MOVER:	Liz Chaplin

9.L. [FI-P-0014-23](#)

Recommendation for the approval of a contract purchase order issued to Mail Services, LLC, for assessment mailers for DuPage County taxpayers, for the period August 8, 2023 through August 7, 2024, for a contract total amount not to exceed \$189,750; per bid #23-077-TRES. (Supervisor of Assessments)

WHEREAS, bids have been taken and evaluated in accordance with County Board policy; and

WHEREAS, the Finance Committee recommends County Board approval for the issuance of a contract to Mail Services, LLC, to provide assessment mailers for DuPage County taxpayers, for the period of August 8, 2023 through August 7, 2024, for the Supervisor of Assessments.

NOW, THEREFORE BE IT RESOLVED, that said contract to provide assessment mailers for DuPage County taxpayers, for the period of August 8, 2023 through August 7, 2024 for the Supervisor of Assessments, per bid #23-077-TRES, be, and it is hereby approved for the issuance of a contract purchase order by the Procurement Division to Mail Services, LLC, 4100 121st Street, Urbandale, IA 50323, for a contract total amount of \$189,750.00.

RESULT:	APPROVED
MOVER:	Liz Chaplin
SECONDER:	Paula Garcia
AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, and Schwarze

9.M. [FI-P-0015-23](#)

Recommendation for the approval of a contract purchase order issued to Amazon Capital Services, for the purchase of office supplies and miscellaneous items, for various County Departments, for the period of August 8, 2023 through November 30, 2023, for a contract total amount not to exceed \$332,100, per OMNIA Partners Contract #MA3457.

WHEREAS, the County of DuPage by virtue of its power set forth in the Counties Code (55 ILCS 5/1-1001 *et seq.*) is authorized to enter into this Agreement; and

WHEREAS, pursuant to the Governmental Joint Purchasing Act (30 ILCS 525/2), the County is authorized to enter into a Joint Purchasing Agreement for office supplies and miscellaneous items; and

WHEREAS, pursuant to Intergovernmental Agreement between the County of DuPage and the OMNIA Partners Contract #MA3457, the County of DuPage will contract with Amazon Capital Services; and

WHEREAS the Finance Committee recommends County Board approval for the issuance of a contract to Amazon Capital Services, for office supplies and miscellaneous items, for the period of August 8, 2023 through November 30, 2023, for various County Departments.

NOW, THEREFORE BE IT RESOLVED, that County contract, covering said for office supplies and miscellaneous items, for the period of August 8, 2023 through November 30, 2023, for various County Departments, be, and it is hereby approved for issuance of a contract by the Procurement Division to Amazon Capital Services, P.O. Box 035184, Seattle, WA 98124, for a contract total amount not to exceed \$332,100, per contract pursuant to the OMNIA Partners Contract #MA3457.

RESULT:	APPROVED
MOVER:	Liz Chaplin
SECONDER:	Paula Garcia
AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, and Schwarze

10. ANIMAL SERVICES - KRAJEWSKI

Committee Update

11. DEVELOPMENT - TORNATORE

Committee Update

11.A. [DC-O-0031-23](#)

ZONING-23-000021 – Malinin: To approve the following zoning relief:

1. Variation to reduce the required lot width from required 165’ to approximately 145.3’ for Lot 1 and 145.3 for Lot 2.
2. Variation to reduce the required lot size from required 100,000 sq. ft. to approximately 34,635 sq. ft. for Lot 1 and 34,632 sq. ft. for Lot 2. (Downers Grove/ District 3)

(If the County Board seeks to approve the zoning relief it will require a $\frac{3}{4}$ majority vote {14 votes} to approve based on the recommendation to deny by the Zoning Hearing Officer)

ZHO Recommendation to Deny

Development Committee VOTE (to Approve): 5 Ayes, 0 Nays, 1 Absent

WHEREAS, a public hearing was held on June 7, 2023 in the DuPage County Administration Building, 421 North County Farm Road, Wheaton, Illinois at 2:30 P.M. before the DuPage County Zoning Hearing Officer and notice of said hearing was duly given; and

WHEREAS, a petition was presented at this hearing requesting the following zoning relief:

1. Variation to reduce the required lot width from required 165' to approximately 145.3' for Lot 1 and 145.3 for Lot 2.
2. Variation to reduce the required lot size from required 100,000 sq. ft. to approximately 34,635 sq. ft. for Lot 1 and 34,632 sq. ft. for Lot 2, on the property hereinafter described:

PARCEL 1: THAT PART OF LOTS 14 AND 15 OF URBAN'S OAKDALE MANOR, BEING A SUBDIVISION OF THE NORTH $\frac{1}{2}$ OF THE SOUTHWEST $\frac{1}{4}$ OF THE NORTHWEST $\frac{1}{4}$ OF SECTION 1, TOWNSHIP 37 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHEAST CORNER OF SAID LOT 15; THENCE S89°18'00"W ALONG THE SOUTH LINE OF SAID LOT 15 FOR A DISTANCE OF 145.33 FEET TO THE MID-POINT OF THE SOUTH LINE OF SAID LOT 15; THENCE N00°46'22"W FOR A DISTANCE OF 238.34 FEET TO THE NORTH LINE OF SAID LOT 14, SAID POINT BEING THE MID-POINT OF THE NORTH LINE OF SAID LOT 14; THENCE N89°17'25"E FOR A DISTANCE OF 145.30 FEET TO THE NORTHEAST CORNER OF SAID LOT 14; THENCE S00°46'48"E ALONG THE EAST LINE OF SAID LOTS 14 AND 15 FOR A DISTANCE OF 238.36 FEET TO THE POINT OF BEGINNING, ACCORDING TO THE PLAT THEREOF RECORDED AUGUST 25, 1931 AS DOCUMENT 316521, IN DUPAGE COUNTY, ILLINOIS.

PARCEL 2: LOTS 14 AND 15 OF URBAN'S OAKDALE MANOR, BEING A SUBDIVISION OF THE NORTH $\frac{1}{2}$ OF THE SOUTHWEST $\frac{1}{4}$ OF THE NORTHWEST $\frac{1}{4}$ OF SECTION 1, TOWNSHIP 37 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, EXCEPT THAT PART OF SAID LOTS DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHEAST CORNER OF SAID LOT 15; THENCE S89°18'00"W ALONG THE SOUTH LINE OF SAID LOT 15 FOR A DISTANCE OF 145.33 FEET TO THE MID-POINT OF THE SOUTH LINE OF SAID LOT 15; THENCE N00°46'22"W FOR A DISTANCE OF 238.34 FEET TO THE NORTH LINE OF SAID LOT 14, SAID POINT BEING THE MID-POINT OF THE NORTH LINE OF SAID LOT 14; THENCE N89°17'25"E FOR A DISTANCE OF 145.30 FEET TO THE NORTHEAST CORNER OF SAID LOT 14; THENCE S00°46'48"E ALONG THE EAST LINE OF SAID LOTS 14 AND 15 FOR A DISTANCE OF 238.36 FEET TO THE POINT OF BEGINNING, ACCORDING TO THE PLAT THEREOF RECORDED AUGUST 25, 1931 AS DOCUMENT 316521, IN DUPAGE COUNTY, ILLINOIS; and

WHEREAS, the Zoning Hearing Officer, having considered in relation to the above requested zoning petition presented at the above hearing and at the recommendation meeting held on June 7, 2023, does find as follows:

FINDINGS OF FACT:

- A. That petitioner testified that she seeks the subject zoning relief to divide/reconfigure the subject properties into two (2) new lots, approximately 34,635 sq. ft./ 145.3 feet

wide for Lot 1 and 34,632 sq. ft./ 145.3 feet wide for Lot 2.

- B. That petitioner testified that she has two (2) existing lots that face east-west, and that she would like to reconfigure both lots to remain relatively the same size but facing north-south.
- C. That petitioner testified that the lot reconfiguration would allow proposed Lot 1 with the existing house to have a backyard behind the existing house, compared to the current configuration, where the “backyard” is to the side/west of the subject house.
- D. That the Hearing Officer finds that petitioner has not demonstrated evidence for a practical difficulty or particular hardship regarding the subject zoning relief to divide/reconfigure the two (2) existing lots and that the reasoning for the proposed zoning relief to reconfigure the lots is purely an economic reasoning.

STANDARDS FOR VARIATIONS:

**Per Zoning Code Section 37-1411.3*

- 1. That the Zoning Hearing Officer finds that petitioner **has not demonstrated** that the granting of the Variation is in harmony with the general purpose and intent of the Zoning Ordinance, and will not be injurious to the neighborhood, detrimental to the public welfare, or in conflict with the County’s comprehensive plan for development.
- 2. That Hearing Officer finds that petitioner **has not demonstrated** evidence that there are practical difficulties or particular hardships in the way of carrying out the strict letter of regulations for a Variation request.
- 3. That Zoning Hearing Officer finds that petitioner **has not demonstrated** the granting of the Variation will not:
 - a. Impair an adequate supply of light and air to the adjacent property, as petitioner **has not demonstrated** evidence that the proposed lot division/reconfiguration will not impair the supply of light and air to the adjacent properties.
 - b. Increase the hazard from fire or other dangers to said property, as petitioner **has not demonstrated** evidence that the proposed lot division/reconfiguration will not increase hazards from fire or other dangers.
 - c. Diminish the value of land and buildings throughout the County, as petitioner **has not demonstrated** evidence that the proposed lot division/reconfiguration will not diminish the value of land throughout the County.
 - d. Unduly increase traffic congestion in the public streets and highways, as petitioner **has not demonstrated** evidence that the proposed lot division/reconfiguration will not unduly increase traffic congestion.
 - e. Increase the potential for flood damages to adjacent property, as petitioner **has**

not demonstrated evidence that the proposed lot division/reconfiguration will not increase the potential for flood damages.

- f. Incur additional public expense for flood protection, rescue, or relief, as petitioner **has not demonstrated** evidence that the proposed lot division/reconfiguration will not incur additional public expense for flood protection, rescue, or relief.
- g. Otherwise impair the public health, safety, comfort, morals, or general welfare of the inhabitants of DuPage County, as petitioner **has not demonstrated** evidence that the proposed lot division/reconfiguration will not impair the public health, safety, comfort, morals, or general welfare of the inhabitants of DuPage County.

PETITIONER’S DEVELOPMENT FACT SHEET

GENERAL ZONING CASE INFORMATION

CASE #/PETITIONER ZONING-23-000021 Malinin

ZONING REQUEST 1. Variation to reduce the required lot width from required 165’ to approximately 145.3’ for Lot 1 and 145.3 for Lot 2. 2. Variation to reduce the required lot size from required 100,000 sq. ft. to approximately 34,635 sq. ft. for Lot 1 and 34,632 sq. ft. for Lot 2.

OWNER JERRY & MARGARET MALININ, 15W730 90TH STREET, BURR RIDGE, IL 60527

ADDRESS/LOCATION 15W730 90TH STREET, BURR RIDGE, IL 60527

PIN 10-01-101-010/ 10-01-101-011

TWSP./CTY. BD. DIST. DOWNERS GROVE DISTRICT 3

ZONING/LUP R-1 SF RES 0-5 DU AC

AREA 1.59 ACRES (69,260 SQ. FT.)

UTILITIES WELL/SEWER

PUBLICATION DATE Daily Herald: MAY 22, 2023

PUBLIC HEARING WEDNESDAY, JUNE 7, 2023

ADDITIONAL INFORMATION:

Building: No Objections.

DUDOT: Our office has no jurisdiction in this matter.

Health: No Objection with the concept of the petition. Additional information may be required at time of permit application.

Stormwater: No Objection with the concept of the petition. Additional information may be required at time of permit application.

Public Works: No Objection with the concept of the petition. Additional information may be required at time of permit application. “We are the sanitary sewer provider - connection to our sanitary sewer will require a permit from our department.”

EXTERNAL:

Village of Burr Ridge: (See attached documentation)

City of Darien: No Objections.

Village of Willowbrook: *No Comments Received.*

Downers Grove Township: *No Comments Received.*

Township Highway: No Objection with the concept of the petition. Additional information may be required at time of permit application.

Tri-State Fire Dist.: No Objections.

Sch. Dist. 180:No Objections.

Forest Preserve: “The Forest Preserve District of DuPage County staff has reviewed the information provided in this notice and due to the sizable distance between the subject property and District property, we do not have any specific comments. Thank you.”

LAND USE

Location Zoning Existing Use LUP

Subject R-1 SF RES HOUSE 0-5 DU AC

North R-1 SF RES HOUSE 0-5 DU AC

South 90TH STREET AND BEYOND VILLAGE OF BURR RIDGE HOUSE
VILLAGE OF BURR RIDGE

East R-1 SF RES AND VILLAGE OF BURR RIDGE HOUSE 0-5 DU AC/
VILLAGE OF BURR RIDGE

West R-1 SF RES HOUSE 0-5 DU AC

WHEREAS, the Zoning Hearing Officer, having considered in relation to the above and at the recommendation meeting held on June 7, 2023, recommends to deny the following zoning relief:

1. Variation to reduce the required lot width from required 165’ to approximately 145.3’ for Lot 1 and 145.3 for Lot 2.
2. Variation to reduce the required lot size from required 100,000 sq. ft. to approximately 34,635 sq. ft. for Lot 1 and 34,632 sq. ft. for Lot 2.

ZHO Recommendation to Deny

WHEREAS, the County Board Development Committee on August 1, 2023, considered the above findings and recommendations of the Zoning Hearing Officer and recommends to not concur with the findings and recommends to approve the following zoning relief:

1. Variation to reduce the required lot width from required 165’ to approximately 145.3’ for Lot 1 and 145.3 for Lot 2.
2. Variation to reduce the required lot size from required 100,000 sq. ft. to approximately 34,635 sq. ft. for Lot 1 and 34,632 sq. ft. for Lot 2.

Development Committee VOTE (to Approve): 5 Ayes, 0 Nays, 1 Absent

DEVELOPMENT COMMITTEE FINDINGS OF FACT:

- A. That the DuPage County Development Committee finds that petitioner has demonstrated evidence for a practical difficulty or particular hardship regarding the subject zoning relief to divide/reconfigure the two (2) existing lots and that the reasoning for the proposed zoning relief would allow proposed Lot 1 with the existing

house to have a backyard behind the existing house, compared to the current configuration, where the “backyard” is to the side/west of the subject house.

NOW, THEREFORE, BE IT ORDAINED by the County Board of DuPage County, Illinois that the following zoning relief be granted:

1. Variation to reduce the required lot width from required 165’ to approximately 145.3’ for Lot 1 and 145.3 for Lot 2.
2. Variation to reduce the required lot size from required 100,000 sq. ft. to approximately 34,635 sq. ft. for Lot 1 and 34,632 sq. ft. for Lot 2, on the property hereinafter described:

PARCEL 1: THAT PART OF LOTS 14 AND 15 OF URBAN’S OAKDALE MANOR, BEING A SUBDIVISION OF THE NORTH ½ OF THE SOUTHWEST ¼ OF THE NORTHWEST ¼ OF SECTION 1, TOWNSHIP 37 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHEAST CORNER OF SAID LOT 15; THENCE S89°18’00”W ALONG THE SOUTH LINE OF SAID LOT 15 FOR A DISTANCE OF 145.33 FEET TO THE MID-POINT OF THE SOUTH LINE OF SAID LOT 15; THENCE N00°46’22”W FOR A DISTANCE OF 238.34 FEET TO THE NORTH LINE OF SAID LOT 14, SAID POINT BEING THE MID-POINT OF THE NORTH LINE OF SAID LOT 14; THENCE N89°17’25”E FOR A DISTANCE OF 145.30 FEET TO THE NORTHEAST CORNER OF SAID LOT 14; THENCE S00°46’48”E ALONG THE EAST LINE OF SAID LOTS 14 AND 15 FOR A DISTANCE OF 238.36 FEET TO THE POINT OF BEGINNING, ACCORDING TO THE PLAT THEREOF RECORDED AUGUST 25, 1931 AS DOCUMENT 316521, IN DUPAGE COUNTY, ILLINOIS.

PARCEL 2: LOTS 14 AND 15 OF URBAN’S OAKDALE MANOR, BEING A SUBDIVISION OF THE NORTH ½ OF THE SOUTHWEST ¼ OF THE NORTHWEST ¼ OF SECTION 1, TOWNSHIP 37 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, EXCEPT THAT PART OF SAID LOTS DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHEAST CORNER OF SAID LOT 15; THENCE S89°18’00”W ALONG THE SOUTH LINE OF SAID LOT 15 FOR A DISTANCE OF 145.33 FEET TO THE MID-POINT OF THE SOUTH LINE OF SAID LOT 15; THENCE N00°46’22”W FOR A DISTANCE OF 238.34 FEET TO THE NORTH LINE OF SAID LOT 14, SAID POINT BEING THE MID-POINT OF THE NORTH LINE OF SAID LOT 14; THENCE N89°17’25”E FOR A DISTANCE OF 145.30 FEET TO THE NORTHEAST CORNER OF SAID LOT 14; THENCE S00°46’48”E ALONG THE EAST LINE OF SAID LOTS 14 AND 15 FOR A DISTANCE OF 238.36 FEET TO THE POINT OF BEGINNING, ACCORDING TO THE PLAT THEREOF RECORDED AUGUST 25, 1931 AS DOCUMENT 316521, IN DUPAGE COUNTY, ILLINOIS; and

BE IT FURTHER ORDAINED by the County Board of DuPage County, Illinois that should any section, clause or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the Ordinance as a whole or any part thereof, other than the part so declared to be invalid; and

BE IT FURTHER ORDAINED that a certified copy of this Ordinance be transmitted by the County Clerk to the DuPage County Finance Department; DuPage County Auditor; DuPage County Treasurer; Paul J. Hoss, Zoning; State's Attorney's Office; DuPage County Health Department; DuPage County Division of Transportation; JERRY & MARGARET MALININ, 15W730 90TH STREET, BURR RIDGE, IL 60527; and Township Assessor, Downers Grove Township, 4340 Prince Street, Downers Grove, IL 60515.

RESULT:	APPROVED
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MOVER:	Sam Tornatore
SECONDER:	Liz Chaplin
AYES:	Chaplin, Childress, DeSart, Evans, Galassi, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
NAY:	Cronin Cahill, and Eckhoff
ABSENT:	Covert, and Schwarze

11.B. [DC-O-0032-23](#)

ZONING-23-000028 – Catie’s Place, LLC.: To approve the following zoning relief: Variation to reduce the required parking spaces for a Class A Restaurant from 19 parking spaces to 10 parking spaces. (York/District 2) (If the County Board seeks to approve the zoning relief it will require a ¾ majority vote {14 votes} to approve based on the recommendation to deny by the Zoning Board of Appeals)
 ZBA VOTE (to Deny): 4 Ayes, 2 Nays, 1 Absent
 Development Committee VOTE (Motion to Approve Failed): 0 Ayes, 5 Nays, 1 Absent

WHEREAS, a public hearing was held on June 29, 2023 in the DuPage County Administration Building, 421 North County Farm Road, Wheaton, Illinois at 6:00 P.M. before the DuPage County Zoning Board of Appeals and notice of said hearing was duly given; and

WHEREAS, a petition was presented at this hearing requesting the following zoning relief:

Variation to reduce the required parking spaces for a Class A Restaurant from 19 parking spaces to 10 parking spaces, on the property hereinafter described:

LOT 1, 2, 3, 4, AND 5 IN BLOCK 3 IN LA SALLE REALTY CO’S VILLA ROOSEVELT, BEING A SUBDIVISION OF THE WEST HALF OF THE WEST HALF OF THE NORTHEAST QUARTER AND THE EAST HLAF OF THE NORTHWEST QUARTER OF SECTION 21, TOWNSHIP 39 NORHT, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED APRIL 1, 1929 AS DOCUMENT 276750, IN DUPAGE COUNTY, ILLINOIS; and

WHEREAS, the Zoning Board of Appeals, having considered in relation to the above requested zoning petition presented at the above hearing and at the recommendation meeting held on July 13, 2023 does find as follows:

FINDINGS OF FACT:

1. That petitioner testified that he seeks the subject zoning relief to reduce the required parking spaces for a Class A Restaurant from 19 parking spaces to 10 parking spaces in the subject shopping center.
2. That petitioner testified that a Class A Restaurant requires 15 parking spaces per 1,000 square feet and that for the subject 1,200 sq. ft. unit/use, the required parking

spaces would be 18.75.

- a. That petitioner testified that the subject property includes 43 existing parking spaces and that the subject property with all units included, would require approximately 51.75 parking spaces.
3. That petitioner testified that the proposed use will not be a full restaurant with sit-down menu/reservations and that the proposed use would be considered a tavern (light food and alcoholic/non-alcoholic beverages) with a video gaming parlor.
 - a. That petitioner testified that in order to allow for video gaming, a liquor license is required by the State of Illinois, and that under the DuPage County Zoning Ordinance, the proposed use would fall under a Class A Restaurant.
 - b. That petitioner testified that the requirements for a Class A Restaurant are not applicable and are excessive when applied to the specific subject business use as a tavern with video gaming.
 4. That petitioner testified that the proposed use will be operated by a one-person staff and at full capacity at other locations, there is seldomly more than seven people in the establishment.
 5. That petitioner testified the existing uses in the shopping center include a beauty salon, State Farm insurance agency, a dentist office, and an ATI Physical Therapy office.
 - a. Furthermore, that petitioner testified that all of the businesses are closed by 6:00 PM with some closed by 5:00 PM.
 6. That petitioner testified that the applicant, Catie's Place, will have uncontested use of the existing 43 parking spaces in the subject shopping center on Saturday and Sunday.
 - a. That petitioner testified that the busiest hours (hour-by-hour volume per day) is between 5:00 PM - 8:00 PM, and three businesses in the shopping center are closed during this time, further showing uncontested use of the existing 43 parking spaces.
 7. That the Zoning Board of Appeals finds that petitioner has not demonstrated a practical difficulty, particular hardship, or unique circumstance in relation to the Variation to reduce the required parking spaces for a Class A Restaurant from 19 parking spaces to 10 parking spaces.

STANDARDS FOR VARIATIONS:

1. That the Zoning Board of Appeals finds that petitioner **has not demonstrated** that the granting of the Variation is in harmony with the general purpose and intent of the

Zoning Ordinance, and will not be injurious to the neighborhood, detrimental to the public welfare, or in conflict with the County's comprehensive plan for development.

2. That the Zoning Board of Appeals finds that petitioner **has not demonstrated** the granting of the Variation will not:
 - a. Impair an adequate supply of light and air to the adjacent property as petitioner **has not demonstrated** or presented sufficient evidence that the proposed reduction in parking spaces for a Class A Restaurant would not impact an adequate supply of light and air to the adjacent properties.
 - b. Increase the hazard from fire or other dangers to said property as petitioner **has not demonstrated** or presented sufficient evidence that the proposed reduction in parking spaces for a Class A Restaurant would not increase the hazard from fire or other dangers to said property.
 - c. Diminish the value of land and buildings throughout the County as petitioner **has not demonstrated** or presented sufficient evidence that the proposed reduction in parking spaces for a Class A Restaurant would not diminish the value of land and buildings throughout the County.
 - d. Unduly increase traffic congestion in the public streets and highways as petitioner **has not demonstrated** or presented sufficient evidence that the proposed reduction in parking spaces for a Class A Restaurant would not unduly increase traffic congestion in the public streets and highways.
 - e. Increase the potential for flood damages to adjacent property as petitioner **has not demonstrated** or presented sufficient evidence that the proposed reduction in parking spaces for a Class A Restaurant would not increase the potential for flood damages to adjacent properties.
 - f. Incur additional public expense for flood protection, rescue or relief as petitioner **has not demonstrated** or presented sufficient evidence that the proposed reduction in parking spaces for a Class A Restaurant would not incur additional public expense for flood protection, rescue, or relief.
 - g. Otherwise impair the public health, safety, comfort, morals, or general welfare of the inhabitants of DuPage County as petitioner **has not demonstrated** or presented sufficient evidence that the proposed reduction in parking spaces for a Class A Restaurant would not impair the public health, safety, comfort, morals, or general welfare of DuPage County.

PETITIONER'S DEVELOPMENT FACT SHEET

GENERAL ZONING CASE INFORMATION

CASE #/PETITIONER ZONING-23-000028 Catie's Place, LLC.

ZONING REQUEST Variation to reduce the required parking spaces for a Class A Restaurant from 19 parking spaces to 10 parking spaces.

OWNER ROOSEVELT & ADDISON, LLC. / ROSSI REAL ESTATE CORP., 1015 BUTTERFIELD ROAD, DOWNERS GROVE, IL 60515/ AGENT: JESSICA LOWE AND RYAN KOYNAGI, 8313 GRAND AVENUE, RIVER GROVE, IL 60171

ADDRESS/LOCATION 18W411(18W435) ROOSEVELT ROAD, LOMBARD, IL 60148

PIN 06-21-106-014

TWSP./CTY. BD. DIST. YORK DISTRICT 2

ZONING/LUP B-1 LOCAL BUSINESS LOCAL COMMERCIAL

AREA 0.75 ACRES (32,670 SQ. FT.)

UTILITIES WATER/SEWER

PUBLICATION DATE Daily Herald: JUNE 14, 2023

PUBLIC HEARING THURSDAY, JUNE 29, 2023

ADDITIONAL INFORMATION:

Building: No Objections.

DUDOT: *No Comments Received.*

Health: Objects. (See attached documentation)

Stormwater: No Objections.

Public Works: Our office has no jurisdiction in this matter.

EXTERNAL:

Village of Villa Park: *No Comments Received.*

Village of Lombard: “Given that the site has more parking than required by Lombard Village Code for a strip retail center, the Village has no comments on the petition.”

Village of Oak Brook: *No Comments Received.*

City of Oakbrook Terrace *No Comments Received.*

York Township: *No Comments Received.*

Township Highway: No Objections.

York Fire Dist.: No Objections with the concept of the petition. Additional information may be required at time of permit application. “Must comply with current 2021 IFC and Fire District codes.”

Sch. Dist. 45: *No Comments Received.*

Forest Preserve: “The Forest Preserve District of DuPage County staff has reviewed the information provided in this notice and due to the sizable distance between the subject property and District property, we do not have any specific comments. Thank you.”

LAND USE

Location Zoning Existing Use LUP

Subject B-1 LOCAL BUSINESS COMMERCIAL LOCAL COMMERCIAL

North ROOSEVELT ROAD AND BEYOND B-1 LOCAL BUSINESS

COMMERCIAL LOCAL COMMERCIAL

South R-4 SF RES HOUSE 0-5 DU AC

East ADDISON AVENUE AND BEYOND B-1 LOCAL BUSINESS

COMMERCIAL LOCAL COMMERCIAL

West THIRD STREET AND BEYOND B-1 LOCAL BUSINESS COMMERCIAL

LOCAL COMMERCIAL

WHEREAS, the Zoning Board of Appeals, having considered in relation to the above and at the recommendation meeting held on July 13, 2023, recommends to deny the following zoning relief:

Variation to reduce the required parking spaces for a Class A Restaurant from 19 parking spaces to 10 parking spaces.

ZBA VOTE (to Deny): 4 Ayes, 2 Nays, 1 Absent

DISSENTING OPINION: That the two (2) dissenting Zoning Board of Appeals members find that petitioner presented sufficient evidence to support a Variation to reduce the required parking

WHEREAS, the County Board Development Committee on August 1, 2023, considered the above findings and recommendations of the Zoning Board of Appeals and recommends to concur with the findings and on a motion to approve, the motion failed relative to the following zoning relief:

Variation to reduce the required parking spaces for a Class A Restaurant from 19 parking spaces to 10 parking spaces.

Development Committee VOTE (Motion to Approve Failed): 0 Ayes, 5 Nays, 1 Absent

NOW, THEREFORE, BE IT ORDAINED by the County Board of DuPage County, Illinois that the following zoning relief be granted:

Variation to reduce the required parking spaces for a Class A Restaurant from 19 parking spaces to 10 parking spaces, on the property hereinafter described:

LOT 1, 2, 3, 4, AND 5 IN BLOCK 3 IN LA SALLE REALTY CO'S VILLA ROOSEVELT, BEING A SUBDIVISION OF THE WEST HALF OF THE WEST HALF OF THE NORTHEAST QUARTER AND THE EAST HLAF OF THE NORTHWEST QUARTER OF SECTION 21, TOWNSHIP 39 NORHT, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED APRIL 1, 1929 AS DOCUMENT 276750, IN DUPAGE COUNTY, ILLINOIS; and

BE IT FURTHER ORDAINED by the County Board of DuPage County, Illinois that should any section, clause or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the Ordinance as a whole or any part thereof, other than the part so declared to be invalid; and

BE IT FURTHER ORDAINED that a certified copy of this Ordinance be transmitted by the County Clerk to the DuPage County Finance Department; DuPage County Auditor; DuPage County Treasurer; Paul J. Hoss, Zoning; State's Attorney's

Office; DuPage County Health Department; DuPage County Division of Transportation; ROOSEVELT & ADDISON, LLC. / ROSSI REAL ESTATE CORP., 1015 BUTTERFIELD ROAD, DOWNERS GROVE, IL 60515/ AGENT: JESSICA LOWE AND RYAN KOYNAGI, 8313 GRAND AVENUE, RIVER GROVE, IL 60171; and Township Assessor, York Township, 1502 S. Meyers Road, Lombard, IL 60148.

RESULT:	DEFEATED
MOVER:	Sam Tornatore
SECONDER:	Patty Gustin
NAY:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, and Schwarze

11.C. [DC-O-0033-23](#)

ZONING-23-000030 – Bakas: To approve the following zoning relief:
Variation to allow a 6'/100% closed (privacy) fence within the 10' corner side yard setback. (Lisle/District 2)
ZHO Recommendation to Approve
Development Committee VOTE (to Approve): 5 Ayes, 0 Nays, 1 Absent

WHEREAS, a public hearing was held on June 28, 2023 in the DuPage County Administration Building, 421 North County Farm Road, Wheaton, Illinois at 2:30 P.M. before the DuPage County Zoning Hearing Officer and notice of said hearing was duly given; and

WHEREAS, a petition was presented at this hearing requesting the following zoning relief:

Variation to allow a 6'/100% closed (privacy) fence within the 10' corner side yard setback, the property hereinafter described:

LOT 53 IN STEEPLE RUN UNIT 2, BEING A SUBDIVISION OF PART OF SECTIONS 9 AND 16, TOWNSHIP 38 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED DECEMBER 28, 1971 AS DOCUMENT R71-66527 AND CERTIFICATE OF CORRECTION RECORDED FEBRUARY 28, 1972 AS DOCUMENT R72-9719, IN DUPAGE COUNTY, ILLINOIS; and

WHEREAS, the Zoning Hearing Officer, having considered in relation to the above requested zoning petition presented at the above hearing and at the recommendation meeting held on June 28, 2023 does find as follows:

FINDINGS OF FACT:

- A. That the Zoning Hearing Officer finds that petitioner has demonstrated evidence for a Variation to allow a 6'/100% closed (privacy) fence within the 10' corner side yard setback.
- B. That petitioner testified that due to the subject property's unique lot configuration and minimal backyard space, petitioner requires a privacy fence within the 10' corner side yard setback for additional privacy and security due to increased noise, vehicle, and pedestrian traffic.
- C. That petitioner testified that the proposed privacy fence would be located in the last 20' of the subject property.
- D. That petitioner testified that the proposed privacy fence will be an added benefit to the neighborhood and will not impair the public health, safety, comfort, morals, or general welfare of the inhabitants of DuPage County.
- E. That Hearing Officer finds that petitioner has demonstrated that a Variation to allow a 6'/100% closed (privacy) fence within the 10' corner side yard setback does not have any impact on adjacent properties and roadways, does not impact on drainage, and does not impede ventilation and light to the subject property or adjacent properties.
- F. Furthermore, that Hearing Officer finds that petitioner has demonstrated evidence for a practical difficulty and particular hardship in relation to the location and configuration of the subject property, and that that the increase in noise, vehicle, and pedestrian traffic required petitioner to request a Variation to allow a 6'/100% closed (privacy) fence within the 10' corner side yard setback.

STANDARDS FOR VARIATIONS:

**Per Zoning Code Section 37-1411.3*

1. That the Zoning Hearing Officer finds that petitioner **has demonstrated** that the granting of the Variation is in harmony with the general purpose and intent of the Zoning Ordinance, and will not be injurious to the neighborhood, detrimental to the public welfare, or in conflict with the County's comprehensive plan for development.
2. That the Zoning Hearing Officer finds that petitioner **has demonstrated** the granting of the Variation will not:
 - a. Impair an adequate supply of light and air to the adjacent property as petitioner **has demonstrated** that the proposed privacy fence will not impair an adequate supply of light and air to the adjacent properties.
 - b. Increase the hazard from fire or other dangers to said property as petitioner **has demonstrated** that the proposed privacy fence will not increase in the hazard from fire or other dangers and that he will receive a building permit for the proposed fence.

- c. Diminish the value of land and buildings throughout the County as petitioner **has demonstrated** that the proposed privacy fence will not diminish the value of land and buildings throughout the County and will be an added benefit to the neighborhood.
- d. Unduly increase traffic congestion in the public streets and highways as petitioner **has demonstrated** that the proposed privacy fence will not unduly increase traffic congestion in the public streets and highways, and that it will not impact line-of-sight clearance for vehicles.
- e. Increase the potential for flood damages to adjacent property as petitioner **has demonstrated** that the proposed privacy fence will not increase the potential for flood damages to adjacent properties.
- f. Incur additional public expense for flood protection, rescue or relief as petitioner **has demonstrated** that proposed privacy fence will not incur additional public expense for flood protection, rescue, or relief.
- g. Otherwise impair the public health, safety, comfort, morals, or general welfare of the inhabitants of DuPage County as petitioner **has demonstrated** the proposed privacy fence will be an added benefit to the neighborhood, and will not impair the public health, safety, comfort, morals, or general welfare of the inhabitants of DuPage County.

PETITIONER'S DEVELOPMENT FACT SHEET

GENERAL ZONING CASE INFORMATION

CASE #/PETITIONER ZONING-23-000030 Bakas

ZONING REQUEST Variation to allow a 6'/100% closed (privacy) fence within the 10' corner side yard setback.

OWNER PETER AND GENELLA BAKAS, 24W461 CLIFF COURT,
NAPERVILLE, IL 60540

ADDRESS/LOCATION 24W461 CLIFF COURT, NAPERVILLE, IL 60540

PIN 08-09-309-013

TWSP./CTY. BD. DIST. LISLE DISTRICT 2

ZONING/LUPR-4 SF RES 0-5 DU AC

AREA 0.21 ACRES (9,148 SQ. FT.)

UTILITIES WATER AND SEWER

PUBLICATION DATE Daily Herald: JUNE 13, 2023

PUBLIC HEARING WEDNESDAY, JUNE 28, 2023

ADDITIONAL INFORMATION:

Building: No Objections.

DUDOT: *No Comments Received.*

Health: Our office has no jurisdiction in this matter.

Stormwater: No Objections.

Public Works: Our office has no jurisdiction in this matter.

EXTERNAL:

City of Naperville: *No Comments Received.*

Village of Lisle: Our office has no jurisdiction in this matter. “The subject property is not located within the Village of Lisle’s boundary agreement.”

Village of Woodridge *No Comments Received.*

Lisle Township: *No Comments Received.*

Township Highway: *No Comments Received.*

Lisle-Woodridge Fire Dist.: “N/A”

Sch. Dist. 203: *No Comments Received.*

Forest Preserve: “The Forest Preserve District of DuPage County staff has reviewed the information provided in this notice and due to the sizable distance between the subject property and District property, we do not have any specific comments. Thank you.”

LAND USE

Location	Zoning	Existing Use	LUP
Subject	R-4 SF RES	HOUSE	0-5 DU AC
North	RIDGEVIEW LANE AND BEYOND	R-4 SF RES HOUSE	0-5 DU AC
South	R-4 SF RES	HOA/VACANT	0-5 DU AC
East	R-4 SF RES	HOUSE	0-5 DU AC
West	PARK MEADOW DRIVE AND BEYOND	R-4 SF RES HOUSE	0-5 DU AC

WHEREAS, the Zoning Hearing Officer, having considered in relation to the above and at the recommendation meeting held on June 28, 2023, recommends to approve the following zoning relief:

Variation to allow a 6'/100% closed (privacy) fence within the 10' corner side yard setback.

Subject to the following conditions:

1. That the property be developed in accordance with the petitioner’s site plan made part of Zoning Petition # **ZONING-23-000030 Bakas** dated June 28, 2023.
2. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation that occurs on the property.
3. That the property be developed in accordance with all other codes and Ordinances of DuPage County.

ZHO Recommendation to Approve

WHEREAS, the County Board Development Committee on August 1, 2023, considered the above findings and recommendations of the Zoning Hearing Officer and recommends to concur with the findings and recommends to approve the following zoning relief:

Variation to allow a 6'/100% closed (privacy) fence within the 10' corner side yard setback.

Subject to the following conditions:

1. That the property be developed in accordance with the petitioner's site plan made part of Zoning Petition # **ZONING-23-000030 Bakas** dated June 28, 2023.
2. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation that occurs on the property.
3. That the property be developed in accordance with all other codes and Ordinances of DuPage County.

Development Committee VOTE (to Approve): 5 Ayes, 0 Nays, 1 Absent

NOW, THEREFORE, BE IT ORDAINED by the County Board of DuPage County, Illinois that the following zoning relief be granted:

Variation to allow a 6'/100% closed (privacy) fence within the 10' corner side yard setback, the property hereinafter described:

LOT 53 IN STEEPLE RUN UNIT 2, BEING A SUBDIVISION OF PART OF SECTIONS 9 AND 16, TOWNSHIP 38 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED DECEMBER 28, 1971 AS DOCUMENT R71-66527 AND CERTIFICATE OF CORRECTION RECORDED FEBRUARY 28, 1972 AS DOCUMENT R72-9719, IN DUPAGE COUNTY, ILLINOIS; and

The Zoning Relief is subject to the following conditions:

1. That the property be developed in accordance with the petitioner's site plan made part of Zoning Petition # **ZONING-23-000030 Bakas** dated June 28, 2023.
2. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation that occurs on the property.
3. That the property be developed in accordance with all other codes and Ordinances of DuPage County.

BE IT FURTHER ORDAINED by the County Board of DuPage County, Illinois that should any section, clause or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the Ordinance as a whole or any part thereof, other than the part so declared to be invalid; and

BE IT FURTHER ORDAINED that a certified copy of this Ordinance be transmitted by the County Clerk to the DuPage County Finance Department; DuPage County Auditor; DuPage County Treasurer; Paul J. Hoss, Zoning; State's Attorney's Office; DuPage County Health Department; DuPage County Division of Transportation; PETER AND GENELLA BAKAS, 24W461 CLIFF COURT, NAPERVILLE, IL 60540; and Township Assessor, Lisle Township, 4721 Indiana Avenue, Lisle, IL 60532

RESULT:	APPROVED
MOVER:	Sam Tornatore
SECONDER:	Paula Garcia
AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, and Schwarze

11.D. [DC-O-0034-23](#)

ZONING-23-000031 – Eiternick: To approve the following zoning relief: Conditional Use to allow existing deck structure to remain less than 3 feet (approximately 1 foot) from the interior side property line, where it has existed for at least 5 years. (Addison/ District 1)
ZHO Recommendation to Approve
Development Committee VOTE (to Approve): 5 Ayes, 0 Nays, 1 Absent

WHEREAS, a public hearing was held on June 28, 2023 in the DuPage County Administration Building, 421 North County Farm Road, Wheaton, Illinois at 2:30 P.M. before the DuPage County Zoning Hearing Officer and notice of said hearing was duly given; and

WHEREAS, a petition was presented at this hearing requesting the following zoning relief:

Conditional Use to allow existing deck structure to remain less than 3 feet (approximately 1 foot) from the interior side property line, where it has existed for at least 5 years, on the property hereinafter described:

LOT 15 IN BLOCK 3 IN COUNTRY CLUB HIGHLANDS SUBDIVISION UNIT 2, BEING A SUBDIVISION OF PART OF THE WEST ½ OF SECTION 25, TOWNSHIP 40 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDAN, ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 6, 1957 AS DOCUMENT 829770, IN DUPAGE COUNTY, ILLINOIS; and

WHEREAS, the Zoning Hearing Officer, having considered in relation to the above requested zoning petition presented at the above hearing and at the recommendation meeting held on June 28, 2023 does find as follows:

FINDINGS OF FACT:

- A. That petitioner testified that the subject zoning relief is to allow existing deck structure to remain less than 3 feet (approximately 1 foot) from the interior side property line, where it has existed for at least 5 years.
- B. That petitioner testified that they have lived at the subject property since approximately 2013.
- C. That petitioner testified that the subject deck has existed prior to 2013.
- D. That petitioner testified that the subject deck is in great condition.
- E. That Hearing Officer finds that petitioner has demonstrated that subject zoning relief to allow an existing deck structure to remain less than 3 feet (approximately 1 foot) from the interior side property line, where it has existed for at least 5 years does not have any impact on adjacent properties and roadways, does not impact on drainage, and does not impede ventilation and light to the subject property or adjacent properties.

STANDARDS FOR CONDITIONAL USES:

- 1. That the Zoning Hearing Officer finds that petitioner **has demonstrated** that the granting of the Conditional Use is in harmony with the general purpose and intent of the Zoning Ordinance, and will not be injurious to the neighborhood, detrimental to the public welfare, or in conflict with the County's comprehensive plan for development; and specifically, that the granting of the Conditional Use will not:
 - a. Impair an adequate supply of light and air to the adjacent property as petitioner **has demonstrated** that the existing deck does not impact or impair the supply of light and air to adjacent properties.
 - b. Increase the hazard from fire or other dangers to said property as petitioner **has demonstrated** that they will receive a building permit from the County for the existing deck and that it was built pursuant to the current DuPage County building codes.
 - c. Diminish the value of land and buildings throughout the County as petitioner **has demonstrated** that the existing deck does not diminish the value of land and that the adjacent neighbors do not object to the deck.
 - d. Unduly increase traffic congestion in the public streets and highways as petitioner **has demonstrated** that the existing deck is located behind the front wall of the home and does not impact traffic.
 - e. Increase the potential for flood damages to adjacent property as petitioner **has demonstrated** that the County's Stormwater Department has no objections to the existing deck.

- f. Incur additional public expense for flood protection, rescue or relief as petitioner **has demonstrated** that the County’s Stormwater Department has no objections to the existing deck.
- g. Otherwise impair the public health, safety, comfort, morals, or general welfare of the inhabitants of DuPage County as petitioner **has demonstrated** that the existing deck does not have any impact on adjacent properties and roadways, does not impact on drainage, and does not impede ventilation and light to the subject property or adjacent properties.

PETITIONER’S DEVELOPMENT FACT SHEET

GENERAL ZONING CASE INFORMATION

CASE #/PETITIONER ZONING-23-000031 Eiternick

ZONING REQUEST Conditional Use to allow existing deck structure to remain less than 3 feet (approximately 1 foot) from the interior side property line, where it has existed for at least 5 years.

OWNER KENNETH AND TARA EITERNICK, 3N426 HOWARD STREET, ELMHURST, IL 60126

ADDRESS/LOCATION 3N426 HOWARD STREET, ELMHURST, IL 60126

PIN 03-25-115-021

TWSP./CTY. BD. DIST. ADDISON DISTRICT 1

ZONING/LUP R-4 SF RES 0-5 DU AC

AREA 0.21 ACRES (9,148 SQ. FT.)

UTILITIES WATER AND SEWER

PUBLICATION DATE Daily Herald: JUNE 13, 2023

PUBLIC HEARING WEDNESDAY, JUNE 28, 2023

ADDITIONAL INFORMATION:

Building: No Objections.

DUDOT: *No Comments Received.*

Health: Our office has no jurisdiction in this matter.

Stormwater: No Objections.

Public Works: Our office has no jurisdiction in this matter.

EXTERNAL:

City of Elmhurst: *No Comments Received.*

Village of Bensenville: *No Comments Received.*

Addison Township: *No Comments Received.*

Township Highway: *No Comments Received.*

Bensenville Fire Dist.: *No Comments Received.*

Sch. Dist. 205: *No Comments Received.*

Forest Preserve: “The Forest Preserve District of DuPage County staff has reviewed the information provided in this notice and due to the sizable distance between the subject property and District property, we do not have any specific comments. Thank you.”

GENERAL BULK REQUIREMENTS:

REQUIREMENTS: REQUIRED EXISTING PROPOSED

Int. Side Yard: 3 FT APPROX. 1 FT APPROX. 1 FT

LAND USE

Location	Zoning	Existing Use	LUP
Subject	R-4 SF RES	HOUSE	0-5 DU AC
North	R-4 SF RES	HOUSE	0-5 DU AC
South	R-4 SF RES	HOUSE	0-5 DU AC
East	HOWARD AVENUE AND BEYOND		R-4 SF RES HOUSE 0-5 DU AC
West	R-4 SF RES	HOUSE	0-5 DU AC

WHEREAS, the Zoning Hearing Officer, having considered in relation to the above and at the recommendation meeting held on June 28, 2023, recommends to approve the following zoning relief:

Conditional Use to allow existing deck structure to remain less than 3 feet (approximately 1 foot) from the interior side property line, where it has existed for at least 5 years.

Subject to the following conditions:

1. That the property be developed in accordance with the petitioner’s site plan made part of Zoning Petition #ZONING-23-000031 Eiternick dated June 28, 2023.
2. That the Conditional Use zoning relief shall expire after ten (10) years from the date of approval of the subject zoning relief by the DuPage County Board or upon one of the following circumstances, whichever shall come first:
 - a. The structure or use is destroyed or damaged by fire or other casualty or act of God to the extent that the cost of restoration for the above ground portion of the building, structure, or use to the condition it was prior to the destruction or damage exceeds fifty percent (50%) or more of its replacement value.
 - b. The structure is voluntarily removed.
3. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation that occurs on the property.
4. That petitioner maintains the existing landscaping around the perimeter of the subject property.
5. That the property be developed in accordance with all other codes and Ordinances of DuPage County.

ZHO Recommendation to Approve

WHEREAS, the County Board Development Committee on August 1, 2023, considered the above findings and recommendations of the Zoning Hearing Officer and recommends to concur with the findings and recommends to approve the following zoning relief:

Conditional Use to allow existing deck structure to remain less than 3 feet (approximately 1 foot) from the interior side property line, where it has existed for at least 5 years.

Subject to the following conditions:

1. That the property be developed in accordance with the petitioner’s site plan made part of Zoning Petition #ZONING-23-000031 Eiternick dated June 28, 2023.

2. That the Conditional Use zoning relief shall expire after ten (10) years from the date of approval of the subject zoning relief by the DuPage County Board or upon one of the following circumstances, whichever shall come first:
 - a. The structure or use is destroyed or damaged by fire or other casualty or act of God to the extent that the cost of restoration for the above ground portion of the building, structure, or use to the condition it was prior to the destruction or damage exceeds fifty percent (50%) or more of its replacement value.
 - b. The structure is voluntarily removed.
3. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation that occurs on the property.
4. That petitioner maintains the existing landscaping around the perimeter of the subject property.
5. That the property be developed in accordance with all other codes and Ordinances of DuPage County.

Development Committee VOTE (to Approve): 5 Ayes, 0 Nays, 1 Absent

NOW, THEREFORE, BE IT ORDAINED by the County Board of DuPage County, Illinois that the following zoning relief be granted:

Conditional Use to allow existing deck structure to remain less than 3 feet (approximately 1 foot) from the interior side property line, where it has existed for at least 5 years, on the property hereinafter described:

LOT 15 IN BLOCK 3 IN COUNTRY CLUB HIGHLANDS SUBDIVISION UNIT 2, BEING A SUBDIVISION OF PART OF THE WEST ½ OF SECTION 25, TOWNSHIP 40 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDAN, ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 6, 1957 AS DOCUMENT 829770, IN DUPAGE COUNTY, ILLINOIS; and

The Zoning Relief is subject to the following conditions:

1. That the property be developed in accordance with the petitioner's site plan made part of Zoning Petition #ZONING-23-000031 Eiternick dated June 28, 2023.
2. That the Conditional Use zoning relief shall expire after ten (10) years from the date of approval of the subject zoning relief by the DuPage County Board or upon one of the following circumstances, whichever shall come first:
 - a. The structure or use is destroyed or damaged by fire or other casualty or act of God to the extent that the cost of restoration for the above ground portion of the building, structure, or use to the condition it was prior to the destruction or damage exceeds fifty percent (50%) or more of its replacement value.
 - b. The structure is voluntarily removed.
3. That the owner/developer is to apply for and receive a Building Permit for all construction

and/or excavation that occurs on the property.

- 4. That petitioner maintains the existing landscaping around the perimeter of the subject property.
- 5. That the property be developed in accordance with all other codes and Ordinances of DuPage County.

BE IT FURTHER ORDAINED by the County Board of DuPage County, Illinois that should any section, clause or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the Ordinance as a whole or any part thereof, other than the part so declared to be invalid; and

BE IT FURTHER ORDAINED that a certified copy of this Ordinance be transmitted by the County Clerk to the DuPage County Finance Department; DuPage County Auditor; DuPage County Treasurer; Paul J. Hoss, Zoning; State's Attorney's Office; DuPage County Health Department; DuPage County Division of Transportation; KENNETH AND TARA EITERNICK, 3N426 HOWARD STREET, ELMHURST, IL 60126; and Township Assessor, Addison Township, 401 North Addison Road, Addison, IL 60101.

RESULT:	APPROVED
MOVER:	Sam Tornatore
SECONDER:	Patty Gustin
AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, and Schwarze

11.E. [DC-O-0035-23](#)

ZONING-23-000040 – JB Capital Management, LLC.: To approve the following zoning relief:

Conditional Use with exceptions for the existing buildings and improvements:

- 1. Exception from 40' required front yard setback from Jeans Road (widened in 1992) on proposed Lot 1 to approximately 0'.
- 2. Exception from 20' required rear yard setback on proposed Lot 1 to approximately 14.53'.
- 3. Exception to allow parking in existing 40' corner side yard on proposed Lot 1.
- 4. Exception to allow parking in existing 20' interior side yard on proposed Lot 1.
- 5. Exception from 20' required interior side yard setback on proposed Lot 2 to approximately 16.12'.
- 6. Exception from 20' required interior side yard setback on proposed Lot 2 to approximately 15'. (Downers Grove/ District 3)

ZBA VOTE (to Approve): 5 Ayes, 0 Nays, 2 Absent

Development Committee VOTE (to Approve): 5 Ayes, 0 Nays, 1 Absent

WHEREAS, a public hearing was held on July 11, 2023 in the DuPage County Administration Building, 421 North County Farm Road, Wheaton, Illinois at 6:00 P.M. before the DuPage County Zoning Board of Appeals and notice of said hearing was duly given; and

WHEREAS, a petition was presented at this hearing requesting the following zoning relief:

Conditional Use with exceptions for the existing buildings and improvements:

1. Exception from 40' required front yard setback from Jeans Road (widened in 1992) on proposed Lot 1 to approximately 0'.
2. Exception from 20' required rear yard setback on proposed Lot 1 to approximately 14.53'.
3. Exception to allow parking in existing 40' corner side yard on proposed Lot 1.
4. Exception to allow parking in existing 20' interior side yard on proposed Lot 1.
5. Exception from 20' required interior side yard setback on proposed Lot 2 to approximately 16.12'.
6. Exception from 20' required interior side yard setback on proposed Lot 2 to approximately 15', on the property hereinafter described:

THE WEST HALF OF THE NORTH HALF OF THE EAST 660.0 FEET (MEASURED ON THE NORTH AND SOUTH LINES) OF LOT 40, ALSO THE WEST HALF OF THE SOUTH HALF OF THE EAST 660.0 FEET (MEASURED ON THE NORTH AND SOUTH LINES) OF SAID LOT 40, (EXCEPT THE WEST 233.0 FEET THEREOF), ALSO THE NORTH 24.0 FEET OF THE WEST 233.0 FEET OF SAID WEST HALF OF THE SOUTH HALF AND ALSO THE WEST 100.33 FEET OF THE EAST HALF OF THE NORTH HALF OF THE EAST 66.0 FEET (MEASURED ON THE NORTH AND SOUTH LINES OF SAID LOT 40, EXCEPTING THEREFROM THE NORTH 33 FEET (EXCEPT THE SOUTH 15 FEET OF THE EAST 375.33 FEET) AND THE WEST 32 FEET OF THE LAND DEDICATED TO THE HIGHWAY COMMISSIONER OF THE TOWN OF DOWNERS GROVE BY PLAT OF DEDICATION RECORDED AS DOCUMENT R92-098323 AND AGREEMENT OF DEDICATION RECORDED AS DOCUMENT R92-098324M ALL IN ASSESSMENT DIVISION OF PART OF SECTIONS 1 AND 2 AND PART OF SECTIONS 11 AND 12, TOWNSHIP 37 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF, RECORDED JUNE 22, 1898 AS DOCUMENT 58945, IN DUPAGE COUNTY, ILLINOIS; and

WHEREAS, the Zoning Board of Appeals, having considered in relation to the above requested zoning petition presented at the above hearing and at the recommendation meeting held on July 11, 2023 does find as follows:

FINDINGS OF FACT:

1. That petitioner testified that the requested zoning relief is for the subject 2.29-acre site with two (2) existing industrial buildings containing two (2) businesses, including Haus of Imports (high-end vehicle storage/sales) and D&B Fabricators (steel container fabricator).
2. That petitioner testified that Jeans Road was widened in 1992 causing the subject property to be legal non-conforming due to the building and parking setbacks.
3. That petitioner testified that they do not propose any new improvements or changes to the existing property and that the purpose for the requested zoning relief is to

reconfigure the subjects lots so that the two (2) existing buildings are on their own parcels rather than bisected by three (3) different parcel numbers.

4. That petitioner testified that he would complete the proposed lot reconfiguration through an assessment plat.
5. That petitioner testified that his original zoning request was for Variations to reduce the existing setbacks and that at the time of the public hearing he withdrew his original request and amended his petition to convert the Variations to Conditional Uses with Exceptions, which is considered a “lesser zoning relief” and therefore does not require republishing/re-notice of the petition.
6. That the Zoning Board of Appeals finds that petitioner has demonstrated sufficient evidence for the requested zoning relief, as petitioner has proposed to reconfigure the existing three (3) parcels to allow the two (2) existing buildings to each be located on their own parcel and that due to the expansion of Jeans Road in 1992, the subject property does not meet the current setback requirements for the I-1 Light Industrial Zoning District.

STANDARDS FOR CONDITIONAL USES:

1. That the Zoning Board of Appeals finds that petitioner **has demonstrated** that the granting of the Conditional Use is in harmony with the general purpose and intent of the Zoning Ordinance, and will not be injurious to the neighborhood, detrimental to the public welfare, or in conflict with the County’s comprehensive plan for development; and specifically, that the granting of the Conditional Use will not:
 - a. Impair an adequate supply of light and air to the adjacent property as petitioner **has demonstrated** that the requested zoning relief is only for the existing buildings and improvements in order to complete a lot reconfiguration, and therefore, will not impair an adequate supply of light and air to the adjacent properties as no alteration or new improvements will result from the requested exceptions.
 - b. Increase the hazard from fire or other dangers to said property as petitioner **has demonstrated** that the requested zoning relief is only for the existing buildings and improvements in order to complete a lot reconfiguration, and therefore, will not increase the hazard from fire or other dangers to said properties as no alteration or new improvements will result from the requested exceptions.
 - c. Diminish the value of land and buildings throughout the County as petitioner **has demonstrated** that the requested zoning relief is only for the existing buildings and improvements in order to complete a lot reconfiguration, and therefore will not diminish the value of land and buildings throughout the County as no alteration or new improvements will result from the requested exceptions.
 - d. Unduly increase traffic congestion in the public streets and highways as petitioner **has demonstrated** that the requested zoning relief is only for the existing buildings and improvements in order to complete a lot reconfiguration, and therefore, will not unduly increase traffic congestion in the public streets and highways as no alteration or new improvements will result from the requested exceptions.

- e. Increase the potential for flood damages to adjacent property as petitioner **has demonstrated** that the requested zoning relief is only for the existing buildings and improvements in order to complete a lot reconfiguration, and therefore, will not increase the potential for flood damages to adjacent properties as no alteration or new improvements will result from the requested exceptions.
- f. Incur additional public expense for flood protection, rescue or relief as petitioner **has demonstrated** that the requested zoning relief is only for the existing buildings and improvements in order to complete a lot reconfiguration, and therefore, will not incur additional public expense for flood protection, rescue, or relief as no alteration or new improvements will result from the requested exceptions.
- g. Otherwise impair the public health, safety, comfort, morals, or general welfare of the inhabitants of DuPage County as petitioner **has demonstrated** that the requested zoning relief is only for the existing buildings and improvements in order to complete a lot reconfiguration, and therefore will not impair the public health, safety, comfort, morals or general welfare as no alteration or new improvements will result from the requested exceptions.

PETITIONER’S DEVELOPMENT FACT SHEET

GENERAL ZONING CASE INFORMATION

CASE #/PETITIONER ZONING-23-000040 J B CAPITAL MANAGEMENT, LLC.

ZONING REQUEST Conditional Use with exceptions for the existing buildings and improvements: 1. Exception from 40’ required front yard setback from Jeans Road (widened in 1992) on proposed Lot 1 to approximately 0’. 2. Exception from 20’ required rear yard setback on proposed Lot 1 to approximately 14.53’. 3. Exception to allow parking in existing 40’ corner side yard on proposed Lot 1. 4. Exception to allow parking in existing 20’ interior side yard on proposed Lot 1. 5. Exception from 20’ required interior side yard setback on proposed Lot 2 to approximately 16.12’. 6. Exception from 20’ required interior side yard setback on proposed Lot 2 to approximately 15’.

OWNER J B CAPITAL MANAGEMENT, LLC. (JOHN DEYOUNG), 16W065 JEANS ROAD, LEMONT, IL 60439/ AGENT: MICHAEL M. ROTH, 2300 CABOT DRIVE, SUITE 455, LISLE, IL 60532-4613

ADDRESS/LOCATION 16W065 JEANS ROAD, LEMONT, IL 60439

PIN10-11-204-048/10-11-204-052/ 10-11-204-047

TWSP./CTY. BD. DIST. DOWNERS GROVE DISTRICT 3

ZONING/LUP I-1 LIGHT INDUSTRIAL INDUSTRIAL LOW

AREA 2.29 ACRES (99,752 SQ. FT.)

UTILITIES WELL/SEPTIC

PUBLICATION DATE Daily Herald: June 26, 2023

PUBLIC HEARING TUESDAY, July 11, 2023

ADDITIONAL INFORMATION:

Building: No Objections.

DUDOT: Our office has no jurisdiction in this matter.

Health: No Objections.

Stormwater: No Objections.

Public Works: No Objections with the concept of the petition. Additional information may be required at time of permit application. “We are the sewer and water provider for the area.”

EXTERNAL:

Village of Burr Ridge: *No Comments Received.*

Downers Grove Township: *No Comments Received.*

Township Highway: No Objections with the concept of the petition. Additional information may be required at time of permit application.

Tr-State Fire Dist.: *No Comments Received.*

Sch. Dist. 180: *No Comments Received.*

Forest Preserve: “The Forest Preserve District of DuPage County staff has reviewed the information provided in this notice and due to the sizable distance between the subject property and District property, we do not have any specific comments. Thank you.”

GENERAL BULK REQUIREMENTS LOT 1:

REQUIREMENTS: REQUIRED EXISTINGPROPOSED

Front Yard: 40 FT APPROX. 0 FT APPROX. 0 FT

Int. Side Yard: 20 FT APPROX. 0 FT APPROX. 0 FT

Corner Side Yard: 40 FT APPROX. 5 FT APPROX. 5 FT

Rear Yard: 20 FT APPROX. 14.53 FT APPROX. 14.53 FT

GENERAL BULK REQUIREMENTS LOT 2:

REQUIREMENTS:REQUIREDEXISTINGPROPOSED

Front Yard: 40 FT APPROX. 45 FT APPROX. 45 FT

Int. Side Yard: 20 FT APPROX. 16.12 FT APPROX. 16.12 FT

Int. Side Yard: 20 FT APPROX. 15 FT APPROX. 15 FT

Rear Yard: 20 FT APPROX. 25 FT APPROX. 25 FT

LAND USE

Location Zoning Existing Use LUP

Subject I-1 Light Industrial Industrial INDUSTRIAL LOW

North Jeans Road and beyond I-1 Light Industrial Industrial INDUSTRIAL LOW

South I-1 Light Industrial Industrial INDUSTRIAL LOW

East I-1 Light Industrial Industrial INDUSTRIAL LOW

West Jeans Road and beyond I-1 Light Industrial Industrial INDUSTRIAL LOW

WHEREAS, the Zoning Board of Appeals, having considered in relation to the above and at the recommendation meeting held on July 11, 2023, recommends to approve the following zoning relief:

Conditional Use with exceptions for the existing buildings and improvements:

1. Exception from 40’ required front yard setback from Jeans Road (widened in 1992) on proposed Lot 1 to approximately 0’.
2. Exception from 20’ required rear yard setback on proposed Lot 1 to approximately 14.53’.
3. Exception to allow parking in existing 40’ corner side yard on proposed Lot 1.
4. Exception to allow parking in existing 20’ interior side yard on proposed Lot 1.
5. Exception from 20’ required interior side yard setback on proposed Lot 2 to approximately 16.12’.
6. Exception from 20’ required interior side yard setback on proposed Lot 2 to approximately 15’.

Subject to the following conditions:

1. That the property be developed in accordance with the petitioner’s site plan made part of Zoning Petition #ZONING-23-00040 JB CAPITAL MANAGEMENT, LLC. dated July 11, 2023.

2. That the Conditional Use zoning relief shall expire after two (2) years from the date of approval of the subject zoning relief by the DuPage County Board if the proposed assessment plat is not recorded or upon one of the following circumstances, whichever shall come first:
 - a. The structure or use is destroyed or damaged by fire or other casualty or act of God to the extent that the cost of restoration for the above ground portion of the building, structure, or use to the condition it was prior to the destruction or damage exceeds fifty percent (50%) or more of its replacement value.
 - b. The structure is voluntarily removed.
3. All exceptions approved with the grant of the conditional use shall be for the existing building and improvements as described and detailed in the application and exhibits and will not inure to future development or redevelopment of the subject property.
4. That the property be developed in accordance with all other codes and Ordinances of DuPage County.

ZBA VOTE (to Approve): 5 Ayes, 0 Nays, 2 Absent

WHEREAS, the County Board Development Committee on August 1, 2023, considered the above findings and recommendations of the Zoning Board of Appeals and recommends to concur with the findings and recommends to approve the following zoning relief:

Conditional Use with exceptions for the existing buildings and improvements:

1. Exception from 40' required front yard setback from Jeans Road (widened in 1992) on proposed Lot 1 to approximately 0'.
2. Exception from 20' required rear yard setback on proposed Lot 1 to approximately 14.53'.
3. Exception to allow parking in existing 40' corner side yard on proposed Lot 1.
4. Exception to allow parking in existing 20' interior side yard on proposed Lot 1.
5. Exception from 20' required interior side yard setback on proposed Lot 2 to approximately 16.12'.
6. Exception from 20' required interior side yard setback on proposed Lot 2 to approximately 15'.

Subject to the following conditions:

1. That the property be developed in accordance with the petitioner's site plan made part of Zoning Petition #ZONING-23-000040 **JB CAPITAL MANAGEMENT, LLC.** dated July 11, 2023.
2. That the Conditional Use zoning relief shall expire after two (2) years from the date of approval of the subject zoning relief by the DuPage County Board if the proposed assessment plat is not recorded or upon one of the following circumstances, whichever shall come first:
 - a. The structure or use is destroyed or damaged by fire or other casualty or act of God to the extent that the cost of restoration for the above ground portion of the building, structure, or use to the condition it was prior to the destruction or damage exceeds fifty percent (50%) or more of its replacement value.

- b. The structure is voluntarily removed.
3. All exceptions approved with the grant of the conditional use shall be for the existing building and improvements as described and detailed in the application and exhibits and will not inure to future development or redevelopment of the subject property.
4. That the property be developed in accordance with all other codes and Ordinances of DuPage County.

Development Committee VOTE (to Approve): 5 Ayes, 0 Nays, 1 Absent

NOW, THEREFORE, BE IT ORDAINED by the County Board of DuPage County, Illinois that the following zoning relief be granted:

Conditional Use with exceptions for the existing buildings and improvements:

1. Exception from 40' required front yard setback from Jeans Road (widened in 1992) on proposed Lot 1 to approximately 0'.
2. Exception from 20' required rear yard setback on proposed Lot 1 to approximately 14.53'.
3. Exception to allow parking in existing 40' corner side yard on proposed Lot 1.
4. Exception to allow parking in existing 20' interior side yard on proposed Lot 1.
5. Exception from 20' required interior side yard setback on proposed Lot 2 to approximately 16.12'.
6. Exception from 20' required interior side yard setback on proposed Lot 2 to approximately 15', on the property hereinafter described:

THE WEST HALF OF THE NORTH HALF OF THE EAST 660.0 FEET (MEASURED ON THE NORTH AND SOUTH LINES) OF LOT 40, ALSO THE WEST HALF OF THE SOUTH HALF OF THE EAST 660.0 FEET (MEASURED ON THE NORTH AND SOUTH LINES) OF SAID LOT 40, (EXCEPT THE WEST 233.0 FEET THEREOF), ALSO THE NORTH 24.0 FEET OF THE WEST 233.0 FEET OF SAID WEST HALF OF THE SOUTH HALF AND ALSO THE WEST 100.33 FEET OF THE EAST HALF OF THE NORTH HALF OF THE EAST 66.0 FEET (MEASURED ON THE NORTH AND SOUTH LINES OF SAID LOT 40, EXCEPTING THEREFROM THE NORTH 33 FEET (EXCEPT THE SOUTH 15 FEET OF THE EAST 375.33 FEET) AND THE WEST 32 FEET OF THE LAND DEDICATED TO THE HIGHWAY COMMISSIONER OF THE TOWN OF DOWNERS GROVE BY PLAT OF DEDICATION RECORDED AS DOCUMENT R92-098323 AND AGREEMENT OF DEDICATION RECORDED AS DOCUMENT R92-098324M ALL IN ASSESSMENT DIVISION OF PART OF SECTIONS 1 AND 2 AND PART OF SECTIONS 11 AND 12, TOWNSHIP 37 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF, RECORDED JUNE 22, 1898 AS DOCUMENT 58945, IN DUPAGE COUNTY, ILLINOIS; and

The Zoning Relief is subject to the following conditions:

1. That the property be developed in accordance with the petitioner's site plan made part of Zoning Petition #ZONING-23-00040 JB CAPITAL MANAGEMENT, LLC. dated July 11, 2023.
2. That the Conditional Use zoning relief shall expire after two (2) years from the date of approval of the subject zoning relief by the DuPage County Board if the proposed assessment plat is not recorded or upon one of the following circumstances, whichever shall come first:

- c. The structure or use is destroyed or damaged by fire or other casualty or act of God to

the extent that the cost of restoration for the above ground portion of the building, structure, or use to the condition it was prior to the destruction or damage exceeds fifty percent (50%) or more of its replacement value.

- d. The structure is voluntarily removed.
- 3. All exceptions approved with the grant of the conditional use shall be for the existing building and improvements as described and detailed in the application and exhibits and will not inure to future development or redevelopment of the subject property.
- 4. That the property be developed in accordance with all other codes and Ordinances of DuPage County.

5. BE IT FURTHER ORDAINED by the County Board of DuPage County, Illinois that should any section, clause or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the Ordinance as a whole or any part thereof, other than the part so declared to be invalid; and

BE IT FURTHER ORDAINED that a certified copy of this Ordinance be transmitted by the County Clerk to the DuPage County Finance Department; DuPage County Auditor; DuPage County Treasurer; Paul J. Hoss, Zoning; State's Attorney's Office; DuPage County Health Department; DuPage County Division of Transportation; J B CAPITAL MANAGEMENT, LLC. (JOHN DEYOUNG), 16W065 JEANS ROAD, LEMONT, IL 60439/ AGENT: MICHAEL M. ROTH, 2300 CABOT DRIVE, SUITE 455, LISLE, IL 60532-4613; and Township Assessor, Downers Grove Township, 4340 Prince Street, Downers Grove, IL 60515.

RESULT:	APPROVED
MOVER:	Sam Tornatore
SECONDER:	Paula Garcia
AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, and Schwarze

12. ECONOMIC DEVELOPMENT - LAPLANTE

Committee Update

13. ENVIRONMENTAL - RUTLEDGE

Committee Update

14. HUMAN SERVICES - SCHWARZE

Committee Update

14.A. [HS-P-0065-23](#)

Recommendation for the approval of a contract purchase order to Lakeshore Dairy, Inc. for fluid dairy, for the DuPage Care Center residents, cafeteria and cafes located in the

JTK Administration Building and Judicial Office Facility, for the period September 1, 2023 through August 31, 2024, for a contract not to exceed \$83,000; under bid renewal #22-062-DCC, first of three one-year optional renewals.

WHEREAS, bids have been taken and evaluated in accordance with County Board policy; and

WHEREAS, the Human Services Committee recommends County Board approval for the issuance of a contract to Lakeshore Dairy, Inc., for fluid dairy, for the period of September 1, 2023 through August 31, 2024, for the DuPage Care Center.

NOW, THEREFORE BE IT RESOLVED, that said contract is for fluid dairy, for the period of September 1, 2023 through August 31, 2024 for the DuPage Care Center per bid renewal #22-062-DCC, be, and it is hereby approved for the issuance of a contract purchase order by the Procurement Division to Lakeshore Dairy, Inc, 8424 W. 47th Street, Lyons, Illinois 60543, for a contract total amount of \$83,000.00.

RESULT:	APPROVED
MOVER:	Paula Garcia
SECONDER:	Cynthia Cronin Cahill
AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, Galassi, and Schwarze

14.B. [23-2515](#)

HS-CO-0009A-23 - Amendment to Contract 6005-0001 SERV, issued to Lifescan Laboratories of Illinois, for patient phlebotomy and lab services, for the DuPage Care Center, to extend contract through March 19, 2024 and to increase the encumbrance in the amount of \$32,500, for a new contract amount not to exceed \$67,500, an increase of 92.86%.

WHEREAS, Resolution HS-CO-0009-23, was approved by the DuPage County Board on May 23, 2023; and

WHEREAS, the Human Services Committee recommends changes as stated in the Change Order Notice to County Contract 6005-0001 SERV, issued to Lifescan Laboratories of Illinois, for patient phlebotomy and lab services, for the DuPage Care Center, to extend contract through March 19, 2023 and increase the contract by \$32,500.00 resulting in an amended contract total of \$67,500.00, an increase of 92.86%.

NOW, THEREFORE BE IT RESOLVED, that the County Board adopt the Change Order Notice to County Contract 6005-0001 SERV, issued to Lifescan Laboratories of Illinois, for patient phlebotomy and lab services, for the DuPage Care Center, to extend contract through March 19, 2023 and increase the contract by \$32,500.00 resulting in an amended contract total of \$67,500.00, an increase of

92.86%.

RESULT:	APPROVED
MOVER:	Paula Garcia
SECONDER:	Sheila Rutledge
AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, Galassi, and Schwarze

Motion to Combine Items

Member Garcia moved and Member Zay seconded a motion to combine items C through F. The motion was approved on voice vote, all "ayes".

14.C. [23-2516](#)

Travel Request for Housing and Community Development Planner to attend the National Association for County Community and Economic Development (NACCED) Annual Educational conference and Training in Salt Lake City, Utah, from September 18, 2023 through September 21, 2023. Expenses to include registration, transportation, lodging, miscellaneous expenses (parking, mileage, etc.), and per diems, for approximate total of \$2,334. 100% Community Development Block Grant funded. (Community Services)

RESULT:	APPROVED
MOVER:	Paula Garcia
SECONDER:	Jim Zay
AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, Galassi, and Schwarze

14.D. [23-2517](#)

Travel Request for Weatherization Assessor to attend the Healthy Home Evaluator mandated training in Champaign, Illinois, from August 6, 2023 through August 11, 2023. Expenses to include lodging, miscellaneous expenses (parking, mileage, etc.), and per diems for approximate total of \$1,699.39. 100% WEX grant funded. (Community Services)

RESULT:	APPROVED
MOVER:	Paula Garcia
SECONDER:	Jim Zay

AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, Galassi, and Schwarze

14.E. [23-2518](#)

Travel Request for Senior Housing Community Development Planner to attend the annual Housing Action Illinois Conference in Bloomington, Illinois from October 19, 2023 through October 20, 2023. Expenses to include registration, transportation, lodging, and per diems for approximate total of \$633.50. 100% grant funded. (Community Services)

RESULT:	APPROVED
MOVER:	Paula Garcia
SECONDER:	Jim Zay
AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, Galassi, and Schwarze

14.F. [23-2519](#)

Travel Request for Community Services Director to attend the National Association for County community And Economic Development annual conference and training in Salt Lake County, Utah from September 18, 2023 through September 21, 2023. Expenses to include registration, transportation, lodging, miscellaneous expenses (parking, mileage, etc.), and per diems for approximate total of \$2,279. 100% Community Development grant funded. (Community Services)

RESULT:	APPROVED
MOVER:	Paula Garcia
SECONDER:	Jim Zay
AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, Galassi, and Schwarze

15. JUDICIAL AND PUBLIC SAFETY - EVANS

Committee Update

15.A. [JPS-P-0058-23](#)

Recommendation for the approval for a contract purchase order to Insight Public Sector,

Inc., for the purchase of UPS's for network closets, for the Sheriff's Office, for a contract total amount not to exceed \$32,261; per Cooperative Purchasing Agreement Pricing, in compliance with 30 ILCS 525/2 "Governmental Joint Purchasing Act", Omnia Partners #23-6692-03. (Sheriff's Office)

WHEREAS, the County of DuPage by virtue of its power set forth in the Counties Code (55 ILCS 5/1-1001 *et seq.*) is authorized to enter into this Agreement; and

WHEREAS, pursuant to the Governmental Joint Purchasing Act (30 ILCS 525/2), the County is authorized to enter into a Joint Purchasing Agreement to provide UPS's for network closets; and

WHEREAS, pursuant to Intergovernmental Agreement between the County of DuPage and the OMNIA Partners (Cobb County) IT Products and Services, #23-6692-03, the County of DuPage will contract with Insight Public Sector; and

WHEREAS the Judicial and Public Safety Committee recommends County Board approval for the issuance of a contract to Insight Public Sector, to provide UPS's for network closets, for the period of August 8, 2023 through July 10, 2026, for the Sheriff's Office.

NOW, THEREFORE BE IT RESOLVED, that County contract, covering said, to provide UPS's for network closets, for the period of August 8, 2023 through July 10, 2026, for the Sheriff's Office, be, and it is hereby approved for issuance of a contract by the Procurement Division to Insight Public Sector, 2701 E. Insight Way, Chandler, AZ 85286-1230, for a contract total amount not to exceed \$32,261, pursuant to the OMNIA Partners (Cobb County) IT Products and Services, #23-6692-03.

RESULT:	APPROVED
MOVER:	Lucy Evans
SECONDER:	Yeena Yoo
AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, and Schwarze

15.B. [JPS-P-0059-23](#)

Recommendation for the approval of a contract purchase order to cFive Solutions, Inc., for the annual maintenance service agreement for the Probation Case Management Systems, for the period of August 9th, 2023 through March 31, 2027, for a contract total amount of \$570,991. Exempt from bidding per DuPage County Purchasing Ordinance, Article 2-350 - Sole Source. This is proprietary software that must be maintained by the vendor, cFive Solutions, Inc. (Probation and Court Services)

WHEREAS, a sole source quotation has been obtained in accordance with 55 ILCS 5/5-1022 and County Board policy; and

WHEREAS, the County is authorized to enter into a Sole Source Agreement pursuant to Section 2-350 of the DuPage County Procurement Ordinance; and

WHEREAS, based upon supporting documentation provided by the using Department, the Chief Procurement Officer has determined that it is not feasible to secure bids or that there is only one source for the required goods or services, and/or has determined that it is in the best interests of the County to consider only one supplier who has previous expertise relative to the subject procurement; and

WHEREAS, the Judicial and Public Safety Committee recommends County Board approval for the issuance of a contract to cFive Solutions, Inc., for the annual maintenance service agreement, for the period of August 9, 2023 through March 31, 2027, for the Department of Probation and Court Services.

NOW, THEREFORE BE IT RESOLVED, that said contract is for the annual maintenance service agreement, for the period of August 9, 2023 through March 31, 2027 for the Department of Probation and Court Services, per DuPage County Purchasing Ordinance, Article 2-350 - Sole Source, be, and it is hereby approved for the issuance of a contract purchase order by the Procurement Division to cFive Solutions, Inc., 17852 E. Seventeenth St., Tustin, CA 92780, for a contract total amount of \$570,991.

RESULT:	APPROVED
MOVER:	Lucy Evans
SECONDER:	Yeena Yoo
AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, and Schwarze

15.C. [JPS-P-0060-23](#)

Recommendation for the approval of a contract issued to Stanard & Associates, to provide exams for deputy sheriffs seeking promotion to the ranks of Sergeant and Lieutenant, for the Sheriff's Merit Commission, for the period August 8, 2023 through November 30, 2024, for a contract total amount not to exceed \$73,700. (Sheriff's Merit Commission)

WHEREAS, proposals have been taken and evaluated in accordance with County Board policy; and

WHEREAS, the Judicial and Public Safety Committee recommends County Board approval for the issuance of a contract to Stanard & Associates, to provide exams for deputy sheriffs seeking promotion to the ranks of Sergeant and Lieutenant, for the period of August 8, 2023 through November 30, 2024, for the Sheriff's Merit Commission

NOW, THEREFORE BE IT RESOLVED, that said contract is to provide promotional exams for deputy sheriffs seeking promotion to the ranks of Sergeant and Lieutenant, for the period of August 8, 2023 through November 30, 2024, for the Sheriff's Merit Commission, be, and it is hereby approved for the issuance of a contract purchase order by the Procurement Division to Stanard & Associates, 309 W. Washington St., Chicago, Illinois, for a contract total amount of \$73,700.

RESULT:	APPROVED
MOVER:	Lucy Evans
SECONDER:	Jim Zay
AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, and Schwarze

Motion to Combine Items

Member Evans moved and Member Chaplin seconded a motion to combine items D through F. The motion was approved on voice vote, all "ayes".

15.D. [23-2539](#)

Authorization is requested for the Director of the Office of Homeland Security and Emergency Management (OHSEM) to travel to Springfield, Illinois from September 4-8, 2023 to attend the Illinois Emergency Management Agency and Office of Homeland Security (IEMA-OHS) 2023 Training Summit. It is beneficial that the Director attend this Training Summit which will include various training sessions and meetings. The cost to DuPage County is \$670.10 for lodging, meals and miscellaneous expenses. (Office of Homeland Security and Emergency Management)

RESULT:	APPROVED
MOVER:	Lucy Evans
SECONDER:	Kari Galassi
AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, and Schwarze

15.E. [23-2540](#)

Authorization is requested for an Emergency Management Coordinator to travel to Springfield, Illinois from September 5-8, 2023 to attend the Illinois Emergency Management Agency and Office of Homeland Security (IEMA-OHS) 2023 Training Summit. The State of Illinois has requested that he bring the rapid communications

vehicle RapidComm4 to Springfield to be demonstrated at the Training Summit. He will also give a presentation on Auxiliary Communications and assist with STARCOM Interoperable Communications presentations. IEMA is providing lodging for presenters. The cost to DuPage County will be \$282.50 for meals and miscellaneous expenses. (Office of Homeland Security and Emergency Management)

RESULT:	APPROVED
MOVER:	Lucy Evans
SECONDER:	Kari Galassi
AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, and Schwarze

15.F. [23-2541](#)

Authorization is requested for an OHSEM volunteer to travel to Springfield, Illinois from September 5-8, 2023 to attend the Illinois Emergency Management Agency and Office of Homeland Security (IEMA-OHS) 2023 Training Summit. The State of Illinois has requested that the rapid communications vehicle RapidComm4 be brought to Springfield to be demonstrated at the Training Summit. This volunteer will be assisting the Emergency Management Coordinator in staffing the RapidComm4 vehicle while on display and discussing its capabilities with attendees. The cost to DuPage County is \$670.10 for lodging, meals and miscellaneous expenses. (Office of Homeland Security and Emergency Management)

RESULT:	APPROVED
MOVER:	Lucy Evans
SECONDER:	Kari Galassi
AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, and Schwarze

16. **LEGISLATIVE - DESART**

Committee Update

17. **PUBLIC WORKS - GARCIA**

Committee Update

17.A. [FM-P-0076-23](#)

Recommendation for the approval of a contract to Fox Valley Fire & Safety Company, for preventative maintenance, testing, and repair of the Non-Edwards System Technology

Fire Alarm and Life Safety Systems, for County facilities, for the period of August 28, 2023 through August 27, 2024, for a total contract amount not to exceed \$73,250 (\$60,000 for Facilities Management, \$1,800 for Animal Services, \$2,450 for Division of Transportation, \$9,000 for Public Works), per renewal option under bid award #22-080-FM, first option to renew.

WHEREAS, bids have been taken and processed in accordance with County Board policy; and

WHEREAS, the Public Works Committee recommends County Board approval for the issuance of a contract to Fox Valley Fire & Safety Company, Inc., for preventative maintenance, testing and repair of the Non-Edwards System Technology Fire Alarm and Life Safety Systems for County facilities, for the period August 28, 2023, through August 27, 2024, for Facilities Management.

NOW, THEREFORE BE IT RESOLVED, that County Contract, covering said, for preventative maintenance, testing and repair of the Non-Edwards System Technology Fire Alarm and Life Safety Systems for County facilities, for the period August 28, 2023 through August 27, 2024, for Facilities Management, be, and it is hereby approved for issuance of a contract by the Procurement Division to, Fox Valley Fire & Safety Company, Inc., 2730 Pinnacle Drive, Elgin, IL 60124, for a total contract amount not to exceed \$73,250.00, (Facilities Management portion \$60,000.00, Animal Services portion \$1,800.00, Division of Transportation portion \$2,450.00, and Public Works portion \$9,000.00), per renewal option under bid award bid #22-080-FM, first option to renew.

RESULT:	APPROVED
MOVER:	Paula Garcia
SECONDER:	Liz Chaplin
AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, and Schwarze

18. STORMWATER - ZAY

Committee Update

18.A. [SM-P-0062-23](#)

Recommendation for the approval of a contract to School and Community Assistance for Recycling and Composting (SCARCE), for Professional Youth-Based Water Quality Education Services, for Stormwater Management, for the period September 1, 2023 through August 31, 2024, for a contract total amount not to exceed \$77,000; Other Professional Services not subject to competitive bidding per 55 ILCS 5/5-1022(a). Vendor selected pursuant to DuPage County Code Section 2-353(1)(b). First renewal.

WHEREAS, the Illinois General Assembly has granted the COUNTY authority to take action to control flooding, manage stormwater and prevent water pollution and to enter into agreements for the purposes of stormwater management, flood control and preventing water pollution (Illinois Compiled Statutes, Chapter 55, paragraphs 5/5-1062.3 and 5/5-15001, et. seq.); and

WHEREAS, the COUNTY has adopted the DuPage County Stormwater Management Plan which recognizes stream maintenance, erosion control, and enhancing water quality as an integral part of the proper management of storm and flood waters; and

WHEREAS, the COUNTY has adopted Appendix J into the DuPage County Stormwater Management Plan, of which countywide water quality public education is a significant component; and

WHEREAS, the COUNTY and its municipalities are required to establish a water quality public education program for the National Pollutant Discharge Elimination System (NPDES) Phase II permit, effective March 2003; and

WHEREAS, the COUNTY has developed a Water Quality Improvement Program that provides for, among other things, public education; and

WHEREAS, the COUNTY requires professional educational services to supplement and complement existing water quality education programs and provide integrated water quality education to certain segments of the population; and

WHEREAS, the CONSULTANT has experience and expertise in this area and is in the business of providing such professional water quality education services and is willing to perform the required services for an amount not to exceed seventy-seven thousand dollars and 0/100 (\$77,000.00); and

NOW, THEREFORE, BE IT RESOLVED, that the County Clerk is hereby directed to transmit electronic copies of this Resolution and the attached AGREEMENT to SCARCE; 0N374 Papworth St., Wheaton, IL 60187; the DuPage County Stormwater Management Department and Nicholas Alfonso, State’s Attorney’s Office.

RESULT:	APPROVED
MOVER:	Jim Zay
SECONDER:	Dawn DeSart
AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, and Schwarze

18.B. [SM-P-0063-23](#)

Recommendation for the approval of a contract to The Conservation Foundation, for Professional Education Services, for the period August 8, 2023 through August 31, 2024, for Stormwater Management, for a contract total amount not to exceed \$77,000; Other Professional Services not subject to competitive bidding per 55 ILCS 5/5-1022(a). Vendor selected pursuant to DuPage County Code Section 2-353(1)(b).

WHEREAS, the Illinois General Assembly has granted the COUNTY authority to take action to control flooding, manage stormwater and prevent water pollution and to enter into agreements for the purposes of stormwater management, flood control and preventing water pollution (Illinois Compiled Statutes, Chapter 55, paragraphs 5/5-1062.3 and 5/5-15001, *et seq.*); and

WHEREAS, the COUNTY has adopted the DuPage County Stormwater Management Plan which recognizes stream maintenance, erosion control, and enhancing water quality as an integral part of the proper management of storm and flood waters; and

WHEREAS, the COUNTY has adopted Appendix J into the DuPage County Stormwater Management Plan, of which countywide water quality public education is a significant component; and

WHEREAS, the COUNTY and its municipalities are required to establish a water quality public education program for the National Pollutant Discharge Elimination System (NPDES) Phase II permit, effective March 2003; and

WHEREAS, the COUNTY has developed a Water Quality Improvement Program that provides for, among other things, public education; and

WHEREAS, the COUNTY requires professional educational services to supplement and complement existing water quality education programs and provide integrated water quality education to certain segments of the population; and

WHEREAS, the CONSULTANT has experience and expertise in this area and is in the business of providing such professional water quality education services and is willing to perform the required services for an amount not to exceed seventy-seven thousand dollars and 00/100 (\$77,000.00); and

NOW, THEREFORE, BE IT RESOLVED, that the County Clerk is hereby directed to transmit electronic copies of this Resolution and the attached AGREEMENT to The Conservation Foundation; 10S404 Knoch Knolls Rd., Naperville, IL 60565; the DuPage County Stormwater Management Department and Nicholas Alfonso, State’s Attorney’s Office.

RESULT:	APPROVED
MOVER:	Jim Zay

SECONDER:	Dawn DeSart
AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, and Schwarze

19. STRATEGIC PLANNING - COVERT

Committee Update

20. TECHNOLOGY - YOO

Committee Update

20.A. [TE-P-0058-23](#)

Recommendation for the approval of a contract purchase order to Gartner, Inc., for one (1) subscription for Gartner for IT Leaders and one (1) subscription for Gartner for CIOs, for Information Technology. This contract covers the period of October 1, 2023 through September 30, 2024, for a contract total amount of \$101,600. Exempt from bidding per 55 ILCS 5/5-1022 “Competitive Bids” (c) not suitable for competitive bids – Sole Source. Gartner is the only vendor to provide these resources.

WHEREAS, a sole source quotation has been obtained in accordance with 55 ILCS 5/5-1022 and County Board policy; and

WHEREAS, the County is authorized to enter into a Sole Source Agreement pursuant to Section 2-350 of the DuPage County Procurement Ordinance; and

WHEREAS, based upon supporting documentation provided by the using Department, the Chief Procurement Officer has determined that it is not feasible to secure bids or that there is only one source for the required goods or services, and/or has determined that it is in the best interests of the County to consider only one supplier who has previous expertise relative to the subject procurement; and

WHEREAS, in accordance with the Chief Procurement Officer’s determination, the Technology Committee recommends County Board approval for the issuance of a contract to Gartner, Inc., for one (1) subscription for Gartner for IT Leaders and one (1) subscription for Gartner for CIOs, for the period of October 1, 2023 through September 30, 2024, for Information Technology.

NOW, THEREFORE BE IT RESOLVED, that County Contract, covering said, for one (1) subscription for Gartner for IT Leaders and one (1) subscription for Gartner for CIOs, for the period of October 1, 2023 through September 30, 2024 for Information Technology, be, and it is hereby approved for issuance of a contract by the Procurement Division to Gartner, Inc., 56 Top Gallant Road, Stamford, CT 06904, for a contract total amount not to exceed \$101,600.00. Pursuant to 55 ILCS 5/5-1022 (c) not suitable for competitive bids. (Sole provider - Gartner is the only vendor to provide these resources.)

RESULT:	APPROVED
MOVER:	Yeena Yoo
SECONDER:	Liz Chaplin
AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, and Schwarze

20.B. [TE-P-0059-23](#)

Recommendation for the approval of a contract purchase order to Adlib Ventures Solutions, for the procurement of RAM for the VSAN, for Information Technology, for a contract total amount of \$49,500, per lowest responsible bid #23-078-IT.

WHEREAS, bids have been taken and processed in accordance with County Board policy; and

WHEREAS, the Technology Committee recommends County Board approval for the issuance of a contract to Adlib Ventures Solutions, for random access memory (RAM), for Information Technology .

NOW, THEREFORE BE IT RESOLVED, that said contract is for random access memory (RAM), for Information Technology, be, and it is hereby approved for issuance of a contract by the Procurement Division to Adlib Ventures Solutions, 7451 Auburn Blvd., Citrus Heights, CA 95610, for a contract total amount not to exceed \$49,500.00, per lowest responsible bid #23-078-IT.

RESULT:	APPROVED
MOVER:	Yeena Yoo
SECONDER:	Liz Chaplin
AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, and Schwarze

21. **TRANSPORTATION - OZOG**

Committee Update

21.A. [DT-P-0089-23](#)

Recommendation for the approval of a contract to V3 Companies, Ltd., for Professional Construction Engineering Services for improvements along CH 4/Bloomingtondale Road bridge over Chicago Central & Pacific Railroad, Section 22-00184-12-BR, for the period of August 8, 2023 to November 30, 2025, for a contract total not to exceed \$641,743.81;

professional services (Architects, Engineers and Land Surveyors) vetted through a qualification-based selection process in compliance with the Local Government Professional Services Selection Act, 50 ILCS 510/0.01 et seq.

WHEREAS, the County of DuPage (hereinafter "COUNTY") by virtue of its power set forth in "Counties Code" (55 ILCS 5/5-1001 et seq.) and "Illinois Highway Code" (605 ILCS 5/5-101 et seq.) is authorized to enter into this agreement; and

WHEREAS, the COUNTY requires Professional Construction Engineering Services for improvements along CH 4/Bloomington Road bridge over Chicago Central & Pacific Railroad, Section 22-00184-12-BR; and

WHEREAS, V3 Companies, Ltd. (hereinafter "CONSULTANT") has experience and expertise in this area and is in the business of providing such professional construction engineering services, and is willing to perform the required services for an amount not to exceed \$641,743.81; and

WHEREAS, the COUNTY has selected the CONSULTANT in accordance with the Professional Services Selection Process found in Section 2-353(1)(a) of the DuPage County Procurement Ordinance; and

WHEREAS, the Transportation Committee has reviewed and recommends approval of the attached Agreement at the specified amount.

NOW, THEREFORE, BE IT RESOLVED by the DuPage County Board that the attached Agreement between the County of DuPage and V3 Companies, Ltd. be hereby accepted and approved for a contract total not to exceed \$641,743.81 and that the Chair of the DuPage County Board is hereby authorized and directed to execute the Agreement on behalf of the COUNTY; and

BE IT FURTHER RESOLVED that an original copy of this Resolution and Agreement be transmitted to V3 Companies, Ltd, 7325 Janes Avenue, Suite 100, Woodridge, Illinois 60517, by and through the Division of Transportation.

RESULT:	APPROVED
MOVER:	Mary Ozog
SECONDER:	Liz Chaplin
AYES:	Chaplin, Childress, Cronin Cahill, Eckhoff, Evans, Galassi, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, DeSart, and Schwarze

Motion to Combine Items

Member Ozog moved and Member Chaplin seconded a motion to combine items B through J. The motion was approved on voice vote, all "ayes".

21.B. [23-2469](#)

Highway Maintenance Supervisor to travel to Bloomington, Illinois from October 24, 2023 through October 25, 2023 to attend the annual Illinois Public Works Mutual Aid Network Conference. Expenses to include lodging, for an estimated County cost of \$85.

RESULT:	APPROVED
MOVER:	Mary Ozog
SECONDER:	Paula Garcia
AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, and Schwarze

21.C. [23-2470](#)

Manger of Highway Operations to travel to Bloomington, Illinois from October 24, 2023 through October 25, 2023 to attend the annual Illinois Public Works Mutual Aid Network Conference. Expenses to include lodging, for an estimated County cost of \$85.

RESULT:	APPROVED
MOVER:	Mary Ozog
SECONDER:	Paula Garcia
AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, and Schwarze

21.D. [23-2471](#)

Heavy Equipment Crew Leader to travel to Macomb, IL from July 17, 2023 through July 21, 2023, by request from Illinois Public Works Mutual Aid Network (IPMAN) to assist with the clean-up as a result of recent weather-related events. Expenses will be reimbursed to the County.

RESULT:	APPROVED
MOVER:	Mary Ozog
SECONDER:	Paula Garcia
AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, and Schwarze

21.E. [23-2473](#)

Highway Maintenance Supervisor to travel to Macomb, IL from July 17, 2023 through July 21, 2023, by request from the Illinois Public Works Mutual Aid Network (IPMAN) to assist with the clean-up as a result of recent weather-related events.

RESULT:	APPROVED
MOVER:	Mary Ozog
SECONDER:	Paula Garcia
AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, and Schwarze

21.F. [23-2474](#)

Equipment Operator 1 to travel to Macomb, IL from July 17, 2023 through July 21, 2023, by request from the Illinois Public Works Mutual Aid Network (IPMAN) to assist with the clean-up as a result of recent weather-related events.

RESULT:	APPROVED
MOVER:	Mary Ozog
SECONDER:	Paula Garcia
AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, and Schwarze

21.G. [23-2475](#)

Equipment Operator 2 to travel to Macomb, IL from July 17, 2023 through July 21, 2023, by request from the Illinois Public Works Mutual Aid Network (IPMAN) to assist with the clean-up as a result of recent weather-related events.

RESULT:	APPROVED
MOVER:	Mary Ozog
SECONDER:	Paula Garcia
AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, and Schwarze

21.H. [23-2476](#)

Equipment Operator 2 to travel to Macomb, IL from July 17, 2023 through July 21, 2023, by request from the Illinois Public Works Mutual Aid Network (IPMAN) to assist with the clean-up as a result of recent weather-related events.

RESULT:	APPROVED
MOVER:	Mary Ozog
SECONDER:	Paula Garcia
AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, and Schwarze

21.I. [23-2477](#)

Equipment Operator 2 to travel to Macomb, IL from July 17, 2023 through July 21, 2023, by request from the Illinois Public Works Mutual Aid Network (IPMAN) to assist with the clean-up as a result of recent weather-related events.

RESULT:	APPROVED
MOVER:	Mary Ozog
SECONDER:	Paula Garcia
AYES:	Conroy, Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, and Schwarze

21.J. [23-2478](#)

Equipment Operator 2 to travel to Macomb, IL from July 17, 2023 through July 21, 2023, by request from the Illinois Public Works Mutual Aid Network (IPMAN) to assist with the clean-up as a result of recent weather-related events.

RESULT:	APPROVED
MOVER:	Mary Ozog
SECONDER:	Paula Garcia
AYES:	Chaplin, Childress, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Tornatore, Yoo, and Zay
ABSENT:	Covert, and Schwarze

22. DISCUSSION

22.A. [23-2570](#)

PA99-0646 Pension Obligation Projections Required by the Local Government Wage Increase Transparency Act

RESULT: NO ACTION REQUIRED

23. OLD BUSINESS

No old business was discussed.

24. NEW BUSINESS

The following members made comment:

Garcia: DuPage Senior Citizens Council Meals on Wheels

Gustin: DuPage Senior Citizens Council Meals on Wheels

Rutledge: Winfield Road safety

DeSart: Inmate release procedures, clothing drive

Chaplin: Inmate release procedures, clothing drive

Eckhoff: Affordable housing

Gustin: Affordable housing

25. EXECUTIVE SESSION

There was no Executive Session.

A. Pursuant to Open Meetings Act 5 ILCS 120/2 (c) (2) - Collective Negotiating Matters

B. Pursuant to Open Meetings Act 5 ILCS 120/2 (c) (11) - Pending Litigation

26. MEETING ADJOURNED

With no further business, the meeting was adjourned at 12:26 PM.

A. This meeting is adjourned to Tuesday, August 22, 2023 at 10:00 a.m.