



DU PAGE COUNTY

DuPage County Board

Summary

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

Tuesday, April 23, 2024

10:00 AM

County Board Room

1. CALL TO ORDER

10:00 AM meeting was called to order by Chair Deborah A. Conroy at 10:02 AM.

2. PLEDGE OF ALLEGIANCE

Member Galassi led the pledge of allegiance.

3. INVOCATION

3.A. District 1 County Board Member Sam Tornatore

4. ROLL CALL

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

5. PROCLAMATIONS

5.A. Proclamation Recognizing National Therapy Animal Day 2024

5.B. Proclamation in Recognition of Giving DuPage Days

6. PUBLIC COMMENT Limited to 3 minutes per person

The following individuals made public comment:

Carol Gentile: DuPage Animal Services

Karen Rugg: Arts and sports survey

7. CHAIR'S REPORT / PRESENTATIONS

6.A. [24-1332](#)

Online Public Comment

All online submissions for public comment from the April 23, 2024 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.A. 2024 Environmental Progress Report

7.B. Pretrial Fairness Act Implementation Report

Recess

The County Board took a brief recess at 11:50 AM, returning to the board room at 11:56 AM. On

roll call, all members were present; Member Krajewski was absent.

8. CONSENT ITEMS

- 8.A. [24-1317](#)
DuPage County Board Minutes - Regular Meeting - Tuesday, April 9, 2024
- 8.B. [24-1213](#)
04-04-2024 Auto Debit Paylist
- 8.C. [24-1216](#)
04-05-2024 Paylist
- 8.D. [24-1247](#)
04-09-2024 Paylist
- 8.E. [24-1258](#)
04-11-2024 IDOR Wire Transfer
- 8.F. [24-1285](#)
04-12-2024 Paylist
- 8.G. [24-1286](#)
04-12-2024 Auto Debit Paylist
- 8.H. [24-1302](#)
04-16-2024 Paylist
- 8.I. [24-1238](#)
Recorder's Office Monthly Revenue Statement - March 2024
- 8.J. [24-1287](#)
Treasurer's Office Monthly Report of Investment and Deposits for March 2024
- 8.K. [24-1289](#)
Change orders to various contracts as specified in the attached packet.

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

9. COUNTY BOARD - CHILDRESS

9.A. [CB-R-0023-24](#)

Appointment of William Sullivan to the Salt Creek Sanitary District.

WHEREAS, Deborah A. Conroy has submitted to the County Board her appointment of William Sullivan to be a Trustee of the Salt Creek Sanitary District; and

WHEREAS, such appointment requires the advice and consent of the County Board under 70 ILCS 2405/3, as amended.

NOW, THEREFORE, BE IT RESOLVED by the DuPage County Board that the County Board does hereby advise and consent to the appointment of William Sullivan to be a Trustee of the Salt Creek Sanitary District for a term commencing May 1, 2024 and expiring April 30th, 2027; and

BE IT FURTHER RESOLVED that the “Notice of Appointment” be attached hereunto and made a part of this resolution; and

BE IT FURTHER RESOLVED that the County Clerk transmit certified copies of this resolution to: William Sullivan; James Listwan, Plant Manager, 201 S. Route 83, P.O. Box 6600, Villa Park, IL 60181; Robert T. C. Kay, 330 S. Naperville Rd., Suite 208, Wheaton, IL 60187.

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

9.B. [CB-R-0024-24](#)

Appointment of Michael Mashal to the West Chicago Fire Protection District.

WHEREAS, Deborah A. Conroy has submitted to the County Board her appointment of Michael Mashal to be a Trustee of the West Chicago Fire Protection District; and

WHEREAS, such appointment requires the advice and consent of the County Board under 70 ILCS 705/4, as amended.

NOW, THEREFORE, BE IT RESOLVED by the DuPage County Board that the County Board does hereby advise and consent to the appointment of Michael Mashal to be a Trustee of the West Chicago Fire Protection District to commence on May 1st, 2024 and expiring April 30th, 2027; and

BE IT FURTHER RESOLVED that the “Notice of Appointment” be attached hereunto and made a part of this resolution; and

BE IT FURTHER RESOLVED that the County Clerk transmit certified copies of this resolution to: Michael Mashal; and Fire Chief Patrick Tanner, 200 Fremont Street, West Chicago, IL 60185.

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

9.C. [CB-R-0025-24](#)

Appointment of Barbara Intihar to the Wheaton Sanitary District.

WHEREAS, Deborah A. Conroy has submitted to the County Board her appointment of Barbara Intihar as a Trustee of the Wheaton Sanitary District; and

WHEREAS, such appointment requires the advice and consent of the County Board under 70 ILCS 2405/3, as amended.

NOW, THEREFORE, BE IT RESOLVED by the DuPage County Board that the County Board does hereby advise and consent to the appointment of Barbara Intihar as a Trustee of the Wheaton Sanitary District for a term commencing April 23, 2024 and expiring May 1st, 2025; and

BE IT FURTHER RESOLVED that the “Notice of Appointment” be attached hereunto and made a part of this resolution; and

BE IT FURTHER RESOLVED that the County Clerk transmit certified copies of this resolution to: Barbara Intihar; Matt Larson, Executive Director, 1 S 649 Shaffner Rd., P.O Box 626, Wheaton, IL 60189.

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

10. FINANCE - CHAPLIN

Committee Update

10.A. [FI-R-0071-24](#)

Approval of Employee Compensation and Job Classification Adjustments. (Recorder of Deeds)

WHEREAS, appropriations for Fiscal Year 2024 were adopted by the County Board pursuant to Ordinance FI-O-0009-23; and

WHEREAS, the DuPage County Employee Policy Manual, Compensation Practices Policy, states salary adjustments, outside of those specifically authorized by the County Board or recognized collective bargaining agreements, must be reviewed by the Finance Department. These requests should be included within the Department’s annual fiscal budget; and

WHEREAS, the DuPage County Employee Policy Manual, Job Evaluation/Headcount Title Changes Policy, states job evaluations and headcount title change requests should be included within the annual fiscal budget process. Requests made outside of the annual fiscal budget process must obtain approval from the Chief Financial Officer (or designee), Chief Human Resources Officer and County Board Chair designee and complete all documents as part of the request.

NOW, THEREFORE BE IT RESOLVED that the positions as specified below be placed on the regular, part-time or temporary payroll salaries, classifications, and with the effective date as more particularly set forth below:

GENERAL FUND

SALARY ADJUSTMENT

Recorder of Deeds

Effective March 2, 2024

Lia Escalante-Ortiz, ROD Supervisor
Class 9073, at \$84,671 per year, from
Class 9073, at \$83,011 per year

Effective March 2, 2024

Justin Hester, Financial Analyst II
Class 1362, Range 312 at \$65,708 per year, from
Class 1362, Range 312 at \$62,579 per year

Effective March 2, 2024
 Rocco Castallante, Office Assistant
 Class 1004, Range 108 at \$40,046 per year, from
 Class 1004, Range 108 at \$37,080 per year

Effective March 2, 2024
 Sandra Mendez-Donato, Office Assistant
 Class 1004, Range 108 at \$40,046 per year, from
 Class 1004, Range 108 at \$37,080 per year

Effective March 2, 2024
 Amee Zaveri, Office Assistant
 Class 1004, Range 108 at \$40,046 per year, from
 Class 1004, Range 108 at \$37,080 per year

SPECIAL REVENUE FUNDS

Recorder - Document Storage

Effective March 2, 2024
 Julie Metzger, Office Assistant
 Class 1004, Range 108 at \$40,046 per year, from
 Class 1004, Range 108 at \$37,080 per year

Effective March 2, 2024
 Michael Palmisano, Office Assistant
 Class 1004, Range 108 at \$40,403 per year, from
 Class 1004, Range 108 at \$39,611 per year

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

10.B. [FI-R-0072-24](#)

Approval of Employee Compensation and Job Classification Adjustments. (Division of Transportation)

WHEREAS, appropriations for the 1500-3500 FUND for Fiscal Year 2024 were adopted by the County Board pursuant to Ordinance FI-O-0009-23; and

WHEREAS, the DuPage County Employee Policy Manual, Compensation Practices Policy, states salary adjustments, outside of those specifically authorized by the County Board or recognized collective bargaining agreements, must be reviewed by the Finance Department. These requests should be included within the Department’s annual fiscal budget; and

WHEREAS, the DuPage County Employee Policy Manual, Job Evaluation/Headcount Title Changes Policy, states job evaluations and headcount title change requests should be included within the annual fiscal budget process. Requests made outside of the annual fiscal budget process must obtain approval from the Chief Financial Officer (or designee), Chief Human Resources Officer and County Board Chair designee and complete all documents as part of the request.

NOW, THEREFORE BE IT RESOLVED that the positions as specified below be placed on the regular, part-time or temporary payroll salaries, classifications, and with the effective date as more particularly set forth below:

HIGHWAY, STREETS & BRIDGES

JOB RECLASSIFICATIONS

Division of Transportation

Effective April 24, 2024

Financial Analyst I (Vacant), from
Senior Account Clerk (Vacant)
Class 1363, Range 111 at \$56,000 per year, from
Class 1172, Range 109 at \$45,093.75 per year

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

10.C. [FI-R-0073-24](#)

Acceptance and appropriation of the Illinois Department of Commerce & Economic Opportunity PY24 Workforce Services for Low and Moderate Income Individuals including Immigrants, Migrants, and Refugees, Inter-Governmental Agreement No. 24-072006, Company 5000 - Accounting Unit 2841, \$177,099. (Human Resources - Workforce Development Division)

WHEREAS, the County of DuPage has been notified by the Illinois Department of Commerce and Economic Opportunity (ILDCEO) that grant funds in the amount of \$177,099 (ONE HUNDRED SEVENTY-SEVEN THOUSAND NINETY-NINE AND NO/100 DOLLARS) are available to supplement and support local workforce training priorities; and

WHEREAS, to receive said grant funds, the County of DuPage must enter into Inter-Governmental Agreement No. 24-072006 with the ILDCEO, a copy of which is attached to and incorporated as a part of this resolution by reference (ATTACHMENT

II); and

WHEREAS, the period of the grant agreement is from January 1, 2024 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 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. 24-072006 (ATTACHMENT II) between DuPage County and Illinois Department of Commerce and Economic Opportunity 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 \$177,099 (ONE HUNDRED SEVENTY-SEVEN THOUSAND NINETY-NINE AND NO/100 DOLLARS) be made to establish the Illinois Department of Commerce and Economic Opportunity PY24 WORKFORCE SERVICES FOR LOW AND MODERATE INCOME INDIVIDUALS INCLUDING IMMIGRANTS MIGRANTS AND REFUGEES, Company 5000 - Accounting Unit 2841, for the period January 1, 2024 through June 30, 2024; and

BE IT FURTHER RESOLVED by the DuPage County Board that the Executive Director of Workforce Development 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 Economic Development Committee shall review the need for continuing the specified program and related head count; and

BE IT FURTHER RESOLVED that should the Economic Development 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, Covert, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Schwarze, Tornatore, Yoo, and Zay

10.D. [FI-R-0074-24](#)

Approval of Employee Compensation and Job Classification Adjustments. (Probation)

WHEREAS, appropriations for the 1000-6100-5000 FUND for Fiscal Year 2024 were adopted by the County Board pursuant to Ordinance FI-O-0009-23; and

WHEREAS, the DuPage County Employee Policy Manual, Compensation Practices Policy, states salary adjustments, outside of those specifically authorized by the County Board or recognized collective bargaining agreements, must be reviewed by the Finance Department. These requests should be included within the Department’s annual fiscal budget; and

WHEREAS, the DuPage County Employee Policy Manual, Job Evaluation/Headcount Title Changes Policy, states job evaluations and headcount title change requests should be included within the annual fiscal budget process. Requests made outside of the annual fiscal budget process must obtain approval from the Chief Financial Officer (or designee), Chief Human Resources Officer and County Board Chair designee and complete all documents as part of the request.

NOW, THEREFORE BE IT RESOLVED that the positions as specified below be placed on the regular, part-time or temporary payroll salaries, classifications, and with the effective date as more particularly set forth below:

GENERAL FUND

JOB RECLASSIFICATIONS

Probation Department

Effective April 24, 2024

Irene Licko, Financial Analyst II, from
Financial Analyst I
Class 1362 at \$70,685.16 per year, from
Class 1363 at \$64,102.94 per year

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

10.E. [FI-R-0075-24](#)

Budget Transfers 04-23-2024 - 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 and 2024 fiscal years; 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, Covert, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, Krajewski, LaPlante, Ozog, Rutledge, Schwarze, Tornatore, Yoo, and Zay

10.F. [FI-R-0076-24](#)

Approval of Employee Compensation and Job Classification Adjustments. (Community Services)

WHEREAS, appropriations for the Low-Income Home Energy Assistance Program HHS Grant PY24, Company 5000 - Accounting Unit 1420, Activity Code 24-224028 for Fiscal Year 2024 were originally adopted by the County Board pursuant to Ordinance FI-R-0272-23; and

WHEREAS, the DuPage County Employee Policy Manual, Compensation Practices Policy, states salary adjustments, outside of those specifically authorized by the County Board or recognized collective bargaining agreements, must be reviewed by the Finance Department. These requests should be included within the Department’s annual fiscal budget; and

WHEREAS, the DuPage County Employee Policy Manual, Job Evaluation/Headcount Title Changes Policy, states job evaluations and headcount title change requests should be included within the annual fiscal budget process. Requests made outside of the annual fiscal budget process must obtain approval from the Chief Financial Officer (or designee), Chief Human Resources Officer and County Board Chair designee and complete all documents as part of the request.

NOW, THEREFORE BE IT RESOLVED that the positions as specified below be placed on the regular, part-time or temporary payroll salaries, classifications, and with the effective date as more particularly set forth below:

GRANT FUND

JOB RECLASSIFICATIONS

Community Services

Effective April 24, 2024
Utility Assistance Coordinator, from

Utility Assistance Specialist
Class 1945, Range 311 at \$67,000 per year, from
Class 1949, Range 109 at \$49,289 per year

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

10.G. [FI-P-0012-24](#)

Recommendation for the approval of a contract purchase order issued to Aloha Print Group, to provide on demand printing services, for various County departments, for the period of April 29, 2024 through November 30, 2025, for a contract total amount not to exceed \$227,894; per RFP 24-029-FIN.

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

WHEREAS, the Finance Committee recommends County Board approval for the issuance of a contract to Aloha Print Group, to provide on demand printing services, for the period of April 29, 2024 through November 30, 2025, for various County departments.

NOW, THEREFORE BE IT RESOLVED, that said contract is to provide on demand printing services, for the period of April 29, 2024 through November 30, 2025, for various County departments, be, and it is hereby approved for issuance of a contract by the Procurement Division to Aloha Print Group, 141 W. Jackson Blvd., Suite A100a, Chicago, IL 60604, for a contract total amount not to exceed \$227,894.00, per RFP #24-029-FIN.

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

10.H. [FI-O-0002-24](#)

Determining the Compensation of Members of the DuPage County Board.

WHEREAS, Section 2-3008 of the Counties Code authorizes the DuPage County Board (“County Board”) to determine the method of compensation of its members and to

determine their salary; and

WHEREAS, the County Board has previously determined that the salary paid to its members shall be computed on an annual basis; and

WHEREAS, Division 4-6 of the Counties Code authorizes the County Board to determine the compensation of County Board Members; and

WHEREAS, the Local Government Officer Compensation Act provides that whenever the compensation of elected officers of units of local government is fixed by that unit of local government, such compensation shall be fixed at least 180 days before the beginning of the terms of the officers, 50 ILCS 145/2; and

WHEREAS, the County Board has from time-to-time provided by ordinance that its members and the officers for whom it determines compensation may, in their discretion, participate in additional non-salary employee benefits as part of their compensation, as fully set forth in County Board Ordinance FI-O-0011-16.

NOW THEREFORE BE IT ORDAINED, that the annual salaries of the members of the County Board shall be and hereby are determined and become effective December 2nd, 2024, and in succeeding years as is designated:

Office: FY 2025: FY 2026: FY 2027: FY 2028:

County Board (2-4-4) \$52,102.00 (0%) \$52,102.00 (0%) \$53,144.04 (2%)
\$54,738.36 (3%)

;and further

BE IT ORDAINED, that in addition to the salaries fixed by this Ordinance, each member of the County Board, in his or her discretion, may participate in any employee benefit or other form of compensation authorized by law or by the County Board; and further

BE IT ORDAINED, that the Chair of the County Board shall cause this Ordinance to be prominently available on the County’s website along with full and complete descriptions of any other form of compensation which the General Assembly or the County Board has made from time-to-time available to members of the County Board.

RESULT:	APPROVED
MOVER:	Liz Chaplin
SECONDER:	Paula Garcia

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

10.I. [FI-O-0003-24](#)

Determining the Compensation of Various DuPage County Elected Officials.

WHEREAS, Article VII, Section 4 of the Illinois Constitution defines the Auditor, the Coroner, and the Recorder of Deeds as County Officers; and

WHEREAS, Division 4-6 of the Counties Code authorizes the DuPage County Board (“County Board”) to determine the compensation of County Officers (“Officers”); and

WHEREAS, the Local Government Officer Compensation Act provides that whenever the compensation of Officers of units of local government is fixed by that unit of local government, such compensation shall be fixed at least 180 days before the beginning of the terms of the officers, 50 ILCS 145/2; and

WHEREAS, Section 27.3(a) of Clerk of Courts Act authorizes the County Board to determine the compensation of the Clerk of the Circuit Court; and

WHEREAS, Section 27.3(d) of the Clerk of Courts Act further provides that in addition to the compensation provided by the County Board, the Clerk of the Circuit Court shall receive an award from the State for the additional duties imposed by Sections 5-9-1 and 5-9-1.2 of the Unified Code of Corrections, Section 10 of the Violent Crime Victims Assistance Act, Section 16-104a of the Illinois Vehicle Code, and other laws; and

WHEREAS, Section 4-2001 of the Counties Code further provides that the salary of the State’s Attorney shall be set by the Compensation Review Board, and 33 1/3% of that salary should be paid by the County; and

WHEREAS, Section 4-6001 of the Counties Code further provides that the Auditor, Circuit Clerk and Recorder of Deeds shall, in addition to the compensation provided by the County Board, receive an additional award or stipend payable by the State of Illinois, separate and apart from the compensation of such Officer as set by the County Board, as payment for duties such Officer must, by law, render to the state; and

WHEREAS, the County Board has from time-to-time provided by ordinance that the Officers for whom it determines the compensation may, in their discretion, participate in additional non-salary employee benefits as part of their compensation as fully set forth in FI-O-0011-16.

NOW THEREFORE, BE IT ORDAINED BY THE DUPAGE COUNTY BOARD, that the County-portion of the salaries of the following Officers shall be and hereby are determined as follows:

Office:FY 2025: FY 2026: FY 2027: FY 2028:

Auditor	\$151,362.00 (0%)	\$151,362.00 (0%)	\$154,389.24 (2%)	\$159,020.92 (3%)
Coroner	\$151,362.00 (0%)	\$151,362.00 (0%)	\$154,389.24 (2%)	\$159,020.92 (3%)
Recorder of Deeds	\$151,362.00 (0%)	\$151,362.00 (0%)	\$154,389.24 (2%)	\$159,020.92 (3%)

and; further

BE IT ORDAINED, that the County pays 33 1/3% of the salary of the State’s Attorney as set by the Compensation Review Board; and further

BE IT ORDAINED, that the County pays the salary of the Clerk of the Circuit Court and hereby is determined as follows:

Office:FY 2025: FY 2026: FY 2027: FY 2028:

Circuit Clerk	\$168,814.00 (0%)	\$168,814.00 (0%)	\$172,190.28 (2%)	\$177,355.99 (3%)
---------------	-------------------	-------------------	-------------------	-------------------

and; further

BE IT ORDAINED, that the DuPage County Auditor shall receive annual stipends as set forth in 55 ILCS 5/4-6001(h) in the amount of six thousand five hundred dollars (\$6,500.00), and; further

BE IT ORDAINED, that the DuPage County Coroner shall receive annual stipends as set forth in 55 ILCS 5/4-6002(c) in the amount of six thousand five hundred dollars (\$6,500.00), and; further

BE IT ORDAINED, that the DuPage County Recorder of Deeds shall receive annual stipends as set forth in 55 ILCS 5/4-6001(d) in the amount of six thousand five hundred dollars (\$6,500.00), and; further

BE IT ORDAINED, that the DuPage County Circuit Clerk shall receive annual stipends as set forth in 705 ILCS 105/27.3(d)(4) in the amount of six thousand five hundred dollars (\$6,500.00), and; further

BE IT ORDAINED, that the DuPage County Auditor, the DuPage County Circuit Clerk, the DuPage County Coroner, the DuPage County Recorder of Deeds, and the DuPage County State’s Attorney, respectively, shall receive a vehicle allowance in the

amount of five thousand four hundred dollars (\$5,400.00) in lieu of the issuance of a county-owned vehicle, in lieu of mileage expenses, and in satisfaction of the statutory requirement that the County Board provide for the reasonable and necessary expenses of the operations of their respective offices and; further

BE IT ORDAINED, that in addition to the salaries fixed by this Ordinance, each Officer may, in his or her discretion, participate in any employee benefit or other form of compensation authorized by law or by the County Board as set forth in FI-O-0011-16; and further

BE IT ORDAINED, these salary increases shall commence on December 2, 2024, and be effective December 1 of each year therefore after; and further

BE IT ORDAINED, that the Chair of the County Board shall cause this Ordinance to be prominently available on the County’s website along with full and complete descriptions of any other form of compensation which the General Assembly or the County Board has made from time-to-time available to Officers.

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

11. ANIMAL SERVICES - KRAJEWSKI

Committee Update

12. DEVELOPMENT - TORNATORE

Committee Update

12.A. [DC-O-0023-24](#)

ZONING-23-000090 – Wag Suites: To approve the following zoning relief: Conditional Use to operate an indoor kennel in a B-2 General Business Zoning District. (Wayne/District 6)

ZBA VOTE (to Approve): 7 Ayes, 0 Nays, 0 Absent

Development Committee VOTE (to Approve): 4 Ayes, 0 Nays, 2 Absent

WHEREAS, a public hearing was held on November 30, 2024 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 to operate an indoor kennel in a B-2 General Business Zoning District, on the property hereinafter described:

THAT PART OF THE SOUTHWEST ¼ OF THE NORTHWEST ¼ OF SECTION 36, AND THE SOUTHEAST ¼ OF THE NORTHEAST ¼ OF SECTION 35, TOWNSHIP 40 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED BY COMMENCING AT AN IRON STAKE AT THE SOUTHEAST CORNER OF THE SOUTHWEST ¼ OF THE NORTHWEST ¼ OF SAID SECTION 36, AND RUNNING THENCE WEST ALONG THE EAST AND WEST CENTER LINE OF SAID SECTION 36, 492.3 FEET TO THE CENTER LINE OF OLD ST. CHARLES ROAD; THENCE NORTHWESTERLY ALONG THE CENTER LINE OF OLD ST. CHARLES ROAD, TO ITS INTERSECTION WITH THE CENTER LINE OF NORTH AVENUE (BEING STATE HIGHWAY ROUTE 64); THENCE SOUTH 81 DEGREES 14 MINUTES EAST ALONG THE CENTER LINE OF NORTH AVENUE, 1,459.4 FEET TO THE EAST LINE OF THE SOUTHWEST ¼ OF THE NORTHWEST ¼ OF SAID SECTION 36; THENCE SOUTH ALONG THE SAID EAST LINE OF THE SOUTHWEST ¼ OF THE NORTHWEST ¼ OF SAID SECTION 36, 358 FEET TO THE POINT OF BEGINNING; (EXCEPTING THEREFROM THE FOLLOWING DESCRIBED LAND: THE PART OF THE SOUTHWEST ¼ OF THE NORTHWEST ¼ OF SECTION 36, TOWNSHIP 40 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED BY BEGINNING AT THE SOUTHEAST CORNER OF THE SOUTHWEST ¼ OF THE NORTHWEST ¼ OF SAID SECTION 36 AND RUNNING THENCE SOUTH 88 DEGREES 25 MINUTES WEST ALONG THE SOUTH LINE OF SAID SOUTHWEST ¼ OF THE NORTHWEST ¼ OF SECTION 36 FOR A DISTANCE OF 492.3 FEET TO A POINT IN THE CENTER LINE OF OLD ST. CHARLES ROAD AT AN ANGLE POINT IN SAID ROAD; THENCE NORTH 58 DEGREES 00 MINUTES WEST ALONG SAID CENTER LINE, 61.9 FEET; THENCE NORTH 8 DEGREES 46 MINUTES EAST, 191.7 FEET; THENCE NORTH 81 DEGREES 14 MINUTES WEST, 25.0 FEET; THENCE NORTH 8 DEGREES 46 MINUTES EAST, 226.0 FEET TO THE CENTER LINE OF STATE BOND ISSUE HIGHWAY ROUTE 64; THENCE SOUTH 81 DEGREES 14 MINUTES EAST ALONG SAID CENTER LINE, 511.4 FEET TO THE EAST LINE OF SAID SOUTHWEST ¼ OF THE NORTHWEST ¼ OF SECTION 36; THENCE SOUTH ALONG SAID EAST LINE 358.0 FEET TO THE PLAT OF BEGINNING), AND ALSO (EXCEPTING THAT PART THEREOF CONVEYED TO THE STATE OF ILLINOIS DEPARTMENT OF TRANSPORTATION BY WARRANTY DEED RECORDED AS DOCUMENT R99-070752), 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 April 4, 2024 does find as follows:

FINDINGS OF FACT:

1. That petitioner testified that the subject zoning relief is for a Conditional Use to operate an indoor kennel in a B-2 General Business Zoning District.
2. That petitioner testified that the indoor kennel would board and/or “daycare” dogs, with grooming services available to the dogs that are under care of WagSuites.
 - a. That petitioner testified that there will be an area outside for the dogs to relieve themselves and for outside play time.
3. That petitioner testified that currently, he is the only employee and expects to have no more than five (5) employees in the future.
4. That petitioner testified that the proposed indoor kennel/ boarding facility would be open 24/7 with overnight boarding of dogs.
5. That petitioner testified that all waste and garbage is handled by the property owner and is disposed of by a private garbage service.

6. That petitioner testified that on average they expect approximately ten (10) dogs daily, but at maximum could hold between fifty (50) to sixty (60) dogs for holiday seasons.
7. Furthermore, that petitioner testified that the WagSuites indoor dog kennel facility would be a great addition and service to the surrounding area and due to the location on North Avenue, in close proximity County Farm Road and Route 59.

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 proposed indoor kennel will be operated in the existing building on the subject property, and therefore will not impair an adequate 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 the proposed indoor kennel will be operated in the existing building on the subject property and that he will receive a permit for any construction or excavation on the subject property.
 - c. Diminish the value of land and buildings throughout the County as petitioner **has demonstrated** that the proposed indoor kennel will be an added benefit to the area and will be built pursuant to the current DuPage County building codes, which will 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 demonstrated** that the proposed indoor kennel will not unduly increase traffic congestion in the public streets.
 - e. Increase the potential for flood damages to adjacent property as petitioner **has demonstrated** that the proposed indoor kennel will not increase the potential for flood damages, as it will be operated in the existing building on the subject property.
 - f. Incur additional public expense for flood protection, rescue or relief as petitioner **has demonstrated** that the proposed indoor kennel will not incur additional public expense for flood protection, rescue, or relief, as the indoor kennel will be operated in the existing building on the subject property.
 - g. Otherwise impair the public health, safety, comfort, morals or general welfare of the inhabitants of DuPage County as petitioner **has demonstrated** that the proposed indoor kennel will be an added benefit to the area and service the surrounding area for the pet needs, and that it will be operated in the existing building on the subject property, which will not impair the public health, safety, comfort, morals, or general welfare.

PETITIONER’S DEVELOPMENT FACT SHEET

CASE #/PETITIONER ZONING-23-000090 WagSuites

ZONING REQUEST Conditional Use to operate an indoor kennel in a B-2 General Business Zoning District.

OWNER VRINDAVAN CORP, 27W641 NORTH AVENUE, WEST CHICAGO, IL 60185/AGENT: BRIAN NOWICKI, 27W751 NORTH AVENUE, WEST CHICAGO, IL 60185

ADDRESS/LOCATION 27W751 NORTH AVENUE, WEST CHICAGO, IL 60185
PIN 01-36-102-004

TWSP./CTY. BD. DIST. WAYNE DISTRICT 6

ZONING/LUP B-2 GENERAL BUSINESS LOCAL COMMERCIAL

AREA 1.08 ACRES (47,045 SQ. FT.)

UTILITIES WELL AND SEPTIC

PUBLICATION DATE Daily Herald: November 15, 2023

PUBLIC HEARING Thursday, November 30, 2023

ADDITIONAL INFORMATION:

Building: No Objections.

DUDOT: No Objections.

Health: No Objections with the concept of the petition. Additional information may be required at time of permit application. “Animal waste and floor drains from inside the cage and play areas may not drain into the septic field.”

Stormwater: Our office has no jurisdiction in this matter.

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

EXTERNAL:

Village of Winfield: *No Comments Received.*

Village of Carol Stream: *No Comments Received.*

City of West Chicago: *No Comments Received.*

Wayne Township: *No Comments Received.*

Township Highway: *No Comments Received.*

Carol Stream Fire Dist.: *No Comments Received.*

Sch. Dist. 25: *No Comments Received.*

Sch. Dist. 94: *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-2 General Business Commercial Local Commercial

North North Avenue and beyond R-3 SF RES Recreational/Open Space 0-5 DU AC

South St. Charles Road and beyond B-2 General Business/R-3 SF RES Commercial/ Forest Preserve Open Space

East B-2 General Business Motel Local Commercial

West St. Charles Road and beyond B-2 General Business Commercial/Residential Local

Commercial

WHEREAS, the Zoning Board of Appeals, having considered in relation to the above and at the recommendation meeting held on April 4, 2024, recommends to approve the following zoning relief:

Conditional Use to operate an indoor kennel in a B-2 General Business Zoning District.

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-23-00090 **WagSuites** dated April 4, 2024.
2. That the Conditional Use zoning relief shall expire after one (1) year 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:
 - b. 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.
 - c. 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 the Conditional Use shall inure only to the owner, VRINDAVAN CORP and/or BRIAN NOWICKI WITH WAGSUITES, and shall terminate in the event that the owner, or any entity owned or controlled by VRINDAVAN CORP, BRIAN NOWICKI and/or WAGSUITES discontinues operation of the subject Conditional Use on the subject property.
5. That the number of dogs permitted for indoor kenneling on the subject property at any one time shall not exceed ten (10).
6. That during a holiday season (up to five [5] days prior to and up to five [5] days after a holiday), the total number of dogs permitted on the subject property at any one time shall not exceed fifty (50).
7. That the property be developed in accordance with all other codes and Ordinances of DuPage County.

ZBA VOTE (to Approve): 7 Ayes, 0 Nays, 0 Absent

WHEREAS, the County Board Development Committee on April 16, 2024, 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 to operate an indoor kennel in a B-2 General Business Zoning District.

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-23-000090 **WagSuites** dated April 4, 2024.
2. That the Conditional Use zoning relief shall expire after one (1) year 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 the Conditional Use shall inure only to the owner, VRINDAVAN CORP and/or BRIAN NOWICKI WITH WAGSUITES, and shall terminate in the event that the owner, or any entity owned or controlled by VRINDAVAN CORP, BRIAN NOWICKI and/or WAGSUITES discontinues operation of the subject Conditional Use on the subject property.
5. That the number of dogs permitted for indoor kenneling on the subject property at any one time shall not exceed ten (10).
6. That during a holiday season (up to five [5] days prior to and up to five [5] days after a holiday), the total number of dogs permitted on the subject property at any one time shall not exceed fifty (50).
7. That the property be developed in accordance with all other codes and Ordinances of DuPage County.

Development Committee VOTE (to Approve): 4 Ayes, 0 Nays, 2 Absent

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

Conditional Use to operate an indoor kennel in a B-2 General Business Zoning District, on the property hereinafter described:

THAT PART OF THE SOUTHWEST ¼ OF THE NORTHWEST ¼ OF SECTION 36, AND THE SOUTHEAST ¼ OF THE NORTHEAST ¼ OF SECTION 35, TOWNSHIP 40 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED BY COMMENCING AT AN IRON STAKE AT THE SOUTHEAST CORNER OF THE SOUTHWEST ¼ OF THE NORTHWEST ¼ OF SAID SECTION 36, AND RUNNING THENCE WEST ALONG THE EAST AND WEST CENTER LINE OF SAID SECTION 36, 492.3 FEET TO THE CENTER LINE OF OLD ST. CHARLES ROAD; THENCE NORTHWESTERLY ALONG THE CENTER LINE OF OLD ST. CHARLES ROAD, TO ITS INTERSECTION WITH THE CENTER LINE OF NORTH AVENUE (BEING STATE HIGHWAY ROUTE 64); THENCE SOUTH 81 DEGREES 14 MINUTES EAST ALONG THE CENTER LINE OF NORTH AVENUE, 1,459.4 FEET TO THE EAST LINE OF THE SOUTHWEST ¼ OF THE NORTHWEST ¼ OF SAID SECTION 36; THENCE SOUTH ALONG THE SAID EAST LINE OF THE SOUTHWEST ¼ OF THE NORTHWEST ¼ OF SAID SECTION 36, 358 FEET TO THE POINT OF BEGINNING; (EXCEPTING THEREFROM THE FOLLOWING DESCRIBED LAND: THE PART OF THE SOUTHWEST ¼ OF THE

NORTHWEST ¼ OF SECTION 36, TOWNSHIP 40 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED BY BEGINNING AT THE SOUTHEAST CORNER OF THE SOUTHWEST ¼ OF THE NORTHWEST ¼ OF SAID SECTION 36 AND RUNNING THENCE SOUTH 88 DEGREES 25 MINUTES WEST ALONG THE SOUTH LINE OF SAID SOUTHWEST ¼ OF THE NORTHWEST ¼ OF SECTION 36 FOR A DISTANCE OF 492.3 FEET TO A POINT IN THE CENTER LINE OF OLD ST. CHARLES ROAD AT AN ANGLE POINT IN SAID ROAD; THENCE NORTH 58 DEGREES 00 MINUTES WEST ALONG SAID CENTER LINE, 61.9 FEET; THENCE NORTH 8 DEGREES 46 MINUTES EAST, 191.7 FEET; THENCE NORTH 81 DEGREES 14 MINUTES WEST, 25.0 FEET; THENCE NORTH 8 DEGREES 46 MINUTES EAST, 226.0 FEET TO THE CENTER LINE OF STATE BOND ISSUE HIGHWAY ROUTE 64; THENCE SOUTH 81 DEGREES 14 MINUTES EAST ALONG SAID CENTER LINE, 511.4 FEET TO THE EAST LINE OF SAID SOUTHWEST ¼ OF THE NORTHWEST ¼ OF SECTION 36; THENCE SOUTH ALONG SAID EAST LINE 358.0 FEET TO THE PLAT OF BEGINNING), AND ALSO (EXCEPTING THAT PART THEREOF CONVEYED TO THE STATE OF ILLINOIS DEPARTMENT OF TRANSPORTATION BY WARRANTY DEED RECORDED AS DOCUMENT R99-070752), 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-23-000090 WagSuites dated April 4, 2024.
2. That the Conditional Use zoning relief shall expire after one (1) year 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 the Conditional Use shall inure only to the owner, VRINDAVAN CORP and/or BRIAN NOWICKI WITH WAGSUITES, and shall terminate in the event that the owner, or any entity owned or controlled by VRINDAVAN CORP, BRIAN NOWICKI and/or WAGSUITES discontinues operation of the subject Conditional Use on the subject property.
5. That the number of dogs permitted for indoor kenneling on the subject property at any one time shall not exceed ten (10).
6. That during a holiday season (up to five [5] days prior to and up to five [5] days after a holiday), the total number of dogs permitted on the subject property at any one time shall not exceed fifty (50).
7. 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; VRINDAVAN CORP, 27W641 NORTH AVENUE, WEST CHICAGO, IL 60185/AGENT: BRIAN NOWICKI, 27W751 NORTH AVENUE, WEST CHICAGO, IL 60185; and Township Assessor, Wayne Township, 27W031 North Avenue, West Chicago, IL 60185.

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

12.B. [DC-O-0024-24](#)

ZONING-24-000009 – Barnas: To approve the following zoning relief:
Variation to reduce the rear yard setback for a new pool shed from required 3' to approximately 2' (replacing previous pool shed in same location). (Wayne/District 6)
ZHO Recommendation to Approve
Development Committee VOTE (to Approve): 4 Ayes, 0 Nays, 2 Absent

WHEREAS, a public hearing was held on March 13, 2024 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 reduce the rear yard setback for a new pool shed from required 3' to approximately 2' (replacing previous pool shed in same location), on the property hereinafter described:

LOT 87 IN BRANIGAR'S FIRST ADDITION TO WAYNE OAKS, BEING A SUBDIVISION OF PARTS OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 26, SOUTHWEST QUARTER OF SOUTHWEST QUARTER OF SECTION 25, NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 35, AND OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 36, ALL IN TOWNSHIP 40 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, ALL IN DUPAGE COUNTY, ILLINOIS ACCORDING TO THE PLAT THEREOF RECORDED AUGUST 20, 1969 AS DOCUMENT R69-37455, IN DUPAGE COUNTY, ILLINOIS.

ALSO, BEGINNING AT A POINT ON THE EAST LINE OF LOT 88 OF BRANIGAR'S FIRST ADDITION TO WAYNE OAKS, A DISTANCE OF 160.0 FEET NORTH OF THE SOUTH LINE OF SAID LOT 88; THENCE WEST AT A NINETY DEGREE ANGLE FROM SAID EAST LINE OF LOT 88, A DISTANCE OF 10.0 FEET, THENCE NORTH PARALLEL WITH SAID EAST LINE OF SAID LOT 88, A DISTANCE OF 72.0 FEET, THENCE EAST AT A NINETY DEGREE ANGLE FROM SAID EAST LINE OF LOT 88 TO THE EAST LINE; THENCE SOUTH ALONG SAID EAST LINE OF LOT 88 TO THE POINT OF BEGINNING ALL IN LOT 88 OF BRANIGAR'S FIRST ADDITION TO WAYNE OAKS, BEING A SUBDIVISION OF PARTS OF SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 26, SOUTHWEST QUARTER OF SOUTHWEST QUARTER OF SECTION 25, NORTHEAST QUARTER OF THE NORHTEAST QUARTER OF SECTION 35, AND OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 36, ALL IN TOWNSHIP 40 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, ALL IN DUPAGE COUNTY, ILLINOIS ACCORDING TO THE PLAT THEREOF RECORDED AUGUST 20, 1969 AS DOCUMENT R69-37455, 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 March 13, 2024 does find as follows:

FINDINGS OF FACT:

- A. That petitioner testified that the proposed zoning relief is reduce the rear yard setback for a new pool shed from required 3' to approximately 2' (replacing previous pool shed in same location).
- B. That petitioner testified that she purchased the subject property in 2021 and the property has an existing pool and previously had a dilapidated shed/pool utility structure.
- C. That petitioner testified that she removed the previous dilapidated shed/pool utility structure and started to rebuild the shed in the same location, approximately 2' from the rear property line.
- D. That petitioner testified the pool shed is to cover the existing pool utilities and to store pool equipment and accessories.
- E. That petitioner testified that the pool shed conforms to the same angle as the existing wood deck and pool, and that because these existing structures are not perfectly square, there is a unique circumstance as only a portion/corner of the pool shed is approximately 2' from the rear yard property line.
- F. That the Zoning Hearing Officer finds that petitioner has demonstrated evidence for a unique circumstance and practical difficulty as the existing structures on the subject property (pool and deck) are not perfectly square, there is a unique circumstance as only a portion/corner of the pool shed is approximately 2' from the rear yard property line

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 pool shed 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 pool shed will not increase in the hazard from fire or other dangers and that they will receive a building permit for the proposed shed.
 - c. Diminish the value of land and buildings throughout the County as petitioner **has demonstrated** that the proposed pool shed 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 pool shed will not unduly increase traffic congestion in the public streets and highways as the pool shed is located completely in the rear of the subject property.
 - e. Increase the potential for flood damages to adjacent property as petitioner **has demonstrated** that the proposed pool shed 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 the proposed pool shed 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** that the proposed pool shed 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-24-000009 Barnas

ZONING REQUEST Variation to reduce the rear yard setback for a new pool shed from required 3' to approximately 2' (replacing previous pool shed in same location).

OWNER BOGUMILA BARNAS, 28W084 TIMBER LANE, WEST CHICAGO, IL 60185

ADDRESS/LOCATION 28W084 TIMBER LANE, WEST CHICAGO, IL 60185

PIN 01-26-402-002 / 01-26-402-011

TWSP./CTY. BD. DIST. Wayne District 6
ZONING/LUP R-3 SF RES 0-5 DU AC
AREA 0.65 ACRES (28,314 SQ. FT)
UTILITIES WELL AND SEPTIC
PUBLICATION DATE Daily Herald: FEBRUARY 27, 2024
PUBLIC HEARING WEDNESDAY, MARCH 13, 2024

ADDITIONAL INFORMATION:

Building: No Objections.

DUDOT: Our office has no jurisdiction in this matter.

Health: No Objections.

Stormwater: No Objections with the concept of the petition. Additional information may be required at time of permit application. *“Please be aware that the shed is situated in the regulatory floodplain. Consequently, further information will be necessary when submitting the permit application to ensure that the shed complies with the requirements for an accessory structure within the floodplain.”*

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

EXTERNAL:

Village of Carol Stream: *No Comments Received.*

City of West Chicago: *No Comments Received.*

Village of Winfield: *No Comments Received.*

Wayne Township: *No Comments Received.*

Township Highway: *No Comments Received.*

Carol Stream Fire Dist.: No Objections with the concept of the petition. Additional information may be required at time of permit application.

Sch. Dist. 25: No Objections.

Sch. Dist. 94: *No Comments Received.*

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

GENERAL BULK REQUIREMENTS:

REQUIREMENTS: REQUIRED EXISTING PROPOSED

Int. Side Yard: 3’ APPROX. 2’ APPROX. 2’

LAND USE

Location Zoning Existing Use LUP

Subject R-3 SF RES HOUSE 0-5 DU AC

North R-3 SF RES OPEN SPACE 0-5 DU AC

South TIMBER LANE AND BEYOND R-3 SF RES HOUSE 0-5 DU AC

East R-3 SF RES HOUSE 0-5 DU AC

West R-3 SF RES OPEN SPACE 0-5 DU AC

WHEREAS, the Zoning Hearing Officer, having considered in relation to the above and at the recommendation meeting held on March 13, 2024, recommends to approve the following zoning relief:

Variation to reduce the rear yard setback for a new pool shed from required 3' to approximately 2' (replacing previous pool shed in same location).

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-24-000009 Barnas** on March 13, 2024.
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 April 16, 2024, 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 reduce the rear yard setback for a new pool shed from required 3' to approximately 2' (replacing previous pool shed in same location).

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-24-000009 Barnas** on March 13, 2024.
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): 4 Ayes, 0 Nays, 2 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 rear yard setback for a new pool shed from required 3' to approximately 2' (replacing previous pool shed in same location), on the property hereinafter described:

LOT 87 IN BRANIGAR’S FIRST ADDITION TO WAYNE OAKS, BEING A SUBDIVISION OF PARTS OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 26, SOUTHWEST QUARTER OF SOUTHWEST QUARTER OF SECTION 25, NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 35, AND OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 36, ALL IN TOWNSHIP 40 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, ALL IN DUPAGE COUNTY, ILLINOIS ACCORDING TO THE PLAT THEREOF RECORDED AUGUST 20, 1969 AS DOCUMENT R69-37455, IN DUPAGE COUNTY, ILLINOIS.

ALSO, BEGINNING AT A POINT ON THE EAST LINE OF LOT 88 OF BRANIGAR’S FIRST ADDITION TO WAYNE OAKS, A DISTANCE OF 160.0 FEET NORTH OF THE SOUTH LINE OF SAID LOT 88; THENCE WEST AT A NINETY DEGREE ANGLE FROM SAID EAST LINE OF LOT 88, A DISTANCE OF 10.0 FEET, THENCE NORTH PARALLEL WITH SAID EAST LINE OF SAID LOT 88, A DISTANCE OF 72.0 FEET, THENCE EAST AT A NINETY DEGREE ANGLE FROM SAID EAST LINE OF LOT 88 TO THE EAST LINE;

THENCE SOUTH ALONG SAID EAST LINE OF LOT 88 TO THE POINT OF BEGINNING ALL IN LOT 88 OF BRANIGAR’S FIRST ADDITION TO WAYNE OAKS, BEING A SUBDIVISION OF PARTS OF SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 26, SOUTHWEST QUARTER OF SOUTHWEST QUARTER OF SECTION 25, NORTHEAST QUARTER OF THE NORHTEAST QUARTER OF SECTION 35, AND OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 36, ALL IN TOWNSHIP 40 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, ALL IN DUPAGE COUNTY, ILLINOIS ACCORDING TO THE PLAT THEREOF RECORDED AUGUST 20, 1969 AS DOCUMENT R69-37455, 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-24-000009 Barnas** on March 13, 2024.
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; BOGUMILA BARNAS, 28W084 TIMBER LANE, WEST CHICAGO, IL 60185; and Township Assessor, Wayne Township, 27W031 North Avenue, West Chicago, IL 60185.

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

12.C. [DC-O-0025-24](#)

ZONING-24-000010 – CHICAGO TITLE TR800239101: To approve the following zoning relief:

Conditional Use for a Principal Recreational Use in the R-2 Zoning District to allow for a 2,112 square foot timber frame barn with horse stables to be built for the owner’s horses. (Winfield/District 6)

ZHO Recommendation to Approve

Development Committee VOTE (to Approve): 4 Ayes, 0 Nays, 2 Absent

WHEREAS, a public hearing was held on March 13, 2024 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 for a Principal Recreational Use in the R-2 Zoning District to allow for a 2,112 square foot timber frame barn with horse stables to be built for the owner's horses, on the property hereinafter described:

LOT 1, LOT 2, AND LOT 3 IN THE ESTATES OF GALUSHA FARM, BEING A SUBDIVISION OF PART OF THE NORTHEAST QUARTER OF SECTION 36, TOWNSHIP 39 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED DECEMBER 6, 2022 AS DOCUMENT R2022-106039; 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 March 13, 2024 does find as follows:

FINDINGS OF FACT:

- A. That petitioner testified that the proposed zoning relief is to allow a Conditional Use for a Principal Recreational Use in the R-2 Zoning District to allow for a 2,112 square foot timber frame barn with horse stables to be built for the owner's horses.
- B. That petitioner testified that he currently lives five (5) minutes away and that the subject property would be used to store and exercise his four (4) personal horses until he is able to build a house on the subject property.
- C. That petitioner testified the subject area is surrounded by Galusha Farm and is an equestrian area.
- D. That petitioner testified that he plans to build a house on the subject property and that until the home is completed, the subject property will be principally used as a recreational use to store petitioner's personal horses in a horse stable that he will visit daily.
- E. That Hearing Officer finds that petitioner has demonstrated that the subject zoning relief to allow a Conditional Use for a Principal Recreational Use in the R-2 Zoning District to allow for a 2,112 square foot timber frame barn with horse stables to be built for the owner's horses will not have any impact on adjacent properties and roadways, will not impact on drainage, and will 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 proposed recreational use will 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 proposed horse stable and that it will be constructed 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 proposed recreational use will 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 demonstrated** that the proposed recreational use will not unduly increase traffic congestion in the public streets and highways as the proposed recreational use and horses will be for the personal use of the property owner.
 - 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 proposed recreational use.
 - 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 proposed recreational use.
 - g. Otherwise impair the public health, safety, comfort, morals, or general welfare of the inhabitants of DuPage County as petitioner **has demonstrated** that the proposed recreational use will 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-24-000010 CHICAGO TITLE TR800239101****ZONING REQUEST** Conditional Use for a Principal Recreational Use in the R-2 Zoning

District to allow for a 2,112 square foot timber frame barn with horse stables to be built for the

owner’s horses.

OWNER CHICAGO TITLE TR800239101, 3S346 HERRICK ROAD, WARRENVILLE, IL 60555 / CHICAGO TITLE TR800239101, 22W320 GLEN VALLEY DRIVE, GLEN ELLYN, IL 60137

ADDRESS/LOCATION 3S346 HERRICK ROAD, WARRENVILLE, IL 60555

PIN 04-36-202-030 / 04-36-202-029 / 04-36-202-031

TWSP./CTY. BD. DIST. WINFIELDDISTRICT 6

ZONING/LUP R-2 SF RES 0-5 DU AC

AREA 4.8 ACRES (210,525 SQ. FT.)

UTILITIES WELL / SEPTIC

PUBLICATION DATE Daily Herald: FEBRUARY 27, 2024

PUBLIC HEARING WEDNESDAY, MARCH 13, 2024

ADDITIONAL INFORMATION:

Building: No Objections.

DUDOT: *No Comments Received.*

Health: No Objections.

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

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

EXTERNAL:

City of Warrenville: *No Comments Received.*

City of Naperville: *No Comments Received.*

City of Wheaton: *No Comments Received.*

Winfield Township: *No Comments Received.*

Township Highway: Our office has no jurisdiction in this matter.

Warrenville Fire Dist.: *No Comments Received.*

Sch. Dist. 200: *No Comments Received.*

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

LAND USE

Location Zoning Existing Use LUP

Subject R-2 SF RES VACANT 0-5 DU AC

North R-2 SF RES HOUSE 0-5 DU AC

South R-2 SF RES HOUSE 0-5 DU AC

East HERRICK DRIVE AND BEYOND R-2 SF RES HOUSE 0-5 DU AC

West VILLAGE OF WARRENVILLE HOUSE VILLAGE OF WARRENVILLE

WHEREAS, the Zoning Hearing Officer, having considered in relation to the above and at the recommendation meeting held on March 13, 2024, recommends to approve the following zoning relief:

Conditional Use for a Principal Recreational Use in the R-2 Zoning District to allow for a 2,112 square foot timber frame barn with horse stables to be built for the owner’s horses.

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-24-000010 CHICAGO TITLE TR800239101 dated March 13, 2024.
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 Conditional Use shall inure only to the owner, CHICAGO TITLE TR800239101 and/or ERIC HEZINGER, and shall terminate in the event that the owner, or any entity owned or controlled by CHICAGO TITLE TR800239101 and/or ERIC HEZINGER discontinues operation of the subject Conditional Use on the subject property.
4. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation that occurs on the property.
5. That petitioner maintains the existing landscaping around the perimeter of the subject property.
6. 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 April 16, 2024, 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 for a Principal Recreational Use in the R-2 Zoning District to allow for a 2,112 square foot timber frame barn with horse stables to be built for the owner's horses.

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-24-000010 CHICAGO TITLE TR800239101 dated March 13, 2024.
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 Conditional Use shall inure only to the owner, CHICAGO TITLE TR800239101 and/or ERIC HEZINGER, and shall terminate in the event that the owner, or any entity owned or controlled by CHICAGO TITLE TR800239101 and/or ERIC HEZINGER discontinues operation of the subject Conditional Use on the subject property.
4. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation that occurs on the property.
5. That petitioner maintains the existing landscaping around the perimeter of the subject property.
6. That the property be developed in accordance with all other codes and Ordinances of DuPage County.

Development Committee VOTE (to Approve): 4 Ayes, 0 Nays, 2 Absent

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

Conditional Use for a Principal Recreational Use in the R-2 Zoning District to allow for a 2,112 square foot timber frame barn with horse stables to be built for the owner's horses, on the property hereinafter described:

LOT 1, LOT 2, AND LOT 3 IN THE ESTATES OF GALUSHA FARM, BEING A SUBDIVISION OF PART OF THE NORTHEAST QUARTER OF SECTION 36, TOWNSHIP 39 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED DECEMBER 6, 2022 AS DOCUMENT R2022-106039; 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-24-000010 CHICAGO TITLE TR800239101 dated March 13, 2024.
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 Conditional Use shall inure only to the owner, CHICAGO TITLE TR800239101

and/or ERIC HEZINGER, and shall terminate in the event that the owner, or any entity owned or controlled by CHICAGO TITLE TR800239101 and/or ERIC HEZINGER discontinues operation of the subject Conditional Use on the subject property.

- 4. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation that occurs on the property.
- 5. That petitioner maintains the existing landscaping around the perimeter of the subject property.
- 6. 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; CHICAGO TITLE TR800239101, 3S346 HERRICK ROAD, WARRENVILLE, IL 60555 / CHICAGO TITLE TR800239101, 22W320 GLEN VALLEY DRIVE, GLEN ELLYN, IL 60137; and Township Assessor, Winfield Township, 130 Arbor Avenue, West Chicago, IL 60185.

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

12.D. [DC-O-0026-24](#)

ZONING-24-000012 – Mobil-Glen Ellyn: To approve the following zoning relief:

- 1. Variation to reduce the corner side setback for a relocated sign from required 15' setback to approximately 3.1 feet, due to IDOT R.O.W. taking.
- 2. Variation to reduce the rear yard setback for a relocated sign from required 20' setback to approximately 2.7 feet, due to IDOT R.O.W. taking. (Milton/District 4)

ZHO Recommendation to Approve

Development Committee VOTE (to Approve): 4 Ayes, 0 Nays, 2 Absent

WHEREAS, a public hearing was held on April 3, 2024 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 corner side setback for a relocated sign from required 15' setback to approximately 3.1 feet, due to IDOT R.O.W. taking.
2. Variation to reduce the rear yard setback for a relocated sign from required 20' setback to approximately 2.7 feet, due to IDOT R.O.W. taking, on the property hereinafter described:

THAT PART OF LOT 9 IN BUTTERFIELD ESTERS SUBDIVISION, BEING A SUBDIVISION OF THAT PART OF SECTION 26, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THERE RECORDED APRIL 21, 1955 AS DOCUMENT NO. 753824, DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHEAST CORNER OF SAID LOT 9: THENCE WEST ALONG THE SOUTH LINE OF SAID LOT 9, A DISTANCE OF 184.00 FEET; THENCE NORTHERLY ALONG A LINE PARALLEL WITH THE EAST LINE OF SAID LOT 9, A DISTANCE OF 147.40 FEET; THENCE EAST ALONG A LINE PARALLEL WITH THE SOUTH LINE OF SAID LOT 9, A DISTANCE OF 184.00 FEET; THENCE SOUTHERLY ALONG THE EAST LINE OF SAID LOT 9, A DISTANCE OF 147 40 FEET TO THE POINT OF BEGINNING, ALL IN DUPAGE COUNTY, ILLINOIS.

ALSO BEING DESCRIBED AS: THAT PART OF LOT 9 IN BUTTERFIELD ESTATES SUBDIVISION, BEING A SUBDIVISION OF THAT PART OF SECTION 26, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED APRIL 21, 1955 AS DOCUMENT NO. 753824, DESCRIBED AS: BEGINNING AT THE INTERSECTION OF THE WEST RIGHT OF WAY LINE OF ILLINOIS ROUTE 53 (100 FEET WIDE) AND THE NORTH RIGHT OF WAY LINE OF BLJTTERFIELD ROAD (200 FEET WIDE); THENCE SOUTH 84°51'48" WEST 184.00 FEET ALONG SAID NORTH RIGHT OF WAY LINE OF BLJTTERFIELD ROAD; THENCE NORTH 02°45'00" EAST 147.40 FEET; THENCE NORTH 84°51'48" EAST 184.00 FEET TO THE WEST RIGHT OF WAY LINE OF ILLINOIS ROUTE 53; THENCE SOUTH 02°45'00" WEST 147.40 FEET ALONG SAID WEST RIGHT OF WAY LINE TO THE PLACE OF BEGINNING. EXCEPT THEREFROM THE FOLLOWING DESCRIBED LAND: THAT PART OF LOT 9 IN BLJTTERFIELD ESTATES, BEING A SUBDIVISION OF PART OF THE SOUTHEAST QUARTER OF THE SECTION 26, TOWNSHIP 39 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED APRIL 21, 1955 AS DOCUMENT NUMBER 753824, IN DUPAGE COUNTY, ILLINOIS, BEARINGS AND DISTANCES BASED ON THE ILLINOIS STATE PLANE COORDINATE SYSTEM, EAST ZONE, NAD83 (2011 ADJUSTMENT), WITH A COMBINED FACTOR OF 0.99995005, DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF SAID LOT 9; THENCE SOUTH 84 DEGREES 02 MINUTES 54 SECONDS WEST ALONG THE NORTH LINE OF SAID LOT 9 A DISTANCE OF 50.48 FEET TO THE WEST LINE OF ILLINOIS ROUTE 53 AS DEDICATED BY DOCUMENT NUMBER 448891 RECORDED MAY 12, 1942 IN BOOK 24A OF PLATS PAGES 191 AND 191A; THENCE SOUTH 01 DEGREE 57 MINUTES 01 SECONDS WEST ALONG THE WEST LINE OF SAID ILLINOIS ROUTE 53 A DISTANCE OF 73.23 FEET TO THE NORTHERLY LINE OF A TRACT OF LAND DESCRIBED BY DOCUMENT NUMBER R2014-089889 RECORDED SEPTEMBER 30, 2014 AT THE DUPAGE COUNTY RECORDER'S OFFICE FOR A POINT OF BEGINNING: THENCE CONTINUING SOUTH 01 DEGREE 57 MINUTES 01 SECOND WEST ALONG THE WEST LINE OF SAID ILUNOIS ROUTE 53 A DISTANCE OF 147.34 FEET TO THE NORTH LINE OF BUTTERFIELD ROAD AS DEDICATED PER DOCUMENT NUMBER 388768 RECORDED APRIL 14, 1938, IN BOOK 328 OF DEEDS PAGE 3; THENCE SOUTH 84 DEGREES 07 MINUTES 36 SECONDS WEST ALONG THE NORTH LINE OF SAID BUTTERFIELD ROAD 35.53 FEET; THENCE NORTH 24 DEGREES 06 MINUTES 18 SECONDS EAST 19.11 FEET; THENCE ALONG A CURVE CONCAVE NORTHWESTERLY HAVING A RADIUS OF 188.92 FEET AND A CHORD BEARING NORTH 13 DEGREES 59 MINUTES 39 SECONDS EAST, A DISTANCE OF 66.67 FEET; THENCE NORTH 01 DEGREE 57 MINUTES 34 SECONDS EAST 67.65 FEET TO THE NORTHERLY LINE OF SAID TRACT OF LAND, THENCE NORTH 84 DEGREES 06 MINUTES 38 SECONDS EAST ALONG THE NORTHERLY LINE OF SAID TRACT OF LAND 14.28 FEET TO THE POINT OF BEGINNING. SAID PARCEL CONTAINING 0.062 ACRE, MORE OR

LESS.; 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 April 3, 2024 does find as follows:

FINDINGS OF FACT:

- A. That petitioner testified that the subject zoning relief is to allow petitioner to relocate a sign on the subject property due an IDOT right-of-way (ROW) taking.
- B. That petitioner testified that the subject property is losing approximately 1/10th of an acre due to a ROW taking at Route 53/Route 56 for additional traffic lanes and sidewalks.
- C. That petitioner testified that the sign will be relocated on top of the existing trash enclosure.
- D. That petitioner testified that there is no alternative location for the relocated sign.
- E. Furthermore, that the Hearing Officer finds that petitioner has demonstrated evidence for a practical difficulty and particular hardship due to the IDOT ROW taking on the subject property, and that the taking therefore requires petitioner to request a Variation to reduce the corner side setback for a relocated sign from required 15' setback to approximately 3.1 feet, and a Variation to reduce the rear yard setback for a relocated sign from required 20' setback to approximately 2.7 feet, due to IDOT R.O.W. taking.

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 sign 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 sign will not increase in the hazard from fire or other dangers and that they will receive a building permit for the proposed sign.
 - c. Diminish the value of land and buildings throughout the County as petitioner **has demonstrated** that the proposed sign 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 sign will not unduly increase traffic congestion in the public streets and highways.

- e. Increase the potential for flood damages to adjacent property as petitioner **has demonstrated** that the proposed sign 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 the proposed sign 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** that the proposed sign 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-24-000012 Mobil - Glen Ellyn

ZONING REQUEST 1. Variation to reduce the corner side setback for a relocated sign from required 15' setback to approximately 3.1 feet, due to IDOT R.O.W. taking. 2. Variation to reduce the rear yard setback for a relocated sign from required 20' setback to approximately 2.7 feet, due to IDOT R.O.W. taking.

OWNER I K I REAL ESTATE, LLC., 22W070 BUTTERFIELD ROAD, GLEN ELLYN, IL 60137-7160 / **AGENT:** KEN PRICE, WEAVER CONSULTANTS GROUP, 1316 BOND STREET, SUITE 108, NAPERVILLE, IL 60563

ADDRESS/LOCATION 22W070 BUTTERFIELD ROAD, GLEN ELLYN, IL 60137-7160

PIN 05-26-400-041

TWSP./CTY. BD. DIST. MILTON DISTRICT 4

ZONING/LUP B-1 LOCAL BUSINESS LOCAL COMMERCIAL

AREA 0.62 ACRES (27,007 SQ. FT.)

UTILITIES WATER AND SEWER

PUBLICATION DATE Daily Herald: MARCH 15, 2024

PUBLIC HEARING WEDNESDAY, APRIL 3, 2024

ADDITIONAL INFORMATION:

Building: No Objections.

DUDOT: Our office has no jurisdiction in this matter.

Health: Our office has no jurisdiction in this matter.

Stormwater: No Objections.

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

EXTERNAL:

Village of Glen Ellyn: *No Comments Received.*

Village of Lombard: *No Comments Received.*

Village of Downers Grove: "The Village of Downers Grove has no comments."

City of Wheaton: *No Comments Received.*

Milton Township: *No Comments Received.*

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

Lisle-Woodridge Fire Dist.: "N/A"

Sch. Dist. 87: *No Comments Received.*

Sch. Dist. 89: *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

Corner Side Yard: 15’ APPROX 5’ APPROX. 3.1’

Rear Yard: 20’ APPROX. 10’ APPROX. 2.7’

LAND USE

Location Zoning Existing Use LUP

Subject B-1 LOCAL BUSINESS GAS STATION LOCAL COMMERCIAL

North R-3 SF RES DAY CARE LOCAL COMMERCIAL

South BUTTERFIELD ROAD AND BEYOND B-1 LOCAL BUSINESS GAS STATION LOCAL COMMERCIAL

East ROUTE 53 AND BEYOND B-1 LOCAL BUSINESS PARK DISTRICT LOCAL COMMERCIAL

West R-3 SF RES DAY CARE LOCAL COMMERCIAL

WHEREAS, the Zoning Hearing Officer, having considered in relation to the above and at the recommendation meeting held on April 3, 2024, recommends to approve the following zoning relief:

1. Variation to reduce the corner side setback for a relocated sign from required 15' setback to approximately 3.1 feet, due to IDOT R.O.W. taking.
2. Variation to reduce the rear yard setback for a relocated sign from required 20' setback to approximately 2.7 feet, due to IDOT R.O.W. taking.

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-24-000012 Mobil - Glen Ellyn dated April 3, 2024.
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 April 16, 2024, 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:

1. Variation to reduce the corner side setback for a relocated sign from required 15' setback to approximately 3.1 feet, due to IDOT R.O.W. taking.
2. Variation to reduce the rear yard setback for a relocated sign from required 20' setback to

approximately 2.7 feet, due to IDOT R.O.W. taking.

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-24-000012 Mobil - Glen Ellyn dated April 3, 2024.
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): 4 Ayes, 0 Nays, 2 Absent

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 corner side setback for a relocated sign from required 15' setback to approximately 3.1 feet, due to IDOT R.O.W. taking.
2. Variation to reduce the rear yard setback for a relocated sign from required 20' setback to approximately 2.7 feet, due to IDOT R.O.W. taking, on the property hereinafter described:

THAT PART OF LOT 9 IN BUTTERFIELD ESTERS SUBDIVISION, BEING A SUBDIVISION OF THAT PART OF SECTION 26, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THERE RECORDED APRIL 21, 1955 AS DOCUMENT NO. 753824, DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHEAST CORNER OF SAID LOT 9: THENCE WEST ALONG THE SOUTH LINE OF SAID LOT 9, A DISTANCE OF 184.00 FEET; THENCE NORTHERLY ALONG A LINE PARALLEL WITH THE EAST LINE OF SAID LOT 9, A DISTANCE OF 147.40 FEET; THENCE EAST ALONG A LINE PARALLEL WITH THE SOUTH LINE OF SAID LOT 9, A DISTANCE OF 184.00 FEET; THENCE SOUTHERLY ALONG THE EAST LINE OF SAID LOT 9, A DISTANCE OF 147 40 FEET TO THE POINT OF BEGINNING, ALL IN DUPAGE COUNTY, ILLINOIS.

ALSO BEING DESCRIBED AS: THAT PART OF LOT 9 IN BUTTERFIELD ESTATES SUBDIVISION, BEING A SUBDIVISION OF THAT PART OF SECTION 26, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED APRIL 21, 1955 AS DOCUMENT NO. 753824, DESCRIBED AS: BEGINNING AT THE INTERSECTION OF THE WEST RIGHT OF WAY LINE OF ILLINOIS ROUTE 53 (100 FEET WIDE) AND THE NORTH RIGHT OF WAY LINE OF BLJTTERFIELD ROAD (200 FEET WIDE); THENCE SOUTH 84°51'48" WEST 184.00 FEET ALONG SAID NORTH RIGHT OF WAY LINE OF BLJTTERFIELD ROAD; THENCE NORTH 02°45'00" EAST 147.40 FEET; THENCE NORTH 84°51'48" EAST 184.00 FEET TO THE WEST RIGHT OF WAY LINE OF ILLINOIS ROUTE 53; THENCE SOUTH 02°45'00" WEST 147.40 FEET ALONG SAID WEST RIGHT OF WAY LINE TO THE PLACE OF BEGINNING. EXCEPT THEREFROM THE FOLLOWING DESCRIBED LAND: THAT PART OF LOT 9 IN BLJTTERFIELD ESTATES, BEING A SUBDIVISION OF PART OF THE SOUTHEAST QUARTER OF THE SECTION 26, TOWNSHIP 39 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED APRIL 21, 1955 AS DOCUMENT NUMBER 753824, IN DUPAGE COUNTY, ILLINOIS, BEARINGS AND DISTANCES BASED ON THE ILLINOIS STATE PLANE COORDINATE SYSTEM, EAST ZONE, NAD83 (2011 ADJUSTMENT), WITH A COMBINED FACTOR OF 0.99995005, DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF SAID LOT 9; THENCE SOUTH 84 DEGREES 02 MINUTES 54 SECONDS WEST ALONG THE NORTH LINE OF SAID LOT 9 A DISTANCE OF 50.48 FEET TO THE WEST LINE OF ILLINOIS ROUTE 53 AS DEDICATED BY DOCUMENT NUMBER 448891 RECORDED MAY 12, 1942 IN BOOK 24A OF PLATS PAGES 191 AND 191A; THENCE SOUTH 01 DEGREE 57 MINUTES 01 SECONDS WEST ALONG THE WEST LINE OF SAID ILLINOIS ROUTE 53 A DISTANCE OF 73.23 FEET TO THE NORTHERLY LINE OF A TRACT OF LAND DESCRIBED BY DOCUMENT NUMBER R2014-089889 RECORDED SEPTEMBER 30, 2014 AT THE DUPAGE COUNTY RECORDER'S OFFICE FOR A POINT OF BEGINNING: THENCE CONTINUING SOUTH 01 DEGREE 57

MINUTES 01 SECOND WEST ALONG THE WEST LINE OF SAID ILUNOIS ROUTE 53 A DISTANCE OF 147.34 FEET TO THE NORTH LINE OF BUTTERFIELD ROAD AS DEDICATED PER DOCUMENT NUMBER 388768 RECORDED APRIL 14, 1938, IN BOOK 328 OF DEEDS PAGE 3; THENCE SOUTH 84 DEGREES 07 MINUTES 36 SECONDS WEST ALONG THE NORTH LINE OF SAID BUTTERFIELD ROAD 35.53 FEET; THENCE NORTH 24 DEGREES 06 MINUTES 18 SECONDS EAST 19.11 FEET; THENCE ALONG A CURVE CONCAVE NORTHWESTERLY HAVING A RADIUS OF 188.92 FEET AND A CHORD BEARING NORTH 13 DEGREES 59 MINUTES 39 SECONDS EAST, A DISTANCE OF 66.67 FEET; THENCE NORTH 01 DEGREE 57 MINUTES 34 SECONDS EAST 67.65 FEET TO THE NORTHERLY LINE OF SAID TRACT OF LAND, THENCE NORTH 84 DEGREES 06 MINUTES 38 SECONDS EAST ALONG THE NORTHERLY LINE OF SAID TRACT OF LAND 14.28 FEET TO THE POINT OF BEGINNING. SAID PARCEL CONTAINING 0.062 ACRE, MORE OR LESS.; 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-24-000012 Mobil - Glen Ellyn dated April 3, 2024.
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; I K I REAL ESTATE, LLC., 22W070 BUTTERFIELD ROAD, GLEN ELLYN, IL 60137-7160 / AGENT: KEN PRICE, WEAVER CONSULTANTS GROUP, 1316 BOND STREET, SUITE 108, NAPERVILLE, IL 60563; and Township Assessor, Milton Township, 1492 N. Main Street, Wheaton, IL 60187.

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

- 12.E. [DC-O-0027-24](#)
 ZONING-24-000013 – CTLTC #8002391179: To approve the following zoning relief:

Variation to reduce the interior setback of an existing fence from 3” to approximately 0” for an existing fence post on the property line. (Downers Grove/District 3)
ZHO Recommendation to Approve
Development Committee VOTE (to Approve): 4 Ayes, 0 Nays, 2 Absent

WHEREAS, a public hearing was held on March 13, 2024 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 reduce the interior setback of an existing fence from 3” to approximately 0” for an existing fence post on the property line, on the property hereinafter described:

LOT 13 IN BLOCK 3 IN TRI-STATE VILLAGE, A SUBDIVISION OF THAT PART LYING SOUTH OF JOLIET ROAD, OF THE EAST HALF OF THE NORTHWEST QUARTER OF SECTION 25, TOWNSHIP 38 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED NOVEMBER 17, 1939 AS DOCUMENT NO 405534, 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 March 13, 2024 does find as follows:

FINDINGS OF FACT:

- A. That petitioner testified that the subject zoning relief is to allow an existing fence from 3” to approximately 0” for an existing fence post on the property line.
- B. That petitioner originally applied for a Variation for the subject zoning relief, and that the request was converted to a Conditional use at the public hearing, as a Conditional Use is lesser zoning relief than a Variation, and that conditions can therefore be placed on the subject fence to mitigate any future impacts on adjacent properties.
- C. That petitioner testified that he purchased the subject property less than one (1) year ago, and that petitioner installed the composite fence to the property line, as he was required to fully enclose the backyard due to a small breed dog that their family adopted.
- D. That petitioner testified that a fence that is approximately 0” from the property line is for security purposes of the subject property and to prevent wild animals entering the property with their small dog.
 - A. That petitioner testified that their adjacent neighbor submitted a signed letter that they do not have any objections to the subject fence.
 - B. That Hearing Officer finds that petitioner has demonstrated that subject zoning relief to reduce the interior setback of an existing fence from 3” to approximately 0” for an existing fence post on the property line 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 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 existing fence does 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 existing fence does not increase in the hazard from fire or other dangers.
 - c. Diminish the value of land and buildings throughout the County as petitioner **has demonstrated** that the existing fence does not diminish the value of land and buildings throughout the County and is an added benefit to the neighborhood.
 - d. Unduly increase traffic congestion in the public streets and highways as petitioner **has demonstrated** that the existing fence does not unduly increase traffic congestion in the public streets and highways and is located behind the front wall of the house.
 - e. Increase the potential for flood damages to adjacent property as petitioner **has demonstrated** that the existing fence does 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 the existing fence does 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** that the existing fence is 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-24-000013 CTLTC #8002391179

ZONING REQUEST Variation to reduce the interior setback of an existing fence from 3" to approximately 0" for an existing fence post on the property line.

OWNER CTLTC #8002391179, 146 MEADOW COURT, WILLOWBROOK, IL 60527
ADDRESS/LOCATION 146 MEADOW COURT, WILLOWBROOK, IL 60527
PIN 09-35-113-002
TWSP./CTY. BD. DIST. DOWNERS GROVE DISTRICT 3
ZONING/LUP R-4 SF RES 0-5 DU AC
AREA 0.19 ACRES (8,276 SQ. FT.)
UTILITIES WATER / SEWER
PUBLICATION DATE Daily Herald: FEBRUARY 27, 2024
PUBLIC HEARING WEDNESDAY, MARCH 13, 2024

ADDITIONAL INFORMATION:

Building: No Objections.
 DUDOT: Our office has no jurisdiction in this matter.
 Health: Our office has no jurisdiction in this matter.
 Stormwater: No Objections.
 Public Works: No Objections. "We are the sewer and water provider for the area - but this project does not impact our systems."

EXTERNAL:

City of Darien: No Objections.
 Village of Burr Ridge: *No Comments Received.*
 Village of Willowbrook: *No Comments Received.*
 Downers Grove Township: *No Comments Received.*
 Township Highway: No Objections.
 Tri-State Fire Dist.: No Objections.
 Sch. Dist. 62: *No Comments Received.*
 Sch. Dist. 86: *No Comments Received.*
 Forest Preserve: "The Forest Preserve District of DuPage County staff has reviewed the information provided in this notice and due the sizable distance between the subject property and the District property, we do not have any specific comments. Thank you."

GENERAL BULK REQUIREMENTS:

REQUIREMENTS: REQUIRED EXISTINGPROPOSED
 Int. Side Yard: 3" APPROX 0" APPROX 0"

LAND USE

Location	Zoning	Existing Use	LUP
Subject	R-4 SF RES	HOUSE	0-5 DU AC
North	MEADOW COURT AND BEYOND	R-4 SF RES HOUSE	0-5 DU AC
South	R-4 SF RES	HOUSE	0-5 DU AC
East	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 March 13, 2024, recommends to approve the following zoning relief:

Conditional Use to reduce the interior setback of an existing fence from 3” to approximately 0” for an existing fence post on the property line.

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-24-000013 CTLTC #8002391179 dated March 13, 2024.
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 April 16, 2024, 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 reduce the interior setback of an existing fence from 3” to approximately 0” for an existing fence post on the property line.

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-24-000013 CTLTC #8002391179 dated March 13, 2024.
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): 4 Ayes, 0 Nays, 2 Absent

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

Conditional Use to reduce the interior setback of an existing fence from 3” to approximately 0” for an existing fence post on the property line, on the property hereinafter described:

LOT 13 IN BLOCK 3 IN TRI-STATE VILLAGE, A SUBDIVISION OF THAT PART LYING SOUTH OF JOLIET ROAD, OF THE EAST HALF OF THE NORTHWEST QUARTER OF SECTION 25, TOWNSHIP 38 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED NOVEMBER 17, 1939 AS DOCUMENT NO 405534, 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-24-000013 CTLTC #8002391179 dated March 13, 2024.
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; CTLTC #8002391179, 146 MEADOW COURT, WILLOWBROOK, IL 60527; and Township Assessor, Downers Grove Township, 4340 Prince Street, Downers Grove, IL 60515.

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

12.F. [DC-O-0028-24](#)

ZONING-24-000015 – Weiss: To approve the following zoning relief: Conditional Use to allow existing shed to remain less than 10' from the west property line (approximately 2') where it has existed for at least 5 years (extension of previously approved zoning relief Z15-006 Weiss). (Downers Grove/District 3)
ZHO Recommendation to Approve
Development Committee VOTE (to Approve): 4 Ayes, 0 Nays, 2 Absent

WHEREAS, a public hearing was held on March 13, 2024 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 shed to remain less than 10' from the west property line

(approximately 2') where it has existed for at least 5 years (extension of previously approved zoning relief Z15-006 Weiss), on the property hereinafter described:

LOT 14 IN BLOCK 2 IN BROOKERIDGE UNIT NO. 2, BEING A SUBDIVISION OF PART OF THE SOUTH ½ OF SECTION 32, TOWNSHIP 38 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ALSO PART OF THE NORTHWEST ¼ OF SECTION 5, TOWNSHIP 37 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN ACCORDING TO THE PLAT THEREOF RECORDED AUGUST 27, 1956 AS DOCUMENT 813488, 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 March 13, 2024 does find as follows:

FINDINGS OF FACT:

- A. That petitioner testified that the subject zoning relief is to allow an existing shed to remain less than 10' from the west property line (approximately 2') where it has existed for at least 5 years (extension of previously approved zoning relief Z15-006 Weiss).
- B. That petitioner testified that he has lived at the subject property for approximately thirty-four (34) years and that he previously received zoning relief for the subject shed to allow it to remain on the property for ten (10) years with Z15-006 Weiss.
- C. That petitioner testified that the shed is made of wood.
- D. That petitioner testified that the shed is used to store deck furniture and gardening equipment.
- E. That Hearing Officer finds that petitioner has demonstrated that subject zoning relief to allow an existing shed to remain less than 10' from the west property line (approximately 2') where it has existed for at least 5 years (extension of previously approved zoning relief Z15-006 Weiss), 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 shed 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

shed 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 shed does 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 demonstrated** that the existing shed 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 shed.
- 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 shed.
- 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 shed 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-24-000015 Weiss

ZONING REQUEST Conditional Use to allow existing shed to remain less than 10' from the west property line (approximately 2') where it has existed for at least 5 years (extension of previously approved zoning relief Z15-006 Weiss).

OWNER MARSHA J.B. WEISS LIVING TRUST, 764 86TH PLACE DOWNERS GROVE, IL 60516 / AGENT: MARK WEISS, 764 86TH PLACE DOWNERS GROVE, IL 60516

ADDRESS/LOCATION 764 86TH PLACE DOWNERS GROVE, IL 60516

PIN 09-32-402-012

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

ZONING/LUP R-3 SF RES 0-5 DU AC

AREA 0.67 ACRES (29,185 SQ. FT.)

UTILITIES WELL / SEWER

PUBLICATION DATE Daily Herald: FEBRUARY 27, 2024

PUBLIC HEARING WEDNESDAY, MARCH 13, 2024

ADDITIONAL INFORMATION:

Building: No Objections.
 DUDOT: Our office has no jurisdiction in this matter.
 Health: No Objections.
 Stormwater: No Objections.
 Public Works: No Objections. “We are the sanitary sewer provider for the area.”

EXTERNAL:

City of Darien: No Objections.
 Village of Woodridge: *No Comments Received.*
 Village of Downers Grove: “The Village of Downers Grove has no comments.”
 City of Lemont: *No Comments Received.*
 Downers Grove Township: *No Comments Received.*
 Township Highway: *No Comments Received.*
 Darien-Woodridge Fire Dist.: *No Comments Received.*
 Sch. Dist. 66: *No Comments Received.*
 Sch. Dist. 99: *No Comments Received.*
 Forest Preserve: “The Forest Preserve District of DuPage County staff has reviewed the information provided in this notice and due the sizable distance between the subject property and the District property, we do not have any specific comments. Thank you.”

GENERAL BULK REQUIREMENTS:

REQUIREMENTS: REQUIRED EXISTING PROPOSED

Int. Side Yard: 10’ APPROX. 2’ APPROX. 2’

LAND USE

Location	Zoning	Existing Use	LUP
Subject	R-3 SF RES	HOUSE	0-5 DU AC
North	R-3 SF RES	HOUSE	0-5 DU AC
South	86TH PLACE AND BEYOND R-3 SF RES	HOUSE	0-5 DU AC
East	R-3 SF RES	HOUSE	0-5 DU AC
West	R-3 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 March 13, 2024, recommends to approve the following zoning relief:

Conditional Use to allow existing shed to remain less than 10' from the west property line (approximately 2') where it has existed for at least 5 years (extension of previously approved zoning relief Z15-006 Weiss).

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-24-000015 Weiss dated March 13, 2024.
2. That the Conditional Use zoning relief shall expire after five (5) 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 April 16, 2024, 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 shed to remain less than 10' from the west property line (approximately 2') where it has existed for at least 5 years (extension of previously approved zoning relief Z15-006 Weiss).

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-24-000015 Weiss dated March 13, 2024.
2. That the Conditional Use zoning relief shall expire after five (5) 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): 4 Ayes, 0 Nays, 2 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 shed to remain less than 10' from the west property line (approximately 2') where it has existed for at least 5 years (extension of previously approved zoning relief Z15-006 Weiss), on the property hereinafter described:

LOT 14 IN BLOCK 2 IN BROOKERIDGE UNIT NO. 2, BEING A SUBDIVISION OF PART OF THE SOUTH ½ OF SECTION 32, TOWNSHIP 38 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ALSO PART OF THE NORTHWEST ¼ OF SECTION 5, TWONSHIP 37 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPALMERIDIAN ACCORDING TO THE PLAT THEREOF RECORDED AUGUST 27, 1956 AS DOCUMENT 813488, 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-24-000015 Weiss dated March 13, 2024.
2. That the Conditional Use zoning relief shall expire after five (5) 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; MARSHA J.B. WEISS LIVING TRUST, 764 86TH PLACE DOWNERS GROVE, IL 60516 / AGENT: MARK WEISS, 764 86TH PLACE DOWNERS GROVE, IL 60516; and Township Assessor, Downers Grove Township, 4340 Prince Street, Downers Grove, IL 60515.

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

12.G. [DC-O-0029-24](#)

ZONING-24-000016 – Correa: To approve the following zoning relief:
Conditional Use to allow a 6'/100% closed fence within the 10' corner side yard setback.
(York/District 4)
ZHO Recommendation to Approve
Development Committee VOTE (to Approve): 4 Ayes, 0 Nays, 2 Absent

WHEREAS, a public hearing was held on April 3, 2024 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 a 6'/100% closed fence within the 10' corner side yard setback on the property hereinafter described:

LOT 10 IN BLOCK 28 IN BUTTERFIELD UNIT 8, BEING A SUBDIVISION IN SECTION 25, TOWNSHIP 39 NORTH, RANGE 10 AND SECTION 30, TOWNSHIP 39 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED DECEMBER 8, 1964 AS DOCUMENT R64-46014, AND CERTIFICATE OF CORRECTION RECORDED SEPTEMBER 10, 1965 AS DOCUMENT R65-35167, AND CERTIFICATE OF CORRECTION RECORDED NOVEMBER 5, 1965 AS DOCUMENT R65-43977, 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 April 3, 2024 does find as follows:

FINDINGS OF FACT:

- A. That petitioner testified that the subject zoning relief is to allow a Conditional Use to allow a 6'/100% closed fence within the 10' corner side yard setback.
- B. That petitioner testified that the subject property previously had a dilapidated metal/iron fence within the corner side yard, and that petitioner removed the metal/iron fence and replaced it with a cedar/wood treated fence that is 6'/100% closed.
- C. That petitioner testified that he requires a 6'/100% closed fence within the corner side yard setback due to increased vehicle traffic on Marlborough Road, which is used as a cut-through street in the neighborhood.
- D. That petitioner testified that due to the vehicle traffic on Marlborough Road, there is an increase in noise and safety concerns, and that the 6'/100% closed fence is required as petitioner has two dogs and grandchildren that play in the backyard.
- E. That the Zoning Hearing Officer finds that petitioner has demonstrated sufficient evidence to support the requested zoning relief for the existing 6'/100% closed fence and that petitioner requires a 6'/100% closed fence due to the location of the subject property on Marlborough Road.

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 6'/100% closed fence 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 he will receive a building permit for the existing 6'/100% closed fence and that it does not increase the hazard from fire or other dangers.
 - c. Diminish the value of land and buildings throughout the County as petitioner **has demonstrated** that the existing 6'/100% closed fence does not diminish the value of land.
 - d. Unduly increase traffic congestion in the public streets and highways as petitioner **has demonstrated** that the existing 6'/100% closed fence 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 6’/100% closed fence.

- 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 6’/100% closed fence.
- 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 6’/100% closed fence 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-24-000016 Correa

ZONING REQUEST Conditional Use to allow a 6’/100% closed fence within the 10’ corner side yard setback.

OWNER RAFAEL CORREA, JR. 20W681 MARLBROUGH ROAD, LOMBARD, IL 60148

ADDRESS/LOCATION 20W681 MARLBROUGH ROAD, LOMBARD, IL 60148

PIN 06-30-109-002

TWSP./CTY. BD. DIST. YORK DISTRICT 4

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

AREA 0.33 ACRES (14,375 SQ. FT.)

UTILITIES WATER SEWER

PUBLICATION DATE Daily Herald: MARCH 19, 2024

PUBLIC HEARING WEDNESDAY, APRIL 3, 2024

ADDITIONAL INFORMATION:

Building: No Objections.

DUDOT: Our office has no jurisdiction in this matter.

Health: Our office has no jurisdiction in this matter.

Stormwater: No Objections.

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

EXTERNAL:

Village of Glen Ellyn: *No Comments Received.*

Village of Downers Grove: “The Village of Downers Grove has no comments.”

Village of Lombard: “The fence proposed at 20W681 Marlborough would be permitted by right under the Lombard Village Code. As such, we have no comment on this petition.”

York Township: *No Comments Received.*

Township Highway: No Objections.

Glenbard Fire Dist.: *No Comments Received.*

Sch. Dist. 44: *No Comments Received.*

Sch. Dist. 87: *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

Corner Side Yard: 4'6" / 50% OPEN 6' / 100% CLOSED 6' / 100% CLOSED

LAND USE

Location Zoning Existing Use LUP

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

North MARLBOROUGH ROAD AND BEYOND R-4 SF RES HOUSE 0-5 DU AC

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

East HAMPTON LANE 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 April 3, 2024, recommends to approve the following zoning relief:

Conditional Use to allow a 6'/100% closed 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-24-000016 Correa dated April 3, 2024.
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 April 16, 2024, 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 a 6'/100% closed 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-24-000016 Correa dated April 3, 2024.
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): 4 Ayes, 0 Nays, 2 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 a 6'/100% closed fence within the 10' corner side yard setback on the property hereinafter described:

LOT 10 IN BLOCK 28 IN BUTTERFIELD UNIT 8, BEING A SUBDIVISION IN SECTION 25, TOWNSHIP 39 NORTH, RANGE 10 AND SECTION 30, TOWNSHIP 39 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED DECEMBER 8, 1964 AS DOCUMENT R64-46014, AND CERTIFICATE OF CORRECTION RECORDED SEPTEMBER 10, 1965 AS DOCUMENT R65-35167, AND CERTIFICATE OF CORRECTION RECORDED NOVEMBER 5, 1965 AS DOCUMENT R65-43977, 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-24-000016 Correa dated April 3, 2024.
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; RAFAEL CORREA, JR. 20W681 MARLBUROUGH ROAD, LOMBARD, IL 60148; and Township Assessor, York Township, 1502 S. Meyers Road, Lombard, IL 60148.

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

13. ECONOMIC DEVELOPMENT - LAPLANTE

Committee Update

13.A. [ED-P-0001-24](#)

Recommendation for the approval of a contract purchase order to World Relief Corporation of National Evangelicals, to utilize State of Illinois funds awarded to assist authorized-to-work immigrants/refugees residing in DuPage County and the Chicago metro area so they may achieve self-sufficient employment, for the period of April 1, 2024 through June 30, 2024, for an amount not to exceed \$62,000. Other Professional Services not suitable for competitive bid per 55 ILCS 5/5-1022(c). Pursuant to DuPage County Procurement Ordinance 2-353(1)(b). (Funds will be used to continue/finish programming for which funding has been cut or exhausted, as well as to complete development of new proprietary programming.)

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

WHEREAS, the Economic Development Committee recommends County Board approval for the issuance of a contract to World Relief Corporation of National Association of Evangelicals, to provide literacy and workplace readiness skills for authorized to work immigrants and refugees, for the period of April 1, 2024 through June 30, 2024, for Workforce Development Division.

NOW, THEREFORE BE IT RESOLVED, that said contract is to provide literacy and workplace readiness skills for authorized to work immigrants and refugees, for the period of April 1, 2024 through June 30, 2024, for the Workforce Development Division, be, and it is hereby approved for the issuance of a contract purchase order by the Procurement Division to World Relief Corporation of National Association of Evangelicals, 191 S. Gary Avenue, Carol Stream, IL, 60188, for a contract total amount of \$62,000. Other Professional Services not suitable for competitive bid per 55 ILCS 5/5-1022(c). Pursuant to DuPage County Procurement Ordinance 2-353(1)(b). (Funds will be used to continue/finish programming for which funding has been cut or exhausted, as well as to complete development of new proprietary programming.)

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

14. ENVIRONMENTAL - RUTLEDGE

Committee Update

15. HUMAN SERVICES - SCHWARZE

Committee Update

15.A. [HS-P-0020-24](#)

Recommendation for the approval of a contract issued to CliftonLarsonAllen LLP (CLA), for preparation and submission of annual Medicare and Medicaid Cost Reports, for the DuPage Care Center, for the period covering May 1, 2024 through April 30, 2028, for a total amount not to exceed \$33,200; per RFP #24-001-DCC.

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

16. JUDICIAL AND PUBLIC SAFETY - EVANS

Committee Update

16.A. [JPS-R-0011-24](#)

Approving an Intergovernmental Agreement with DuPage Public Safety Communications (DU-COMM) for Police Department Dispatch Services. (Sheriff's Office)

WHEREAS, effective upon the full execution of the attached agreement, the County of DuPage and the DuPage Public Safety Communications (DU-COMM) enter into an Intergovernmental Agreement for Police Department Dispatch Services relative to providing police dispatch services to the Sheriff of DuPage County; and

WHEREAS, it is in the public interest that the County of DuPage approve the Intergovernmental Agreement for Police Department Dispatch Services with DuPage Public Safety Communications (DU-COMM) for police dispatch services to the Sheriff of DuPage County; and

WHEREAS, the Judicial and Public Safety Committee of the County Board of the

County of DuPage has examined and recommends approval of the attached INTERGOVERNMENTAL AGREEMENT, wherein the DuPage Public Safety Communications (DU-COMM) agrees to provide Police Department Dispatch Services for the DuPage County Sheriff's Office; and

WHEREAS, the DuPage Public Safety Communications also agrees to provide Dispatch Services for the State's Attorney's Office, Probation and Court Services, Coroner, and other County entities as needed; and

WHEREAS, the County agrees to become a full voting member of the DuPage Public Safety Communications (DU-COMM) and agree to the bylaws as set out by the organization; and

NOW, THEREFORE, BE IT RESOLVED that the Sheriff of DuPage County and the DuPage County Chair is authorized to enter into the attached INTERGOVERNMENTAL AGREEMENT and the INTERGOVERNMENTAL AGREEMENT is hereby ratified by the County Board of the County of DuPage; and

BE IT FURTHER RESOLVED that the County Clerk transmit ratified copies of this Resolution, with copies of said INTERGOVERNMENTAL AGREEMENT, to the DuPage Public Safety Communications (DU-COMM), Sheriff James Mendrick, and the Chief Financial Officer.

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

16.B. [JPS-P-0014-24](#)

Recommendation for the approval of a contract purchase order to Trinity Services Group, Inc., to provide meals for the inmates and officers in the jail, for the Sheriff's Office, for the period of June 1, 2024 through May 31, 2025, for a contract total amount of \$1,225,031; per RFP #23-026-SHF. First of three optional renewals. (Sheriff's Office)

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 Trinity Services Group, Inc., to provide meals for the inmates and officers in the jail, for the period of June 1, 2024 through May 31, 2025, for the Sheriff's Office.

NOW, THEREFORE BE IT RESOLVED, that said contract is to provide meals for the inmates and officers in the jail, for the period of June 1, 2024 through May 31, 2025 for the Sheriff's Office per 23-026-SHF, be, and it is hereby approved for the issuance of a contract purchase order by the Procurement Division to Trinity Services

Group, Inc., 1260 Andes Blvd., St. Louis, MO 63132, for a contract total amount of \$1,225,031.

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

16.C. [JPS-P-0015-24](#)

Recommendation for the approval of a contract purchase order to SapphireHealth, LLC for the purchase of software licensing for an electronic medical record system in the Correctional Center for the period of May 1, 2024 through April 30, 2029, for a contract total not to exceed \$299,283.21, per bid 23-111-SHF. (Sheriff's Office)

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 SapphireHealth, LLC, for the purchase of software licensing for an electronic medical record system, for the period of May 1, 2024 through April 30, 2029, for the Sheriff's Office.

NOW, THEREFORE BE IT RESOLVED, that said contract is for the purchase of software licensing for an electronic medical record system, for the period of May 1, 2024 through April 30, 2029 for the Sheriff's Office per 23-111-SHF, be, and it is hereby approved for the issuance of a contract purchase order by the Procurement Division to SapphireHealth, LLC, 645 Kolter Drive, Indiana, PA 15701, for a contract total amount of \$299,283.21.

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

16.D. [JPS-CO-0002-24](#)

Recommendation for the approval of a change order amending purchase order 5441-0001-SERV, issued to Microgenics Corporation, to provide court ordered drug testing and supplies, to increase the purchase order in an amount of \$48,000, resulting in an amended purchase order total amount not to exceed \$156,114.60, an increase of 44.40%. (Probation and Court Services)

WHEREAS, County Contract PO#5441-0001-SERV was approved by the Judicial and Public Safety Committee on October 1, 2021; and

WHEREAS, the Judicial and Public Safety Committee recommends changes as stated in the Change Order Notice to County Contract PO#5441-0001-SERV, issued to Microgenics Corporation, to provide court-ordered drug testing supplies with an AU480 analyzer for a four (4) year lease, for Probation and Court Services, to test the offenders for controlled substances as per the court orders and increase the contract by \$48,000, resulting in an amended contract total of \$156,114.60, an increase of 44.40%.

NOW, THEREFORE BE IT RESOLVED, that the County Board adopt the Change Order Notice to County Contract PO#5441-0001-SERV, issued to Microgenics Corporation, to provide court-ordered drug testing supplies with an AU480 analyzer for a four (4) year lease, for Probation and Court Services, to test the offenders for controlled substances as per the court orders and increase the contract by \$48,000, resulting in an amended contract total of \$156,114.60, an increase of 44.40%.

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

16.E. [JPS-CO-0003-24](#)

Amendment to Purchase Order 2846-0001 SERV, issued to Journal Technologies, Inc., for a case management system, for New Pretrial Case Configurations total in the amount of \$10,000, a 1.20% increase. (Public Defender’s Office)

WHEREAS, purchase order 2846-0001 SERV was issued to Journal Technologies, Inc. on November 14, 2017, by the Procurement Department; and

WHEREAS, the Judicial and Public Safety Committee recommends County Board approval for a Change Order to amend purchase order 2846-0001 SERV, to increase the contract total in the amount of \$10,000 for the Public Defender’s Office.

NOW, THEREFORE, BE IT RESOLVED, that the County Board adopts the Change Order dated April 4, 2024, increasing the contract purchase order 2846-0001 SERV issued to Journal Technologies, Inc., in the amount of \$10,000, resulting in an amended contract total amount of \$880,049.38.

RESULT:	APPROVED
MOVER:	Lucy Evans

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

17. LEGISLATIVE - DESART

Committee Update

18. PUBLIC WORKS - GARCIA

Committee Update

18.A. [PW-P-0010-24](#)

Recommendation for the approval of a contract to Groot, Inc., for refuse disposal and recycling services for the Woodridge Greene Valley Wastewater Treatment Facility and the Knollwood Wastewater Treatment Facility, for Public Works, for the period of June 1, 2024 to May 31, 2025, for a total contract amount not to exceed \$117,500, per most qualified offer, per bid #22-026-FM, first of three possible options 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 Groot, Inc., for refuse disposal and recycling services for the Woodridge Greene Valley Wastewater Treatment Facility and the Knollwood Wastewater Treatment Facility, for the period of June 1, 2024, to May 31, 2025.

NOW, THEREFORE BE IT RESOLVED, that County Contract, covering said, for refuse disposal and recycling services for the Woodridge Greene Valley Wastewater Treatment Facility and the Knollwood Wastewater Treatment Facility, for the period of June 1, 2024, to May 31, 2025, be, and it is hereby approved for issuance of a County Contract by the Procurement Division to Groot, Inc., 1330 Gasket Drive, Elgin, IL 60120, for a contract total amount not to exceed \$117,500; per most qualified offer, per bid #22-026-FM, first of three options to renew.

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

18.B. [FM-P-0019-24](#)

Recommendation for the approval of a contract to Arends Hogan Walker LLC D/B/A

AHW LLC, to furnish and deliver one (1) John Deere 4075R Compact Utility Tractor, for Facilities Management-Grounds, for the period through November 30, 2024, for a total contract amount not to exceed \$53,302.23. Contract pursuant to the Intergovernmental Cooperation Act - Sourcewell Grounds Maintenance cooperative contract #031121-DAC. Job #24-02600.

WHEREAS, pursuant to Intergovernmental Agreement between the County of DuPage and Sourcewell, the County of DuPage will contract with Arends Hogan Walker LLC dba AHW LLC; and

WHEREAS, the Public Works Committee recommends County Board approval for the issuance of a contract to, Arends Hogan Walker LLC dba AHW LLC, to furnish and deliver one (1) John Deere Compact Utility Tractor, for Grounds Maintenance, for the period through November 30, 2024, for Facilities Management.

NOW, THEREFORE BE IT RESOLVED, that County Contract, covering said, to furnish and deliver one (1) John Deere Compact Utility Tractor, for Grounds Maintenance, for the period through November 30, 2024, for Facilities Management, be, and it is hereby approved for issuance of a contract by the Procurement Division to, Arends Hogan Walker LLC dba AHW LLC, 14n937 Us Highway 20, Hampshire, IL 60140, for a total contract amount not to exceed \$53,302.23.

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

18.C. [FM-P-0020-24](#)

Recommendation for the approval of a contract to Berglund Construction Company, to install fall protection, which will improve safety and access to existing equipment at the Power Plant, for Facilities Management, for the period of April 23, 2024 through April 22, 2025, for a contract total amount not to exceed \$240,350, per lowest responsible bid #24-030-FM.

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 Berglund Construction Company to install fall protection, which will improve safety and access to existing equipment at the Power Plant, for the

period April 23, 2024 through April 22, 2025 for Facilities Management.

NOW, THEREFORE BE IT RESOLVED, that County Contract, covering said, to install fall protection, which will improve the safety and access to existing equipment at the Power Plant, for the period April 23, 2024 through April 22, 2025, for Facilities Management, be, and it is hereby approved for issuance of a contract by the Procurement Division to, Berglund Construction Company, 8410 S. South Chicago Avenue, Chicago, IL 60617, for a contract total amount not to exceed \$240,350.00, per lowest responsible bid #24-030-FM.

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

18.D. [FM-P-0021-24](#)

Recommendation for the approval of a contract to Groot, Inc., to provide refuse disposal, recycling, and asbestos pick-up services for DuPage County facilities, for Facilities Management, for the period of June 1, 2024 through May 31, 2025, for a contract total amount not to exceed \$125,045.78, per renewal option under bid #22-026-FM, first of three options to renew. (\$1,125.14 for Animal Services, \$40,800 for the DuPage Care Center, and \$83,120.64 for Facilities Management)

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 Groot, Inc., to provide refuse disposal, recycling, and asbestos pick-up services, for the period June 1, 2024 through May 31, 2025, for Facilities Management.

NOW, THEREFORE BE IT RESOLVED, that County Contract, covering said, to provide refuse disposal, recycling, and asbestos pick-up services, for the period June 1, 2024 through May 31, 2025, for Facilities Management, be, and it is hereby approved for issuance of a contract by the Procurement Division to, Groot, Inc., 3 Waterway Square Place, Suite 110, The Woodlands, TX 77380, for a contract total amount not to exceed \$125,045.78, per renewal option under bid #22-026-FM, first of three options to renew. (\$1,125.14 for Animal Services, \$40,800 for the DuPage Care Center, and \$83,120.64 for Facilities Management)

RESULT:	APPROVED
----------------	----------

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

19. **STORMWATER - ZAY**

Committee Update

20. **TECHNOLOGY - YOO**

Committee Update

21. **TRANSPORTATION - OZOG**

Committee Update

21.A. **DT-R-0017-24**

Awarding Resolution to Builders Paving, LLC, for the 2024 Pavement Maintenance (North) Program, Section 24-PVMTC-22-GM, for an estimated County cost of \$4,483,656.81; per lowest responsible bid.

WHEREAS, the County of DuPage is authorized and empowered to construct, repair, improve and maintain County and/or township roads, bridges, and appurtenances; and

WHEREAS, the County of DuPage has published a contract proposal for the 2024 Pavement Maintenance (North) Program, Section 24-PVMTC-22-GM, setting forth the terms, conditions, and specification (a copy of which is incorporated herein by reference); and

WHEREAS, the budget for the 2024 fiscal year provides for the construction and maintenance of roads, bridges, and appurtenances; and

WHEREAS, the following bids were received in compliance with the contract proposal:

<u>NAME</u>	<u>BID AMOUNT</u>
Builders Paving, LLC	\$4,483,656.81
R.W. Dunteman Company	\$4,628,900.00
K-Five Construction Corporation	\$4,825,318.58
Plote Construction Corporation	\$5,488,161.67

; and

WHEREAS, it has been determined that it is in the best interest of the County of DuPage to award a contract to Builders Paving, LLC for their submission of the lowest, most responsible bid in the amount of \$4,483,656.81.

NOW, THEREFORE, BE IT RESOLVED, that a contract in accordance with the terms, conditions, and specifications set forth in said contract proposal be, and is hereby awarded to Builders paving, LLC, 4401 Roosevelt Road, Hillside, Illinois 60162 for their bid of \$4,483,656.81; and

BE IT FURTHER RESOLVED, that this contract is subject to the Prevailing

Wage Act (820 ILCS 130), and as such, not less than the prevailing rate of wages as found by the Illinois Department of Labor shall be paid to all laborers, workers, or mechanics performing work under this contract; and

BE IT FURTHER RESOLVED that the County Clerk transmit a copy of this Resolution and any associated Illinois Department of Transportation BLR form appropriating the necessary Rebuild Illinois (RBI) funds to pay for the improvement to the State of Illinois Department of Transportation, by and through the Division of Transportation; and

BE IT FURTHER RESOLVED that the DuPage County Chair is hereby authorized and directed sign on behalf of the COUNTY, and the County Clerk is hereby authorized to attest the aforesaid contract with Builders Paving, LLC.

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

21.B. [DT-R-0018-24](#)

Awarding resolution to K-Five Construction Corporation for the 2024 Pavement Maintenance (South) Program, Section 24-PVMTC-23-GM, for an estimated County cost of \$6,975,390.65; per lowest responsible bid.

WHEREAS, the County of DuPage is authorized and empowered to construct, repair, improve and maintain County and/or township roads, bridges, and appurtenances; and

WHEREAS, the County of DuPage has published a contract proposal for the 2024 Pavement Maintenance (South) Program, Section 24-PVMTC-23-GM, setting forth the terms, conditions, and specification (a copy of which is incorporated herein by reference); and

WHEREAS, the budget for the 2024 fiscal year provides for the construction and maintenance of roads, bridges, and appurtenances; and

WHEREAS, the following bids were received in compliance with the contract proposal:

<u>NAME</u>	<u>BID AMOUNT</u>
K-Five Construction Corporation	\$6,975,390.65
Builders Paving, LLC	\$7,340,380.34
RW Dunteman Company	\$7,645,000.00
Plote Construction, Inc.	\$8,197,159.40

; and

WHEREAS, it has been determined that it is in the best interest of the County of DuPage to award a contract to K-Five Construction Corporation for their submission of the lowest, most responsible bid in the amount of \$6,975,390.65.

NOW, THEREFORE, BE IT RESOLVED, that a contract in accordance with the terms, conditions, and specifications set forth in said contract proposal be, and is hereby awarded to K-Five Construction Corporation, 999 Oakmont Plaza Drive, Suite 200, Westmont, Illinois 60559; and

BE IT FURTHER RESOLVED, that this contract is subject to the Prevailing Wage Act (820 ILCS 130), and as such, not less than the prevailing rate of wages as found by the Illinois Department of Labor shall be paid to all laborers, workers, or mechanics performing work under this contract; and

BE IT FURTHER RESOLVED that the County Clerk transmit a copy of this Resolution and any associated Illinois Department of Transportation BLR form appropriating the necessary Rebuild Illinois (RBI) funds to pay for the improvement to the State of Illinois Department of Transportation, by and through the Division of Transportation; and

BE IT FURTHER RESOLVED, that the DuPage County Chair is hereby authorized and directed sign on behalf of the COUNTY, and the County Clerk is hereby authorized to attest the aforesaid contract with K-Five Construction Corporation.

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

21.C. [DT-R-0019-24](#)

Intergovernmental Agreement between the County of DuPage and Village of Downers Grove for the placement and collocation of automated license plate readers on various County highways. (No County cost).

WHEREAS, the Illinois General Assembly has granted the County of DuPage (“COUNTY”) the exclusive authority to manage the roads, highways and related property that are under its jurisdiction; and

WHEREAS, the COUNTY has received an application for a permit for the installation of automated license plate readers (hereinafter “ALPRs”) on County-owned

infrastructure, at various locations that are under the COUNTY’s jurisdiction (“PROJECT”); and

WHEREAS, the COUNTY and the Village of Downers Grove (“MUNICIPALITY”) have determined that installing ALPRs at various locations within the COUNTY’s jurisdiction will benefit the public at large by improving law enforcement’s ability to timely identify vehicles that may be related to unlawful activity; and

WHEREAS, the COUNTY and the MUNICIPALITY desire to define installation, future maintenance and energy responsibilities and costs related to said ALPRs; and

WHEREAS, the 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 Intergovernmental Agreement (“AGREEMENT”); and

WHEREAS, the MUNICIPALITY, by virtue of its home rule powers and as set forth in the “Municipal Code” (65 ILCS 1/1-1-1 *et seq.*), is authorized to enter into this AGREEMENT.

WHEREAS, the AGREEMENT has been prepared and is attached hereto that outlines the rights and responsibilities of the COUNTY and the MUNICIPALITY for this PROJECT; and

WHEREAS, the AGREEMENT must be executed.

NOW, THEREFORE, BE IT RESOLVED that the DuPage County Chair is hereby authorized and directed to sign on behalf of the COUNTY, and the County Clerk is hereby authorized to attest thereto, the attached AGREEMENT between the MUNICIPALITY and the COUNTY; and

BE IT FURTHER RESOLVED, that one (1) duplicate original of this Resolution and the AGREEMENT be sent to the Village of Downers Grove, by and through the Division of Transportation.

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

21.D. [DT-R-0020-24](#)

Intergovernmental Agreement between the County of DuPage and York Township Road District, for the York Township 2024 Road Maintenance Program, Section 24-09000-03-RS (No County cost).

WHEREAS, the County of DuPage (hereinafter referred to as COUNTY) and the York Township Highway Department (hereinafter referred to as TOWNSHIP) are authorized by the 1970 Illinois Constitution, Article VII, Paragraph 10 and by the Intergovernmental Cooperation Act 5 ILCS 220/1 *et seq.* to enter into agreements with each other; and

WHEREAS, the COUNTY is required to hold on deposit Township Motor Fuel Tax funds, and when authorized by the TOWNSHIP with the approval of the Illinois Department of Transportation (hereinafter referred to as IDOT), enter into contracts for improvements to TOWNSHIP roads using said Township Motor Fuel Tax funds; and

WHEREAS, the TOWNSHIP, has published a contract proposal for Section 24-09000-03-RS (hereinafter referred to as the PROJECT) setting forth the terms, conditions and specifications; and

WHEREAS, the estimated cost of said PROJECT is \$47,216.00; and

WHEREAS, the COUNTY is holding on deposit \$47,216.00 in TOWNSHIP Motor Fuel Tax funds which will be authorized by IDOT for use on the PROJECT; and

WHEREAS, an Agreement has been prepared and attached hereto which outlines the project and financial responsibilities between the COUNTY and the TOWNSHIP; and

WHEREAS, said Agreement must be executed before the PROJECT may proceed.

NOW, THEREFORE, BE IT RESOLVED that the DuPage County Chair is hereby authorized and directed to sign on behalf of the COUNTY, and the County Clerk is hereby authorized to attest thereto, the attached Agreement with the TOWNSHIP; and

BE IT FURTHER RESOLVED that one (1) certified copy of this Resolution and

one (1) duplicate original Agreement be sent to the York Township Highway Commissioner, by and through the Division of Transportation.

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

21.E. [DT-P-0024-24](#)

Recommendation for the approval of a contract to First Aid Corporation, d/b/a 1st Ayd Corp., to furnish and deliver automotive aerosols and cleaners, as needed, for the Division of Transportation, for the period April 24, 2024 through April 23, 2025, for a contract total not to exceed \$30,000; per lowest responsible bid #24-033-DOT.

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

WHEREAS, the lowest most responsible bidder has been designated and the Transportation Committee recommends County Board approval for the issuance of a contract to First Aid Corporation, d/b/a/ 1st Ayd Corp., to furnish and deliver automotive aerosols and cleaners, as needed for the Division of Transportation, for the period April 24th, 2024 through April 23rd, 2025.

NOW, THEREFORE, BE IT RESOLVED that said contract to furnish and deliver automotive aerosols and cleaners, as needed for the Division of Transportation, for the period April 24th, 2024 through April 23rd, 2025 is hereby approved for issuance to First Aid Corporation, d/b/a/ 1st Ayd Corp., 1325 Gateway Drive, Elgin, Illinois 60124, for a contract total not to exceed \$30,000.00.

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

21.F. [DT-P-0025-24](#)

Recommendation for the approval of a contract to Northern Contracting, Inc., to furnish, deliver, repair and install guard-rails, as needed for the Division of Transportation, for the period May 12, 2024 through May 11, 2025, for a contract total not to exceed \$50,000; per lowest responsible bid #21-028-DOT, third and final renewal.

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

WHEREAS, the lowest most responsible bidder has been designated and the Transportation Committee recommends County Board approval for the issuance of a contract to Northern Contracting, Inc., to furnish, deliver, repair and install guardrails, as needed for the Division of Transportation, for the period May 12, 2024 through May 11, 2025.

NOW, THEREFORE, BE IT RESOLVED that said contract to furnish, deliver, repair and install guardrails, as needed for the Division of Transportation, for the period May 12, 2024 through May 11, 2025, is hereby approved for issuance to Northern Contracting, Inc., 1851 Coltonville Road, Sycamore, Illinois 60178, for a contract total not to exceed \$50,000.00.

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

21.G. [DT-P-0026-24](#)

Recommendation for the approval of a contract to Ciorba Group, Inc., to provide Professional Construction Engineering Services for the 2024 Pavement Maintenance (North) Program, Section 24-PVMTC-22-GM, for a contract total not to exceed \$452,425, from April 23, 2024 through July 30, 2025. 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 the 2024 Pavement Maintenance (North) Program, Section 24-PVMTC-22-GM; and

WHEREAS, Ciorba Group, Inc. (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 \$452,425.00; 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 the CONSULTANT be hereby accepted and approved for a contract total not to exceed \$452,425.00 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 Ciorba Group, Inc., 8725 W. Higgins Road, Suite 600, Chicago, Illinois 60631, by and through the Division of Transportation; and

BE IT FURTHER RESOLVED that the County Clerk transmit a copy of this Resolution and any associated Illinois Department of Transportation BLR form appropriating the necessary Rebuild Illinois (RBI) funds to pay for the improvement to the State of Illinois Department of Transportation, by and through the Division of Transportation.

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

21.H. [DT-P-0027-24](#)

Recommendation for the approval of a contract to Primera Engineers, Ltd., to provide Professional Construction Engineering Services for the 2024 Pavement Maintenance (South) Program, Section 24-PVMTC-23-GM, for a contract total not to exceed \$534,706, from April 23, 2024 through June 30, 2025. 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 the 2024 Pavement Maintenance (South) Program, Section 24-PVMTC-23-GM; and

WHEREAS, Primera Engineers, 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 \$534,706.00; 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 the CONSULTANT be hereby accepted and approved for a contract total not to exceed \$534,706.00 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 Primera Engineers, Ltd, 650 Warrenville Road, Suite 200, Lisle, Illinois 60532, by and through the Division of Transportation.

BE IT FURTHER RESOLVED that the County Clerk transmit a copy of this Resolution and any associated Illinois Department of Transportation BLR form appropriating the necessary Rebuild Illinois (RBI) funds to pay for the improvement to the State of Illinois Department of Transportation, by and through the Division of Transportation.

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

21.I. [24-1262](#)

DT-R-0161C-19 - Amendment to DT-R-0161B-19, a Local Public Agency Agreement with the Illinois Department of Transportation, for the improvements of CH33/75th Street, Section # 17-00233-03-SP, for an increase of \$0.16, for a final County cost of \$837,573.31.

WHEREAS, the DuPage County Board heretofore adopted Resolution DT-R-0161-19 on April 9, 2019, DT-R-0161A-19 on May 5, 2020 and DT-R-0161B-19 on July 15, 2021, wherein the County of DuPage (hereinafter referred to as COUNTY) and the Illinois Department of Transportation (hereinafter referred to as STATE) entered into a Local Agency Agreement for Federal Participation for improvements to CH 33/75th Street at Naper Boulevard, Section 17-00233-03-SP (hereinafter referred to as IMPROVEMENT); and

WHEREAS, the total cost of construction for the IMPROVEMENT was estimated to be \$837,573.15 and the estimated cost to the COUNTY was anticipated to be \$83,757.15; and

WHEREAS, the total cost of construction for the IMPROVEMENT has increased to \$837,573.31, of which \$609,465.00 is to be federally funded, resulting in a net increased cost to the COUNTY of \$0.16, for a final COUNTY cost of \$837,573.31; and

WHEREAS, an adjustment in funding is in the best interest of the COUNTY and is authorized by law.

NOW, THEREFORE, BE IT RESOLVED that the DuPage County Chair is hereby authorized and directed to execute the referenced AMENDMENT with the STATE, and the County Clerk is hereby authorized to attest thereto; and

BE IT FURTHER RESOLVED that a copy of this Resolution be sent to the STATE, by and through the Division of Transportation.

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

22. DISCUSSION

22.A. [24-1298](#)

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

Increase Transparency Act

RESULT: NO ACTION REQUIRED

23. OLD BUSINESS**The following members made comment:**

DeSart: Administrative Professionals Appreciation Day
Childress: Courthouse tour, Recognition of Member DeSart

24. NEW BUSINESS24.A. [24-1313](#)

County Clerk Procurement Process

Members of the County Board, along with Chair Deborah Conroy, State's Attorney Robert Berlin and Auditor William White, engaged in discussion.

25. EXECUTIVE SESSION

A motion was made by Member Garcia and seconded by Member Chaplin that pursuant to Open Meetings Act 5 ILCS 120/2 (c) (2), 120/2 (c) (11), and 120/2 (c) (21), the Board move into Executive Session for the purpose of discussing collective negotiating matters, pending litigation, and review of Executive Session, at 1:44 PM.

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

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

25.C. Pursuant to Open Meetings Act 5 ILCS 120/2 (c) (21) - Review of Executive Session Minutes

A motion was made by Member Tornatore and seconded by Member Garcia to adjourn Executive Session into Regular Session at 1:53 PM. The motion carried on roll call, all "ayes". Members Covert, Eckhoff, Rutledge, and Zay were absent.

26. MATTERS REFERRED FROM EXECUTIVE SESSION26.A. [CB-R-0022-24](#)

Review of Executive Session Minutes

WHEREAS, the Illinois Open Meeting Act, 5 ILCS 120/1 *et seq.* ("Act") provides the meeting of the County Board be open to the public except for certain statutorily enumerated types of business which because of a need for confidentiality may be conducted in closed or executive session; and

WHEREAS, Section 2.06(d) of the Act requires public bodies to periodically meet to review minutes of all closed meetings and at such meetings determine and report in an open session that (1) the need for confidentiality still exists as to all or part of those minutes, or (2) that the minutes, or portions thereof, no longer require

confidential treatment and are available for public inspection; and

WHEREAS, the County Board has conducted the review required by Section 2.06(d) as to the portions of the following meetings which were closed pursuant to Sections 2(c)(1), (2), (8) and/or (11) of the Act for the purposes of discussing employment matters; collective negotiating matters and/or salary schedules for classes of employees; security procedures; and/or pending, imminent or probable litigation, respectively:

September 28, 2010; October 12, 2010; February 22, 2011; May 24, 2011; October 11, 2011; May 8, 2012; March 12, 2013; April 9, 2013; May 14, 2013; May 28, 2013; June 11, 2013; June 25, 2013; September 10, 2013; February 25, 2014; December 17, 2014; February 10, 2015; March 14, 2017; August 22, 2017; September 12, 2017; October 24, 2017; February 13, 2018; October 12, 2021, June 14, 2022, February 14, 2023, October 10, 2023; October 24, 2023; December 12, 2023; February 13, 2024; February 27, 2024; April 9, 2024; as well as to a portion of the November 26, 2013, December 10, 2013, January 26, 2016, November 8, 2016, and October 23, 2018, closed session minutes.

WHEREAS, the County Board has considered the release of closed session meeting minutes and determined that the need for confidentiality still exists as to the minutes and verbatim records of the following meetings: September 28, 2010, October 12, 2010, February 22, 2011, May 24, 2011, October 11, 2011, May 8, 2012, March 12, 2013, April 9, 2013, May 14, 2013, May 28, 2013, June 11, 2013, June 25, 2013, September 10, 2013, February 25, 2014, December 17, 2014, February 10, 2015, March 14, 2017, August 22, 2017, October 24, 2017, February 13, 2018, October 12, 2021, February 14, 2023, October 10, 2023, February 13, 2024, February 27, 2024 and April 9, 2024, as well as to a portion of the November 26, 2013, December 10, 2013, January 26, 2016, November 8, 2016, and October 23, 2018, closed session minutes, and the County Board has determined that the release of said minutes and verbatim records is not appropriate; and

WHEREAS, the County Board has determined that the need for confidentiality no longer exists for the September 12, 2017, June 14, 2022, October 24, 2023, and December 12, 2023, closed session minutes.

THEREFORE BE IT RESOLVED that the County Board finds that the need for confidentiality still exists as to minutes and verbatim records of the following meetings: September 28, 2010, October 12, 2010, February 22, 2011, May 24, 2011, October 11, 2011, May 8, 2012, March 12, 2013, April 9, 2013, May 14, 2013, May 28, 2013, June 11, 2013, June 25, 2013, September 10, 2013, February 25, 2014, December 17, 2014, February 10, 2015, March 14, 2017, August 22, 2017, October 24, 2017, February 13, 2018, October 12, 2021, February 14, 2023, October 10, 2023, as well as to a portion of the November 26, 2013, December 10, 2013, January 26,

2016, November 8, 2016, and October 23, 2018, February 13, 2024, February 27, 2024 and April 9, 2024, closed session meetings; and

BE IT FURTHER RESOLVED, that the County Board finds that the minutes and verbatim recordings of the September 12, 2017, June 14, 2022, October 24, 2023 and December 12, 2023, of the closed session meetings are appropriate for release as the need for confidentiality no longer exists, and

BE IT FURTHER RESOLVED, that the verbatim record of each of the closed meetings for which the County Board has by this Resolution made available for inspection and copying shall be destroyed as authorized by law no less than 18 months after the completion of the meeting for which the verbatim record exists.

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

27. MEETING ADJOURNED

With no further business, the meeting was adjourned at 1:54 PM.

27.A. This meeting is adjourned to Tuesday, May 14, 2024, at 10:00 a.m.