



DU PAGE COUNTY

DuPage County Board

Summary

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

Tuesday, September 26, 2023

10:00 AM

COUNTY BOARD ROOM

1. CALL TO ORDER

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

2. PLEDGE OF ALLEGIANCE

Member Cronin Cahill led the pledge of allegiance.

3. INVOCATION

3.A. Pastor Scott Howington – Pleasant Hill Community Church, Wheaton

4. ROLL CALL

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

5. CHAIR'S REPORT

Chair Conroy made the following remarks:

Good morning. It is my honor to present my first budget to the DuPage County Board this morning as Chair. I am pleased to report that developing our County's budget priorities and spending plan has been a collegial and cooperative effort.

I'd like to thank all the Elected Officials and Department Heads for working closely with our Finance Department and County Board Office. When asked, you whittled away at expenses and fine-tuned revenue projections. I deeply appreciate the time and good faith efforts resulting in a plan providing vital services in the most cost-effective manner possible.

Allow me to individually thank Nick Kottmeyer, our Chief Administrative Officer; Jeff Martynowicz, our CFO; Jennifer Sinn and Mary Catherine Wells, our capable deputy chiefs for Finance; and the many, many staff members who have devoted countless hours to this process. Today's budget proposal would not be possible without your painstaking work.

More than nine months ago, when I stood before you at our Inauguration ceremony, I told you we were turning a new page in our County's history. I pledged that together, we would make significant, lasting change that impacts people's lives and lifts our residents up.

Well, what a whirlwind these nine months have been.

I can say with confidence that each of you has demonstrated commitment to this vision. Together, we have volunteered, met with residents, reflected back their concerns. Then, we acted decisively. This Board dedicated millions of dollars to provide food to those in need, shelter to those without a home, more service for those struggling with mental health challenges.

We grabbed our hardhats, knocked holes in walls, dug in the dirt and cut ribbons to demonstrate how we literally are building a better future for DuPage residents: At our Care Center, at the DuPage Animal Shelter, for the people involved in our criminal justice system, and for the professionals who serve us at our Judicial Office Facility.

We toured the JOF just two weeks ago. We saw the new courtrooms and improved facilities made possible by this Board's investment. Upon passage of the SAFE-T Act, DuPage County was a leader in the state, ready to comply with mandated changes when they took effect.

And thanks to the foresight and planning of the 18th Judicial Circuit, our State's Attorney, Public Defender and this Board, the transition was a smooth one on September 18th. This is just one example of our tradition of good government: Our tradition of working together to find the best solutions on behalf of our residents.

There's another capital project that demonstrates the leadership and the vision of this County Board. Your dedication of \$15.3 million dollars for the Crisis Recovery Center on our County campus will make an enormous impact. This public health investment allows us to create a model facility for the delivery of desperately needed behavioral health services.

Working with our local Health Department, our healthcare providers, and non-profit organizations, this Center will set a gold standard, providing diagnoses, care, and treatment plans, allowing our friends and family to find their way back to health, work, school, and a productive future. I welcome your involvement. And I'm gratified that you asked the hard questions, listened, learned, and embraced this vision.

In 2023, we've planted the seeds for a new chapter in DuPage County history. As our projects are realized over the next few years, what other challenges will we face and overcome? It's a question I was thinking about this summer when I visited Ball Horticultural in West Chicago. This global research, plant, and materials company has a presence on six continents in 20 countries. I was honored to get to know Anna Ball, the CEO, who took over the family business following a long line of male leaders.

You could say we had a lot in common.

In the company's demonstration gardens that sunny day, Anna Ball's determination to take her business in new directions, and her dedication to the company's core beliefs, resonated with me. I took a picture of them to share. As we plan for fiscal 2024, we too, will "run to the hard stuff."

We will be able to take on some new initiatives because we have carefully managed our public funds. DuPage County is successfully navigating the post-pandemic economy.

We know that our business climate is positive. Our County unemployment rate hovers around 3 percent, the lowest among Cook and the collar counties. As Choose DuPage has reported, this summer DuPage County was ranked #9 by Site Selection magazine as one of America's Best Counties for business. Last year, 197 businesses moved to DuPage County, or expanded their local footprint, representing thousands of jobs created or retained.

One of the first events I attended after taking office was in support of the Greater Chicagoland Economic Partnership. This partnership is yielding leads on new businesses looking to locate in DuPage, allowing counties and the City of Chicago to work together to provide a home for offices, distribution centers, and businesses who recognize that our region is uniquely suited to serve their needs. Economic growth fuels our ability to provide jobs and opportunity to our residents.

But our story is not just told by our growth and prosperity. Our story is also told by the actions we take to serve those who don't feel quite so prosperous. What we do for the community matters. It's making tangible differences in peoples' quality of life.

This Board is making thoughtful decisions regarding the allocation of almost \$180 million dollars in federal funds DuPage County received through the American Rescue Plan Act. I want to review what we've done in 2023 because it is important to help our taxpayers understand how we've made careful investments, strengthening the services most in demand.

This past year, this Board drilled down on the needs of residents experiencing food insecurity. Previously, you allocated a total of \$5 million dollars in ARPA funds to support pantries and organizations addressing this critical challenge. This year, we took a creative approach, setting aside funds for additional fresh produce to be delivered.

We created an agreement with the Conservation Foundation to bring farm-raised fruits and vegetables straight to food pantries. Last month, the Board approved \$1 million dollars in grants to strengthen the infrastructure of organizations providing for food pantries' capital expenses such as freezers, vehicles and other items that will help our partner agencies operate more efficiently to better serve people.

My proposal calls for an investment of \$1.5 million dollars in remaining ARPA funds to support hungry families. We will focus on expanding partnerships that deliver fresh produce directly to local food pantries.

The Board stepped up to assist those who are experiencing homelessness with more than \$400,000 in grants to DuPage Pads and another \$434,000 to organizations around DuPage addressing housing instability through the DuPage Community Transformation Partnership Immediate Impact grants.

That Partnership also delivered more than \$639,000 in local community grants to provide mental health services in our communities benefiting our children and families.

In 2024, we will break ground on our Crisis Recovery Center, which will provide more services and help integrate our mental health programs throughout the County.

This coming year, I'm also proposing an ambitious transformation of our HOPE Task Force. I am proposing we increase its funding from \$200,000 to \$250,000 and rename it the DuPage Council on Strengthening the System for Mental Health and Substance Use Care.

This bold new initiative will integrate our vision for mental health diagnosis and treatment plans with our efforts to reduce substance use disorder in DuPage County. Because these struggles are so often intertwined, it makes sense to embrace a new mission. I plan to work with community organizations and treatment providers, developing innovative grassroots projects that benefit individuals suffering from mental health crises and those fighting addiction. I look forward to leading this group myself, with the assistance of our Health Department Executive Director, Adam Forker. Together, we will work with Council members on this new effort focused on solutions.

In the next year, investments like these will continue. As we conclude fiscal year 2023, we anticipate a General Fund surplus of \$13.7 million. My proposed spending plan makes use of these surplus dollars to fund important projects, alleviating pressures on the 2024 budget.

As we consider initiatives for Fiscal Year 2024, I propose the following would come from budget surplus funds:

- \$3 million for facilities management capital needs, removing this expenditure from the 2024 General Fund budget.
- \$2.5 million dollars dedicated to affordable housing solutions, bringing DuPage County's total investment in affordable housing to \$5 million, which does not include yearly investments under Community Services, such as CDBG and other funded community projects.
- \$2 million dollars for the tort liability fund, so that any outstanding legal or settlement costs are diverted from the General Fund.
- I'd like to set aside \$2 million dollars toward the cost of replacing our 40-year-old heating, ventilation, and air conditioning system here in the 421 Administration Building. This timely investment will benefit our customers and employees for decades to come. As we saw during the pandemic, the newer HVAC systems can make a real difference in the fight against airborne viruses and provide overall better air quality.
- I propose we earmark \$800,000 for Stormwater Management to improve our infrastructure, increasing resiliency and allowing us to protect people and property from the impacts of flooding.
- I'm allocating \$500,000 for a project to design and build sidewalks and lighting

improvements in the Willowbrook Corners community. We will pursue grants and local transportation dollars to complete this initiative, increasing safety and mobility for residents.

- I propose we contribute \$500,000 to support the public- private partnership funding the new Animal Services shelter. As you recall, a private donor contributed \$4.5 million dollars to offset construction costs. Now, as costs rise again, I believe we should provide additional dollars to the project, ensuring it will be completed on time.
- And I propose we add \$500,000 to our reserves, ensuring stable service delivery and protecting our County finances against any potential economic downturn or need for emergency spending.

We can also offset future pressures on our General Fund by earmarking dollars from the interest earned on the \$179 million dollars in federal ARPA funds, as we slowly spend those dollars on capital and other projects. By 2026, we anticipate earning a total of \$8.35 million dollars in ARPA interest. To date, the County has earned \$3.56 million in ARPA interest. We've expended \$1.58 million, leaving a total of \$6.77 million dollars available.

I propose further investment in the community which will free up funds in our FY2024 budget. My budget plan will utilize ARPA interest totaling \$3.15 million dollars to fund the small non-profit grant program for the next three years: 2024, 2025 and 2026. We saw the many social service needs that could be addressed as the applications for this year's program arrived. I believe as we focus on these small non-profits, we will continue to see compelling applications. My spending plan sets aside dollars to meet these needs.

As we examine our FY2024 spending plan, let's look first at the proposed headcount for next year. My budget meets our changing staffing needs, including several changes requested as we continue to implement the SAFE-T Act. We've responded positively to requests for wage adjustments in the State's Attorney and Public Defender's Offices to fill open headcount. We're adjusting and adding headcount requested by the 18th Judicial Circuit and in Probation. With all the changes requested and made, I'm pleased to say it all adds up to a net increase of just two additional headcount planned for FY2024.

Of course, we know our most important investment is in our employees. And our employees put great value on the outstanding benefit and pension plans that are part of their employment package. We heard earlier this month from Marsh McLennan, the agency who acts as our benefit broker and provides competitive information and data on our employee benefit plans. Those plans include employee medical, prescription, dental, vision, and life insurance coverage including our opt-out bonuses and surcharges.

In FY2024, if everything stays exactly the same, our plan costs are expected to rise in double digits, more than 14 percent. Since 2017, we have only adjusted employee contributions to their benefit plans once, in 2020. I reviewed the costs and the benefit plans themselves, recognizing that we need to do everything we can to minimize any increases.

We also want to stay as close as possible to maintaining our 80-20 split with employees for the plan costs. Our negotiations have significantly reduced the impact on employees to an overall benefit cost increase of 3.5 percent. There will be some adjustments to plan rates, but the quality and choice in our benefit plans will remain at the same high level our employees deserve.

Knowing that we will ask just a bit more of our staff to offset the increasing costs of benefits, I am proposing a 3 percent cost of living adjustment for employees to be paid in December 2023 when the new fiscal year begins.

I told you earlier we would “run to the hard stuff” in the next year, and we will. I’ve proposed investments that will maintain our safe communities, strengthen our social service safety net, and maintain healthy fund balances. We are planning conservative spending levels and we are focused on meeting our financial responsibilities on time, or early, to minimize debt.

It’s my pleasure to present a balanced, fiscally responsible spending plan for your consideration. This proposal delivers critical help to residents who need it most, while making necessary infrastructure investments now, to take the pressure off future budgets. Careful planning at this time will set us up for success, not just this year, but in 2025 and beyond.

I propose a total balanced budget of \$611.7 million dollars with a General Fund totaling \$241.7 million dollars. I propose a tax levy of \$70.5 million, seeking only to include new construction growth, as we have done in past years, to equalize the burden on us all. My 2024 budget proposal assumes we keep the DuPage County property tax rate flat at just 2 percent of the average homeowner’s property tax bill.

We anticipate strong revenue performance next year, which will help us meet our obligations. Our budget surplus, ARPA, and ARPA interest funds will help us make strategic investments in our communities. DuPage County government’s General Fund balance remains healthy. Our IMRF pension obligations are fully funded for FY2024, and we have planned for adequate contingency levels should there be an urgent need we must meet to maintain the health or safety of our residents.

This budget proposal is now yours to debate and consider. Once again, I thank our staff, our department heads and our elected officials for their hard work and teamwork. Our County’s track record for outstanding service delivery is second-to-none. Together we will lead our region and our state, setting - and meeting - high expectations. Most importantly, we will ensure that DuPage County continues to be a great place to live, work, and raise a family, not just for some, but for all.

Thank you.

5.A. Chair Conroy’s Budget Presentation

6. PUBLIC COMMENT Limited to 3 minutes per person

The following individuals made public comment:

Rabbi Michael Ben Yosef: Willowbrook Corners shooting

Marcia Harris: Record of attendance only
Ashley Miller: Willowbrook Corners shooting
Tawanda Carroll: Willowbrook Corners shooting
Talmadge T. Miller Jr: Record of attendance only

No online submissions for public comment were received for the September 26, 2023 DuPage County Board meeting.

7. **CONSENT ITEMS**

- 7.A. [23-3101](#)
DuPage County Board Minutes - Regular Meeting - Tuesday September 12, 2023
- 7.B. [23-3013](#)
09-08-2023 Paylist
- 7.C. [23-3033](#)
09-12-2023 Paylist
- 7.D. [23-3076](#)
09-15-2023 Paylist
- 7.E. [23-3097](#)
09-19-2023 Paylist
- 7.F. [23-3027](#)
09-11-2023 IDOR Wire Transfer
- 7.G. [23-3018](#)
DuPage County Recorder Monthly Revenue Statement - Aug. 2023
- 7.H. [23-3100](#)
Treasurer's Monthly Report of Investments and Deposits - Aug. 2023
- 7.I. [23-3102](#)
Change orders to various contracts as specified in the attached packet.

RESULT:	APPROVED THE CONSENT AGENDA
MOVER:	Jim Zay
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

8. **FINANCE - CHAPLIN**

Committee Update

8.A. [FI-R-0209-23](#)

Acceptance and appropriation of the Illinois Department of Commerce and Economic Opportunity Apprenticeship Expansion Grant PY23, Inter-Governmental Agreement No. 23-112006, Company 5000, Accounting Unit 2840, \$125,000. (Workforce Development)

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 \$125,000 (ONE HUNDRED TWENTY-FIVE THOUSAND AND NO/100 DOLLARS) are available to help create or expand Registered Apprenticeship Programs in DuPage County; and

WHEREAS, to receive said grant funds, the County of DuPage must enter into Inter-Governmental Agreement No. 23-112006 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 July 1, 2023 through June 30, 2024; and

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

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

WHEREAS, the 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. 23-112006 (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 \$125,000 (ONE HUNDRED TWENTY-FIVE THOUSAND AND NO/100 DOLLARS) be made to establish the Illinois Department of Commerce and Economic Opportunity Apprenticeship Expansion Grant PY23, Company 5000 - Accounting Unit 2840 for the period July 1, 2023 through June 30, 2024; and

BE IT FURTHER RESOLVED by the DuPage County Board that the Chief

Human Resources Officer 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: Paula Garcia

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

ABSENT: LaPlante

8.B. [FI-R-0210-23](#)

Approval of the issuance of payments by DuPage County to Training Providers through the Illinois Department of Commerce and Economic Opportunity Apprenticeship Expansion Grant PY23, Inter-Governmental Agreement No. 23-112006, in the amount of \$40,000. (Workforce Development)

WHEREAS, the County of DuPage receives grant funds and administers the Apprenticeship Expansion Grant PY23, Inter-Governmental Agreement No. 23-112006, Company 5000 Accounting Unit 2840; and

WHEREAS, the job training budget for the Apprenticeship Expansion Grant PY23, Inter-Governmental Agreement No. 23-112006 is \$40,000 (FORTY THOUSAND AND NO/100 DOLLARS); and

WHEREAS, training programs are conducted by training providers who are approved by the State of Illinois (ATTACHMENT); and

WHEREAS, the Economic Development Committee recommends County Board approval for the issuance of payments to the approved training providers for the Apprenticeship Expansion Grant PY23, Inter-Governmental Agreement No. 23-112006, for the period July 1, 2023 through June 30, 2024, in amounts not to exceed the total training budget.

NOW, THEREFORE, BE IT RESOLVED that individual payments to provide training assistance in accordance with the Apprenticeship Expansion Grant PY23, Inter-Governmental Agreement No. 23-112006, Company 5000 - Accounting Unit 2840, for the period July 1, 2023 through June 30, 2024, for Economic Development, be and it is

hereby approved for issuance to the approved training providers, in amounts not to exceed \$40,000 (FORTY THOUSAND AND NO/100 DOLLARS).

RESULT:	APPROVED
MOVER:	Liz Chaplin
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

8.C. [FI-R-0211-23](#)

Amendment to Resolution ED-R-0016-23, for the approval of issuance of payments to training providers, through the Illinois Department of Commerce and Economic Opportunity Trade Adjustment Assistance Grant PY21, Inter-Governmental Agreement No. 21-661006, to increase the grant in the amount of \$5,607. (Workforce Development)

WHEREAS, Resolution ED-R-0016-23 was approved and adopted by the County Board on December 13, 2022; and

WHEREAS, the job training budget for the Trade Adjustment Assistance Grant PY21, Inter-Governmental Agreement No. 21-661006 has been increased by \$5,607 (FIVE THOUSAND, SIX HUNDRED SEVEN AND NO/100 DOLLARS); and

WHEREAS, the Economic Development Committee recommends County Board approval for the issuance of payments to the approved training providers (Attachment) for the Trade Adjustment Assistance Grant PY21, Inter-Governmental Agreement No. 21-661006, for the period October 1, 2022 through September 30, 2023, in amounts not to exceed the amended total training budget.

NOW, THEREFORE, BE IT RESOLVED that individual payments to provide training assistance in accordance with the Trade Adjustment Assistance Grant PY21, Inter-Governmental Agreement No. 21-661006, Company 5000 Accounting Unit 2840, for the period October 1, 2022 through September 30, 2023, for Economic Development, be and it is hereby approved for issuance to approved training providers in amounts not to exceed the amended total training budget of \$27,049 (TWENTY SEVEN THOUSAND, FORTY-NINE AND NO/100 DOLLARS).

RESULT:	APPROVED
MOVER:	Liz Chaplin
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

8.D. [FI-R-0212-23](#)

Acceptance and appropriation of the Illinois Department of Commerce and Economic Opportunity Workforce Innovation & Opportunity Act (WIOA) Grant PY23, Inter-Governmental Agreement No. 23-681006, Company 5000 - Accounting Unit 2840, \$5,151,280. (Workforce Development)

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 \$5,151,280 (FIVE MILLION, ONE HUNDRED FIFTY-ONE THOUSAND, TWO HUNDRED EIGHTY AND NO/100 DOLLARS) are available to be used to provide services to unemployed and underemployed DuPage County residents; and

WHEREAS, to receive said grant funds, the County of DuPage must enter into Inter-Governmental Agreement No. 23-681006 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 July 1, 2023 through June 30, 2025; 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. 23-681006 (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 \$5,151,280 (FIVE MILLION, ONE HUNDRED FIFTY-ONE THOUSAND, TWO HUNDRED EIGHTY AND NO/100 DOLLARS) be made to establish the Illinois Department of Commerce and Economic Opportunity Workforce Innovation and Opportunity Act (WIOA) Grant PY23, Company 5000 - Accounting Unit 2840 for the period July 1, 2023 through June 30, 2025; and

BE IT FURTHER RESOLVED by the DuPage County Board that the Chief

Human Resources Officer 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: Sheila Rutledge

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

ABSENT: LaPlante

8.E. [FI-R-0213-23](#)

Acceptance and appropriation of additional funding for the Illinois Department of Commerce & Economic Opportunity Trade Adjustment Assistance Grant PY21, Inter-Governmental Agreement No. 21-661006, Company 5000, Accounting Unit 2840, \$10,065. (Workforce Development)

WHEREAS, the County of DuPage heretofore accepted and appropriated the Illinois Department of Commerce and Economic Opportunity Trade Adjustment Assistance Grant PY21, Company 5000 - Accounting Unit 2840, pursuant to Resolution FI-R-0015-23 for the period October 1, 2022 through September 30, 2023; and

WHEREAS, the County of DuPage has been notified by the Illinois Department of Commerce and Economic Opportunity with Amendment No. 002 to Inter-Governmental Agreement No. 21-661006 (ATTACHMENT II) that additional funds in the amount of \$10,064.09 (TEN THOUSAND, SIXTY-FOUR AND 09/100 DOLLARS) are available to the Trade Adjustment Assistance Grant PY21, Company 5000 - Accounting Unit 2840, to assist unemployed workers in DuPage County whose employment is adversely affected by increased imports or by a shift of production to a foreign country; and

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

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

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

NOW, THEREFORE, BE IT RESOLVED, by the DuPage County Board that Amendment No. 002 to Inter-Governmental Agreement No. 21-661006 (ATTACHMENT II) be and is hereby accepted; and

BE IT FURTHER RESOLVED that the additional appropriation on the attached sheet (ATTACHMENT I) in the amount of \$10,065 (TEN THOUSAND, SIXTY-FIVE AND NO/100 DOLLARS) be made and added to the Illinois Department of Commerce and Economic Opportunity Trade Adjustment Assistance Grant PY21, Company 5000 - Accounting Unit 2840 and that the program continue as originally approved in all other respects; and

BE IT FURTHER RESOLVED that should state and/or federal funding cease for this grant, the Economic Development Committee shall review the need for continuing the specified program and related headcount; 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:	Paula Garcia
AYES:	Chaplin, Childress, Covert, Cronin Cahill, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, Krajewski, Ozog, Rutledge, Schwarze, Tornatore, Yoo, and Zay
ABSENT:	LaPlante

8.F. [FI-R-0214-23](#)

Approval of the issuance of payments by DuPage County to Training Providers and Youth Contracts through the Workforce Innovation & Opportunity Act (WIOA) Grant PY23, Inter-Governmental Agreement No. 23-681006, in the amount of \$2,469,232. (Workforce Development)

WHEREAS, the County of DuPage receives grant funds and administers the Workforce Innovation and Opportunity Act (WIOA) Grant PY23, Inter-Governmental Agreement No. 23-681006, Company 5000 - Accounting Unit 2840; and

WHEREAS, the job training budget for the Workforce Innovation and Opportunity Act (WIOA) Grant PY23, Inter-Governmental Agreement No. 23-681006 is \$2,469,232 (TWO MILLION, FOUR HUNDRED SIXTY-NINE THOUSAND, TWO HUNDRED THIRTY-TWO AND NO/100 DOLLARS); and

WHEREAS, training programs are conducted by training providers who are approved by the State of Illinois (ATTACHMENT I); and

WHEREAS, the County of DuPage published a Request For Proposal (RFP) and approved youth job training contracts in accordance with grant guidelines and County policy (ATTACHMENT II); and

WHEREAS, the Economic Development Committee recommends County Board approval for the issuance of payments to the approved training providers and youth job training contracts for the Workforce Innovation and Opportunity Act (WIOA) Grant PY23, Inter-Governmental Agreement No. 23-681006, for the period July 1, 2023 through June 30, 2025, in amounts not to exceed the total training budget.

NOW, THEREFORE, BE IT RESOLVED that individual payments to provide training assistance in accordance with the Workforce Innovation and Opportunity Act (WIOA) Grant PY23, Inter-Governmental Agreement No. 23-681006, Company 5000 - Accounting Unit 2840, for the period July 1, 2023 through June 30, 2025, for Economic Development, be and it is hereby approved for issuance to the approved training providers and youth job training contracts, in amounts not to exceed \$2,469,232 (TWO MILLION, FOUR HUNDRED SIXTY-NINE THOUSAND, TWO HUNDRED THIRTY-TWO AND NO/100 DOLLARS).

RESULT:	APPROVED
MOVER:	Liz Chaplin
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

8.G. [FI-R-0215-23](#)

Acceptance and appropriation of additional funding for the Illinois Department of Commerce and Economic Opportunity Workforce Innovation & Opportunity Act (WIOA) Grant PY23, Inter- Governmental Agreement No. 23-681006, Company 5000 - Accounting Unit 2840, \$150,000. (Workforce Development)

WHEREAS, the County of DuPage heretofore accepted and appropriated the Workforce Innovation and Opportunity Act (WIOA) Grant PY23, Company 5000 - Accounting Unit 2840, pursuant to Resolution FI-R-0212-23 for the period July 1, 2023 through June 30, 2025; and

WHEREAS, the County of DuPage, for the use and benefit of the DuPage County Workforce Development Division, leases premises for the workNet DuPage Career

Center (“Center”) and incurs rent and other office rental expenses that are paid using WIOA Grant funding; and

WHEREAS, the County of DuPage, through the DuPage County Workforce Development Division, has Memorandum of Understanding with several of its strategic partners to provide office space in its leased premises in exchange for contributions towards the Center’s rent and other office rental expenses; and

WHEREAS, the County of DuPage has received, from its strategic partners, rent and other office rental expense reimbursement in the amount of \$150,000 (ONE HUNDRED FIFTY THOUSAND AND NO/100 DOLLARS) that need to be appropriated to be used to provide services to unemployed and underemployed DuPage County residents; and

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

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

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

NOW, THEREFORE, BE IT RESOLVED by the DuPage County Board that the contributions received as reimbursement for grant expenses in the amount of \$150,000 (ONE HUNDRED FIFTY THOUSAND AND NO/100 DOLLARS) be and is hereby accepted; and

BE IT FURTHER RESOLVED that the additional appropriation on the attached sheet (Attachment I) in the amount of \$150,000 (ONE HUNDRED FIFTY THOUSAND AND NO/100 DOLLARS) be made and added to the Workforce Innovation and Opportunity Act (WIOA) Grant PY23, Company 5000 - Accounting Unit 2840 and that the program continue as originally approved in all other respects; and

BE IT FURTHER RESOLVED that should state and/or federal funding cease for this grant, the Economic Development Committee shall review the need for continuing the specified program and related headcount; 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
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MOVER:	Liz Chaplin
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

8.H. [FI-R-0216-23](#)

Acceptance and appropriation of the National Forensic Science Improvement Program Grant PY22 Inter-Governmental Agreement No. 722503, Company 5000, Accounting Unit 4520, \$178,733. (Sheriff's Office)

RESULT:	APPROVED
MOVER:	Liz Chaplin
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

8.I. [FI-R-0217-23](#)

Acceptance and appropriation of the Tobacco Enforcement Program Grant PY24 Inter-Governmental Agreement No. 43CCZ03636, Company 5000, Accounting Unit 4495, \$6,993. (Sheriff's Office)

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

8.J. [FI-R-0218-23](#)

Acceptance and appropriation of the Aging Case Coordination Unit Fund PY24 Company 5000, Accounting Units 1660 and 1720, in the amount of \$6,958,254. (Community Services)

WHEREAS, the County of DuPage has been notified by the AgeGuide Northeastern Illinois that grant funds in the amount of \$2,545,019 (TWO MILLION,

FIVE HUNDRED FORTY-FIVE THOUSAND, NINETEEN AND NO/100 DOLLARS) are available through the Region II Area Agency on Aging to be used to support the Case Coordination Program; and

WHEREAS, the County of DuPage will receive fees for services from the Illinois Department on Aging totaling approximately \$3,943,235 (THREE MILLION, NINE HUNDRED FORTY-THREE THOUSAND, TWO HUNDRED THIRTY-FIVE AND NO/100 DOLLARS); and

WHEREAS, the County of DuPage matching cash contribution regarding the funding of the Case Coordination Program will be \$450,000 (FOUR HUNDRED FIFTY THOUSAND AND NO/100 DOLLARS); and

WHEREAS, the County of DuPage will receive Miscellaneous Revenue and Donations totaling approximately \$20,000 (TWENTY THOUSAND AND NO/100 DOLLARS) to help support the Case Coordination Program; and

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

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

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

NOW, THEREFORE, BE IT RESOLVED by the DuPage County Board that the additional appropriations on the attached sheets (Attachment I and II) be made to create the Aging Case Coordination Unit Fund PY24, Company 5000 Accounting Units 1660 and 1720, for period October 1, 2023 through November 30, 2024; and

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

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

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

RESULT: APPROVED

MOVER: Liz Chaplin

SECONDER: Yeena Yoo

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

ABSENT: LaPlante

8.K. [FI-R-0219-23](#)

Acceptance and appropriation of the Illinois Department of Human Services Rapid Re-Housing Program Grant PY24 Inter-Governmental Agreement No. FCSCH07168, Company 5000, Accounting Unit 1760, in the amount of \$82,920. (Community Services)

WHEREAS, the County of DuPage has been notified by the Illinois Department of Human Services that grant funds in the amount of \$82,920 (EIGHTY-TWO THOUSAND, NINE HUNDRED TWENTY AND NO/100 DOLLARS) are available to be used to assist low-income eligible families with supportive services to obtain or retain permanent housing; and

WHEREAS, to receive said grant funds, the County of DuPage must enter into Inter-Governmental Agreement No. FCSCH07168 with the Illinois Department of Human Services, copies of which are attached to and incorporated as a part of this resolution by reference (ATTACHMENT II); and

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED by the DuPage County Board that Inter-Governmental Agreement No. FCSCH07168 (ATTACHMENT II) between DuPage County and Illinois Department of Human Services are hereby accepted; and

BE IT FURTHER RESOLVED by the DuPage County Board that the additional appropriation on the attached sheet (ATTACHMENT I) in the amount of \$82,920 (EIGHTY-TWO THOUSAND, NINE HUNDRED TWENTY AND NO/100 DOLLARS) be made to establish the Illinois Department of Human Services Rapid Re-Housing Program Grant PY24, Company 5000 - Accounting Unit 1760 for the period July 1, 2023 through June 30, 2024; and

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

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

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

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

8.L. [FI-R-0222-23](#)

Budget Transfers 09-26-2023 - Various Companies and Accounting Units

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

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

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

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

8.M. [FI-R-0223-23](#)

Approval of a grant agreement between the County of DuPage and the McAninch Arts Center, for the use of ARPA funds, for the Andy Warhol exhibit, in the amount of \$50,000. (ARPA ITEM)

WHEREAS, the American Rescue Plan Act of 2021 (ARPA; P.L. 117-2) was signed into law on March 11, 2021 to provide COVID-19 relief and economic stimulus; and

WHEREAS, County of DuPage ("County") received \$179,266,585.00 (ONE HUNDRED SEVENTY-NINE MILLION, TWO HUNDRED SIXTY-SIX THOUSAND,

FIVE HUNDRED EIGHTY-FIVE AND 00/100 DOLLARS) from the American Rescue Plan Act (“ARPA”); and

WHEREAS, one of the objectives of ARPA is to respond to the COVID-19 pandemic by assisting negatively impacted industries such as tourism, travel, and hospitality; and

WHEREAS, the McAninch Arts Center hosted the *Andy Warhol Portfolios: A Life in Pop* exhibit at the College of DuPage from June 3, 2023 through September 10, 2023; and

WHEREAS, said exhibit promoted tourism and travel in DuPage County while benefiting local businesses in the surrounding area.

NOW, THEREFORE, BE IT RESOLVED, that the DuPage County Board approves the attached grant Agreement (“Exhibit A”) between DuPage County and the McAninch Arts Center; and

BE IT FURTHER RESOLVED, that the DuPage County Board hereby directs the DuPage County Board Chair to execute the grant Agreement between DuPage County and the McAninch Arts Center.

RESULT: APPROVED

MOVER: Liz Chaplin

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

8.N. [FI-P-0016-23](#)

Recommendation for the approval of a contract purchase order issued to Baker Tilly US, LLP, to provide audit services for various County offices, for the period of October 1, 2023 through September 30, 2027, for a contract amount not to exceed \$2,084,340; per RFP #23-073-FIN.

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

WHEREAS, the Finance Committee recommends County Board approval for the issuance of a contract to Baker Tilly US, LLP, to provide audit services, for the period of October 1, 2023 through September 30, 2027, for various County offices.

NOW, THEREFORE BE IT RESOLVED, that said contract to provide audit services, for the period of October 1, 2023 through September 30, 2027, for various County offices, per RFP #23-073-FIN, be, and it is hereby approved for the issuance of a contract purchase order by the Procurement Division to Baker Tilly US, LLP, P.O. Box 7398, Madison, WI 53707, for a contract total amount of \$2,084,340.00.

RESULT: APPROVED

MOVER:	Liz Chaplin
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

8.O. [FI-O-0006-23](#)

Determining the Compensation of the DuPage County Public Defender

WHEREAS, pursuant to 55 ILCS 5/3-4007(a), the Public Defender shall be paid out of the County Treasury a salary in the amount fixed by the County Board; and

WHEREAS, 55 ILCS 5/3-4007(b) further provides that 66 2/3% of the Public Defender's annual salary shall be paid from the State Treasury; and

WHEREAS, the DuPage County Public Defender is employed full-time in that capacity and therefore 55 ILCS 5/3-4007 (b) requires that his salary be at least 90% of the State's Attorney's annual compensation; and

WHEREAS, the DuPage County Public Defender's current salary is \$177,692.78, which is equivalent to 90% of the State's Attorney's annual compensation; and

WHEREAS, the DuPage County Board has discussed the matter and has decided to compensate the Public Defender competitively and desires to increase the Public Defender's salary to \$191,401.00, which exceeds the statutory requirement.

NOW THEREFORE, BE IT ORDAINED BY THE DUPAGE COUNTY BOARD, that the DuPage County Public Defender's salary shall be \$191,401.00 as of September 26, 2023.

RESULT:	APPROVED
MOVER:	Liz Chaplin
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

9. **ANIMAL SERVICES - KRAJEWSKI**

Committee Update

9.A. [AS-CO-0001-23](#)

Amendment to Purchase Order 6434-0001 SERV, issued to Hill's Pet Nutrition Sales, Inc., to provide canine and feline pet food, for Animal Services, to increase the encumbrance in the amount of \$8,700, for a new contract amount not to exceed \$31,700, an increase of 37.83%.

WHEREAS, Purchase Order 6434-0001 SERV was approved by the Animal Services Committee on May 16, 2023; and

WHEREAS, the Animal Services Committee recommends changes as stated in the Change Order Notice to Purchase Order 6434-0001 SERV, issued to Hill's Pet Nutrition Sales, Inc., to provide canine and feline pet food, for Animal Services, to allow for payment of existing invoices and estimated pet food expenses for the remainder of FY23, and increase the contract by \$8,700.00 resulting in an amended contract total of \$31,700.00, an increase of 37.83%.

NOW, THEREFORE BE IT RESOLVED, that the County Board adopt the Change Order Notice to Purchase Order 6434-0001 SERV, issued to Hill's Pet Nutrition Sales, Inc., to provide canine and feline pet food for Animal Services, to allow for payment of existing invoices and estimated pet food expenses for the remainder of FY23, and increase the contract by \$8,700.00 resulting in an amended contract total of \$31,700.00, an increase of 37.83%.

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

10. DEVELOPMENT - TORNATORE

Committee Update

10.A. [DC-O-0045-23](#)

ZONING-23-000045 – Biegun: To approve the following zoning relief:
Variation to allow a 6'/100% closed (privacy) fence within the 30' front yard setback.
(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 August 16, 2023 and August 23, 2023 in the DuPage County Administration Building, 421 North County Farm Road, Wheaton, Illinois at 2:30 P.M. before the DuPage County Zoning Hearing Officer and notice of said hearing was duly given; and

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

Variation to allow a 6'/100% closed (privacy) fence within the 30' front yard setback, on the property hereinafter described:

LOT 2 IN 99TH STREET PLAT OF SURVEY OF THE NORTH 270 FEET OF THE EAST 840 FEET OF THE NORTHWEST ¼ OF THE SOUTHWEST ¼ OF SECTION 8, TOWNSHIP 37 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED NOVEMBER 1, 1954 AS DOCUMENT 735605, IN DUAPGE 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 August 23, 2023, does find as follows:

FINDINGS OF FACT:

- A. That the Zoning Hearing Officer finds that petitioner has demonstrated evidence for a Variation to allow a 6'/100% closed (privacy) fence within the 30' front yard setback.
- B. That petitioner testified that the fence is existing and that it was installed prior to when he purchased the subject property.
- C. That petitioner testified that he requires a 6'/100% closed privacy fence within the 30' front yard setback due to increased noise and vehicle traffic on Lemont Road.
 - a. Furthermore, that petitioner testified that his property is lower in elevation/grade compared to Lemont Road and that the fence does not impair the line-of-sight on Lemont Road or neighboring streets and properties.
- D. That Hearing Officer finds that petitioner has demonstrated that a Variation to allow a 6'/100% closed (privacy) fence within the within the 30' front yard setback 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.
- E. Furthermore, that Hearing Officer finds that petitioner has demonstrated evidence for a practical difficulty and particular hardship in relation to the location of the subject property on Lemont Road, and that that the increase in noise and vehicle traffic, in addition to grade/elevation change on the subject property, required petitioner to request a Variation to allow a 6'/100% closed (privacy) fence within the within the 30' front yard setback.

STANDARDS FOR VARIATIONS:

**Per Zoning Code Section 37-1411.3*

1. That the Zoning Hearing Officer finds that petitioner **has demonstrated** that the granting of the Variation is in harmony with the general purpose and intent of the Zoning Ordinance, and will not be injurious to the neighborhood, detrimental to the public welfare, or in conflict with the County's comprehensive plan for development.
2. That the Zoning Hearing Officer finds that petitioner **has demonstrated** the granting of the Variation will not:

- a. Impair an adequate supply of light and air to the adjacent property as petitioner **has demonstrated** that the existing privacy fence does not impair an adequate supply of light and air to the adjacent properties, as the subject property is lower in elevation compared to Lemont Road.
- b. Increase the hazard from fire or other dangers to said property as petitioner **has demonstrated** that the existing privacy fence does not increase the hazard from fire or other dangers and that he will receive a building permit for the existing fence.
- c. Diminish the value of land and buildings throughout the County as petitioner **has demonstrated** that the existing privacy 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 privacy fence does not unduly increase traffic congestion in the public streets and highways, as the subject fence does not impact line-of-sight clearance for vehicles due to the subject property's lower elevation/grade change compared to Lemont Road.
- e. Increase the potential for flood damages to adjacent property as petitioner **has demonstrated** that the existing privacy 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 existing privacy 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** the existing privacy fence is an added benefit to the neighborhood, and does not impair the public health, safety, comfort, morals, or general welfare of the inhabitants of DuPage County.

PETITIONER'S DEVELOPMENT FACT SHEET

GENERAL ZONING CASE INFORMATION

CASE #/PETITIONER ZONING-23-000045 Biegun

ZONING REQUEST Variation to allow a 6'/100% closed (privacy) fence within the 30' front yard setback.

OWNER ROBERT BIEGUN, 11S420 LEMONT ROAD, LEMONT, IL 60439-9606

ADDRESS/LOCATION 11S420 LEMONT ROAD, LEMONT, IL 60439-9606

PIN 10-08-302-008

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

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

AREA 0.31 ACRES (13,504 SQ. FT.)

UTILITIES WELL AND SEPTIC

PUBLICATION DATE Daily Herald: AUGUST 1, 2023

PUBLIC HEARING WEDNESDAY, AUGUST 16, 2023; CONTINUED TO AUGUST 23, 2023

ADDITIONAL INFORMATION:

Building: No Objections.

DUDOT: *No Comments Received.*

Health: No Objections.

Stormwater: No Objections.

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

EXTERNAL:

Village of Lemont: *No Comments Received.*

City of Darien: No Objections.

Village of Woodridge: Objects.

Downers Grove Township: *No Comments Received.*

Township Highway: *No Comments Received.*

Lemont Fire Dist.: *No Comments Received.*

Sch. Dist. 113: *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**

Height: 4’6”/50% OPEN 6’/100% CLOSED 6’/100% CLOSED

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 R-3 SF RES HOUSE 0-5 DU AC

East LEMONT ROAD AND BEYOND 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 August 23, 2023, recommends to approve the following zoning relief:

Variation to allow a 6’/100% closed (privacy) fence within the 30' front yard setback.

Subject to the following conditions:

1. That the property be developed in accordance with the petitioner’s site plan made part of Zoning Petition #**ZONING-23-000045 Biegun** dated August 23, 2023.
2. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation that occurs on the property.
3. That the property be developed in accordance with all other codes and Ordinances of DuPage County.

ZHO Recommendation to Approve

WHEREAS, the County Board Development Committee on September 19, 2023, considered the above findings and recommendations of the Zoning Hearing Officer and recommends to concur with the findings and recommends to approve the following zoning relief:

Variation to allow a 6’/100% closed (privacy) fence within the 30' front yard setback.

Subject to the following conditions:

1. That the property be developed in accordance with the petitioner’s site plan made part of Zoning Petition #**ZONING-23-000045 Biegun** dated August 23, 2023.

2. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation that occurs on the property.
3. That the property be developed in accordance with all other codes and Ordinances of DuPage County.

Development Committee VOTE (to Approve): 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 allow a 6'/100% closed (privacy) fence within the 30' front yard setback, on the property hereinafter described:

LOT 2 IN 99TH STREET PLAT OF SURVEY OF THE NORTH 270 FEET OF THE EAST 840 FEET OF THE NORTHWEST ¼ OF THE SOUTHWEST ¼ OF SECTION 8, TOWNSHIP 37 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED NOVEMBER 1, 1954 AS DOCUMENT 735605, IN DUAPGE 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-23-000045 Biegun dated August 23, 2023.
2. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation that occurs on the property.
3. That the property be developed in accordance with all other codes and Ordinances of DuPage County.

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

BE IT FURTHER ORDAINED that a certified copy of this Ordinance be transmitted by the County Clerk to the DuPage County Finance Department; DuPage County Auditor; DuPage County Treasurer; Paul J. Hoss, Zoning; State's Attorney's Office; DuPage County Health Department; DuPage County Division of Transportation; ROBERT BIEGUN, 11S420 LEMONT ROAD, LEMONT, IL 60439-9606; and Township Assessor, Downers Grove Township, 4340 Prince Street, Downers Grove, IL 60515.

RESULT:	APPROVED
MOVER:	Sam Tornatore
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

10.B. [DC-O-0046-23](#)

ZONING-23-000048 - Ongkiko: To approve the following zoning relief:

Variation to reduce front yard setback from 30' to approximately 10' for an addition.
(York/District 2)
ZHO Recommendation to Approve
Development Committee VOTE (to Approve): 4 Ayes, 0 Nays, 2 Absent

WHEREAS, a public hearing was held on August 16, 2023 and August 23, 2023 in the DuPage County Administration Building, 421 North County Farm Road, Wheaton, Illinois at 2:30 P.M. before the DuPage County Zoning Hearing Officer and notice of said hearing was duly given; and

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

Variation to reduce front yard setback from 30' to approximately 10' for an addition, on the property hereinafter described:

LOT 12 OF MCKENNA SUBDIVISION, BEING A SUBDIVISION OF PART OF SECTION 13, TOWNSHIP 39 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED MAY 18, 1992 AS DOCUMENT R92-92485, IN THE OFFICE OF THE RECORDER OF DEEDS OF 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 August 23, 2023 does find as follows:

FINDINGS OF FACT:

- A. That the Zoning Hearing Officer finds that petitioner has demonstrated evidence for a Variation to reduce front yard setback from 30' to approximately 10' for an addition.
- B. That petitioner testified that the subject property includes a twenty-five (25) foot drainage easement on the south side of the property, requiring any future building/ addition on the subject property to occur on the northern half, and towards to the front property line.
- C. That petitioner testified that although the proposed addition will be ten (10) feet from the front property line, the addition will actually be more than fifty (50) feet from Linden Avenue, due to the large right-of-way in front of the subject property.
- D. That Hearing Officer finds that petitioner has demonstrated evidence for a practical difficulty and particular hardship for a Variation to reduce front yard setback from 30' to approximately 10' for an addition, as the subject property is unique with an unbuildable twenty-five (25) foot drainage easement, rendering the southern quarter of the property unusable, requiring petitioner to build towards the front property line but still remaining more than fifty (50) feet from Linden Avenue.

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 home addition will maintain the interior side setbacks and rear setback, will be located more than fifty (50) feet from Linden Avenue, and therefore 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 home addition will not increase in the hazard from fire or other dangers and that he will receive a building permit for the proposed addition.
 - c. Diminish the value of land and buildings throughout the County as petitioner **has demonstrated** that the proposed home addition 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 home addition will be located more than fifty (50) feet from Linden Avenue and 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 home addition 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 home addition 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 home addition will be an added benefit to the neighborhood, and will not impair the public health, safety, comfort, morals, or general welfare of the inhabitants of DuPage County.

PETITIONER'S DEVELOPMENT FACT SHEET

GENERAL ZONING CASE INFORMATION

CASE #/PETITIONER ZONING-23-000048 Ongkiko

ZONING REQUEST Variation to reduce front yard setback from 30' to approximately 10' for an addition.

OWNER CHRISTOPHER ONGKIKO, 0S748 LINDEN AVENUE, ELMHURST, IL 60126

ADDRESS/LOCATION 0S748 LINDEN AVENUE, ELMHURST, IL 60126
PIN 06-13-408-034
TWSP./CTY. BD. DIST. YORK DISTRICT 2
ZONING/LUP R-4 SF RES 0-5 DU AC
AREA 0.33 ACRES (14,375 SQ. FT.)
UTILITIES WATER AND SEWER
PUBLICATION DATE Daily Herald: AUGUST 1, 2023
PUBLIC HEARING WEDNESDAY, AUGUST 16, 2023, CONTINUED TO
 AUGUST 23, 2023

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 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 Elmhurst: *No Comments Received.*

Village of Oak Brook: *No Comments Received.*

City of Oakbrook Terrace: *No Comments Received.*

York Township: *No Comments Received.*

Township Highway: No Objections.

Elmhurst Fire Dist.: *No Comments Received.*

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

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

GENERAL BULK REQUIREMENTS:

REQUIREMENTS: REQUIRED EXISTING PROPOSED

Front Yard: 30' APPROX. 29.20' APPROX. 10'

Int. Side Yard: 10' APPROX. 10.26' APPROX. 10.5'

Int. Side Yard: 10' APPROX. 30' APPROX. 25'

Rear Yard: 25' APPROX. 80' APPROX. 25'

LAND USE

Location Zoning Existing Use LUP

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

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

South R-5 SF RES VACANT 0-5 DU AC

East LINDEN AVENUE AND BEYOND R-3 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 August 23, 2023, recommends to approve the following zoning relief:

Variation to reduce front yard setback from 30' to approximately 10' for an addition.

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-23-000048 Ongkiko dated August 23, 2023.
2. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation that occurs on the property.
3. That the property be developed in accordance with all other codes and Ordinances of DuPage County.

ZHO Recommendation to Approve

WHEREAS, the County Board Development Committee on September 19, 2023, considered the above findings and recommendations of the Zoning Hearing Officer and recommends to concur with the findings and recommends to approve the following zoning relief:

Variation to reduce front yard setback from 30' to approximately 10' for an addition.

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-23-000048 Ongkiko dated August 23, 2023.
2. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation that occurs on the property.
3. That the property be developed in accordance with all other codes and Ordinances of DuPage County.

Development Committee VOTE (to Approve): 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 front yard setback from 30' to approximately 10' for an addition.

LOT 12 OF MCKENNA SUBDIVISION, BEING A SUBDIVISION OF PART OF SECTION 13, TOWNSHIP 39 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED MAY 18, 1992 AS DOCUMENT R92-92485, IN THE OFFICE OF THE RECORDER OF DEEDS OF 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-23-000048 Ongkiko** dated August 23, 2023.

2. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation that occurs on the property.
3. That the property be developed in accordance with all other codes and Ordinances of DuPage County.

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

BE IT FURTHER ORDAINED that a certified copy of this Ordinance be transmitted by the County Clerk to the DuPage County Finance Department; DuPage County Auditor; DuPage County Treasurer; Paul J. Hoss, Zoning; State's Attorney's Office; DuPage County Health Department; DuPage County Division of Transportation; CHRISTOPHER ONGKIKO, 0S748 LINDEN AVENUE, ELMHURST, IL 60126; 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, Ozog, Rutledge, Schwarze, Tornatore, Yoo, and Zay
ABSENT:	LaPlante

10.C. [DC-O-0047-23](#)

ZONING-23-000050 – Juraga: To approve the following zoning relief:

Variation to increase the height of a fence in the interior side yard from permitted 6'6" to approximately 9'1", as existing. (Downers Grove/ District 2)

ZHO Recommendation to Approve

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

WHEREAS, a public hearing was held on August 16, 2023 and August 23, 2023 in the DuPage County Administration Building, 421 North County Farm Road, Wheaton, Illinois at 2:30 P.M. before the DuPage County Zoning Hearing Officer and notice of said hearing was duly given; and

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

zoning relief:

Variation to increase the height of a fence in the interior side yard from permitted 6'6" to approximately 9'1", as existing, on the property hereinafter described:

LOT 1 IN BLOCK 88 IN LIBERTY PARK SUBDIVISION, BEING A SUBDIVISION OF THE WEST HALF OF THE NORTHEAST QUARTER AND PART OF THE EAST HALF OF THE NORTHEAST QUARTER OF SECTION 4, TOWNSHIP 38 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, AND THE SOUTH HALF OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 33, TOWNSHIP 39 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED SEPTEMBER 16, 1924 AS DOCUMENT 182542, 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 August 23, 2023 does find as follows:

FINDINGS OF FACT:

- A. That the Zoning Hearing Officer finds that petitioner has demonstrated evidence for a Variation to increase the height of a fence in the interior side yard from permitted 6'6" to approximately 9'1", as existing.
- B. That petitioner testified that the subject 9'1" fence is only located on the north side of the subject property, alongside the attached garage.
- C. That petitioner testified that she installed the extension on top of the existing fence due to privacy and safety issues with neighboring/adjacent properties.
- D. That petitioner testified that the fence extension now holds vines and honeysuckle flowers.
- E. That petitioner testified that due to the elevation/grade change, the area the subject fence is located on is lower in elevation compared to the rest of her property and adjacent properties.
- F. That Hearing Officer finds that petitioner has demonstrated that a Variation to increase the height of a fence in the interior side yard from permitted 6'6" to approximately 9'1", as existing, 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.
- G. Furthermore, that Hearing Officer finds that petitioner has demonstrated evidence for a practical difficulty and unique circumstance in relation to privacy and safety issues with adjacent properties, in addition to grade/elevation change on the subject property, which required petitioner to request a Variation to increase the height of a fence in the interior side yard from permitted 6'6" to approximately 9'1", as existing.

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 9'1" fence does not impair an adequate supply of light and air to the adjacent properties, as the subject property is lower in elevation compared to the rest of the subject property and surrounding area.
 - b. Increase the hazard from fire or other dangers to said property as petitioner **has demonstrated** that the existing 9'1" fence does not increase the hazard from fire or other dangers and that she will receive a building permit for the existing fence.
 - c. Diminish the value of land and buildings throughout the County as petitioner **has demonstrated** that the existing privacy 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 9'1" fence does not unduly increase traffic congestion in the public streets and highways, as it is located in the interior side setback and does not impact traffic.
 - e. Increase the potential for flood damages to adjacent property as petitioner **has demonstrated** that the existing 9'1" 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 existing 9'1" 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** the existing 9'1" fence is an added benefit to the neighborhood, and does not impair the public health, safety, comfort, morals, or general welfare of the inhabitants of DuPage County.

WHEREAS, the Zoning Hearing Officer, having considered in relation to the above and at the recommendation meeting held on August 23, 2023, recommends to approve the following zoning relief:

Variation to increase the height of a fence in the interior side yard from permitted 6'6" to approximately 9'1", as existing.

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-23-000050 **Juraga** dated August 23, 2023.
2. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation that occurs on the property.

3. That the property be developed in accordance with all other codes and Ordinances of DuPage County.

ZHO Recommendation to Approve

WHEREAS, the County Board Development Committee on September 19, 2023, considered the above findings and recommendations of the Zoning Hearing Officer and recommends to concur with the findings and recommends to approve the following zoning relief:

Variation to increase the height of a fence in the interior side yard from permitted 6'6" to approximately 9'1", as existing.

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-23-000050 **Juraga** dated August 23, 2023.
2. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation that occurs on the property.
3. That the property be developed in accordance with all other codes and Ordinances of DuPage County.

Development Committee VOTE (to Approve): 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 increase the height of a fence in the interior side yard from permitted 6'6" to approximately 9'1", as existing, on the property hereinafter described:

LOT 1 IN BLOCK 88 IN LIBERTY PARK SUBDIVISION, BEING A SUBDIVISION OF THE WEST HALF OF THE NORTHEAST QUARTER AND PART OF THE EAST HALF OF THE NORTHEAST QUARTER OF SECTION 4, TOWNSHIP 38 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, AND THE SOUTH HALF OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 33, TOWNSHIP 39 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED SEPTEMBER 16, 1924 AS DOCUMENT 182542, 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-23-000050 **Juraga** dated August 23, 2023.
2. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation that occurs on the property.
3. That the property be developed in accordance with all other codes and Ordinances of DuPage County.

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

BE IT FURTHER ORDAINED that a certified copy of this Ordinance be transmitted by the County Clerk to the DuPage County Finance Department; DuPage County Auditor; DuPage County Treasurer; Paul J. Hoss, Zoning; State's Attorney's Office; DuPage County Health Department; DuPage County Division of Transportation; DUBRAVKA JURAGA, 4012 PARK STREET, WESTMONT, IL 60559; 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, Ozog, Rutledge, Schwarze, Tornatore, Yoo, and Zay
ABSENT:	LaPlante

10.D. [DC-O-0048-23](#)

ZONING-23-000052 – McHale: To approve the following zoning relief:

Variation to reduce the interior side setback from 3' to approximately 2', for an existing detached garage addition to match existing detached garage structure. (Lisle/ District 5)

ZHO Recommendation to Approve

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

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

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

Variation to reduce the interior side setback from 3' to approximately 2', for an existing detached garage addition to match existing detached garage structure, on the property hereinafter described:

LOT 15 IN BLOCK 9 IN ARTHUR T. MCINTOSH'S OGDEN HIGHLANDS, BEING A SUBDIVISION IN THE WEST HALF OF SECTION 7 AND THE WEST HALF OF SECTION 8, TOWNSHIP 38 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JULY 9, 1925, AS DOCUMENT 195889, 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 August 30, 2023 does find as follows:

FINDINGS OF FACT:

- A. That the Zoning Hearing Officer finds that petitioner has demonstrated evidence for a Variation to reduce the interior side setback from 3' to approximately 2', for an existing detached garage addition to match existing detached garage structure.
- B. That petitioner testified that they have no attached garage and that they constructed an addition to their original detached garage as they required additional storage space on the subject property.
- C. That petitioner testified that they required the subject zoning relief in order to preserve the architectural integrity and building lines of the original detached garage.
- D. That petitioner testified that the detached garage is only serviced with electric.
- E. That Hearing Officer finds that petitioner has demonstrated evidence for a practical difficulty or particular hardship for a Variation to reduce the interior side setback from 3' to approximately 2', for an existing detached garage addition to match existing detached garage structure, as the original detached garage was built approximately 2 feet from the interior side property line and petitioner was required to match the original building lines of the detached garage for the architectural integrity of the accessory building.

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 detached garage addition follows/matches the existing building lines of the original detached garage and 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 detached garage addition does not increase in the hazard from fire or other dangers and that they will receive a building permit for the proposed addition.
 - c. Diminish the value of land and buildings throughout the County as petitioner **has demonstrated** that the existing detached garage addition 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 detached garage addition is located behind the front wall

of the subject house and in the rear yard and therefore does not impact traffic.

- e. Increase the potential for flood damages to adjacent property as petitioner **has demonstrated** that the existing detached garage addition 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 detached garage addition 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 detached garage addition is an added benefit to the neighborhood, and does 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 Petition ZONING-23-000052 McHale

ZONING REQUEST Variation to reduce the interior side setback from 3' to approximately 2', for an existing detached garage addition to match existing detached garage structure.

OWNER KAREN MCHALE, 5S473 VEST AVENUE, NAPERVILLE, IL 60563 /
AGENT: KEVIN CUNNINGHAM, K.C. MECHANICAL, INC., 5S473 VEST AVENUE, NAPERVILLE, IL 60563

ADDRESS/LOCATION 5S473 VEST AVENUE, NAPERVILLE, IL 60563
PIN 08-07-403-004

TWSP./CTY. BD. DIST. LISLE DISTRICT 5

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

AREA 0.25 ACRES (10,890 SQ. FT.)

UTILITIES WELL AND SEWER

PUBLICATION DATE Daily Herald: AUGUST 15, 2023

PUBLIC HEARING WEDNESDAY, AUGUST 30, 2023

ADDITIONAL INFORMATION:

Building: No Objections.

DUDOT: Our office has no jurisdiction in this matter.

Health: No Objections.

Stormwater: No Objections.

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

EXTERNAL:

City of Naperville: *No Comments Received.*

City of Warrenville: *No Comments Received.*

Village of Lisle: Our office has no jurisdiction in this matter. "The subject property is located outside of the Village's boundary agreement."

Lisle Township: *No Comments Received.*

Township Highway: No Objections.

Naperville Fire Dist.: *No Comments Received.*

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

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

GENERAL BULK REQUIREMENTS:
REQUIREMENTS: REQUIRED EXISTING PROPOSED
 Int. Side Yard: 3 FT APPROX. 2 FT APPROX. 2 FT

LAND USE			
Location	Zoning	Existing Use	LUP
Subject	R-4 SF RES	HOUSE	0-5 DU AC
North	R-4 SF RES	HOUSE	0-5 DU AC
South	CITY OF NAPERVILLE	COMMERCIAL	CITY OF NAPERVILLE
East	CITY OF NAPERVILLE	COMMERCIAL	CITY OF NAPERVILLE
West	VEST AVENUE AND BEYOND	R-4 SF RES HOUSE	0-5 DU AC

WHEREAS, the Zoning Hearing Officer, having considered in relation to the above and at the recommendation meeting held on August 30, 2023, recommends to approve the following zoning relief:

Variation to reduce the interior side setback from 3' to approximately 2', for an existing detached garage addition to match existing detached garage structure.

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-23-000052 McHale** dated August 30, 2023.
2. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation that occurs on the property.
3. That the property be developed in accordance with all other codes and Ordinances of DuPage County.

ZHO Recommendation to Approve

WHEREAS, the County Board Development Committee on September 19, 2023, considered the above findings and recommendations of the Zoning Hearing Officer and recommends to concur with the findings and recommends to approve the following zoning relief:

Variation to reduce the interior side setback from 3' to approximately 2', for an existing detached

garage addition to match existing detached garage structure.

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-23-000052 McHale** dated August 30, 2023.
2. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation that occurs on the property.
3. That the property be developed in accordance with all other codes and Ordinances of DuPage County.

Development Committee VOTE (to Approve): 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 interior side setback from 3' to approximately 2', for an existing detached garage addition to match existing detached garage structure, on the property hereinafter described:

LOT 15 IN BLOCK 9 IN ARTHUR T. MCINTOSH'S OGDEN HIGHLANDS, BEING A SUBDIVISION IN THE WEST HALF OF SECTION 7 AND THE WEST HALF OF SECTION 8, TOWNSHIP 38 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JULY 9, 1925, AS DOCUMENT 195889, 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-23-000052 McHale** dated August 30, 2023.
2. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation that occurs on the property.
3. That the property be developed in accordance with all other codes and Ordinances of DuPage County.

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

BE IT FURTHER ORDAINED that a certified copy of this Ordinance be transmitted by the County Clerk to the DuPage County Finance Department; DuPage County Auditor; DuPage County Treasurer; Paul J. Hoss, Zoning; State's Attorney's Office; DuPage County Health Department; DuPage County Division of Transportation; KAREN MCHALE, 5S473

VEST AVENUE, NAPERVILLE, IL 60563 / AGENT: KEVIN CUNNINGHAM, K.C. MECHANICAL, INC., 5S473 VEST AVENUE, NAPERVILLE, IL 60563; and Township Assessor, Lisle Township, 4721 Indiana Avenue, Lisle, IL 60532

RESULT:	APPROVED
MOVER:	Sam Tornatore
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

10.E. [DC-O-0050-23](#)

ZONING-23-000055 – Matthews: To approve the following bifurcated zoning relief:

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

2. Variation to allow a 6'/100% closed (privacy) fence within the 30' front yard setback.

ZHO Recommendation to Approve

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

3. Variation to increase the height of a fence within the required 25' line of sight/ vision clearance on a corner from 3' to approximately 6'. (Winfield/ District 6) (If the County Board seeks to approve the zoning relief it will require a $\frac{3}{4}$ majority vote {14 votes} to approve based on the recommendation to deny by the Zoning Hearing Officer)

ZHO Recommendation to Deny

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

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

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

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

2. Variation to allow a 6'/100% closed (privacy) fence within the 30' front yard setback.

3. Variation to increase the height of a fence within the required 25' line of sight/ vision clearance on a corner from 3' to approximately 6', on the property hereinafter described:

LOT 35 IN WOODS OF CANTIGNY UNIT FOUR, BEING A SUBDIVISION OF PART OF LOT 1 IN WOODS OF CANTIGNY ASSESSMENT PLAT IN SECTION 20, TOWNSHIP 39 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT OF SAID WOODS OF CANTIGNY - UNIT FOUR RECORDED FEBRUARY 4, 1987 AS DOCUMENT R87-16685 AND CERTIFICATE OF CORRECTION RECORDED NOVEMBER 25, 1987 AS DOCUMENT NUMBER R87-167633, 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 August 30, 2023 does find as follows:

FINDINGS OF FACT:

- A. That petitioner testified that he seeks the subject zoning relief to replace his existing fence with a 6'/100% closed privacy fence within the corner side yard setback, that extends into the front yard and line-of-sight/vision clearance on a corner.
- B. That petitioner testified that due to increased traffic from a new residential development to the north on Purnell Road, he requires the subject fence to protect his property and family from vehicular traffic and noise.
 - a. Furthermore, that petitioner testified that a car has driven through his existing fence and that a fence within the corner side yard, front yard, and line-of-sign clearance acts as a blockade against vehicles hitting his residence.
- C. That petitioner testified that there would be no line-of-sight issues caused by the proposed fence.
- D. That the Zoning Hearing Officer finds that petitioner has demonstrated evidence for a particular hardship and practical difficulty for a Variation to allow a 6'/100% closed (privacy) fence within the 10' corner side yard setback and a Variation to allow a 6'/100% closed (privacy) fence within the 30' front yard setback, due to increased traffic on Purnell Road and safety issues caused by vehicles on Purnell Road.
- E. That the Zoning Hearing Officer finds that petitioner has not demonstrated evidence for a Variation to increase the height of a fence within the required 25' line of sight/vision clearance on a corner from 3' to approximately 6', and that the Winfield Township Road District objects to the subject Variation due to line-of-sight issues that could potentially be caused by the proposed fence.

STANDARDS FOR VARIATIONS (CORNER SIDE AND FRONT YARD:

**Per Zoning Code Section 37-1411.3*

1. That the Zoning Hearing Officer finds that petitioner **has demonstrated** that the granting of the Variation is in harmony with the general purpose and intent of the Zoning Ordinance, and will not be injurious to the neighborhood, detrimental to the public welfare, or in conflict with the County's comprehensive plan for development.
2. That the Zoning Hearing Officer finds that petitioner **has demonstrated** the granting

of the Variation will not:

- a. Impair an adequate supply of light and air to the adjacent property as petitioner **has demonstrated** that the proposed privacy fence within the corner side yard and front yard will not impair an adequate supply of light and air to the adjacent properties.
- b. Increase the hazard from fire or other dangers to said property as petitioner **has demonstrated** that the proposed privacy fence within the corner side yard and front yard will not increase in the hazard from fire or other dangers and that he will receive a building permit for the proposed fence.
- c. Diminish the value of land and buildings throughout the County as petitioner **has demonstrated** that the proposed privacy fence within the corner side yard and front yard will not diminish the value of land and buildings throughout the County and will be an added benefit to the neighborhood.
- d. Unduly increase traffic congestion in the public streets and highways as petitioner **has demonstrated** that the proposed privacy fence within the corner side yard and front yard 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 privacy fence within the corner side yard and front yard will not increase the potential for flood damages to adjacent properties.
- f. Incur additional public expense for flood protection, rescue or relief as petitioner **has demonstrated** that proposed privacy fence within the corner side yard and front yard will not incur additional public expense for flood protection, rescue, or relief.
- g. Otherwise impair the public health, safety, comfort, morals, or general welfare of the inhabitants of DuPage County as petitioner **has demonstrated** the proposed privacy fence within the corner side yard and front yard 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.

STANDARDS FOR VARIATIONS (LINE-OF-SIGHT/VISION CLEARANCE):

**Per Zoning Code Section 37-1411.3*

1. That the Zoning Hearing Officer finds that petitioner **has not demonstrated** that the granting of the Variation is in harmony with the general purpose and intent of the Zoning Ordinance, and will not be injurious to the neighborhood, detrimental to the public welfare, or in conflict with the County's comprehensive plan for development.
2. That the Zoning Hearing Officer finds that petitioner **has not demonstrated** the granting of the Variation will not:

- a. Impair an adequate supply of light and air to the adjacent property as petitioner **has not demonstrated** or provided evidence that the proposed privacy fence within the line-of-sign/vision clearance of a corner 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 not demonstrated** or provided evidence that the proposed privacy fence within the line-of-sign/vision clearance of a corner will not increase the hazard from fire or other dangers.
- c. Diminish the value of land and buildings throughout the County as petitioner **has not demonstrated** or provided evidence that the proposed privacy fence within the line-of-sign/vision clearance of a corner 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 not demonstrated** or provided evidence that the proposed privacy fence within the line-of-sign/vision clearance of a corner 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 not demonstrated** or provided evidence that the proposed privacy fence within the line-of-sign/vision clearance of a corner 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 not demonstrated** or provided evidence that the proposed privacy fence within the line-of-sign/vision clearance of a corner will not incur additional public expense for flood protection, rescue, or relief.
- g. Otherwise impair the public health, safety, comfort, morals, or general welfare of the inhabitants of DuPage County as petitioner **has not demonstrated** or provided evidence that the proposed privacy fence within the line-of-sign/vision clearance of a corner will not impair the public health, safety, comfort, morals, or general welfare of the inhabitants of DuPage County.

PETITIONER'S DEVELOPMENT FACT SHEET

GENERAL ZONING CASE INFORMATION

CASE #/PETITIONER ZONING-23-000055 Matthews

ZONING REQUEST 1. Variation to allow a 6'/100% closed (privacy) fence within the 10' corner side yard setback 2. Variation to allow a 6'/100% closed (privacy) fence within the 30' front yard setback. 3. Variation to increase the height of a fence within the required 25' line of sight/ vision clearance on a corner from 3' to approximately 6'.

OWNER KEITH AND RITA MATTHEWS, 1S551 VERDUN DRIVE, WINFIELD, IL 60190-1746

ADDRESS/LOCATION 1S551 VERDUN DRIVE, WINFIELD, IL 60190-1746

PIN 04-23-401-018

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

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

AREA 1.05 ACRES (45,738 SQ. FT.)

UTILITIES WELL AND SEPTIC

PUBLICATION DATE Daily Herald: AUGUST 15, 2023

PUBLIC HEARING WEDNESDAY, AUGUST 30, 2023

ADDITIONAL INFORMATION:

Building: No Objections.

DUDOT: Our office has no jurisdiction in this matter.

Health: No Objections.

Stormwater: No Objections.

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

EXTERNAL:

City of Warrenville: *No Comments Received.*

City of West Chicago: *No Comments Received.*

Village of Winfield: *No Comments Received.*

City of Wheaton: *No Comments Received.*

Winfield Township: *No Comments Received.*

Township Highway: Objects. (See attached documentation)

Fire Dist. 33: *No Comments Received.*

Sch. Dist.: *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 the District property, we do not have any specific comments. Thank you."

LAND USE

Location Zoning Existing Use LUP

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

North VERDUN DRIVE AND BEYOND R-2 SF RES HOUSE 0-5 DU AC

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

East PURNELL ROAD AND BEYOND R-2 SF RES PLACE OF ASSEMBLY 0-5 DU AC

West R-2 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 August 30, 2023, recommends to bifurcate the following zoning relief:

1. Variation to allow a 6'/100% closed (privacy) fence within the 10' corner side yard setback
2. Variation to allow a 6'/100% closed (privacy) fence within the 30' front yard setback.

Subject to the following conditions:

1. That the property be developed in accordance with the petitioner's site plan made part of Zoning Petition # **ZONING-23-000055 Matthews** dated August 30, 2023.
2. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation that occurs on the property.
3. That the property be developed in accordance with all other codes and Ordinances of DuPage County.

ZHO Recommendation to Approve

The Zoning Hearing Officer recommended as follows:

3. Variation to increase the height of a fence within the required 25' line of sight/ vision clearance on a corner from 3' to approximately 6'.

ZHO Recommendation to Deny

WHEREAS, the County Board Development Committee on September 19, 2023, considered the above findings and recommendations of the Zoning Hearing Officer and recommends to concur with the findings and recommends to bifurcate the following zoning relief:

1. Variation to allow a 6'/100% closed (privacy) fence within the 10' corner side yard setback
2. Variation to allow a 6'/100% closed (privacy) fence within the 30' front yard setback.

Subject to the following conditions:

1. That the property be developed in accordance with the petitioner's site plan made part of Zoning Petition # **ZONING-23-000055 Matthews** dated August 30, 2023.
2. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation that occurs on the property.
3. That the property be developed in accordance with all other codes and Ordinances of DuPage County.

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

The DuPage County Development Committee recommended as follows:

3. Variation to increase the height of a fence within the required 25' line of sight/ vision clearance on a corner from 3' to approximately 6'.

Development Committee VOTE (Motion to Approve Failed): 0 Ayes, 4 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 allow a 6'/100% closed (privacy) fence within the 10' corner side yard setback
2. Variation to allow a 6'/100% closed (privacy) fence within the 30' front yard setback,

on the property hereinafter described:

LOT 35 IN WOODS OF CANTIGNY UNIT FOUR, BEING A SUBDIVISION OF PART OF LOT 1 IN WOODS OF CANTIGNY ASSESSMENT PLAT IN SECTION 20, TOWNSHIP 39 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT OF SAID WOODS OF CANTIGNY - UNIT FOUR RECORDED FEBRUARY 4, 1987 AS DOCUMENT R87-16685 AND CERTIFICATE OF CORRECTION RECORDED NOVEMBER 25, 1987 AS DOCUMENT NUMBER R87-167633, 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-23-000055 Matthews** dated August 30, 2023.
2. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation that occurs on the property.
3. That the property be developed in accordance with all other codes and Ordinances of DuPage County.

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

BE IT FURTHER ORDAINED that a certified copy of this Ordinance be transmitted by the County Clerk to the DuPage County Finance Department; DuPage County Auditor; DuPage County Treasurer; Paul J. Hoss, Zoning; State's Attorney's Office; DuPage County Health Department; DuPage County Division of Transportation; KEITH AND RITA MATTHEWS, 1S551 VERDUN DRIVE, WINFIELD, IL 60190-1746; and Township Assessor, Winfield Township, 130 Arbor Avenue, West Chicago, IL 60185.

RESULT:	APPROVED
MOVER:	Sam Tornatore
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

Part 1 (Variation 1 and 2)

Member Tornatore moved and Member Garcia seconded a motion to approve Part 1 of the bifurcated zoning relief. Motion passed on roll call, all "ayes." Member LaPlante was absent.

Part 2 (Variation 3)

Member Tornatore moved and Member Garcia seconded a motion to approve Part 2. Members Krajewski, Schwarze, and Zay voted "aye". Members Cahill, Chaplin, Childress, Covert, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, Ozog, Rutledge, Tornatore, and Yoo voted "nay". Member LaPlante was absent. Motion failed.

11. ECONOMIC DEVELOPMENT - LAPLANTE

Committee Update

11.A. [ED-CO-0003-23](#)

Amendment to County Contract #6027-0001 SERV, issued to Parents Alliance Employment Project, to provide services to in-school youth for job training, for the Workforce Development Division, to extend the contract through September 30, 2024 and increase the contract in the amount of \$123,925, for a new contract amount of \$247,850.

WHEREAS, County Contract #6027-0001 SERV was approved by the Economic Development Committee on October 1, 2022; and

WHEREAS, the Economic Development Committee recommends changes as stated in the Change Order Notice to County Contract #6027-0001 SERV, issued to Parents Alliance Employment Project, to provide services to in-school youth for job training, for Workforce Development, to extend the contract through September 30, 2024 and increase the contract in the amount of \$123,925, resulting in an amended contract total of \$247,850, an increase of 100%.

NOW, THEREFORE BE IT RESOLVED, that the County Board adopt the Change Order Notice to County Contract #6027-0001 SERV, issued to Parents Alliance Employment Project, to provide services to in-school youth for job training, for Workforce Development, to extend the contract through September 30, 2024 and increase the contract in the amount of \$123,925, resulting in an amended contract total of \$247,850.

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

11.B. [ED-CO-0004-23](#)

Amendment to County Contract #6028-0001 SERV, issued to Parents Alliance Employment Project, to provide services to out-of-school youth for job training, for the Workforce Development Division, to extend the contract through September 30, 2024 and increase the contract in the amount of \$342,643, for a new contract amount of

\$635,286.

WHEREAS, County Contract #6028-0001 SERV was approved by the Economic Development Committee on October 1, 2022; and

WHEREAS, the Economic Development Committee recommends changes as stated in the Change Order Notice to County Contract #6028-0001 SERV, issued to Parents Alliance Employment Project, to provide services to out-of-school youth for job training, for Workforce Development, to extend the contract through September 30, 2024 and increase the contract in the amount of \$342,643, resulting in an amended contract total of \$635,286, an increase of 117.09%.

NOW, THEREFORE BE IT RESOLVED, that the County Board adopt the Change Order Notice to County Contract #6028-0001 SERV, issued to Parents Alliance Employment Project, to provide services to out-of-school youth for job training, for Workforce Development, to extend the contract through September 30, 2024 and increase the contract in the amount of \$342,643, resulting in an amended contract total of \$635,286.

RESULT:	APPROVED
MOVER:	Kari Galassi
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

11.C. [ED-CO-0005-23](#)

Amendment to County Contract #6029-0001 SERV, issued to World Relief, to provide job training services to immigrants and youth, for the Workforce Development Division, to extend the contract through September 30, 2024 and increase the contract in the amount of \$298,038, for a new contract amount of \$488,690.

WHEREAS, County Contract #6029-0001 SERV was approved by the Economic Development Committee on October 1, 2022; and

WHEREAS, the Economic Development Committee recommends changes as stated in the Change Order Notice to County Contract #6029-0001 SERV, issued to World Relief, to provide job training to immigrants and youth, for Workforce Development, to extend the contract through September 30, 2024 and increase the contract in the amount of \$298,038 resulting in an amended contract total of \$488,690, an increase of 156.33%.

NOW, THEREFORE BE IT RESOLVED, that the County Board adopt the Change Order Notice to County Contract #6029-0001 SERV, issued to Word Relief, to provide job training to immigrants and youth, for Workforce

Development, to extend the contract through September 30, 2024 and increase the contract in the amount of \$298,038, resulting in an amended contract total of \$488,690.

RESULT:	APPROVED
MOVER:	Kari Galassi
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

12. ENVIRONMENTAL - RUTLEDGE

Committee Update

13. HUMAN SERVICES - SCHWARZE

Committee Update

13.A. [HS-P-0068-23](#)

Approval of a contract purchase order issued to Haggerty Ford, to furnish and deliver one (1) 2022 Ford Transit Connect Van, for the Weatherization Program, for a contract total amount of \$43,230. Weatherization Grant Funded. (Community Services)

WHEREAS, the DuPage County Weatherization Program timely requires suitable equipment to provide services in the field; and

WHEREAS, the Cooperative Purchasing agreement currently in place for vehicles with DuPage County Procurement is, due to supply chain issues, not accepting orders for new vehicles at this time; and

WHEREAS, the DuPage County Weatherization Program has until September 30, 2023 to purchase a vehicle through a special grant modification approved by the Illinois Department of Commerce and Economic Opportunity Office of Community Assistance specifically to assist agencies with updating vehicles and/or equipment; and

WHEREAS, to meet the operational needs of Weatherization, this vehicle has been requisitioned pursuant to FI-O-0056-22 and DT-R-0306B-22, approved by the Board on October 25, 2022, which authorize the purchase due to extreme supply chain interruption and is ready for immediate delivery.

NOW, THEREFORE BE IT RESOLVED, that said contract to furnish and deliver one 2022 Ford Transit Connect Cargo Van is hereby approved for issuance to Haggerty Ford, 330 E Roosevelt Rd in West Chicago, Illinois 60185, for a contract total not to exceed \$43,230.00.

RESULT:	APPROVED
MOVER:	Greg Schwarze
SECONDER:	Patty Gustin

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

13.B. [HS-P-0069-23](#)

Awarding resolution issued to Benevate, Inc. D/B/A Neighborly Software, to provide a grants management software system, for the Emergency Rental Assistance Program, for the period of October 1, 2023 through June 30, 2027, in the amount of \$134,000. ERA2 grant-funded. (Community Services)

WHEREAS, Benevate, Inc. D/B/A Neighborly Software, is a qualified and current provider of grant software services for DuPage County Community Services per contract bid #21-011-CD; and

WHEREAS, the Human Services Committee recommends County Board approval for the issuance of a contract to Benevate, Inc. D/B/A Neighborly Software, for the purchase of an additional Grants Management Software System for the Emergency Rental Assistance Program (ERA2).

NOW, THEREFORE BE IT RESOLVED, that County Contract covering said, for the purchase of a Grants Management Software System, for the Community Services Department, be, and it is hereby approved for issuance of a contract by the Procurement Division to Benevate, Inc. D/B/A Neighborly Software, 3423 Piedmont Road NE, Suite 550 Atlanta, GA 30305 for a contract total amount not exceed \$134,000 for a two (2) year contract with two (2) one-year (1) renewals.

RESULT:	APPROVED
MOVER:	Greg Schwarze
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

13.C. [23-3072](#)

HS-P-0049A-23 - Amendment to Resolution HS-P-0049-23, issued to SpotOn Transact, LLC, for the Point of Sale System for the DuPage Care Center Dining Services and other cafes on County Campus, for the period March 1, 2023 through February 28, 2026, to increase encumbrance in the amount of \$54,500, an 114.22% increase. (6328-0001 SERV)

WHEREAS, Resolution HS-P-0049-23 was approved by the Human Services Committee on February 28, 2023; and

WHEREAS, the Human Services Committee recommends changes as stated in the Change Order Notice to County Contract 6328-0001 SERV, issued to SpotOn Transact, LLC, for Point-of-Sale System, for the DuPage Care Center Dining Services

and cafes' on County Campus, to increase encumbrance in the amount of \$54,500.00 resulting in an amended contract total of \$102,213.45, an increase of 114.22%.

NOW, THEREFORE BE IT RESOLVED, that the County Board adopt the Change Order Notice to County Contract 6328-0001 SERV, issued to SpotOn Transact, LLC, for Point-of-Sale System, for the DuPage Care Center Dining Services and cafes' on County Campus, to increase encumbrance in the amount of \$54,500.00 resulting in an amended contract total of \$102,213.45, an increase of 114.22%.

RESULT:	APPROVED
MOVER:	Greg Schwarze
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

13.D. [23-3094](#)

HS-R-0058A-23 - Amendment to Resolution HS-R-0058-23, to amend the final funding recommendations to small agencies under the Small Agency Grant Program.

WHEREAS, on September 5, 2023, the Human Services Committee approved Resolution HS-R-0058-23, which listed the various small agencies to be funded and the amounts to be awarded to each.

WHEREAS, the Human Services Committee wishes to amend the final dollar amount approved for the various small agencies, attached hereto as Exhibit A.

NOW, THEREFORE, BE IT RESOLVED that the Human Services Committee approves the amended funding recommendations from each District, attached hereto as Exhibit A.

RESULT:	APPROVED
MOVER:	Greg Schwarze
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

14. **JUDICIAL AND PUBLIC SAFETY - EVANS**

Committee Update

14.A. [JPS-P-0064-23](#)

Recommendation for the approval of a contract purchase order to Second Chance Cardiac Solutions, for the purchase of AEDs and supporting supplies and services for the County campus, for the period of September 27, 2023 through September 26, 2026, for a contract total amount not to exceed \$96,811.80; per CMS contract #21-416CMS-BOSS4-P-28118. (Office of Homeland Security and Emergency Management/Campus Security)

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

15. LEGISLATIVE - DESART

Committee Update

16. PUBLIC WORKS - GARCIA

Committee Update

16.A. [FM-P-0080-23](#)

Recommendation for the approval of a contract to Air Filter Solutions LLC, to furnish and deliver air filters, as needed, for County facilities, for Facilities Management, for the period of September 27, 2023 through September 26, 2024, for a total contract amount not to exceed \$128,262.56, per lowest responsible bid #23-053-FM. (\$121,962.56 for Facilities Management, \$1,100 for the Division of Transportation, \$2,200 for Animal Services, and \$3,000 for Health Department)

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 Air Filters Solutions LLC, to furnish and deliver air filters, as needed, for County facilities, for the period September 27, 2023 through September 26, 2024, for Facilities Management, per bid #23-053-FM.

NOW, THEREFORE BE IT RESOLVED, that County Contract, covering said, to furnish and deliver air filters, as needed, for County facilities, for the period September 27, 2023 through September 26, 2024, for Facilities Management, be, and it is hereby approved for issuance of a contract by the Procurement Division to, Air Filters Solutions LLC, 519 Sensor Dr., Lemont, IL 60439, for a total contract amount not to exceed \$128,262.56. (\$121,962.56 for Facilities Management, \$1,100 for the Division of Transportation, \$2,200 for Animal Services, and \$3,000 for Health Department)

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

16.B. [FM-P-0081-23](#)

Recommendation for the approval of a contract to United Door & Dock LLC, to provide preventative maintenance, service, and repairs for overhead doors, roll-up shutters, gate operators, dock levelers, and revolving doors, as needed for County facilities, for Facilities Management, for the two-year period of November 1, 2023 through October 31, 2025, for a total contract amount not to exceed \$209,000, per lowest responsible bid #23-091-FM. (\$140,000 for Facilities Management, \$30,000 for the Division of Transportation and \$39,000 for Public Works)

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 United Door & Dock LLC, to provide preventative maintenance, service and repairs for overhead doors, roll-up shutters, gate operators, dock levelers, and revolving doors, as needed for County facilities, for Facilities Management, for the two-year period, November 1, 2023 through October 31, 2025, for Facilities Management.

NOW, THEREFORE BE IT RESOLVED, that County Contract, covering said, to provide preventative maintenance, service, and repairs for overhead doors, roll-up shutters, gate operators, dock levelers, and revolving doors, as needed for County facilities, for Facilities Management, for the two-year period, November 1, 2023 through October 31, 2025, for Facilities Management, be, and it is hereby approved for issuance of a contract by the Procurement Division to, United Door & Dock LLC, 380 Windy Point Drive, Glendale Heights, IL 60137, for a total contract amount not to exceed \$209,000. (\$140,000 for Facilities Management, \$30,000 for the Division of Transportation, and \$39,000 for Public Works)

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

ABSENT: LaPlante, and Schwarze

16.C. [FM-P-0082-23](#)

Recommendation for the approval of a contract to Hampton, Lenzini and Renwick, Inc., to provide Professional Architectural and Engineering Design Services, for parking lot repairs, future electric vehicle charging parking spaces, water main replacement between the Care Center and the DOT Maintenance buildings, and additional engineering for sidewalk and courtyard repairs on County Campus, for Facilities Management, for the period of September 26, 2023 through November 30, 2025, for a total contract amount not to exceed \$220,915. Professional Services (Architects, Engineers and Land Surveyors) vetted through a qualification-based selection process in compliance with the Illinois Local Government Professional Services Selection Act, 50 ILCS 510/ .01 et seq.

WHEREAS, the Illinois General Assembly has granted the County of DuPage (“COUNTY”) authority to operate, maintain and keep in repair necessary COUNTY buildings and to enter into agreements for said purposes pursuant to Illinois Compiled Statutes, Chapter 55, paragraphs 5/5-1106, et. seq.; and

WHEREAS, the COUNTY requires professional architectural and engineering services for parking lot repairs at the 501 and 424 buildings, future electric vehicle charging parking spaces, water main replacement between the 140 and 400 buildings, and additional engineering for sidewalk and courtyard repairs on County Campus; and

WHEREAS, Hampton, Lenzini, and Renwick, Inc. (“CONSULTANT”) has experience and expertise providing professional architectural and engineering services of this nature and is willing to perform the required services, as ordered by the County, for an amount not to exceed two hundred twenty thousand nine hundred fifteen dollars and no cents (\$220,915); and

WHEREAS, the COUNTY has selected the CONSULTANT in accordance with the Professional Services Selection Process in compliance with 50 ILCS 510/.01 *et seq.* and Section 2-353 of the DuPage County Procurement Ordinance; and

WHEREAS, the Public Works Committee of the DuPage County Board has reviewed and recommended approval of the attached AGREEMENT at the specified amount.

NOW THEREFORE IT BE RESOLVED, that this AGREEMENT between the COUNTY and CONSULTANT is hereby accepted and approved in an amount not to exceed two hundred twenty thousand nine hundred fifteen dollars and no cents (\$220,915) and the Chair of the DuPage County Board is hereby authorized and directed to execute the AGREEMENT on behalf of the COUNTY.

RESULT:	APPROVED
MOVER:	Paula Garcia
SECONDER:	Jim Zay

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

17. **STORMWATER - ZAY**

Committee Update

18. **STRATEGIC PLANNING - COVERT**

Committee Update

19. **TECHNOLOGY - YOO**

Committee Update

20. **TRANSPORTATION - OZOG**

Committee Update

20.A. **[DT-R-0081-23](#)**

Awarding Resolution to Meade, Inc., for the 2024-2025 Traffic Signal and Street Light Maintenance at various locations within DuPage County, Section 24-TSMTC-04-GM, for an estimated County cost of \$4,985,225.41; 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 2024-2025 Traffic Signal and Street Light Maintenance at various intersections within DuPage County, Section 24-TSMTC-04-GM, setting forth the terms, conditions, and specification (a copy of which is incorporated herein by reference); and

WHEREAS, the budget for the 2024-2025 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>AMOUNT</u>
Meade, Inc.	\$4,985,225.41

; and

WHEREAS, it has been determined that it is in the best interest of the County of DuPage to award a contract to Meade, Inc. for their submission of the lowest, most responsible bid in the amount of \$4,985,225.41.

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

Meade, Inc., 625 Willowbrook Center Parkway, Willowbrook, Illinois 60527; and

BE IT FURTHER RESOLVED that this contract rate is subject to the Prevailing Wage Act (820 ILCS 130/0.01), 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 Chair and the Clerk of the DuPage County Board are hereby authorized and directed to execute the aforesaid contract with Meade, Inc.

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

20.B. [DT-R-0082-23](#)

Intergovernmental Agreement between the County of DuPage and the City of Darien, to replace the existing retaining wall and fencing along the southside right-of-way of CH 31/Plainfield Road, from Cass Avenue to Linden Avenue; (Estimated County cost \$187,500).

WHEREAS, the County of DuPage (hereinafter referred to as COUNTY) and the City of Darien (hereinafter referred to as CITY) are public agencies within the meaning of the Intergovernmental Cooperation Act (5 ILCS 220/1 *et seq.*); and

WHEREAS, Article VII, Section 10, of the 1970 Constitution of the State of Illinois encourages and provides for units of local government to contract and otherwise associate with each other to exercise, combine or transfer any power or function; and

WHEREAS, the COUNTY by virtue of its power set forth in "Counties Code" (55 ILCS 5/1001 *et seq.*) and "Illinois Highway Code" (605 ILCS 5/5-101 *et. seq.*) and the CITY by virtue of its power set forth in the "Illinois Municipal Code" (65 ILCS 5/1-1-1 *et. seq.*) are authorized to enter into agreements and contracts; and

WHEREAS, the COUNTY and the CITY desire to replace the existing retaining wall and fencing along the southside right-of-way of CH 31/Plainfield Road, from Cass Avenue to Linden Avenue (hereinafter referred to as PROJECT); and

WHEREAS, an Intergovernmental Agreement has been prepared and is attached that outlines the rights and responsibilities of the COUNTY and the CITY related to the PROJECT; and

WHEREAS, the Agreement must be executed before the PROJECT may be initiated.

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

BE IT FURTHER RESOLVED that three (3) original copies of this Resolution and Intergovernmental Agreement be sent to the CITY, by and through the Division of Transportation.

RESULT: APPROVED

MOVER: Mary Ozog

SECONDER: Dawn DeSart

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

ABSENT: LaPlante

20.C. [DT-R-0083-23](#)

Intergovernmental Agreement between the County of DuPage and the Illinois Department of Transportation, for improvements along Illinois 56/ 22nd Street, from Illinois 59 to York Road; with a total estimated cost of engineering and construction of \$16,044,966, and an estimated County cost of \$187,402.

WHEREAS, the County of DuPage (hereinafter referred to as COUNTY) and the Illinois Department of Transportation (hereinafter referred to as STATE), in order to facilitate the free flow of traffic and to ensure the safety of the motoring public, desire to improve Illinois 56/ 22nd Street, from Illinois 59 to York Road, to include implementation of intelligent transportation systems such as traffic signal modernization, signal timing coordination, changeable message signs, traffic surveillance and ADA improvements to enhance mobility of all modes of transportation (hereinafter referred to as the IMPROVEMENT); and

WHEREAS, the COUNTY and the STATE desire to cooperate in an effort to implement the IMPROVEMENT because of the immediate benefit of the IMPROVEMENT to the people of the State of Illinois and to the residents of DuPage County; and

WHEREAS, an Intergovernmental Agreement (hereinafter referred to as AGREEMENT) has been prepared and attached hereto, which outlines the responsibilities of the parties related to engineering, construction, maintenance and financing of the IMPROVEMENT; and

WHEREAS, the STATE will be the lead agency for the IMPROVEMENT with a total estimated cost of engineering and construction of \$16,044,966.00, and an estimated COUNTY cost of \$187,402.00; and

WHEREAS, sufficient funds have been appropriated by the COUNTY to pay for its share of the cost of the IMPROVEMENT; and

WHEREAS, said AGREEMENT must be executed before construction of the IMPROVEMENT can begin.

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

BE IT FURTHER RESOLVED, that three (3) original copies of this Resolution and AGREEMENT be sent to the STATE, by and through the DuPage County Division of Transportation.

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

20.D. [DT-CO-0045-23](#)

Amendment to Purchase Order # 6279-SERV, issued to Peterbilt Illinois -Joliet Inc. dba JX Truck Center, to furnish and deliver Cummins engine repair and parts, as needed for the Division of Transportation, to increase the encumbrance in the amount of \$30,000.00, resulting in an amended contract total amount of \$59,900.00, an increase of 100.33%.

WHEREAS, the DuPage County Board has heretofore awarded a purchase order on February 7th, 2023 to Peterbilt Illinois -Joliet Inc. dba JX Truck Center, to furnish and deliver Cummins repair and replacement parts, as needed for the Division of Transportation, for the period March 1, 2023 through February 29, 2024, per lowest responsible bid # 22-028-DOT; and

WHEREAS, the current purchase order total amount is for \$29,900.00; and

WHEREAS, the Division of Transportation is requesting approval to increase the

contract total by \$30,000.00 due to DOT Fleet being fully staffed and transitioning many of the plow truck repairs from outside contracts to internal repairs and due to the need for an unexpected engine rebuild for one of our plow trucks to ensure its availability for the winter 2023/2024 season and to extend its useful service life; and

WHEREAS, it is in the best interest of the County to increase the purchase order and said change is authorized by law.

NOW, THEREFORE, BE IT RESOLVED that the DuPage County Board adopt this Amendment to Purchase order # 6279-0001 SERV issued to Peterbilt Illinois -Joliet Inc. dba JX Truck Center, to increase the encumbrance in the amount of \$30,000.00, resulting in an amended purchase order total amount of \$59,900.00, an increase of 100.33%.

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

20.E. [DT-P-0097-23](#)

Recommendation for the approval of a contract to HBK Engineering, LLC, to provide Professional Surveying, Underground Locating and Marking Services and Subsurface Utility Engineering Services, Section 23-PULMS-04-MS, for a contract total not to exceed \$500,000. 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 referred to as 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 Surveying, Underground Locating and Marking Services and Subsurface Utility Engineering Services, Section 23-PULMS-04-MS; and

WHEREAS, HBK Engineering, LLC (hereinafter referred to as CONSULTANT) has experience and expertise in this area and is in the business of providing such Professional Surveying, Underground Locating and Marking Services and Subsurface Utility Engineering Services, and is willing to perform the required services for an amount not to exceed \$500,000.00 (FIVE HUNDRED THOUSAND AND NO/100 DOLLARS); and

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

Services Selection Act, 50 ILCS 510/0.01 *et seq.*; 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 HBK Engineering, LLC be hereby accepted and approved for a contract total not to exceed \$500,000.00 and that the Chairman 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 HBK Engineering, LLC, 921 West Van Buren Street, Chicago, Illinois 60607, by and through the Division of Transportation.

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

20.F. [23-3007](#)

DT-P-0001B-21 - Amendment to Resolution DT-P-0001A-21, issued to Lakeside International, LLC, to increase the funding in the amount of \$30,000, resulting in an amended contract total amount of \$210,000, an increase of 16.67%.

WHEREAS, the DuPage County Board heretofore adopted Resolution DT-P-0001A-22 on September 13, 2022 and DT-P-0001-22 on December 14, 2021, awarding a contract to Lakeside International for the purchase of replacement parts for the Division of Transportation snowplows; and

WHEREAS, the current contract total amount is \$180,000.00; and

WHEREAS, the Division of Transportation is requesting approval to increase the contract total by \$30,000.00 due to DOT Fleet being fully staffed and transitioning many of the plow truck repairs from outside contracts to internal repairs which should significantly decrease the amount spent in outside repairs; and

WHEREAS, the circumstances that necessitate the change in costs were not reasonably foreseeable at the time the contract was signed; and

WHEREAS, it is in the best interest of the County to increase the contract and said change is authorized by law.

NOW, THEREFORE, BE IT RESOLVED that the DuPage County Board hereby increases the funding in the amount of \$30,000.00, resulting in a final County cost of \$210,000.00, an increase of 16.67%, a cumulative increase of \$100,000.00, +90.91%.

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. DISCUSSION

21.A. [23-3086](#)

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

Member Krajewski made comment.

RESULT:	NO ACTION REQUIRED
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22. OLD BUSINESS

The following members made comment:

Rutledge: Trash hauling

Chaplin: DuPage County Sheriff

Evans: Willowbrook Corners shooting

23. NEW BUSINESS

The following members made comment:

Garcia: Northern Illinois Food Bank poverty simulation

Galassi: Willowbrook Corners shooting

24. EXECUTIVE SESSION

There was no Executive Session.

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

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

25. MEETING ADJOURNED

With no further business, the meeting was adjourned at 11:05 AM.

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