



DU PAGE COUNTY

DuPage County Board

Summary

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

Tuesday, April 9, 2024

10:00 AM

COUNTY BOARD ROOM

1. CALL TO ORDER

10:00 AM meeting was called to order by Chair Deborah A. Conroy at 10:16 AM.

2. PLEDGE OF ALLEGIANCE

Member Rutledge led the pledge of allegiance.

3. INVOCATION

3.A. Bhai Mohinder Singh – Illinois Sikh Community Center, Wheaton

4. ROLL CALL

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

5. PROCLAMATIONS

5.A. Proclamation Recognizing Sikh Awareness Month

5.B. Proclamation Celebrating National Public Safety Telecommunications Week 2024

6. PUBLIC COMMENT Limited to 3 minutes per person

The following individuals made public comment:

Jamie Leinss-Doyle: Willowbrook Wildlife Raccoon Policy

Karen Rugg: Flooding

6.A. [24-1322](#)

Online Public Comment

7. CHAIR'S REPORT / PRESENTATIONS

Chair Conroy made the following remarks:

Thanks to all who attended yesterday's groundbreaking of the Crisis Recovery Center. I thought it was an excellent way to underscore our commitment to improving mental health and addiction treatment services for our residents.

Your leadership on this project is to be commended and like you, now that the project is underway, I am eager to see the building take shape. I hope you'll all be there next summer when

we cut the ribbon and open the doors. Thanks again for your support.

7.A. 2024 Engineering Excellence Award Presented to Stormwater Management Department

8. CONSENT ITEMS

8.A. [24-1137](#)

DuPage County Board Minutes - Regular Meeting - Tuesday, March 26, 2024

8.B. [24-1057](#)

03-22-2024 Paylist

8.C. [24-1058](#)

03-22-2024 Auto Debit Paylist

8.D. [24-1087](#)

03-26-2024 Paylist

8.E. [24-1122](#)

03-28-2024 Auto Debit Paylist

8.F. [24-1131](#)

03-29-2024 Paylist

8.G. [24-1147](#)

04-02-2024 Paylist

8.H. [24-1171](#)

04-03-2024 Corvel Wire Transfer

8.I. [24-1143](#)

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

8.J. [24-1184](#)

Clerk's Office Monthly Receipts and Disbursement Report - March 2024

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

9. COUNTY BOARD - CHILDRESS

Motion to Combine

Member Childress moved and Member Gustin seconded a motion to combine CB items 9A through 9E. The motion was approved on roll call, all "ayes." Members Cahill and Krajewski were absent.

9.A. [24-1146](#)

Authorization for a County Board Member to travel to Springfield, IL for an ISACo Legislative Conference on April 10th - 11th, 2024. Travel to include hotel, mileage, per diem, etc. \$594.

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

9.B. [24-1148](#)

Authorization for a County Board Member to travel to Springfield, IL for an ISACo Legislative Conference on April 10th - 11th, 2024. Travel to include hotel, mileage, per diem, etc. \$674.

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

9.C. [24-1149](#)

Authorization for a County Board Member to travel to Springfield, IL for an ISACo Legislative Conference on April 10th - 11th, 2024. Travel to include hotel, mileage, per diem, etc. \$658.

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

ABSENT: Cronin Cahill, and Krajewski

9.D. [24-1150](#)

Authorization for a County Board Member to travel to Springfield, IL for an ISACo Legislative Conference on April 10th - 11th, 2024. Travel to include hotel, mileage, per diem, etc. \$656.

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

9.E. [24-1214](#)

Authorization for a County Board Member to travel to Springfield, IL for an ISACo Legislative Conference on April 10th - 11th, 2024. Travel to include hotel, mileage, per diem, etc. \$623.

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

10. FINANCE - CHAPLIN

Committee Update

10.A. [FI-R-0056-24](#)

Acceptance and Appropriation of the Illinois Environmental Protection Agency PY21 Section 604B Water Quality Management Planning Grant, Inter-Governmental Agreement No. 6042102, Company 5000 - Accounting Unit 3065, \$125,600. (Stormwater Management)

(Under the administrative direction of the
DuPage County Stormwater Management Division)

WHEREAS, the County of DuPage, through the Stormwater Management

Division, has been notified by the Illinois Environmental Protection Agency that grant funds in the amount of \$125,600 (ONE HUNDRED TWENTY-FIVE THOUSAND SIX HUNDRED AND NO/100 DOLLARS) are available to facilitate the creation of a watershed-based plan for the Northern Half of the West Branch of the DuPage River designed to improve water quality by controlling nonpoint source pollution; and

WHEREAS, to receive said grant funds, the County of DuPage, through the Stormwater Management Division, must enter into Inter-Governmental Agreement No. 6042102 with the Illinois Environmental Protection Agency, 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 March 1, 2024 through January 31, 2026; and

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

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

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

NOW, THEREFORE, BE IT RESOLVED by the DuPage County Board that the Inter-Governmental Agreement No. 6042102 (ATTACHMENT II) between DuPage County and Illinois Environmental Protection Agency 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 \$125,600 (ONE HUNDRED TWENTY-FIVE THOUSAND SIX HUNDRED AND NO/100 DOLLARS) be made to establish the IEPA PY21 Section 604B Water Quality Management Planning Grant, Company 5000 - Accounting Unit 3065, for period March 1, 2024 through January 31, 2026; and

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

BE IT FURTHER RESOLVED that should the Stormwater Management 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, Covert, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, LaPlante, Ozog, Rutledge, Schwarze, Tornatore, Yoo, and Zay
ABSENT:	Childress, Cronin Cahill, and Krajewski

10.B. [FI-R-0063-24](#)

Acceptance and appropriation of the fiftieth (50th) year of the Community Development Block Grant PY24, Company 5000 - Accounting Unit 1440, in the amount of \$4,539,329. (Community Services)

WHEREAS, the DuPage County Board passed a motion on January 16, 2024, which adopted the 2024 Action Plan for Housing and Community Development and accepted the Community Development Commission's recommendations on projects and funding amounts for the Fiftieth (50th) Year Community Development Block Grant PY24 of \$3,663,480 (THREE MILLION, SIX HUNDRED SIXTY-THREE THOUSAND, FOUR HUNDRED EIGHTY AND NO/100 DOLLARS); and

WHEREAS, all funding for the program will be provided by the U.S. Department of Housing and Urban Development; and

WHEREAS, it appears that \$228,244 (TWO HUNDRED TWENTY-EIGHT THOUSAND, TWO HUNDRED FORTY-FOUR AND NO/100 DOLLARS) will be unexpended from the Community Development Act Fund, Company 5000 - Accounting Unit 1440 to continue certain program year activities begun under the Forty-Fourth (49th) Year Community Development Block Grant FY23; and

WHEREAS, DuPage County's Community Development Block Grant program expects \$647,605 (SIX HUNDRED FORTY-SEVEN THOUSAND, SIX HUNDRED FIVE and NO/100 DOLLARS) in program income to be available in Program Year 2024 that should be included in the program's budget; and

WHEREAS, the period of performance of this grant is April 1, 2024 to March 31, 2025; and

WHEREAS, no additional County funds are required to receive said funding from the U.S. Department of Housing and Urban Development; and

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

WHEREAS, the DuPage County Board finds the need to appropriate said 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 appropriation on the attached sheet (ATTACHMENT I) in the amount of \$4,539,329 (FOUR MILLION, FIVE HUNDRED THIRTY-NINE THOUSAND, THREE HUNDRED TWENTY NINE AND NO/100 DOLLARS) be made to establish the Fiftieth (50th) Year Community Development Block Grant PY24, Company 5000 - Accounting Unit 1440, for the period of April 1, 2024 to March 31, 2025; 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 federal funding cease for this grant, the Human Services Committee shall review the need for continuing the specified program and related head count; and

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

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

10.C. [FI-R-0064-24](#)

Acceptance and appropriation of the thirty-third (33rd) year Home Investment Partnerships Grant PY24, Company 5000 - Accounting Unit 1450, in the amount of \$2,011,683. (Community Services)

WHEREAS, the DuPage County Board passed a motion on January 16, 2024 which adopted the 2024 Action Plan and authorized the submission of an application for the Thirty-Third (33rd) Year HOME Investment Partnership Program for \$1,860,190 (ONE MILLION, EIGHT HUNDRED SIXTY THOUSAND, ONE HUNDRED NINETY AND NO/100 DOLLARS); and

WHEREAS, all funding for the program will be provided by the U.S. Department of Housing and Urban Development; and

WHEREAS, DuPage County's HOME Investment Partnerships Program expects

\$151,493 (ONE HUNDRED FIFTY-ONE THOUSAND, FOUR HUNDRED NINETY-THREE and NO/100 DOLLARS) in program income to be available in Program Year 2024 that should be included in the program's budget; and

WHEREAS, the period of performance of this grant is April 1, 2024 to March 31, 2025; and

WHEREAS, no additional County funds are required to receive said funding from the U.S. Department of Housing and Urban Development; and

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

WHEREAS, the DuPage County Board finds the need to appropriate said 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 appropriation on the attached sheet (ATTACHMENT I) in the amount of 2,011,683 (TWO MILLION, ELEVEN THOUSAND, SIX HUNDRED EIGHTY-THREE AND NO/100 DOLLARS) be made to establish the Thirty-Third (33rd) Year HOME Investment Partnerships Program PY24, Company 5000 - Accounting Unit 1450, for the period of April 1, 2024 to March 31, 2025; 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 federal funding cease for this grant, the Human Services Committee shall review the need for continuing the specified program and related head count; and

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

RESULT:	APPROVED
MOVER:	Liz Chaplin
SECONDER:	Patty Gustin

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

10.D. [FI-R-0065-24](#)

Acceptance and appropriation of the thirty-sixth (36th) year Emergency Solutions Grant PY24, Company 5000 - Accounting Unit 1470, in the amount of \$288,247. (Community Services)

WHEREAS, the DuPage County Board passed a motion on January 16, 2024, which adopted the 2024 Action Plan for Housing and Community Development and accepted the Community Development Commission's recommendations on projects and funding amounts for the Thirty-Sixth (36th) Year Emergency Solutions Grant FY23 of \$288,247 (TWO HUNDRED EIGHT-EIGHT THOUSAND, TWO HUNDRED FORTY-SEVEN AND NO/100 DOLLARS); and

WHEREAS, all funding for the program will be provided by the U.S. Department of Housing and Urban Development; and

WHEREAS, the period of performance of this grant is April 1, 2024, to March 31, 2025; and

WHEREAS, no additional County funds are required to receive said funding from the U.S. Department of Housing and Urban Development; and

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

WHEREAS, the DuPage County Board finds the need to appropriate said 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 appropriation on the attached sheet (ATTACHMENT I) in the amount of \$288,247 (TWO HUNDRED EIGHTY-EIGHT THOUSAND, TWO HUNDRED FORTY-SEVEN AND NO/100 DOLLARS) be made to establish the Thirty-Sixth (36th) Year Emergency Solutions Grant PY24, Company 5000 - Accounting Unit 1470, for the period of April 1, 2024, to March 31, 2025; 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 federal funding cease for this grant, the Human Services Committee shall review the need for continuing the specified program and related head count; and

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

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

10.E. [FI-R-0066-24](#)

Placing Names on Payroll (Human Resources)

WHEREAS, the DuPage County Board heretofore adopted a position classification and Pay Plan for all County employees.

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

CORPORATE FUND

NEW HIRE

HUMAN RESOURCES

Effective April 29, 2024

Richard Burnson, Deputy Chief Information Officer

Class 1454, Range 317 at \$157,500 per year

BE IT FURTHER RESOLVED that the County Clerk be directed to transmit copies of this resolution to the Auditor, Treasurer, Finance Department, Human Resources Department, and one copy to the County Board.

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

ABSENT: Cronin Cahill, and Krajewski

10.F. [FI-R-0068-24](#)

Budget Transfers 04-09-2024 - Various Companies and Accounting Units

WHEREAS, it appears that certain appropriations for various County companies and accounting units are insufficient to cover necessary expenditures for the balance of the 2024 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:	Patty Gustin
AYES:	Chaplin, Childress, Covert, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, LaPlante, Ozog, Rutledge, Schwarze, Tornatore, Yoo, and Zay
ABSENT:	Cronin Cahill, and Krajewski

10.G. [FI-R-0070-24](#)

Approval of Employee Compensation and Job Classification Adjustments

WHEREAS, appropriations for the 1600-3000; Conservation FUND for Fiscal Year 2024 were adopted by the County Board pursuant to Ordinance FI-O-0009-23; and

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

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

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

CONSERVATION FUNDSALARY ADJUSTMENT

STORMWATER MANAGEMENT

April 15, 2024

Jamie Lock, Chief Stormwater Engineer

Class 5139, Range 316 at \$146,775.33 per year from

Class 5139, Range 316 at \$144,245.01 per year

Clayton Heffter, Stormwater Permitting Manager

Class 5137, Range 316 at \$141,741.19 per year from

Class 5137, Range 316 at \$138,995.83 per year

Jennifer Heller, Wetlands Supervisor

Class 5173, Range 313 at \$106,569.45 per year from

Class 5173, Range 313 at \$104,980.98 per year

Mary Beth Falsey, Water Quality Supervisor

Class 5169, Range 313 at \$106,569.45 per year from

Class 5169, Range 313 at \$104,434.20 per year

Courtney Suffredin, Administrative Assistant

Class 1164, Range 311 at \$66,019.44 per year from

Class 1164, Range 311 at \$65,019.44 per year

RESULT: APPROVED**MOVER:** Liz Chaplin**SECONDER:** Yeena Yoo**AYES:** Chaplin, Childress, Covert, DeSart, Eckhoff, Evans, Galassi, Garcia, Gustin, LaPlante, Ozog, Rutledge, Schwarze, Tornatore, Yoo, and Zay**ABSENT:** Cronin Cahill, and Krajewski10.H. [FI-P-0007-24](#)

Recommendation for the approval of a contract issued to Titan Image Group, to furnish and deliver printed business envelopes for various County departments, for the period of April 12, 2024 through November 30, 2025, for a contract total amount of \$30,545, per bid #23-044-FIN. First of three optional renewals.

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

WHEREAS, the Finance Committee recommends County Board approval for the issuance of a contract to Titan Image Group, to provide printed business envelopes, for

the period of April 12, 2024 through November 30, 2025, for various County departments.

NOW, THEREFORE BE IT RESOLVED, that said contract to provide printed business envelopes, for the period of April 12, 2024 through November 30, 2025, for various County departments, be, and it is hereby approved for issuance of a contract by the Procurement Division to Titan Image Group, 305 W. Briarcliff Dr., Suite 105, Bolingbrook, IL 60440, for a contract total amount not to exceed \$30,545, per lowest quote bid #24-044-FIN. First of three optional renewals.

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

10.I. [FI-P-0008-24](#)

Recommendation for the approval of funding for Hervas, Condon & Bersani, P.C., to provide legal services as conflict counsel as Special Assistant State's Attorneys, for the time period of March 1, 2024 through February 28, 2026, for the State's Attorney's Office, for an amount not to exceed \$100,000.

WHEREAS, certain attorneys from the law firm of Hervas, Condon & Bersani, P.C. have been appointed as Special Assistant State's Attorneys; and

WHEREAS, the Finance Committee recommends County Board approval for the issuance of payments to Hervas, Condon & Bersani, P.C., to provide legal services as Special Assistant State's Attorneys, for the period of March 1, 2024 through February 28, 2026.

NOW, THEREFORE, BE IT RESOLVED, that said approval of payments for legal services for the State's Attorney's Office, for the period of March 1, 2024 through February 28, 2026, be, and is hereby approved for issuance of payments to Hervas, Condon & Bersani, P.C., 333 Pierce Road, Suite 195, Itasca, IL 60143, for an amount not to exceed \$100,000.00.

RESULT:	APPROVED
MOVER:	Liz Chaplin
SECONDER:	Patty Gustin

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

10.J. [FI-P-0009-24](#)

Recommendation for the approval of funding for Johnson & Bell, to provide legal services as conflict counsel as Special Assistant State's Attorneys, for the time period of March 1, 2024 through February 28, 2026, for the State's Attorney's Office, for an amount not to exceed \$100,000.

WHEREAS, certain attorneys from the law firm of Johnson & Bell have been appointed as Special Assistant State's Attorneys; and

WHEREAS, the Finance Committee recommends County Board approval for the issuance of payments to Johnson & Bell, to provide legal services as Special Assistant State's Attorneys, for the period of March 1, 2024 through February 28, 2026.

NOW, THEREFORE, BE IT RESOLVED, that said approval of payments for legal services for the State's Attorney's Office, for the period of March 1, 2024 through February 28, 2026, be, and is hereby approved for issuance of payments to Johnson & Bell, 33 West Monroe Street, Suite 2700, Chicago, IL 60603, for an amount not to exceed \$100,000.00.

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

10.K. [FI-P-0010-24](#)

Recommendation for the approval of funding for Schain Banks, to provide legal services as conflict counsel as Special Assistant State's Attorneys, for the time period of March 1, 2024 through February 28, 2026, for the State's Attorney's Office, for an amount not to exceed \$100,000.

WHEREAS, certain attorneys from the law firm of Schain Banks have been appointed as Special Assistant State's Attorneys; and

WHEREAS, the Finance Committee recommends County Board approval for the

issuance of payments to Schain Banks, to provide legal services as Special Assistant State's Attorneys, for the period of March 1, 2024 through February 28, 2026.

NOW, THEREFORE, BE IT RESOLVED, that said approval of payments for legal services for the State's Attorney's Office, for the period of March 1, 2024 through February 28, 2026, be, and is hereby approved for issuance of payments to Schain Banks, 70 West Madison Street, Suite 5400, Chicago, IL 60602, for an amount not to exceed \$100,000.00.

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

10.L. [FI-P-0011-24](#)

Recommendation for the approval of funding for O'Hagan Meyer, to provide legal services as conflict counsel as Special Assistant State's Attorneys, for the time period of March 1, 2024 through February 28, 2026, for the State's Attorney's Office, for an amount not to exceed \$100,000.

WHEREAS, certain attorneys from the law firm of O'Hagan Meyer have been appointed as Special Assistant State's Attorneys; and

WHEREAS, the Finance Committee recommends County Board approval for the issuance of payments to O'Hagan Meyer, to provide legal services as Special Assistant State's Attorneys, for the period of March 1, 2024 through February 28, 2026.

NOW, THEREFORE, BE IT RESOLVED, that said approval of payments for legal services for the State's Attorney's Office, for the period of March 1, 2024 through February 28, 2026, be, and is hereby approved for issuance of payments to O'Hagan Meyer, 1 E. Wacker Drive, Suite 3400, Chicago, IL 60601, for an amount not to exceed \$100,000.00.

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

11. ANIMAL SERVICES - KRAJEWSKI

Committee Update

12. DEVELOPMENT - TORNATORE

Committee Update

12.A. [DC-O-0014-24](#)

ZONING-23-000095 – Dr. Smoke: To approve the following zoning relief:

1. Conditional Use to allow a restaurant/tavern in the B-1 Local Business District.
2. Variation to reduce the required amount of parking spaces from 15 to 11 spaces, as existing. (York/District 2) (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, 5 Nays, 1 Absent

WHEREAS, a public hearing was held on February 7, 2024 in the DuPage County Administration Building, 421 North County Farm Road, Wheaton, Illinois at 2:30 P.M. before the DuPage County Zoning Hearing Officer and notice of said hearing was duly given; and

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

1. Conditional Use to allow a restaurant/tavern in the B-1 Local Business District.
2. Variation to reduce the required amount of parking spaces from 15 to 11 spaces, as existing, on the property hereinafter described:

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

WHEREAS, the Zoning Hearing Officer, having considered in relation to the above requested zoning petition presented at the above hearing and at the recommendation meeting held on February 7, 2024 does find as follows:

FINDINGS OF FACT:

- A. That petitioner testified that the purpose of the proposed zoning relief is to allow an existing tobacco store to allow for video gaming on the premises, which requires a liquor pouring license.
- B. That petitioner testified that they will not be a restaurant or bar, and will not serve food, and that they are required to be classified as a restaurant or tavern in order to

have a liquor pour license, with the ultimate goal of having six (6) video gaming machines.

- C. That petitioner testified that no changes will be made to structure or parking lot.
- D. That petitioner testified that the hours of operation for the existing tobacco store are from 9 AM to 9 PM, seven (7) days a week.
- E. That petitioner testified that they have two (2) employees, with only one (1) present in the store at a time.
- F. That the Zoning Hearing Officer finds that from the testimony given at the public hearing, there is no intent to operate a restaurant or tavern at the subject property and therefore, the requested zoning relief is not applicable to the subject property. Furthermore, that petitioner indicated that he is only attempting to obtain a liquor license for the purpose of video gaming, with no intent to operate a restaurant or tavern and will only have a “cooler of alcohol (beer)” for customers utilizing the video gaming machines.
- G. Furthermore, that the Zoning Hearing Officer finds from the testimony given at the public hearing, that the existing tobacco store will remain on the subject property and that a restaurant or tavern will not be operated on the subject property and that if a restaurant were to be added to the subject property, petitioner would be required to request a Conditional Use for a Planned Development to allow two (2) uses on the subject property.

STANDARDS FOR CONDITIONAL USES AND VARIATIONS:

- 1. That the Zoning Board of Appeals finds that petitioner **has not demonstrated** that the granting of the Conditional Use and 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; and specifically, that the granting of the Conditional Use will not:
 - a. Impair an adequate supply of light and air to the adjacent property as petitioner **has not demonstrated** or provided sufficient evidence that the restaurant/tavern in the B-1 Local Business District with parking variation will not impair an adequate supply of light and air to the adjacent property.
 - b. Increase the hazard from fire or other dangers to said property as petitioner **has not demonstrated** or provided sufficient evidence that the restaurant/tavern in the B-1 Local Business District with parking variation will not increase the hazard from fire or other dangers to said property.
 - c. Diminish the value of land and buildings throughout the County as petitioner **has not demonstrated** or provided sufficient evidence that the restaurant/tavern in the B-1 Local Business District with parking variation 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 sufficient evidence that the restaurant/tavern in the B-1 Local Business District with parking variation 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 restaurant/tavern in the B-1 Local Business District with parking variation will not increase the potential for flood damages to adjacent property.
- f. Incur additional public expense for flood protection, rescue or relief as petitioner **has not demonstrated** or provided evidence that the restaurant/tavern in the B-1 Local Business District with parking variation 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 restaurant/tavern in the B-1 Local Business District with parking variation 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-23-000095 Dr. Smoke

ZONING REQUEST 1. Conditional Use to allow a restaurant/tavern in the B-1 Local Business District. 2. Variation to reduce the required amount of parking spaces from 15 to 11 spaces, as existing.

OWNER TOP PROPERTY, LLC., 18W511 ROOSEVELT ROAD, LOMBARD, IL 60148/
TOP PROPERTY, LLC., 6510 LINCOLN AVENUE, LINCOLNWOOD, IL 60712/ **AGENT:**
PRADEEP PATEL, 17241 BROWNING DRIVE, ORLAND PARK, IL 60467

ADDRESS/LOCATION 18W511 ROOSEVELT ROAD, LOMBARD, IL 60148
PIN 06-21-104-023

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

ZONING/LUP B-1 LOCAL BUSINESS LOCAL COMMERCIAL

AREA 0.17 ACRES (7,405 SQ. FT.)

UTILITIES WATER AND SEWER

PUBLICATION DATE Daily Herald: JANUARY 23, 2024

PUBLIC HEARING WEDNESDAY, FEBRUARY 7, 2024

ADDITIONAL INFORMATION:

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

DUDOT: Our office has no jurisdiction in this matter.

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

Stormwater: Our office has no jurisdiction in this matter.

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

EXTERNAL:

Village of Lombard: *No Comments Received.*

Village of Villa Park: *No Comments Received.*

City of Oakbrook Terrace: *No Comments Received.*

Village of Oak Brook: *No Comments Received.*

York Township: *No Comments Received.*

Township Highway: No Objections.

York Center Fire Dist.: No Objection with the concept of the petition. Additional information may be required at time of permit application. "Will need to comply with current Fire / Life Safety codes from this office."

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

Sch. Dist. 88: *No Comments Received.*

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

LAND USE

Location Zoning Existing Use LUP

Subject B-1 LOCAL BUSINESS COMMERCIAL LOCAL COMMERCIAL

North ROOSEVELT ROAD AND BEYOND VILLAGE OF LOMBARD COMMERCIAL
VILLAGE OF LOMBARD

South ALLEY AND BEYOND R-4 SF RES RESIDENTIAL 0-5 DU AC

East LUTHER AVENUE AND BEYOND B-1 LOCAL BUSINESS COMMERCIAL
LOCAL COMMERCIAL

West B-1 LOCAL BUSINESS UTILITY LOCAL COMMERCIAL

WHEREAS, the Zoning Hearing Officer, having considered in relation to the above and at the recommendation meeting held on February 7, 2024, recommends to deny the following zoning relief:

1. Conditional Use to allow a restaurant/tavern in the B-1 Local Business District.
2. Variation to reduce the required amount of parking spaces from 15 to 11 spaces, as existing.

ZHO Recommendation to Deny

WHEREAS, the County Board Development Committee on April 2, 2024, considered the above findings and recommendations of the Zoning Hearing Officer and recommends to concur with the findings and on a motion to approve, the motion failed to the following zoning relief:

1. Conditional Use to allow a restaurant/tavern in the B-1 Local Business District.
2. Variation to reduce the required amount of parking spaces from 15 to 11 spaces, as existing.

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

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

1. Conditional Use to allow a restaurant/tavern in the B-1 Local Business District.
2. Variation to reduce the required amount of parking spaces from 15 to 11 spaces, as existing, on the property hereinafter described:

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

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

BE IT FURTHER ORDAINED that a certified copy of this Ordinance be transmitted by the County Clerk to the DuPage County Finance Department; DuPage County Auditor; DuPage County Treasurer; Paul J. Hoss, Zoning; State's Attorney's Office; DuPage County Health Department; DuPage County Division of Transportation; TOP PROPERTY, LLC., 18W511 ROOSEVELT ROAD, LOMBARD, IL 60148/ TOP PROPERTY, LLC., 6510 LINCOLN AVENUE, LINCOLNWOOD, IL 60712/ AGENT: PRADEEP PATEL, 17241 BROWNING DRIVE, ORLAND PARK, IL 60467; and Township Assessor, York Township, 1502 S. Meyers Road, Lombard, IL 60148.

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

12.B. [DC-O-0015-24](#)

ZONING-23-000096 – Anjuman-e-Saifee: To approve the following zoning relief: Variation to reduce the minimum interior side yard setbacks from 40 feet to approximately 20 feet for the construction of two proposed parking lots (Section 37-704.4A). (Downers Grove/District 3)
ZBA VOTE (to Approve): 7 Ayes, 0 Nays, 0 Absent
Development Committee VOTE (to Approve): 5 Ayes, 0 Nays, 1 Absent

WHEREAS, a public hearing was held on January 18, 2024 and February 15, 2024 in the DuPage County Administration Building, 421 North County Farm Road, Wheaton, Illinois at 6:00 P.M. before the DuPage County Zoning Board of Appeals and notice of said hearing was duly given; and

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

Variation to reduce the minimum interior side yard setbacks from 40 feet to approximately 20 feet for the construction of two proposed parking lots (Section 37-704.4A), on the property hereinafter described:

PARCEL 1: THAT PART OF LOTS 9 AND 21 LYING WESTERLY OF A LINE DRAWN FROM A POINT ON THE NORTH LINE OF SAID LOT 9, 31.16 FEET EAST OF THE NORTHWEST CORNER THEREOF TO A POINT ON THE SOUTH LINE OF SAID LOT 21, 29.70 FEET EAST OF THE SOUTHWEST CORNER THEREOF AND LOTS 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, AND 20, TOGETHER WITH THAT PART OF VALLEY VIEW DRIVE AND BRIANNA DRIVE ADJOINING SAID LOTS AND PART OF LOTS IN TIMBER LAKE GLEN, BEING A RESUBDIVISION OF PART OF THE NORTHWEST QUARTER OF SECTION 2, TOWNSHIP 37 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED MARCH 17, 1989 AS DOCUMENT R89-29732 IN DUPAGE COUNTY, ILLINOIS ALSO KNOWN AS THE WEST 490.60 FEET OF LOT 2 IN DOWNERS GROVE TOWNSHIP SUPERVISORS ASSESSMENT PLAT NUMBER 4 OF THE SOUTH HALF OF THE NORTHWEST QUARTER OF SECTION 2, TOWNSHIP 37 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED APRIL 1, 1946 AS DOCUMENT NUMBER 494655, IN DUPAGE COUNTY, ILLINOIS.

PARCEL 2: LOT 2 IN JAMES NOVAK'S RESUBDIVISION OF LOT 12 (EXCEPT THE WEST 490.6 FEET THEREOF AND ALSO EXCEPT THE EAST 100.0 FEET DEDICATED FOR HIGHWAY PURPOSES (ILLINOIS ROUTE 83) IN DOWNERS GROVE TOWNSHIP SUPERVISORS ASSESSMENT PLAT NUMBER 4 OF THE SOUTH HALF OF THE NORTHWEST QUARTER OF SECTION 2, TOWNSHIP 37 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT OF SAID NOVAK'S RESUBDIVISION RECORDED JUNE 28, 1965 AS DOCUMENT R65-22709, IN DUPAGE COUNTY, ILLINOIS; and

WHEREAS, the Zoning Board of Appeals, having considered in relation to the above requested zoning petition presented at the above hearing and at the recommendation meeting held on March 7, 2024 does find as follows:

FINDINGS OF FACT:

1. That petitioner testified that the subject zoning relief is to construct two (2) additional parking lots on the subject property, approximately twenty (20) feet from the interior side property lines.
2. That petitioner testified the congregation was established in the early 1970's and now consists of three hundred (300) families, and that in 2001, the place of assembly obtained a Conditional Use for a religious institution from DuPage County and constructed the subject facility.
3. That petitioner testified that the subject property consists of an existing place of assembly, school, and parking lot.
4. That petitioner testified that at the time of construction, the minimum side yard setback was twenty (20) feet, and the current zoning code requires forty (40) foot setbacks.
5. That petitioner testified that the two (2) proposed surface parking lots will maintain the twenty (20) foot setbacks of the existing parking lot and driveways on the subject property.
6. That petitioner testified that the practical difficulty or particular hardship in respect to the subject property is the existing conditions/development of the property, which at the time of the original development was twenty (20) foot side yard setbacks.

7. That petitioner testified that the proposed surface parking on the subject property is to remedy an existing parking shortage/demand for the place of assembly, and that the proposed zoning relief is for additional surface parking to accommodate vehicles that currently park on the unimproved portion of the property.
8. That petitioner testified that residential single-family homes are located directly to the west of the subject property, to the east of the property across Route 83, and that additional places of assembly are located to the north and south of the subject property.
9. That at the February 15, 2024, public hearing, petitioner submitted a revised site plan to depict changes made after discussions with neighboring residential properties, including a row of six (6) foot tall arbor vitae to create a barrier between the parking lot, lights, and residential properties; and additional landscaping and trees in existing gap areas on the property.
10. That petitioner testified that there is only one (1) access point onto the subject property and that on the revised site plan, the proposed parking areas and drives allow for a circular driveway throughout the property.
 - a. Furthermore, that the driveways throughout the property would now line up together, providing for better circulation for school buses, emergency vehicles, and other large vehicles, and allowing for greater vehicle stacking for entrance and exiting.

STANDARDS FOR VARIATIONS:

1. That the Zoning Board of Appeals 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 Board of Appeals 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 zoning relief is for to additional surface parking, which 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 zoned relief is for additional surface parking, which will not increase the hazard from fire or other dangers to said property.
 - c. Diminish the value of land and buildings throughout the County as petitioner **has demonstrated** that the proposed zoning relief is for additional surface parking to accommodate vehicles that currently park on the unimproved portion of the property and that the additional surface parking will improve the value of land and buildings throughout the County.

- d. Unduly increase traffic congestion in the public streets and highways as petitioner **has demonstrated** that the proposed zoning relief is for additional surface parking to accommodate the existing parking demand and will not generate new parking demand, and therefore the proposed zoning relief 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 zoning relief for additional surface parking will be designed and constructed in accordance with the County's Stormwater Ordinance and will not increase the potential for flood damages to adjacent property.
- f. Incur additional public expense for flood protection, rescue or relief as petitioner **has demonstrated** that the proposed zoning relief for additional surface parking will be designed and constructed in accordance with the County's Stormwater Ordinance and 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 zoning relief for additional surface parking will accommodate an existing parking demand and will enhance the existing place of assembly and its property, which 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-23-000096 Anjuman-e-Saifee

ZONING REQUEST Variation to reduce the minimum interior side yard setbacks from 40 feet to approximately 20 feet for the construction of two proposed parking lots (Section 37-704.4A)

OWNER DAWAT E HADIYAH, 5177 DOUGLAS FIR ROAD, CALABASAS, CA 91302 /
AGENT: KATHLEEN WEST, 111 EAST JEFFERSON AVENUE, SUITE 200,
NAPERVILLE, IL 60540

ADDRESS/LOCATION 10S246 ROUTE 83, HINSDALE, IL 60527 / ALSO KNOWN AS:
10S252 ROUTE 83, WILLOWBROOK, IL 60527

PIN 10-02-104-095

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

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

AREA 9.3 ACRES (405,108 SQ. FT.)

UTILITIES WATER/SEWER

PUBLICATION DATE Daily Herald: JANUARY 3, 2024

PUBLIC HEARING THURSDAY, JANUARY 18, 2024, CONTINUED TO FEBRUARY 15,

2024

ADDITIONAL INFORMATION:

Building: No Objections.

DUDOT: Our office has no jurisdiction in this matter.

Health: *No Comments Received.*

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

Public Works: No Objections. "We are the sanitary sewer and water provider for the area."

EXTERNAL:Village of Burr Ridge: *No Comments Received.*Village of Willowbrook: *No Comments Received.*

City of Darien: No Objections.

Downers Grove Township: *No Comments Received.*

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

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

Sch. Dist. 180: No Objections.

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

Forest Preserve: "The Forest Preserve District of DuPage County has reviewed the information provided and does not have any specific comments."

GENERAL BULK REQUIREMENTS:**REQUIREMENTS: REQUIRED EXISTINGPROPOSED**

Int. Side Yard: 40' NA APPROX. 20'

Int. Side Yard: 40' NA APPROX. 20'

LAND USE**Location Zoning Existing Use LUP**

Subject R-4 SF RES PLACE OF ASSEMBLY 0-5 DU AC

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

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

East ROUTE 83 AND BEYOND R-4 SF RES HOUSE 0-5 DU AC

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

WHEREAS, the Zoning Board of Appeals, having considered in relation to the above and at the recommendation meeting held on March 7, 2024, recommends to approve the following zoning relief:

Variation to reduce the minimum interior side yard setbacks from 40 feet to approximately 20 feet for the construction of two proposed parking lots (Section 37-704.4A).

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-23-000096 Anjuman-e-Saifee dated February 15, 2024.
2. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation that occurs on the property.
3. That in conjunction with the submittal of a building permit the developer provides a

landscape plan showing partial landscape screens around the perimeter of the development.

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

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

WHEREAS, the County Board Development Committee on April 2, 2024, considered the above findings and recommendations of the Zoning Board of Appeals and recommends to concur with the findings and recommends to approve the following zoning relief:

Variation to reduce the minimum interior side yard setbacks from 40 feet to approximately 20 feet for the construction of two proposed parking lots (Section 37-704.4A).

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-23-000096 **Anjuman-e-Saif** dated February 15, 2024.
2. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation that occurs on the property.
3. That in conjunction with the submittal of a building permit the developer provides a landscape plan showing partial landscape screens around the perimeter of the development.
4. That the property be developed in accordance with all other codes and Ordinances of DuPage County.

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

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

Variation to reduce the minimum interior side yard setbacks from 40 feet to approximately 20 feet for the construction of two proposed parking lots (Section 37-704.4A), on the property hereinafter described:

PARCEL 1: THAT PART OF LOTS 9 AND 21 LYING WESTERLY OF A LINE DRAWN FROM A POINT ON THE NORTH LINE OF SAID LOT 9, 31.16 FEET EAST OF THE NORTHWEST CORNER THEREOF TO A POINT ON THE SOUTH LINE OF SAID LOT 21, 29.70 FEET EAST OF THE SOUTHWEST CORNER THEREOF AND LOTS 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, AND 20, TOGETHER WITH THAT PART OF VALLEY VIEW DRIVE AND BRIANNA DRIVE ADJOINING SAID LOTS AND PART OF LOTS IN TIMBER LAKE GLEN, BEING A RESUBDIVISION OF PART OF THE NORTHWEST QUARTER OF SECTION 2, TOWNSHIP 37 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED MARCH 17, 1989 AS DOCUMENT R89-29732 IN DUPAGE COUNTY, ILLINOIS ALSO KNOWN AS THE WEST 490.60 FEET OF LOT 2 IN DOWNERS GROVE TOWNSHIP SUPERVISORS ASSESSMENT PLAT NUMBER 4 OF THE SOUTH HALF OF THE NORTHWEST QUARTER OF SECTION 2, TOWNSHIP 37 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF

RECORDED APRIL 1, 1946 AS DOCUMENT NUMBER 494655, IN DUPAGE COUNTY, ILLINOIS.

PARCEL 2: LOT 2 IN JAMES NOVAK'S RESUBDIVISION OF LOT 12 (EXCEPT THE WEST 490.6 FEET THEREOF AND ALSO EXCEPT THE EAST 100.0 FEET DEDICATED FOR HIGHWAY PURPOSES (ILLINOIS ROUTE 83) IN DOWNERS GROVE TOWNSHIP SUPERVISORS ASSESSMENT PLAT NUMBER 4 OF THE SOUTH HALF OF THE NORTHWEST QUARTER OF SECTION 2, TOWNSHIP 37 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT OF SAID NOVAK'S RESUBDIVISION RECORDED JUNE 28, 1965 AS DOCUMENT R65-22709, 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-23-000096 Anjuman-e-Saifee** dated February 15, 2024.
2. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation that occurs on the property.
3. That in conjunction with the submittal of a building permit the developer provides a landscape plan showing partial landscape screens around the perimeter of the development.
4. 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; DAWAT E HADIYAH, 5177 DOUGLAS FIR ROAD, CALABASAS, CA 91302 / AGENT: KATHLEEN WEST, 111 EAST JEFFERSON AVENUE, SUITE 200, NAPERVILLE, IL 60540; and Township Assessor, Downers Grove Township, 4340 Prince Street, Downers Grove, IL 60515.

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

12.C. [DC-O-0016-24](#)

ZONING-24-000001 – Cardinal Fence & Supply, Inc.: To approve the following zoning relief:

Variation to reduce the front yard setback for a new 7' fence from required 40' to

approximately 3" (replacing current fence with new fence in same location).
(Winfield/District 6)
ZHO Recommendation to Approve
Development Committee VOTE (to Approve): 5 Ayes, 0 Nays, 1 Absent

WHEREAS, a public hearing was held on February 7, 2024 in the DuPage County Administration Building, 421 North County Farm Road, Wheaton, Illinois at 2:30 P.M. before the DuPage County Zoning Hearing Officer and notice of said hearing was duly given; and

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

1. Variation to reduce the front yard setback for a new 7' fence from required 40' to approximately 3" (replacing current fence with new fence in same location).
2. Variation to allow a barbed-wire fence on the subject property (replacing current barbed wire with new barbed wire in same location), on the property hereinafter described:

LOTS 1, 2 AND 3 IN GLENN AND ELLEN DEVRIES SUBDIVISION OF THE SOUTHWEST QUARTER OF SECTION 14, TOWNSHIP 39 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED DECEMBER 22, 1986 AS DOCUMENT R86-161658, 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 February 7, 2024 does find as follows:

FINDINGS OF FACT:

- A. That petitioner testified that he seeks the subject zoning relief to replace a fifty (50) year old (possibly older) fence on the Public Storage property located at 28W650 ROOSEVELT ROAD, WINFIELD, IL 60190.
- B. That petitioner testified that the existing fence is failing and that a new fence is needed on the property to protect and secure the property of their Public Storage customers.
- C. That petitioner testified that they have approximately eight hundred (800) units, in addition to boat/RV storage.
- D. That petitioner testified that a six (6) foot fence with one (1) foot of barbed-wire on top of the fence would be required to match what has been existing on the subject property for over fifty (50) years.
- E. That petitioner testified that they required barbed-wire on top of the proposed fence due to consistent break-ins at the self-storage facility.
- F. That petitioner testified that there is no on-site guard on the property, and that they

only have a gated entryway and security video cameras monitoring the property.

- G. That the Zoning Hearing Officer finds that petitioner demonstrated evidence for a practical difficulty for the subject property for a seven (7) foot tall fence, as the self-storage use has utilized an existing seven (7) foot fence approximately 3” from the property line since the 1960s, and that the protection from the fence is needed to secure the property held within the Public Storage facility.
- H. That the Zoning Hearing Officer finds that petitioner has not demonstrated evidence for a practical difficulty or particular hardship to allow a barbed-wire fence on the subject property and that there are additional security alternatives other than barbed wire for the subject property.

STANDARDS FOR VARIATIONS (BARBED-WIRE FENCE)

**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 a barbed-wire fence will not impair an adequate supply of light and air to the adjacent properties, as it was not discussed at the public hearing.
 - b. Increase the hazard from fire or other dangers to said property as petitioner **has not demonstrated or provided evidence** that a barbed-wire fence will not increase the hazard from fire or other dangers, as it was not discussed at the public hearing.
 - c. Diminish the value of land and buildings throughout the County as petitioner **has not demonstrated or provided evidence** that a barbed-wire fence will not diminish the value of land and buildings throughout the County, as it was not discussed at the public hearing.
 - d. Unduly increase traffic congestion in the public streets and highways as petitioner **has not demonstrated or provided evidence** that a barbed-wire fence will not unduly increase traffic congestion in the public streets and highways, as it was not discussed at the public hearing.
 - e. Increase the potential for flood damages to adjacent property as petitioner **has not demonstrated or provided evidence** that a barbed-wire fence will not increase the potential for flood damages to adjacent properties, as it was not discussed at the public hearing.
 - f. Incur additional public expense for flood protection, rescue or relief as petitioner **has not demonstrated or provided evidence** that a barbed-wire fence will not incur additional

public expense for flood protection, rescue, or relief, as it was not discussed at the public hearing.

- 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 a barbed-wire fence will not impair the public health, safety, comfort, morals, or general welfare of the inhabitants of DuPage County, as it was not discussed at the public hearing.

STANDARDS FOR VARIATIONS (NEW 7' FENCE FROM REQUIRED 40' SETBACK TO APPROXIMATELY 3")

**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 Variation to reduce the front yard setback for a new 7' fence from required 40' to approximately 3" 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 Variation to reduce the front yard setback for a new 7' fence from required 40' to approximately 3" will not increase the hazard from fire or other dangers.
 - c. Diminish the value of land and buildings throughout the County as petitioner **has demonstrated** the Variation to reduce the front yard setback for a new 7' fence from required 40' to approximately 3" will not diminish the value of land and buildings throughout the County and will be an added benefit to the surrounding area.
 - d. Unduly increase traffic congestion in the public streets and highways as petitioner **has demonstrated** the Variation to reduce the front yard setback for a new 7' fence from required 40' to approximately 3" 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 Variation to reduce the front yard setback for a new 7' fence from required 40' to approximately 3" 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** the Variation to reduce the front yard setback for a new 7' fence from required 40' to approximately 3" 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 Variation to reduce the front yard setback for a new 7' fence from required 40' to approximately 3" will not impair the public health, safety, comfort, morals, or general welfare of the inhabitants of DuPage County.

PETITIONER'S DEVELOPMENT FACT SHEET

GENERAL ZONING CASE INFORMATION

CASE #/PETITIONER ZONING-24-000001 Cardinal Fence & Supply, Inc.

ZONING REQUEST 1. Variation to reduce the front yard setback for a new 7' fence from required 40' to approximately 3" (replacing current fence with new fence in same location). 2. Variation to allow a barbed-wire fence on the subject property (replacing current barbed wire with new barbed wire in same location).

OWNER STORAGE TRUST PROPERTIES, 28W650 ROOSEVELT ROAD, WINFIELD, IL 60190 / STORAGE TRUST PROPERTIES, ATTN DEPT PT IL28163, PO BOX 2, GLENDALE, CA 91201-5025 / AGENT: CARDINAL FENCE AND SUPPLY, INC., 1025 INDUSTRIAL DRIVE, BENSENVILLE, IL 60106

ADDRESS/LOCATION 28W650 ROOSEVELT ROAD, WINFIELD, IL 60190

PIN 04-14-302-018 / 04-14-302-019 / 04-14-302-020

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

ZONING/LUP O-OFFICE LOCAL COMMERCIAL

AREA 5.61 ACRES (244,372 SQ. FT.)

UTILITIES WATER / SEWER

PUBLICATION DATE Daily Herald: JANUARY 23, 2024

PUBLIC HEARING WEDNESDAY, FEBRUARY 7, 2024

ADDITIONAL INFORMATION:

Building: No Objections.

DUDOT: Our office has no jurisdiction in this matter.

Health: Our office has no jurisdiction in this matter.

Stormwater: No Objections.

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

EXTERNAL:

City of West Chicago: *No Comments Received.*

Village of Winfield: *No Comments Received.*

City of Warrenville: *No Comments Received.*

Winfield Township: *No Comments Received.*

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

Winfield Fire Dist.: *No Comments Received.*

Sch. Dist. 33: *No Comments Received.*

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

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

LAND USE

Location Zoning Existing Use LUP

Subject O-OFFICE SELF-STORAGE LOCAL COMMERCIAL

North R-1 SF RES HOUSE LOCAL COMMERCIAL

South ROOSEVELT ROAD AND BEYOND B-2 GENERAL BUSINESS COMMERCIAL

LOCAL COMMERCIAL

East O-OFFICE HOUSE LOCAL COMMERCIAL

West O-OFFICE COMMERCIAL LOCAL COMMERCIAL

WHEREAS, the Zoning Hearing Officer, having considered in relation to the above and at the recommendation meeting held on February 7, 2024, recommends to bifurcate the following zoning relief:

Variation to allow a barbed-wire fence on the subject property (replacing current barbed wire with new barbed wire in same location).

ZHO Recommendation to Deny

Variation to reduce the front yard setback for a new 7' fence from required 40' to approximately 3" (replacing current fence with new fence in same location).

Subject to the following conditions:

1. That the property be developed in accordance with the petitioner's side plan made part of Zoning Petition #**ZONING-24-000001 Cardinal Fence & Supply, Inc** dated February 7, 2024.
2. That the owner/developer is to apply for and receive a building permit for all construction and/or excavation that occurs on the property.
3. That the property be developed in accordance with all other codes and Ordinances of DuPage County.

ZHO Recommendation to Approve

WHEREAS, the County Board Development Committee on April 2, 2024, 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:

Variation to allow a barbed-wire fence on the subject property (replacing current barbed wire with new barbed wire in same location).

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

Variation to reduce the front yard setback for a new 7' fence from required 40' to approximately 3" (replacing current fence with new fence in same location).

Subject to the following conditions:

1. That the property be developed in accordance with the petitioner's side plan made part of Zoning Petition #**ZONING-24-000001 Cardinal Fence & Supply, Inc** dated February 7, 2024.
2. That the owner/developer is to apply for and receive a building permit for all construction and/or excavation that occurs on the property.
3. That the property be developed in accordance with all other codes and Ordinances of DuPage County.

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

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

Variation to reduce the front yard setback for a new 7' fence from required 40' to approximately 3" (replacing current fence with new fence in same location).

LOTS 1, 2 AND 3 IN GLENN AND ELLEN DEVRIES SUBDIVISION OF THE SOUTHWEST QUARTER OF SECTION 14, TOWNSHIP 39 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED DECEMBER 22, 1986 AS DOCUMENT R86-161658, 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 side plan made part of Zoning Petition #**ZONING-24-000001 Cardinal Fence & Supply, Inc** dated February 7, 2024.
2. That the owner/developer is to apply for and receive a building permit for all construction and/or excavation that occurs on the property.
3. That the property be developed in accordance with all other codes and Ordinances of DuPage County.

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

BE IT FURTHER ORDAINED that a certified copy of this Ordinance be transmitted by the County Clerk to the DuPage County Finance Department; DuPage County Auditor; DuPage County Treasurer; Paul J. Hoss, Zoning; State's Attorney's Office; DuPage County Health Department; DuPage County Division of Transportation; STORAGE TRUST PROPERTIES, 28W650 ROOSEVELT ROAD, WINFIELD, IL 60190 / STORAGE TRUST PROPERTIES, ATTN DEPT PT IL28163, PO BOX 2, GLENDALE, CA 91201-5025 / AGENT: CARDINAL FENCE AND SUPPLY, INC., 1025 INDSUTRIAL DRIVE, BENSENVILLE, IL 60106; and Township Assessor, Winfield Township, 130 Arbor Avenue, West Chicago, IL 60185.

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

12.D. [DC-O-0018-24](#)

ZONING-24-000008 – Castillo: To approve the following zoning relief:
Conditional Use to allow existing deck and pool to remain less than 30' (approximately. 3.6') from the corner side setback, where it has existed for at least 5 years.
(Bloomington/District 1)
ZHO Recommendation to Approve
Development Committee VOTE (to Approve): 5 Ayes, 0 Nays, 1 Absent

WHEREAS, a public hearing was held on February 7, 2024 in the DuPage County Administration Building, 421 North County Farm Road, Wheaton, Illinois at 2:30 P.M. before the DuPage County Zoning Hearing Officer and notice of said hearing was duly given; and

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

Conditional Use to allow existing deck and pool to remain less than 30' (approximately. 3.6') from the corner side setback, where it has existed for at least 5 years, on the property hereinafter described:

LOT 4 IN BLOCK 8 IN FEUERBORN AND KLODE'S SEIFT ESTATES, BEING A SUBDIVISION OF PART OF THE NORTHEAST ¼ OF THE NORTHWEST ¼ OF THE SOUTHEAST ¼ OF SECTION 36, TOWNSHIP 40 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 30, 1925 AS DOCUMENT 187874 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 February 7, 2024 does find as follows:

FINDINGS OF FACT:

- A. That petitioner testified that the subject zoning relief is to allow existing deck and pool to remain less than 30' (approximately. 3.6') from the corner side setback, where it has existed for at least 5 years.
- B. That petitioner testified that they have lived at the subject property since 2005 and rebuilt the pool in 2009.
- C. That petitioner testified that they regularly use the pool in the summer.
- D. That the Zoning Hearing Officer finds that petitioner has demonstrated that the subject zoning relief to allow existing deck and pool to remain less than 30' (approximately. 3.6') from the corner side setback, where it has existed for at least 5 years, does not have any impact on adjacent properties and roadways, does not impact on drainage, and does not impede ventilation and light to the subject property or adjacent properties.

STANDARDS FOR CONDITIONAL USES:

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

WHEREAS, the Zoning Hearing Officer, having considered in relation to the above and at the recommendation meeting held on February 7, 2024, recommends to approve the following zoning relief:

Conditional Use to allow existing deck and pool to remain less than 30' (approximately. 3.6') from the corner side setback, where it has existed for at least 5 years.

Subject to the following conditions:

1. That the property be developed in accordance with the petitioner's site plan made part of Zoning Petition #ZONING-24-000008 Castillo dated February 7, 2024.
2. That the Conditional Use zoning relief shall expire after five (5) years from the date of

approval of the subject zoning relief by the DuPage County Board or upon one of the following circumstances, whichever shall come first:

- a. The structure or use is destroyed or damaged by fire or other casualty or act of God to the extent that the cost of restoration for the above ground portion of the building, structure, or use to the condition it was prior to the destruction or damage exceeds fifty percent (50%) or more of its replacement value.
- b. The structure is voluntarily removed.
3. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation that occurs on the property.
4. That petitioner maintains the existing landscaping around the perimeter of the subject property.
5. That the property be developed in accordance with all other codes and Ordinances of DuPage County.

ZHO Recommendation to Approve

WHEREAS, the County Board Development Committee on April 2, 2024, considered the above findings and recommendations of the Zoning Hearing Officer and recommends to concur with the findings and recommends to approve the following zoning relief:

Conditional Use to allow existing deck and pool to remain less than 30' (approximately. 3.6') from the corner side setback, where it has existed for at least 5 years.

Subject to the following conditions:

1. That the property be developed in accordance with the petitioner's site plan made part of Zoning Petition #ZONING-24-000008 Castillo dated February 7, 2024.
2. That the Conditional Use zoning relief shall expire after five (5) years from the date of approval of the subject zoning relief by the DuPage County Board or upon one of the following circumstances, whichever shall come first:
 - a. The structure or use is destroyed or damaged by fire or other casualty or act of God to the extent that the cost of restoration for the above ground portion of the building, structure, or use to the condition it was prior to the destruction or damage exceeds fifty percent (50%) or more of its replacement value.
 - b. The structure is voluntarily removed.
3. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation that occurs on the property.
4. That petitioner maintains the existing landscaping around the perimeter of the subject

property.

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

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

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

Conditional Use to allow existing deck and pool to remain less than 30' (approximately. 3.6') from the corner side setback, where it has existed for at least 5 years, on the property hereinafter described:

LOT 4 IN BLOCK 8 IN FEUERBORN AND KLODE'S SEIFT ESTATES, BEING A SUBDIVISION OF PART OF THE NORTHEAST ¼ OF THE NORTHWEST ¼ OF THE SOUTHEAST ¼ OF SECTION 36, TOWNSHIP 40 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JANUARY 30, 1925 AS DOCUMENT 187874 IN DUPAGE COUNTY, ILLINOIS; and

The Zoning Relief is subject to the following conditions:

1. That the property be developed in accordance with the petitioner's site plan made part of Zoning Petition **#ZONING-24-000008 Castillo** dated February 7, 2024.
2. That the Conditional Use zoning relief shall expire after five (5) years from the date of approval of the subject zoning relief by the DuPage County Board or upon one of the following circumstances, whichever shall come first:
 - a. The structure or use is destroyed or damaged by fire or other casualty or act of God to the extent that the cost of restoration for the above ground portion of the building, structure, or use to the condition it was prior to the destruction or damage exceeds fifty percent (50%) or more of its replacement value.
 - b. The structure is voluntarily removed.
3. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation that occurs on the property.
4. That petitioner maintains the existing landscaping around the perimeter of the subject property.
5. That the property be developed in accordance with all other codes and Ordinances of DuPage County.

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

or any part thereof, other than the part so declared to be invalid; and

BE IT FURTHER ORDAINED that a certified copy of this Ordinance be transmitted by the County Clerk to the DuPage County Finance Department; DuPage County Auditor; DuPage County Treasurer; Paul J. Hoss, Zoning; State's Attorney's Office; DuPage County Health Department; DuPage County Division of Transportation; PROPERTY OWNER; and Township Assessor, Bloomingdale Township, 123 N. Rosedale, Bloomingdale, IL 60108.

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

13. ECONOMIC DEVELOPMENT - LAPLANTE

Committee Update

14. ENVIRONMENTAL - RUTLEDGE

Committee Update

Motion to Waive 1st Reading

Member Rutledge moved and Member Evans seconded a motion to waive the first reading of EN-O-0001-24. The motion was approved on roll call, all "ayes." Members Cahill and Krajewski were absent.

14.A. [EN-O-0001-24](#)

DuPage County Waste, Recycling, and Composting Hauler Reporting Ordinance

WHEREAS, the Illinois Solid Waste Planning and Recycling Act (415 ILCS 15/1 *et seq.*) ("the Act") requires each county in the State of Illinois to adopt a solid waste management plan; and

WHEREAS, pursuant to the Act, DuPage County adopted its initial Solid Waste Management Plan in 1991 and Five-Year Plan Updates have since been adopted in 1996, 2001, 2007, 2012, 2017 and 2022 and reflect the current recommendations and policies of DuPage County related to municipal solid waste management; and

WHEREAS, in accordance with Section 6 of the Act (415 ILCS 15/6 *et seq.*), DuPage County endeavors to accurately measure and increase recycling, composting, and diversion rates within the County by requiring written documentation to be provided to the County of the total number of tons of material recycled; and

WHEREAS, Section 6 of the Act also permits the County to implement “...provisions for compliance, including incentives and penalties;” and

WHEREAS, the County has determined the most effective tool to measure recycling, composting, and waste generation is a Waste, Recycling, and Composting Hauler Reporting Ordinance; and

WHEREAS, the Attorney General of Illinois has issued an opinion (No. 94-006) finding that the counties may require waste handlers to report the amounts of waste generated and recycled for compliance purposes pursuant to the Act; and

WHEREAS, the Environmental Committee of the DuPage County Board recommends that the DuPage County Waste, Recycling, and Composting Hauler Reporting Ordinance be adopted, effective on the passage of this resolution.

NOW, THEREFORE, BE IT ORDAINED that the DuPage County Board hereby enacts and adopts the Waste, Recycling, and Composting Hauler Reporting Ordinance, as follows:

1.0 SHORT TITLE

- 1.1 This Ordinance shall be known and cited as the Waste, Recycling, and Composting Hauler Reporting Ordinance.

2.0 PURPOSE

- 2.1 The purpose of this Ordinance is to assist the County with collecting information pertinent in measuring compliance with the Solid Waste Planning and Recycling Act (415 ILCS 15/1 *et seq.*).

3.0 AUTHORITY

- 3.1 This ordinance is hereby enacted pursuant to the authority granted by the Solid Waste Planning and Recycling Act (415 ILCS 15/1 *et seq.*).

4.0 DEFINITIONS

- 4.1 Commercial Establishment: any building or any part of a building wherein commerce or

business is conducted, both profit and not for profit, including but not limited to stores, markets, offices, restaurants, shopping centers, theatres, schools, churches, government offices, and manufacturing facilities.

- 4.2 Composting: the biological treatment process by which microorganisms decompose the organic fraction of waste, producing compost in DuPage County Code, Chapter 30-6.

- 4.3 County: DuPage County, Illinois, a body politic and corporate.

- 4.4 Hauler: any person who engages in the business of collecting or hauling garbage, municipal waste, recyclables, or other refuse on a continuous and regular basis and makes multiple scheduled collections per month within the County.
- 4.5 Municipal Waste: garbage, general household, institutional and commercial waste, industrial lunchroom and office waste, landscape waste and construction and demolition debris.
- 4.6 Recyclable Materials: materials that are separated from garbage, municipal waste, or refuse for the purpose of recycling, including but not limited to, aluminum and tin cans, newspapers, corrugated cardboard, mixed office paper, high-grade printing and writing papers, magazines, plastic, and glass containers.
- 4.7 Recycling: a method, technique or process designed to remove any contaminant from waste so as to render such waste reusable, or any process by which materials that would otherwise be disposed of or discarded are collected, separated or processed and returned to the economic mainstream in the form of raw materials or products.
- 4.8 Municipal Waste: includes garbage, general household and commercial waste, landscape waste and construction or demolition debris which is not a special waste nor a hazardous waste as defined in DuPage County Code, Chapter 30-6.

5.0 REPORTING REQUIREMENTS

- 5.1 For the purpose of tracking the implementation progress of the DuPage County Solid Waste Management Plan, haulers shall submit annual reports to the DuPage County Environmental Division documenting the volume and/or tonnage of municipal waste, recycling and food scrap collected from residential, commercial, institutional, and industrial customers in the County. Reports shall be due on or before January 31 of each year starting January 31, 2025, and shall include the following:
- a) The total volume and/or tonnage of municipal waste collected in the County by sector (i.e., residential, commercial, institutional, and industrial) during the preceding 12 months; and
 - b) The total volume and/or tonnage of each category of recyclable materials collected and recycled by sector (residential, commercial, institutional, and industrial) during the preceding 12 months; and
 - c) The total volume and/or tonnage of food scrap collected separately for composting by sector (residential, commercial, institutional, and industrial); and

- d) The total volume and/or tonnage of landscape waste collected for composting by sector (residential, commercial, institutional, and industrial).

6.0 EXEMPTIONS

- 6.1 The following entities are exempt from the provisions of this ordinance:
- a) Local government entities collecting and hauling debris from storm clean-up operations;
 - b) Businesses for whom the hauling of waste is incident to their normal provision of service;
 - c) Persons hauling municipal waste or other refuse from their own residence for proper disposal, recycling, or processing.

7.0 PENALTIES FOR VIOLATIONS

- 7.1 It shall be a petty offense to violate this Ordinance, violators may be subject to a fine not to exceed \$500.00.

8.0 EFFECTIVE DATE

- 8.1 This Ordinance shall be and remain in full force and effect from and after its passage and approval by the County Board on the date listed below.

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

15. HUMAN SERVICES - SCHWARZE

Committee Update

15.A. [HS-P-0016-24](#)

Recommendation for the approval of a contract purchase order to Central DuPage Hospital Association D/B/A HealthLab, for patient phlebotomy and laboratory services, for the DuPage Care Center, for the period April 18, 2024 through April 17, 2025, for a total contract amount not to exceed \$40,000; per RFP #24-035-DCC.

RESULT:	APPROVED
MOVER:	Greg Schwarze

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

15.B. [HS-P-0017-24](#)

Recommendation for the approval of a contract purchase order to Brightstar Care of DuPage, for supplemental nursing staffing, for the DuPage Care Center, for the period April 13, 2024 through April 12, 2025, for a total contract amount not to exceed \$290,000; per RFP #24-002-DCC.

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

15.C. [HS-P-0018-24](#)

Recommendation for the approval of a contract purchase order to Novastaff Healthcare Services, Inc., for supplemental nursing staffing, for the DuPage Care Center, for the period April 13, 2024 through April 12, 2025, for a total contract amount not to exceed \$500,000; per RFP #24-002-DCC.

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

15.D. [HS-P-0019-24](#)

Recommendation for the approval of a contract purchase order to RCM Health Care Services, for supplemental nursing staffing, for the DuPage Care Center, for the period April 13, 2024 through April 12, 2025, for a total contract amount not to exceed \$200,000; per RFP #24-002-DCC.

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

16. JUDICIAL AND PUBLIC SAFETY - EVANS

Committee Update

16.A. [JPS-P-0013-24](#)

Recommendation for the approval of a contract to Peter M. King, of King Holloway, LLC, to provide professional services as a conflict attorney assigned to juvenile cases, for the period of May 1, 2024 through April 30, 2025, for a contract total amount not to exceed \$42,000. Other Professional Services not suitable for competitive bid per 55 ILCS 5/5-1022(c). Vendor selected pursuant to DuPage County Procurement Ordinance 2-353(1)(b). (18th Judicial Circuit Court)

WHEREAS, an agreement has been negotiated in accordance with County Board policy; and

WHEREAS, the Judicial and Public Safety Committee recommends County Board approval for the issuance of a contract to provide professional services for a conflict attorney assigned to juvenile cases, representing abused, neglected, dependent or delinquent minors or family members, where the DuPage County Public Defender may not represent a party, including appeals in these matters, for the period of May 1, 2024 through April 30, 2025, for the 18th Judicial Circuit Court.

NOW, THEREFORE BE IT RESOLVED, that said contract is to provide professional services for a conflict attorney assigned to juvenile cases, representing abused, neglected, dependent or delinquent minors or family members, where the DuPage County Public Defender may not represent a party, including appeals in these matters, for the period of May 1, 2024 through April 30, 2025 for the 18th Judicial Circuit Court, be, and it is hereby approved for the issuance of a contract by the Procurement Division to Peter M. King of King Holloway LLC, 221 E. Lake St., Suite 202, Addison, IL 60101, for a contract total amount not to exceed \$42,000.

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

ABSENT: Cronin Cahill, and Krajewski

17. LEGISLATIVE - DESART

Committee Update

18. PUBLIC WORKS - GARCIA

Committee Update

18.A. [FM-P-0015-24](#)

Recommendation for the approval of a contract to Graybar Electric Company, Inc., to furnish and deliver electrical and lighting products for the EV Charging Stations at the Judicial Office Facility and Campus Lighting Upgrades, for Facilities Management, for the period of April 10, 2024 through November 30, 2025, for a total contract not to exceed \$78,856.12. Contract pursuant to the Intergovernmental Cooperation Act Omnia Partners Contract #EV-2370. (EECBG Funded)

WHEREAS, pursuant to Intergovernmental Agreement between the County of DuPage and Omnia Partners, Contract #EV-2370, the County will contract with Graybar Electric Company, Inc.; and

WHEREAS, the Public Works Committee recommends County Board approval for the issuance of a contract to Graybar Electric Company, Inc., to furnish and deliver electrical and lighting products, for the EV Charging Stations at the Judicial Office Facility and Campus Lighting Upgrades, for Facilities Management, for the period April 10, 2024 through November 30, 2025.

NOW, THEREFORE BE IT RESOLVED, that County Contract, covering said, electrical and lighting products, for the EV Charging Stations at the Judicial Office Facility and Campus Lighting Upgrades, for Facilities Management, for the period April 10, 2024 through November 30, 2025, be, and it is hereby approved for issuance of a contract by the Procurement Division to, Graybar Electric Company, Inc., 34 N Meramec Avenue, Clayton, MO 63105, for a total contract amount not to exceed \$78,856.12. (EECBG funded)

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

18.B. [FM-P-0016-24](#)

Recommendation for the approval of a contract to Advanced Boiler Control Services, Inc., to provide Boiler Audit Testing, Tuning, Training, and Time & Material, at the Power Plant, for Facilities Management, for the period April 10, 2024 through April 9, 2025, for a total contract amount not to exceed \$70,057.50, per lowest responsible bid accepted in the best interests of the county, per staff's decision memo for bid #24-024-FM. (\$62,557.50 for Facilities Management and \$7,500 for Division of Transportation).

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 Advanced Boiler Control Services, Inc., to provide Boiler Audit Testing, Tuning, Training, and Time & Material, for the Power Plant, for the period April 10, 2024 through April 9, 2025, for Facilities Management.

NOW, THEREFORE BE IT RESOLVED, that County Contract, covering said to provide Boiler Audit Testing, Tuning, Training, and Time & Material, for the Power Plant, for the period April 10, 2024 through April 9, 2025, for Facilities Management, be, and it is hereby approved for issuance of a contract purchase order by the Procurement Division to, Advanced Boiler Control Services, Inc., 7515 Cline Avenue, Crown Point, IN, 46307, for a total contract amount not to exceed \$70,057.50, per lowest responsible bid accepted in the best interests of the county, per staff's decision memo, bid #24-024-FM. (\$62,557.50 for Facilities Management and \$7,500 for Division of Transportation)

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

18.C. [FM-P-0018-24](#)

Recommendation for the approval of a contract to Builders Chicago Corporation, for preventative maintenance and repair services for automatic and manual doors with threshold closers, as needed, for County facilities, for Facilities Management, for the two-year period of April 10, 2024 through April 9, 2026, for a total contract amount not to exceed \$127,392, per lowest responsible bid #24-032-FM. (\$66,692 for Facilities Management, \$700 for Animal Services, \$30,000 for Division of Transportation, and \$30,000 for Care Center).

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 Builders Chicago Corporation, to provide preventative maintenance and repair services for automatic and manual doors with threshold closers, as needed for County facilities, for a two-year period of April 10, 2024, through April 09, 2026, for Facilities Management.

NOW, THEREFORE BE IT RESOLVED, that County Contract, covering said, to provide preventative maintenance and repair services for automatic and manual doors with threshold closers, as needed for County facilities, for a two-year period of April 10, 2024 through April 09, 2026, for Facilities Management, be, and it is hereby approved for issuance of a contract by the Procurement Division to, Builders Chicago Corporation, 93 Martin Lane, Elk Grove Village, IL 60007, for a total contract amount not to exceed \$127,392.00, per lowest responsible bid #24-032-FM. (\$66,692 for Facilities Management, \$700 for Animal Services, \$30,000 for Division of Transportation, and \$30,000 for Care Center).

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

Motion to Waive 2nd Reading

Member Garcia moved and Member Yoo seconded a motion to waive the first reading of PW-O-0002-24. The motion was approved on roll call, all "ayes." Members Cahill and Krajewski were absent.

18.D. [PW-O-0002-24](#)

An Ordinance authorizing the County of DuPage Water and Sewerage System to enter into a Loan Agreement with the Illinois Environmental Protection Agency to fund public improvements to the County's Woodridge-Greene Valley Treatment Wastewater Treatment Plant.

WHEREAS, the County of DuPage ("COUNTY") is a body corporate and politic entity duly organized and existing pursuant to the authority conferred upon counties by the Illinois State Constitution and Illinois General Assembly; and

WHEREAS, the Illinois General Assembly has specifically granted counties authority to construct, operate and maintain water supply and distribution systems and wastewater collection and treatment systems and to enter into agreements for purposes related thereto (Illinois Compiled Statutes Chapter 55 paragraphs 5/5-15001 *et seq.*); and

WHEREAS, pursuant to said authority, the COUNTY has constructed, operates and maintains water supply and distribution systems and wastewater collection and treatment systems throughout the COUNTY'S territory (collectively the "Systems"); and

WHEREAS, the COUNTY has engaged an engineering firm to assess future wastewater capacity needs, water service requirements, aging infrastructure, and current and future regulatory requirements; and

WHEREAS, a comprehensive capital improvement project plan ("CIP Plan") was developed identifying improvement projects to address future wastewater and water service requirements, the COUNTY'S aging infrastructure and the changing environmental regulations; and

WHEREAS, the CIP Plan identified improvements needed at the Woodridge-Greene Valley Wastewater Treatment Plant to replace aging infrastructure, to reduce the potential for catastrophic equipment failures which could result in SSOs and NPDES permit violations and to reduce energy consumption; and

WHEREAS, the DuPage County Board ("the Corporate Authorities"), with the favorable recommendation of its Public Works Committee, have determined that it is advisable, necessary, and in the best interest of the public health, safety, and welfare of the COUNTY'S residents to address specific improvement needs at the Woodridge-Greene Valley Wastewater Treatment Plant consisting of adding two new mechanically cleaned bar screen and washer compactors in a new building; rehabilitation and reconstruction of the grit removal facilities including vortex grit tanks, grit pumps and classifiers; a new TWAS storage facility; replacement of centrifugal blowers with turbo blowers; and select replacement of air piping and gates; and

WHEREAS, the estimated costs of construction and installation of the above-identified immediate improvements (collectively the "Project"), including engineering, project management, legal, financial and other related expenses are projected to be up to thirty million dollars (\$30,000,000.00); and

WHEREAS, the COUNTY'S water supply and distribution systems and wastewater collection and treatment systems rely upon user-generated enterprise revenue to fund any capital expenses and that the COUNTY'S Systems will have sufficient funds to pay only a portion of the Project expenditures; and

WHEREAS, the COUNTY is authorized by state statutes, including the Bond Authorization Act, 30 ILCS 305/, *et seq.*, and the Local Government Debt Reform Act, 30 ILCS 350/, *et seq.*, and the COUNTY'S own ordinances, to fund capital expenditures in excess of funds currently on hand by incurring debt through certain proscribed means; and

WHEREAS, the Corporate Authorities determined that it is advisable, necessary, and in the best interest of the COUNTY and its residents, in particular those residents served by the COUNTY'S water supply and distribution systems and wastewater collection and treatment systems, to enter into a loan agreement with the Illinois Environmental Protection Agency ("IEPA") to fund the Project; and

WHEREAS, the IEPA loan shall bear an interest rate, as defined by 35 Ill. Adm. Code 662, that does not exceed the maximum rate authorized by the Bond Authorization Act or the Local Government Debt Reform Act at the time of the issuance of the loan;

and

WHEREAS, the principal and interest payments under such loan shall be payable semi-annually, and the loan shall mature not more than twenty (20) years from the date of issue, which term is within the useful life of the Project; and

WHEREAS, it is anticipated that majority of Project costs will be paid for with a loan to the COUNTY'S Water and Sewerage System from the IEPA State Revolving Fund ("SRF") Loan Program, whereby the loan shall be repaid from revenue from the COUNTY'S various waterworks and, or, wastewater systems; and

WHEREAS, in accordance with the provisions of the Bond Authorization Act, and the Local Government Debt Reform Act, the COUNTY'S Water and Sewerage System is authorized to make application for and borrow funds from IEPA SRF Loan Program, or such other loan program having terms consistent with those described above, in the aggregate principal amount not to exceed twenty five million dollars (\$25,000,000.00), to provide funds to pay the majority of the costs of the Project; and

WHEREAS, the loan to the COUNTY'S Water and Sewerage System shall be pursuant to a Loan Agreement with the IEPA specifying those terms and conditions of said loan consistent with this authorization; and

NOW THEREFORE, BE IT ORDAINED by the Corporate Authorities of the County of DuPage, Wheaton, Illinois, as follows:

SECTION 1. INCORPORATE OF PREAMBLES

The Corporate Authorities hereby find that the recitals contained in the preambles are true and correct, and incorporate them into this Ordinance by this reference.

SECTION 2. DETERMINATION TO BORROW FUNDS

It is necessary and in the best interests of the COUNTY to construct the Project for the public's health, safety, and welfare, as set forth in the CIP Plan, as described; that the Systems continue to be operated in accordance with the provisions of the Illinois Environmental Protection Act, 415 ILCS 5/1 *et seq.*; and that for the purpose of constructing the Projects, it is hereby authorized that funds be borrowed by the COUNTY'S Water and Sewerage System not to exceed the aggregate principal amount (which may include construction period interest financed over the term of the loan) of twenty five million dollars (\$25,000,000.00).

SECTION 3. ADDITIONAL ORDINANCES

The Corporate Authorities may adopt additional ordinances or proceedings supplementing or amending this Ordinance, providing for entering into the Loan Agreement with the Illinois Environmental Protection Agency, prescribing all the details of the Loan Agreement, and providing for the collection, segregation and distribution of the revenues of the Systems, so long as the maximum amount of the Loan Agreement as set forth in this Ordinance is not exceeded and there is no material change in the Project or purposes described herein. This Ordinance, together with such additional ordinances or proceedings, shall constitute complete authority for entering into the Loan Agreement under applicable law.

However, notwithstanding the above, the Corporate Authorities may not adopt additional ordinances or amendments which provide for any substantive or material

change in the scope and intent of this Ordinance, including but not limited to interest rate, preference or priority of any other ordinance with this Ordinance, parity of any other ordinance with this Ordinance, or otherwise alter or impair the obligation of the COUNTY'S Water and Sewer System to pay the principal and interest due to the IEPA SRF Loan Program without the written consent of the Illinois Environmental Protection Agency.

SECTION 4. LOAN NOT INDEBTEDNESS OF COUNTY

Repayment of the loan to the Illinois Environmental Protection Agency by the COUNTY'S Water and Sewerage System pursuant to this Ordinance is to be solely from the revenue derived from the revenues of the Systems, and the loan does not constitute an indebtedness of the COUNTY within the meaning of any constitutional or statutory limitation.

SECTION 5. APPLICATION FOR LOAN

The Chair of the DuPage County Board ("Chair"), and the Superintendent of Public Works ("Superintendent"), are hereby authorized to make application to the Illinois Environmental Protection Agency for a loan through the IEPA SRF Loan Program, in accordance with the loan requirements set out in 35 Ill. Adm. Code 662, and to execute any such other documents as necessary to consummate this loan.

SECTION 6. ACCEPTANCE OF LOAN AGREEMENT

The Corporate Authorities hereby authorize acceptance of the offer of a loan through the IEPA SRF Loan Program, including all terms and conditions of the Loan Agreement as well as all special conditions contained therein and made a part thereof by reference. The Corporate Authorities further agree that the loan funds awarded shall be used solely for the purposes of the Project as approved by the Illinois Environmental Protection Agency in accordance with the terms and conditions of the Loan Agreement.

SECTION 7. OUTSTANDING OBLIGATIONS

The COUNTY'S Water and Sewerage System has no outstanding bonds, payable from revenues of the Systems, that are senior to the loan authorized by this Ordinance. The COUNTY will comply with 35 ILCS 365.350(a)(10)(C).

SECTION 8. AUTHORIZATION OF CHAIR TO EXECUTE LOAN AGREEMENTS

The Chair is hereby authorized and directed to execute the Loan Agreement with the Illinois Environmental Protection Agency. The Corporate Authorities further authorize, by this Ordinance, the Superintendent to execute any additional documents associated with payment requests or reimbursements from the Illinois Environmental Protection Agency in connection with this loan.

SECTION 9. SEVERABILITY

If any section, paragraph, clause or provision of this Ordinance is held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this Ordinance.

SECTION 10. REPEALER

All ordinances, resolutions, orders, or parts thereof which conflict with the provisions of this Ordinance, to the extent of such conflict(s), are hereby repealed.

BE IT FURTHER ORDAINED THAT the DuPage County Clerk be hereby directed to transmit certified copies of this Ordinance to: one (1) copy to the Illinois Environmental Protection Agency (IEPA), 1021 N. Grand Ave., P.O. Box 19276, Springfield, IL 62794 ATTN: Jasmine Mallory, one (1) copy to the Revenue Department of the County Clerk's Office, Auditor's Office, Nicholas Alfonso/State's Attorney's Office and three (3) copies to the Department of Public Works.

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

18.E. [PW-P-0009-24](#)

Recommendation for the approval of a contract purchase order to CIT Trucks – Rockford, to procure one (1) 2025 Kenworth T480 Chassis, for the period of April 10, 2024 to April 9, 2025, for a total contract amount not to exceed \$193,123, for Public Works (\$96,561.50) and Stormwater (\$96,561.50). Contract pursuant to the Intergovernmental Cooperation Act, per Sourcewell Contract # 060920-KTC.

WHEREAS, pursuant to the Intergovernmental Agreement between the County of DuPage and the State of Illinois, the County of DuPage will contract with CIT Trucks - Rockford; and

WHEREAS, the Public Works Committee recommends County Board approval for the issuance of a contract to CIT Trucks - Rockford to procure one (1) 2025 Kenworth T480 Chassis, for the period of April 10, 2024, to April 9, 2025.

NOW, THEREFORE BE IT RESOLVED, that County Contract, covering said, to CIT Trucks - Rockford to procure one (1) 2025 Kenworth T480 Chassis, for the period of April 10, 2024, to April 9, 2025, and it is hereby approved for issuance of a contract by the Procurement Division to CIT Trucks - Rockford, 4301 N. Bell School Road, Loves Park, IL 61111, for a total contract amount not to exceed \$193,123. Contract pursuant to the Intergovernmental Cooperation Act, per Sourcewell Contract # 060920-KTC.

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

19. STORMWATER - ZAY

Committee Update

19.A. [SM-P-0007-24](#)

Recommendation for the approval to enter into an Intergovernmental Agreement between the County of DuPage, Illinois and the Village of Carol Stream, for the Klein Creek Streambank Stabilization- Section III Project, for an agreement not to exceed \$100,000.

WHEREAS, the VILLAGE and the COUNTY are public agencies within the meaning of the Illinois “Intergovernmental Cooperation Act” and as authorized by Article 7, Section 10 of the Constitution of the State of Illinois; and

WHEREAS, the purposes of the “Intergovernmental Cooperation Act” and Article 7 of the Constitution of the State of Illinois include fostering cooperation among government bodies; and

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

WHEREAS, the COUNTY has adopted the DuPage County Stormwater Management Plan which recognizes the reduction of stormwater runoff and improving water quality as an integral part of the proper management of storm and flood waters; and

WHEREAS, the VILLAGE has developed a conceptual design report for the design, construction, and maintenance of streambank stabilization practices installed on a segment of Klein Creek through Carol Stream (herein referred to as the “PROJECT”); and

WHEREAS, the COUNTY and the VILLAGE have determined that the construction of the PROJECT will benefit local citizens by improving the water quality in Klein Creek, a tributary to the West Branch DuPage River; and

WHEREAS, the VILLAGE has requested COUNTY participation in cost sharing

of the PROJECT through a grant from the COUNTY'S Water Quality Improvement Program in an amount not to exceed one hundred thousand dollars (\$100,000); and

WHEREAS, the VILLAGE shall pay PROJECT expenses to the contractors as they become due and will be reimbursed by the County for qualified expenses per this AGREEMENT; and

WHEREAS, the VILLAGE shall share any available data collected from the PROJECT for the purposes of fostering community education and improving upon similar future projects; and

NOW, THEREFORE, BE IT RESOLVED by the DuPage County Board that the attached AGREEMENT between the COUNTY and the Village of Carol Stream, is hereby accepted and approved in an amount not to exceed one hundred thousand dollars and zero cents (\$100,000.00) and that the Chair of the DuPage County Board is hereby authorized and directed to execute the AGREEMENT on behalf of the COUNTY.

BE IT FURTHER RESOLVED that the DuPage County Clerk be directed to transmit certified copies of this Resolution and the attached AGREEMENT to the Village of Carol Stream, Attn: Greg Ulreich, 500 N. Gary Avenue, Carol Stream, IL 60188; Nicholas Alfonso/State's Attorney's Office; County Auditor; Finance Director; Treasurer; Purchasing; and to the DuPage County Stormwater Management Department, by and through the Stormwater Management Department.

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

19.B. [SM-P-0008-24](#)

Recommendation for the approval of a contract issued to Geosyntec Consultants, Inc., for Professional Engineering Services, for Stormwater Management, for the period of April 9, 2024 through November 1, 2025, for a contract total amount not to exceed \$90,000. 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. (EPA Grant Funded)

WHEREAS, the COUNTY, by virtue of its power set forth in "Counties Code" (55 ILCS 5/5-1001 et seq.) and its authority to manage and mitigate the effects of urbanization on stormwater drainage in DuPage County pursuant to 55 ILCS

5/5-1062.3, is authorized to enter into this AGREEMENT; and

WHEREAS, the COUNTY has adopted the DuPage County Stormwater Management Plan, which recognizes the reduction of stormwater runoff and improving water quality as an integral part of the proper management of storm and flood waters; and

WHEREAS, the COUNTY has been awarded a Section 604(b) grant in the amount of one hundred twenty-five thousand six hundred dollars (\$125,600) from the Illinois Environmental Protection Agency for the development of the Upper West Branch DuPage River Watershed-Based Plan; and

WHEREAS, the Scope of Work for the Upper West Branch DuPage River Watershed- Based Plan includes updating the Hydrologic Simulation Program - Fortran (HSPF) hydrology model to include water quality data; and

WHEREAS, the COUNTY requires professional engineering services to provide technical assistance and perform updates to the HSPF hydrology model with water quality data for the preparation of the Upper West Branch DuPage River Watershed-Based Plan; and

WHEREAS, the CONSULTANT has experience and expertise in this area and is in the business of providing such professional engineering services required by the County and is willing to perform the required services for an amount not to exceed ninety thousand dollars (\$90,000); and

WHEREAS, the CONSULTANT acknowledges that it is qualified to perform the services covered by this AGREEMENT and is in good standing and has not been barred from performing professional services; and

WHEREAS, the COUNTY has adopted a Stormwater Ordinance. The CONSULTANT acknowledges the necessary oversight to ensure compliance with the Stormwater Ordinance in the event PROJECT necessitates this scope of work.

NOW, THEREFORE, BE IT RESOLVED by the DuPage County Board that the attached AGREEMENT between the COUNTY and Geosyntec Consultants, Inc., is hereby accepted and approved in an amount not to exceed ninety thousand dollars and zero cents (\$90,000.00) and that the Chair of the DuPage County Board is hereby authorized and directed to execute the AGREEMENT on behalf of the COUNTY.

BE IT FURTHER RESOLVED that the DuPage County Clerk be directed to transmit certified copies of this Resolution and the attached AGREEMENT to Geosyntec Consultants, Inc., Attn: Matt Bardol, 1420 Kensington Rd, Suite 103, Oak Brook, IL 60523; Nicholas Alfonso/State's Attorney's Office; County Auditor; Finance Director; Treasurer; Purchasing; and to the DuPage County Stormwater Management Department, by and through the Stormwater Management Department.

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

19.C. [SM-P-0009-24](#)

Recommendation for the approval of an agreement between the County of DuPage and ENCAP, Inc., to provide Professional Native Vegetation Management Services, for Stormwater Management, for the period of May 1, 2024 through April 30, 2025, for a contract total amount not to exceed \$100,000; per renewal under bid award #23-021-SWM. First of three optional renewals.

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

WHEREAS, the Stormwater Management Committee recommends County Board approval for the issuance of a contract to Encap, Inc., for professional native vegetation management services, for the period May 1, 2024 through April 30, 2025, for Stormwater Management.

NOW, THEREFORE, BE IT RESOLVED, that County Contract, covering said, for native vegetation management services, for the period May 1, 2024 through April 30, 2025, for Stormwater Management, be, and it is hereby approved for issuance of a contract by the Procurement Division to: Encap, Inc., 2585 Wagner Court, Dekalb, IL, 60115, for a contract total amount not to exceed \$100,000, per renewal option under bid #23-021-SWM, first of three optional renewals; and

BE IT FURTHER RESOLVED that the DuPage County Clerk be directed to transmit certified copies of this Resolution and the attached RENEWAL to: Encap, Inc., 2585 Wagner Court, Dekalb, IL, 60115; Nicholas Alfonso/State's Attorney's Office; County Auditor; Finance Director; Treasurer; Purchasing; and to the DuPage County Stormwater Management Department, by and through the Stormwater Management Department.

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

19.D. [SM-P-0010-24](#)

Recommendation for the approval of an agreement between the County of DuPage and V3 Construction Company, Ltd., to provide Professional Native Vegetation Management Services, for Stormwater Management, for the period of May 1, 2024 through April 30, 2025, for a contract total amount not to exceed \$75,000; per renewal under bid award #23-021-SWM. First of three optional renewals.

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

WHEREAS, the Stormwater Management Committee recommends County Board approval for the issuance of a contract to V3 Construction Company, Ltd., for professional native vegetation management services, for the period May 1, 2024 through April 30, 2025, for Stormwater Management.

NOW, THEREFORE, BE IT RESOLVED, that County Contract, covering said, for native vegetation management services, for the period May 1, 2024 through April 30, 2025, for Stormwater Management, be, and it is hereby approved for issuance of a contract by the Procurement Division to, V3 Construction Company, Ltd., 7325 Janes Ave, Woodridge, IL, 60517, for a contract total amount not to exceed \$75,000, per renewal option under bid #23-021 SWM, first of three optional renewals.

BE IT FURTHER RESOLVED that the DuPage County Clerk be directed to transmit certified copies of this Resolution and the attached RENEWAL to V3 Construction Company, Ltd., 7325 Janes Ave, Woodridge, IL, 60517; Nicholas Alfonso/State's Attorney's Office; County Auditor; Finance Director; Treasurer; Purchasing; and to the DuPage County Stormwater Management Department, by and through the Stormwater Management Department.

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

19.E. [SM-P-0011-24](#)

Recommendation for the approval of an agreement between the County of DuPage and Pizzo & Associates, Ltd., to provide Professional Native Vegetation Management Services, for Stormwater Management, for the period of May 1, 2024 through April 30, 2025, for a contract total amount not to exceed \$50,000; per renewal under bid award #23-021-SWM. First of three optional renewals.

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

WHEREAS, the Stormwater Management Committee recommends County Board approval for the issuance of a contract to Pizzo & Associates, Ltd., for professional native vegetation management services, for the period May 1, 2024 through April 30, 2025, for Stormwater Management.

NOW, THEREFORE, BE IT RESOLVED, that County Contract, covering said, for native vegetation management services, for the period May 1, 2024 through April 30, 2025, for Stormwater Management, be, and it is hereby approved for issuance of a contract by the Procurement Division to, Pizzo & Associates, Ltd., 10729 Pine Road, Leland, IL 60531, for a contract total amount not to exceed \$50,000, per renewal option under bid #23-021 SWM, first of three optional renewals.

BE IT FURTHER RESOLVED that the DuPage County Clerk be directed to transmit certified copies of this Resolution and the attached RENEWAL to, Pizzo & Associates, Ltd., 10729 Pine Road, Leland, IL 60531; Nicholas Alfonso/State's Attorney's Office; County Auditor; Finance Director; Treasurer; Purchasing; and to the DuPage County Stormwater Management Department, by and through the Stormwater Management Department.

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

20. TECHNOLOGY - YOO

Committee Update

21. TRANSPORTATION - OZOG

Committee Update

21.A. [DT-R-0016-24](#)

Intergovernmental Agreement between the County of DuPage and the Village of Glendale Heights for improvements on Fullerton Avenue, between Bloomingdale Road and Schmale Road, Sec #21-00073-00-RS. Estimated County cost \$16,946.31.

WHEREAS, the County of DuPage (hereinafter referred to as COUNTY) and the Village of Glendale Heights (hereinafter referred to as the VILLAGE) are public agencies within the meaning of Illinois 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 the Counties Code, 55 ILCS 5/5-1001 *et seq.*, and the VILLAGE 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 VILLAGE, in order to facilitate the free flow of traffic and ensure the safety and accessibility of the public, desires to improve Fullerton Avenue, between Bloomingdale Road and Schmale Road (hereinafter referred to as the “PROJECT”), County section No. 21-00073-00-RS; and

WHEREAS, the COUNTY and the VILLAGE desire to cooperate in the construction of the PROJECT because of the benefit to the residents of DuPage County, the Village of Glendale Heights and the public; and

WHEREAS, the COUNTY and VILLAGE agree that the scope of the PROJECT includes milling, patching and resurfacing Fullerton Avenue, between Bloomingdale Road and Schmale Road, including curb and gutter repairs, sidewalk improvements, striping, and other appurtenant work.

WHEREAS, the VILLAGE has requested that the COUNTY participate in the cost of resurfacing the Fullerton Road pavement and reconstruction of the southwest corner sidewalk ramp within the COUNTY right-of-way, at the intersection of Fullerton Road and Bloomingdale Road, (hereinafter referred to as “WORK”); location details attached hereto (“Exhibit B”) of the agreement and incorporated herein as part of the PROJECT; and

WHEREAS, the COUNTY has reviewed the VILLAGE’s request and concurs with the inclusion of the WORK as part of the PROJECT; and

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

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

NOW, THEREFORE, BE IT RESOLVED that the DuPage County Chair is hereby authorized and directed sign on behalf of the COUNTY, and the County Clerk is

hereby authorized to attest thereto, the attached Intergovernmental Agreement with the VILLAGE of Glendale Heights; and

BE IT FURTHER RESOLVED that the Director of Transportation/County Engineer, or his designee, is hereby authorized to execute any and all documents necessary and pertinent to said agreement and/or the above referenced conveyances, upon review of said documents by the State's attorney's office; and

BE IT FURTHER RESOLVED that one (1) certified copy of this Resolution and one (1) duplicate original Agreement be sent to the Village of Glendale Heights, by and through the Division of Transportation.

RESULT: APPROVED

MOVER: Mary Ozog

SECONDER: Sheila Rutledge

AYES: Chaplin, Childress, Covert, DeSart, Eckhoff, Evans, Galassi, Garcia, LaPlante, Ozog, Rutledge, Schwarze, Tornatore, Yoo, and Zay

ABSENT: Cronin Cahill, Gustin, and Krajewski

21.B. [DT-CO-0001-24](#)

Amendment to Purchase Order 6706-0001 SERV, issued to Hazchem Environmental Corporation, for hazardous waste testing, disposal and emergency services, as needed, for the Division of Transportation and Stormwater, to increase the funding in the amount of \$25,000, resulting in an amended contract total amount of \$54,000, an increase of 86.21%.

WHEREAS, the DuPage County Board has heretofore approved a purchase order on November 7, 2023; and

WHEREAS, Purchase Order 6706-0001 SERV was awarded to HazChem Environmental Corporation to provide hazardous material testing, disposal, and emergency services, as needed for the Division of Transportation (\$20,000) and Stormwater Management (\$9,000), for the period January 1, 2024 through December 31, 2024, for a contract total not to exceed \$29,000; per renewal option under quote award # 21-094-DOT; and

WHEREAS, at that time, it was determined that the cost of said purchase order to the County of DuPage, by and through the Division of Transportation, would be \$29,000; and

WHEREAS, due to an unforeseen incident, an increase to the contract is necessary to ensure the continuous response and remediation of hazardous materials, as needed, for the Division of Transportation and Stormwater Management; and

WHEREAS, the Division of Transportation recommends a change order to increase the encumbrance in the amount of \$25,000.

NOW, THEREFORE, BE IT RESOLVED that the DuPage County Board adopt this Amendment to Purchase Order 6706-0001 SERV, issued to Hazchem Environmental

Corporation, to increase the encumbrance in the amount of \$25,000, resulting in an amended contract total amount of \$54,000, an increase of 86.21%.

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

21.C. [24-0991](#)

DT-R-0011A-24 – Amendment to Resolution DT-R-0011-24 between the County of DuPage and Addison Township Highway Department for the 2024 Road Maintenance Program (To correct a scrivener's error in the section number).

WHEREAS, the DuPage County Board heretofore adopted Resolution DT-R-0011-24 on March 12th, 2024 for the 2024 Addison Township Road Maintenance Program (hereinafter PROJECT), which referenced Project Section Number 22-03000-01-GM; and

WHEREAS, due to a scrivener's error, the Section Number for the PROJECT should have read 24-01000-01-GM.

NOW, THEREFORE, BE IT RESOLVED, by the DuPage County Board, that the Section Number for the PROJECT shall be amended to read 24-01000-01-GM.

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

21.D. [24-1043](#)

DT-P-0058A-23-Amendment to Resolution DT-P-0058-23, issued to BCR Automotive Group, LLC, d/b/a Roesch Ford, to furnish and deliver Ford/Motorcraft repair and replacement parts, as needed for the Division of Transportation, for the period May 13, 2023 through May 12, 2024, to increase the encumbrance in the amount of \$30,000, resulting in an amended contract total amount of \$100,000, an increase of 42.86%.

WHEREAS, the DuPage County Board has heretofore approved and adopted Resolution DT-P-0058-23 on April 11, 2023; and

WHEREAS, Purchase Order # 6371-SERV was awarded by Resolution DT-P-0058-23 to BCR Automotive Group, LLC, d/b/a Roesch Ford, to furnish and deliver Ford/Motorcraft repair and replacement parts, as needed for the Division of Transportation, for the period May 13, 2023 through May 12, 2024, per lowest

responsible bid #20-028-DOT; and

WHEREAS, at that time, it was determined that the cost of said contract to the County of DuPage, by and through the Division of Transportation, would be \$70,000.00; and

WHEREAS, due to the unforeseen number of fleet vehicle repairs, an increase to the contract is necessary to ensure the continuous availability of repair and replacement parts to maintain fleet vehicles through contract completion; and

WHEREAS, the Division of Transportation Committee recommends a change order to increase the encumbrance in the amount of \$30,000.00.

NOW, THEREFORE, BE IT RESOLVED that the DuPage County Board adopt this Amendment to Resolution DT-P-0058-23, for Purchase Order # 6371-SERV issued to BCR Automotive Group, LLC, d/b/a Roesch Ford, to increase the encumbrance in the amount of \$30,000.00, resulting in an amended contract total amount of \$100,000, an increase of 42.86%.

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

22. OLD BUSINESS

The following members made comment:

Schwarze: Upcoming Stormwater events

Ozog: Elected official travel and compensation

Childress: Elected official compensation

23. NEW BUSINESS

The following members made comment:

DeSart: Crisis Recovery Center
Galassi: Hinsdale Central student visitors
Zay: DeKalb County sheriff deputy death, Pre-Trail Fairness Act
Covert: Ramadan, Eid al-Fitr
Yoo: Hinsdale Central student visitors
Childress: NAACP courthouse tour

24. EXECUTIVE SESSION

A motion was made by Member Tornatore and seconded by Member Galassi that pursuant to Open Meetings Act 5 ILCS 120/2 (c) (2), 120/2 (c) (11), and 120/2 (c) (21), the Board move into Executive Session for the purpose of discussing collective negotiating matters, and pending litigation, at 11:33 AM. Members Cahill, Covert, Gustin, and Krajewski were absent.

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

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

A motion was made by Member Garcia and seconded by Member Yoo to adjourn Executive Session into Regular Session at 11:57 AM. The motion carried on roll call, all “ayes”. Members Cahill, Covert, Galassi, Gustin, Krajewski, and Schwarze were absent.

25. MATTERS REFERRED FROM EXECUTIVE SESSION

25.A. CB-R-0022-24 Review of County Board Executive Session Minutes

RESULT: TABLED

26. MEETING ADJOURNED

With no further business, the meeting was adjourned at 11:58 AM.

26.A. This meeting is adjourned to Tuesday, April 23, 2024, at 10:00 a.m.