

The proceedings of the County Board of DuPage County at a Regular meeting held at the DuPage Center, 421 North County Farm Road, Wheaton, Illinois, on Tuesday, May 12, 2009 at 10:00 A.M.

Meeting called to order with Chairman Schillerstrom presiding.

On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker were present. Member Gonzalez was not present at the time of roll call.

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Maureen McHugh, Executive Director of Health Department, updated the Board regarding the Swine Flu situation. There are 39 confirmed cases in DuPage County. The influenza season is coming to an end and the Health Department intends to be ready if it returns later in the year.

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John Kos, Director of Transportation and Operations, presented a 25 year anniversary award to Therman Lister.

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Chairman Schillerstrom presented Resolutions of Commendation to Bells & Whistles Snackery, Glen Ellyn; Huskie Tools, Inc., Glendale Heights; It's Our Earth, Inc., Wheaton; Start Sampling, Inc., Carol Stream; Village of Glendale Heights and Wheaton Yamaha Music School.

Member Olson moved, seconded by Member McBride, that Resolutions of Commendation to Bells & Whistles Snackery, Glen Ellyn; Huskie Tools, Inc., Glendale Heights; It's Our Earth, Inc., Wheaton; Start Sampling, Inc., Carol Stream; Village of Glendale Heights and Wheaton Yamaha Music School, be approved and adopted. On voice vote, motion carried.

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RESOLUTION OF COMMENDATION
to Bells and Whistles Snackery, Huskie Tools, Inc.,
It's Our Earth, Inc., Start Sampling, Inc.,
Village of Glendale Heights and
Wheaton Yamaha Music School

WHEREAS, DuPage County has adopted the DuPage County Solid Waste Management Plan; and

WHEREAS, as part of the County's program, Bells and Whistles Snackery, Huskie Tools, Inc., It's Our Earth, Inc., Start Sampling, Inc., Village of Glendale Heights and Wheaton Yamaha Music School have completed environmental education training on water and energy conservation, household hazardous waste, procurement and recycling; and

WHEREAS, these DuPage entities have implemented recycling programs, reduction initiatives, energy conservation and environmental projects at their locations; and

WHEREAS, these entities have sponsored environmental education programs, held special collections and set a good example in the County; and

WHEREAS, the DuPage County Board recognizes these entities for their leadership in reducing energy consumption, conserving water and limiting air pollution; and

WHEREAS, these entities have earned, or are working toward earning, their Earth Flag as a symbol of their accomplishments; and

WHEREAS, the DuPage County Board finds these entities are valuable members of the County of DuPage and their efforts significantly improve the quality of life of the citizens of DuPage County.

NOW, THEREFORE, BE IT RESOLVED that I, Robert J. Schillerstrom, Chairman of the DuPage County Board and Members of the County Board do hereby commend Bells and Whistles Snackery, Huskie Tools, Inc., It's Our Earth, Inc., Start Sampling, Inc., Village of Glendale Heights and Wheaton Yamaha Music School on their exemplary efforts in recycling, energy conservation and overall environmental concern.

Passed this 12th day of May, 2009, at Wheaton, Illinois.

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Darlene Ruscitti, Regional Superintendent of Schools, gave a Presentation on DuPage County Schools.

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The following people voiced Public Comment regarding the proposed Zoning Ordinance Text Amendments:

Dan Easley	Joe Clark
Richard Baker	Lee McCoy

and the following on various other issues:

Franni Huspew	- Pet rescue
Violet Radwill	- Real estate tax payment schedule
Sarah Brachle	- Neighborhood Stabilization Program
Tom Sutton	- Regulation
Micheal Hoffmann	- Fawell Dam
Phyllis Zimmer	- Trespassing

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Member Zay moved, seconded by Member Puchalski, that the Consent Calendar be approved. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Members Gonzalez and Healy were not present at the time of roll call. Motion carried.

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CONSENT CALENDAR

Committee Minutes Placed on File by Consent

Finance Committee: April 14, 2009
 Development Committee: April 21, 2009
 Judicial/Public Safety Committee: April 21, 2009
 Public Transit Committee: March 17, 2009
 Technology Committee: April 14, 2009
 Transportation Committee: April 21, 2009

Reports Placed on File by Consent

Public Defender Case & Client Analysis: March, 2009
 County Clerk Financial Report: December, 2008 and January, 2009

Claims Approved by the Finance Committee

County Board Claims of April 28 and May 5, 2009 were approved.

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Member Fichtner moved, seconded by Member McBride, that Resolution #FI-0063-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Members Gonzalez and Healy were not present at the time of roll call. Motion carried.

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R E S O L U T I O N

FI-0063-09

BUDGET TRANSFERS-VARIOUS FUNDS AND DEPARTMENTS

FISCAL YEAR 2009

*New Account

WHEREAS, it appears that certain appropriations for various County funds and departments are insufficient to cover necessary expenditures for the balance of the 2009 fiscal year; and

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

WHEREAS, in order to carry on County business, it is necessary to assign an additional account number to the CORPORATE FUND.

NOW, THEREFORE, BE IT RESOLVED by the DuPage County Board that the County Finance Director assign account number 1040 Temporary Salaries to 01-210 Public Works Drainage in the CORPORATE FUND; and

BE IT FURTHER RESOLVED that the transfers on the attached schedule be made within the indicated funds and departments.

Enacted and approved this 12th day of May, 2009, at Wheaton, Illinois.

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SCHEDULE OF TRANSFERS
FISCAL YEAR 2009

CORPORATE FUND

01-210 Public Works Drainage-*New Account
 To: 01-210-1040 Temporary Salaries* \$ 13,200.00
 From: 01-210-3610 Repair/Maintenance Roads/
 Signals/Drainage Systems \$ 13,200.00
 the sum of THIRTEEN THOUSAND, TWO
 HUNDRED AND NO/100 DOLLARS (\$13,200.00)

01-930 Board of Election Commissioners
 To: 01-930-4230 Data Processing Equipment \$ 265.00
 From: 01-930-2030 Data Processing Equipment-SV \$ 265.00
 the sum of TWO HUNDRED SIXTY-FIVE AND
 NO/100 DOLLARS (\$265.00)

U.S. DEPARTMENT OF JUSTICE AGENCY FUND

118-859 State Criminal Alien Grant
 To: 118-859-2020 Furnishings, Machinery and
 Equipment-SV \$ 20,000.00
 118-859-2030 Data Processing Equipment-SV 5,000.00
 118-859-2100 Operating Supplies/Materials 5,000.00
 From: 118-859-4220 Furniture/Furnishings \$ 30,000.00
 the sum of THIRTY THOUSAND AND
 NO/100 DOLLARS (\$30,000.00)

CORPORATE FUND

01-420 State's Attorney
 To: 01-420-1010 Regular Salaries \$ 49,000.00
 From: 01-420-1078 New Position Requests \$ 49,000.00
 the sum of FORTY-NINE THOUSAND AND
 NO/100 DOLLARS (\$49,000.00)

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Member Fichtner moved, seconded by Member Zay, that Resolution #FI-0064-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Redick, Sheahan, Zay and Zediker voted "aye." Members Gonzalez and Puchalski were not present at the time of roll call. Motion carried.

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R E S O L U T I O N

FI-0064-09

ACCEPTANCE AND APPROPRIATION OF THE
FY08 INTEROPERABLE EMERGENCY COMMUNICATIONS GRANT (IECGP)
FUND 136 - AGENCY 844
\$84,000

(Under the administrative direction of the
DuPage County Office of Homeland Security
and Emergency Management)

WHEREAS, DuPage County has received notification from the Illinois Emergency Management Agency that a grant in the amount of \$84,000.00 (EIGHTY-FOUR THOUSAND AND NO/100 DOLLARS) is available from the Department of Homeland Security to provide funding to develop a county-wide Tactical Interoperable Communications Plan; and

WHEREAS, to accept this grant award the County must agree to accept the "NOTICE OF GRANT AGREEMENT", a copy of which is attached to and incorporated as a part of this Resolution by reference (Attachment); and

WHEREAS, the term of the grant agreement is from April 1, 2009 to June 30, 2010; and

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

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

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

NOW, THEREFORE, BE IT RESOLVED by the DuPage County Board that the grant award and the associated "NOTICE OF GRANT AGREEMENT" (Attachment) be accepted; and

BE IT FURTHER RESOLVED by the DuPage County Board that an additional appropriation in the amount of \$84,000.00 (EIGHTY-FOUR THOUSAND AND NO/100 DOLLARS) be made to create the Interoperable Emergency Communications Grant Program (IECGP) - Fund 136, Agency 844, Object 3090; and

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

BE IT FURTHER RESOLVED that should the Judicial/Public Safety and/or Finance Committee determine the need for other

funding is appropriate, it may recommend action to the County Board by Resolution.

Enacted and approved this 12th day of May, 2009, at Wheaton, Illinois.

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Member Fichtner moved, seconded by Member Gilgis, that Resolution #FI-0065-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Redick, Sheahan, Zay and Zediker voted "aye." Members Gonzalez and Puchalski were not present at the time of roll call. Motion carried.

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R E S O L U T I O N
FI-0065-09
Placing Names on Payroll

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

6 MONTH PERFORMANCE/END OF PROBATION/END OF ONE YEAR/STATE CERTIFICATION/COMPLETION OF TRAINING STATUS INCREASE

FACILITIES MANAGEMENT 01-700

Effective April 15, 2009

Justin Patterson, Housekeeper II
Class 4211, Range 107 at \$20,538 per year, from
\$20,136 per year (Merit Increase)

REPLACEMENTS

HUMAN RESOURCES/SECURITY 01-751

Effective May 16, 2009

Donald Nicholson, Security Officer
Class 1571, Range 108 at \$11.06 per hour

PROMOTIONS

SHERIFF'S OFFICE 01-400

Effective April 27, 2009

Erika Wilson, Deputy Sheriff

Class 2132, Range 411 at \$48,060 per year, from

Class 2172, Range UN3 at \$42,126 per year

Effective April 20, 2009

Theresa Harrold, Radio Dispatcher

Class 2242, Range 409 at \$32,198 per year, from

Class 1003, Range 108 at \$31,616 per year

JOB RECLASSIFICATION

FACILITIES MANAGEMENT 01-700

Effective May 18, 2009

Terrance Kinnane, Maintenance Technician II

Class 3163, Range 209 at \$37,500 per year, from

Class 3162, Range 207 at \$33,386 per year

INFORMATION TECHNOLOGY 01-730

Effective May 13, 2009

Sandra Modesitt, Application Development Manager

Class 1453, Range 314 at \$70,653 per year, from

Class 1482, Range 313 at \$64,221 per year

TEMPORARY

SHERIFF'S OFFICE 01-400

Effective April 17, 2009

Joseph Purcell, Licensed Practical Nurse

Class 4121, Range 110 at \$25.50 per hour

NON-CORPORATE FUND6 MONTH PERFORMANCE/END OF PROBATION/END OF ONE YEAR/STATE
CERTIFICATION/COMPLETION OF TRAINING STATUS INCREASECONVALESCENT CENTER 23-450

Effective April 26, 2009

Tewodros Kassa, Housekeeper I

Class 4210, Range 106 at \$8.93 per hour, from

\$8.84 per hour (Merit Increase)

Effective April 25, 2009

Kathleen Figg, Housekeeper I

Class 4210, Range 106 at \$8.71 per hour, from

\$8.62 per hour (Merit Increase)

Effective April 20, 2009

Tim Cleff, Jr., Housekeeper II
Class 4211, Range 107 at 20,393 per year, from
\$20,216 per year (Merit Increase)

CONVALESCENT CENTER 23-450

Effective April 20, 2009

Alexandra Rimmel, Resident Dining Room Attendant
Class 4236, Range 105 at \$7.94 per hour, from
\$7.86 per hour (Merit Increase)

Effective April 19, 2009

Michelle Kohout, Recreation All-House Coordinator
Class 4161, Range 108 at \$28,205 per year, from
\$27,788 per year (Merit Increase)

Effective April 18, 2009

Anna Picart, Intermediate Staff Assistant
Class 1002, Range 107 at \$9.76 per hour, from
\$9.68 per hour (Merit Increase)

Effective April 9, 2009

Samantha Malinski, Food Service Worker I
Class 4231, Range 105 at \$8.23 per hour, from
\$8.14 per hour (Merit Increase)

Effective April 6, 2009

Aisha Goss, Certified Nursing Associate
Class 4111, Range 108 at \$23,816 per year, from
\$23,349 per year (Merit Increase)

PUBLIC WORKS 31-213

Effective April 14, 2009

Regina Kokkinis, Billing Specialist
Class 1175, Range 110 at \$37,515 per year, from
\$36,779 per year (Merit Increase)

DIVISION OF TRANSPORTATION 41-226

Effective May 10, 2009

Fernando Arellano, Equipment Operator I
Class 3331, Range 209 at \$35,338 per year, from
\$34,851 per year (Merit Increase)

Effective May 10, 2009

David Koehler, Equipment Operator I
Class 3331, Range 209 at \$35,338 per year, from
\$34,851 per year (Merit Increase)

ECONOMIC DEVELOPMENT & PLANNING 53-803

Effective April 6, 2009

Jeff Lareau, Customer Service Representative
Class 1761, Range 108 at \$26,917 per year, from
\$26,390 per year (Merit Increase)

COMMUNITY SERVICES 58-181

Effective April 29, 2009

Lisa Gonzalez, Information & Referral Specialist
Class 1912, Range 109 at \$29,423 per year, from
\$29,132 per year (Merit Increase)

Effective April 29, 2009

Louise Sheldon, Information & Referral Specialist
Class 1912, Range 109 at \$29,569 per year, from
\$29,132 per year (Merit Increase)

REPLACEMENTS

CONVALESCENT CENTER 23-450

Effective May 18, 2009

Jennifer Muchenhirn, Recreation Therapy Coordinator
Class 4163, Range 109 at 27,500 per year

ECONOMIC DEVELOPMENT & PLANNING 04-205

Effective May 26, 2009

C. Bradford Acheson, GIS Analyst
Class 5119, Range 312 at \$51,000 per year

Effective May 18, 2009

Samuel Vimont, Civil Engineer
Class 5132, Range 311 at \$55,000 per year

ECONOMIC DEVELOPMENT & PLANNING 53-839

Effective May 13, 2009

Cynthia Collins, Intake Specialist
Class 1724, Range 109 at \$28,000 per year

COMMUNITY SERVICES/COMMUNITY DEVELOPMENT 54-878

Effective May 13, 2009

Michael Treve, Community Development Specialist
Class 1945, Range 111 at \$22.12 per hour

PROMOTIONS

CONVALESCENT CENTER 23-450

Effective May 4, 2009

Tanya Jones, Senior Certified Nursing Rehab Aide
Class 4118, Range 109 at \$31,306 per year, from
Class 4117, Range 108 at \$29,232 per year

JOB RECLASSIFICATION

DIVISION OF TRANSPORTATION 41-226

Effective May 18, 2009

Susan Muszynsky, Financial Analyst I
Class 1363, Range 111 at \$40,555 per year, from
Class 1173, Range 110 at \$38,624 per year

COMMUNITY SERVICES 54-878

Effective May 13, 2009

Leslie Grevoy, Senior Research & Development Coordinator
Class 1942, Range 111 at \$45,330 per year, from
Class 1943, Range 110 at \$43,172 per year

TEMPORARY

ECONOMIC DEVELOPMENT & PLANNING 04-205

Effective April 30, 2009

Stephanie Palmer, Intern
Class 9170 at \$10.00 per hour

Effective May 20, 2009

Greg Williams, Intern
Class 9170 at \$10.00 per hour

ECONOMIC DEVELOPMENT & PLANNING 04-205

Effective May 13, 2009

Adam Nelligan, Intern
Class 9170 at \$10.00 per hour

PUBLIC WORKS 31-213

Effective June 1, 2009

Will Radostits, Summer Employee
Class 9175 at \$8.75 per hour

PUBLIC WORKS 31-213

Effective June 1, 2009

Steve Waeghe, Summer Employee
Class 9175 at \$9.00 per hour

Effective May 25, 2009

Nolan Brown, Summer Employee
Class 9175 at \$9.00 per hour

Effective May 25, 2009

Michael Camire, Summer Employee
Class 9175 at \$8.75 per hour

Effective May 25, 2009

Anna Fontanetta, Summer Employee
Class 9175 at \$8.75 per hour

Effective May 19, 2009

Matthew Kos, Intern
Class 9170 at \$11.50 per hour

Effective May 18, 2009

Sara Chlebanowski, Summer Employee
Class 9175 at \$9.00 per hour

Effective May 13, 2009

Peter Groenwold, Summer Employee
Class 9175 at 11.00 per hour

Effective May 13, 2009

Carlos Hidalgo, Intern
Class 9170 at \$11.00 per hour

Effective May 13, 2009

Patrick Jensen, Intern
Class 9170 at \$11.00 per hour

Effective May 13, 2009

Brett Mader, Summer Employee
Class 9175 at \$9.25 per hour

Effective May 13, 2009

Arturo Perez, Summer Employee
Class 9175 at \$8.50 per hour

Effective May 13, 2009

Daniel Thompson, Summer Employee
Class 9175 at \$8.50 per hour

PUBLIC WORKS 31-213

Effective May 13, 2009

Matthew Ziffra, Intern
Class 9170 at \$10.00 per hour

DIVISION OF TRANSPORTATION 41-226

Effective June 15, 2009

Thomas Duhig, Summer Employee
Class 9175 at \$8.75 per hour

Effective June 15, 2009

Joshua Ostrowski, Summer Employee
Class 9175 at \$8.50 per hour

Effective June 8, 2009

Reynaldo Romero, Jr., Summer Employee
Class 9175 at \$9.00 per hour

Effective June 1, 2009

Donald Maag, Summer Employee
Class 9175 at \$8.50 per hour

Effective June 1, 2009

Evan Mares, Summer Employee
Class 9175 at \$8.50 per hour

Effective June 1, 2009

David Trainor, Summer Employee
Class 9175 at \$9.25 per hour

Effective June 1, 2009

Michael Tworek, Summer Employee
Class 9175 at \$8.50 per hour

Effective May 26, 2009

Peter Kang, Summer Employee
Class 9175 at \$8.50 per hour

Effective May 26, 2009

Brendon Kinsella, Summer Employee
Class 9175 at \$8.50 per hour

Effective May 26, 2009

Cody Weigand, Summer Employee
Class 9175 at \$8.75 per hour

DIVISION OF TRANSPORTATION 41-226

Effective May 21, 2009

David DePino, Summer Employee
Class 9175 at \$9.00 per hour

Effective May 19, 2009

Alyssa Haga, Summer Employee
Class 9175 at \$8.75 per hour

Effective May 19, 2009

Brett Heinlein, Summer Employee
Class 9175 at \$10.50 per hour

Effective May 18, 2009

Joon Kang, Summer Employee
Class 9175 at \$8.50 per hour

Effective May 18, 2009

Christopher Kolar, Summer Employee
Class 9175 at \$8.75 per hour

Effective May 18, 2009

Timothy Muszynsky, Intern
Class 9170 at \$10.75 per hour

Effective May 18, 2009

Joseph Schanz, Summer Employee
Class 9175 at \$9.00 per hour

Effective May 13, 2009

Andrew Alderfer, Summer Employee
Class 9175 at \$8.75 per hour

Effective May 13, 2009

Greg Heinlein, Summer Employee
Class 9175 at \$10.50 per hour

Effective May 13, 2009

Adam Homa, Summer Employee
Class 9175 at \$8.75 per hour

Effective May 13, 2009

Robert Larson, Summer Employee
Class 9175 at \$9.00 per hour

Effective May 13, 2009

Scott Larson, Summer Employee
Class 9175 at \$8.50 per hour

DIVISION OF TRANSPORTATION 41-226

Effective May 13, 2009

Mike LeCroy, Intern
Class 9170 at \$10.00 per hour

Effective May 13, 2009

William Rosenfelder, Summer Employee
Class 9175 at \$8.50 per hour

Effective May 13, 2009

Andrew Weigand, Summer Employee
Class 9175 at \$10.00 per hour

ECONOMIC DEVELOPMENT & PLANNING 53-839

Effective May 26, 2009

Christopher Grimley, Summer Youth Career Counselor I
Class 1752, Range 110 at \$15.99 per hour

Effective May 18, 2009

Derice Boyer, Summer Youth Career Counselor I
Class 1752, Range 110 at \$15.99 per hour

Effective May 13, 2009

Ryan Van Kampen, Career Counselor I
Class 1752, Range 110 at \$15.99 per hour

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.

Approved and adopted this 12th day of May, 2009, at Wheaton, Illinois.

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Member Gilgis moved, seconded by Member McMahon, that Resolution #CDC-007-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Member Gonzalez was not present at the time of roll call. Motion carried.

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R E S O L U T I O N

CDC-007-09

NEIGHBORHOOD STABILIZATION LOAN AGREEMENT WITH
DU PAGE HABITAT FOR HUMANITY, INC.
NSP08-02

WHEREAS, the Illinois General Assembly has granted COUNTY authority to make all contracts and do all other acts in relation to the property and concerns of the County necessary to the exercise of its corporate powers (Illinois Compiled Statutes, Chapter 55, paragraphs 5/5-1005), and to enter into agreements for the purposes of receiving funds from the United States government under the Housing and Community Development Act of 1974, the National Affordable Housing Act of 1990, and the Housing and Community Development Act of 1992, and COUNTY may disburse those funds and other County funds for community

development and other housing program activities (Illinois Compiled Statutes, Chapter 55, paragraph 5/5-1093); and

WHEREAS, the United States government has appropriated funds for emergency assistance for the redevelopment of abandoned and foreclosed homes under Title III of the Housing and Economic Recovery Act of 2008 (HERA), to be treated as though such funds were Community Development Block Grant funds under the Housing and Community Development Act of 1974 (the "ACT") and to be administered through the United States Department of Housing and Urban Development ("HUD"); and

WHEREAS, COUNTY has applied to HUD for HERA funds to be used for a Neighborhood Stabilization Program (NSP); and

WHEREAS, the COUNTY, as part of its application to HUD, has stated that it will select certain non-profit developers to create housing under the NSP; and

WHEREAS, DuPage Habitat for Humanity, an Illinois not for profit corporation (hereinafter called "DEVELOPER") having a principal place of business at 213 South Wheaton, Wheaton, Illinois 60187, has been selected as a DEVELOPER to receive a portion of COUNTY'S NSP funds to be used for eligible costs associated with the acquisition and rehabilitation of a maximum of six (6) single family dwelling units, locations of which have yet to be determined, each of which will be re-sold to low income households, and known as NSP project NSP08-02; and

WHEREAS, the DuPage HOME Advisory Group and the County Development Committee have recommended funding up to One Million, Four Hundred Thousand and 00/100 Dollars (\$1,400,000.00) for eligible costs associated with the acquisition, rehabilitation, and project delivery of approximately six (6) single family houses, except that developer fees may not exceed One Hundred Forty Thousand Dollars (\$140,000); said NSP funds must be applied to properties within COUNTY designated neighborhoods within the areas of greatest need identified in COUNTY'S application to HUD; and

WHEREAS, an Agreement has been prepared requiring compliance with NSP requirements, and said agreement has been approved by DuPage Habitat for Humanity, Inc.

NOW THEREFORE BE IT RESOLVED by the County Board that said Agreement between the County of DuPage and DuPage Habitat for Humanity, Inc., attached hereto, is hereby approved; and

BE IT FURTHER RESOLVED, that the Chairman of the DuPage County Board is authorized and directed to execute said Agreement on behalf of DuPage County and the Clerk is hereby authorized and directed to attest to such execution and affix the official seal thereto; and

BE IT FURTHER RESOLVED, that the Chairman of the DuPage County Board is hereby authorized to approve amendments to PROJECT NSP08-02 so long as such amendments further the completion of the project and are in accordance with regulations applicable to the Neighborhood Stabilization Program and the policies of DuPage County; and

BE IT FURTHER RESOLVED that the County Clerk be directed to send certified copies of this Resolution to Sarah Brachle, Executive Director, DuPage Habitat for Humanity, Inc., 213 South Wheaton, Wheaton, Illinois 60187; Community Development and to send copies to the Auditor, Finance and the Treasurer.

Approved and adopted this 12th day of May, 2009, at Wheaton, Illinois.

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Member Gilgis moved, seconded by Member McMahon, that the Committee be discharged in order to consider Resolution #CDC-008-09, Approval of Substantial Amendment to the 2008 Action Plan Element of the DuPage County Consolidated Plan for Housing and Community Development. On voice vote, motion carried.

Member Gilgis moved, seconded by Member McMahon, that Resolution #CDC-008-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Member Gonzalez was not present at the time of roll call. Motion carried.

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R E S O L U T I O N
CDC-008-09

APPROVAL OF SUBSTANTIAL AMENDMENT TO THE
2008 ACTION PLAN ELEMENT OF THE
DU PAGE COUNTY CONSOLIDATED PLAN FOR HOUSING
AND COMMUNITY DEVELOPMENT

WHEREAS, DuPage County has participated in the Emergency Shelter Grant program since 1987; and

WHEREAS, as an eligible grantee of Emergency Shelter Grant funds under Sections 411 and 412 of Subtitle B of Title IV of the McKinney-Vento Homeless Assistance Act, DuPage County has qualified to receive Homelessness Prevention and Rapid Re-Housing Program ("HPRP") funds under the Homelessness Prevention

Fund created under Title XII of Division A of the American Recovery and Reinvestment Act of 2009; and

WHEREAS, the HPRP funds will provide a total of \$2,740,065 in new Federal funding to DuPage County (\$1,443,723 as a formula grant and \$1,296,342 to the DuPage County Homeless Continuum of Care through the State of Illinois HPRP fund) for prevention of homelessness and rapid re-housing of the homeless through financial assistance, housing relocation and stabilization services, data collection and evaluation, and administrative costs; and

WHEREAS, a requirement to receive HPRP funds is the preparation of a Substantial Amendment to the 2008 Action Plan Element of the DuPage County Consolidated Plan for Housing and Community Development; and

WHEREAS, the DuPage County Homeless Continuum of Care reviewed a draft Substantial Amendment on April 16, 2009, and the final draft of the Substantial Amendment was approved by the DuPage County Development Committee on May 5, 2009; and

WHEREAS, a 12-day public comment period was completed on April 27, 2009, and a public hearing was held on April 22, 2009, the Substantial Amendment has been duly posted on the County website, and, in accordance with federal regulations governing the development of consolidated plans, all comments have been included in the final draft of the Substantial Amendment, along with responses to these comments.

NOW, THEREFORE, BE IT RESOLVED that the DuPage County Board hereby approves the Substantial Amendment to the 2008 Action Plan Element of the DuPage County Consolidated Plan for Housing and Community Development, which is incorporated by reference with this Resolution; and

BE IT FURTHER RESOLVED, that the Chairman of the DuPage County Board is authorized and directed to sign said Substantial Amendment and the required Certifications, Applications for Federal Grant Funds, and Grant Agreements on behalf of DuPage County and the clerk is hereby authorized and directed to attest to such signature and affix the official seal thereto; and

BE IT FURTHER RESOLVED, that the Chairman of the DuPage County Board is hereby authorized to approve amendments to said Substantial Amendment as may be required by HUD; and

BE IT FURTHER RESOLVED that the County Clerk be directed to send certified copies of this Resolution to the County Board Chairman, the Auditor, Finance, the Treasurer, Personnel Department and Community Development.

Approved and adopted this 12th day of May, 2009, at Wheaton, Illinois.

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Member Gilgis moved, seconded by Member McMahon, that the Committee be discharged in order to consider Resolution #CDC-009-09, Allocation of County Funding to Community Development Block Grant Agencies and Emergency Shelter Grant Agency. On voice vote, motion carried.

Member Gilgis moved, seconded by Member Olson, that Resolution #CDC-009-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Member Gonzalez was not present at the time of roll call. Motion carried.

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R E S O L U T I O N
CDC-009-09

Allocation of County Funding to Community Development Block Grant Agencies and Emergency Shelter Grant Agency

WHEREAS, the Illinois General Assembly has granted COUNTY authority to make all contracts and do all other acts in relation to the property and concerns of the County necessary to the exercise of its corporate powers (Illinois Compiled Statutes, Chapter 55, paragraphs 5/5-1005), and to enter into agreements for the purposes of receiving funds from the United States government under the "Housing and Community Development Act of 1974", and other subsequent housing acts, and may disburse those funds and other County funds for community development and other housing program activities (Illinois Compiled Statutes, Chapter 55, paragraph 5/5-1093; and

WHEREAS, COUNTY has been a participating jurisdiction in the United States Department of Housing and Urban Development's ("HUD's") Housing and Community Development Program since 1975, and has applied for Community Development Block Grant Funds ("CDBG") from HUD as provided by the Housing and Community Development Act of 1974, as amended (P.L. 93-383)("ACT"); and

WHEREAS, COUNTY, in accordance with its application to HUD, uses a portion of its CDBG funds for public service activities including meeting the needs of the elderly, disabled and families in crisis; and

WHEREAS, the Emergency Shelter Grant (ESG) program has been authorized by Title IV of the Stewart B. McKinney Homeless Assistance Act, which was enacted into law by Public Law 100-71 on July 22, 1987; and

WHEREAS, the program may be used to provide funds for rehabilitation and expansion of homeless shelters, and to defray maintenance and operating cost of organizations that provide assistance to the homeless in DuPage County and; and

WHEREAS, the attached five agencies submitted application requests totaling \$1,284,458; and

WHEREAS, the County Board approved these projects on February 10, 2009, as part of the 2009 Action Plan of the 2005-2009 DuPage County Consolidated Plan submitted to HUD for the Community Development Block Grant Program; and

WHEREAS, Agreements have been prepared requiring compliance with CDBG program requirements, and said Agreements have been approved by the Agencies.

NOW, THEREFORE BE IT RESOLVED, that the Agencies and funding levels as detailed in Attachment I to this Resolution be approved; and

BE IT FURTHER RESOLVED, that the Chairman of the DuPage County Board is authorized and directed to execute the Agreements on behalf of DuPage County and the Clerk is hereby authorized and directed to attest to such execution and affix the official seal thereto; and

BE IT FURTHER RESOLVED, that the Chairman of the DuPage County Board is hereby authorized to approve amendments to said projects so long as such amendments further the completion of the projects and are in accordance with regulations applicable to the Community Development Block Grant Program and are in accordance with the policies of DuPage County and the DuPage Community Development Commission; and

BE IT FURTHER RESOLVED, that the County Clerk be directed to send a certified copy of this Resolution to Community Development for distribution to the Agencies listed in Attachment I.

Approved and adopted this 12th day of May, 2009, at Wheaton, Illinois.

--oo00oo--

Member Gilgis moved, seconded by Member McMahon, that Ordinance #ZP-Z08-106 (petitioner Dracopoulos) be approved and

adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Member Gonzalez was not present at the time of roll call. Motion carried.

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O R D I N A N C E
ZP-Z08-106
Dracopoulos

WHEREAS, a public hearing was held on April 23, 2009 in the DuPage County Administration Building, 421 North County Farm Road, Wheaton, Illinois at 7:00 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:

A Variation to increase fence height from 6 feet to 9 feet on the property hereinafter described:

OF LOT 12 IN BLOCK 4 IN COUNTRY LAKES PHASE 1, A SUBDIVISION OF PART OF THE SOUTHWEST ¼ OF SECTION 9 AND PART OF THE NORTHWEST ¼ OF SECTION 16, TOWNSHIP 38 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED MAY 12, 1977, AS DOCUMENT R77-35318, IN DU PAGE COUNTY, ILLINOIS; and

WHEREAS, the Zoning Board of Appeals having considered in relation to the above requested zoning petition presented at the above hearing and at the recommendation meeting held on April 23, 2009 does find as follows:

FINDINGS OF FACT:

1. That petitioner testified that he purchased the property in 2003 and the fence was existing at approximately 11 feet tall, to wit:
 - a. The fence was a standard board on board fence that was six (6) feet tall with a five (5) foot tall lattice type fence on top of the standard fencing and included an arbor connecting the fence to the home.
 - b. That the entire fence and arbor had vines growing over the fence and arbor.

2. That petitioner testified that he has confirmed through aerial photographs that the fence and arbor had been on the property at least since 1980. That a witness at the public hearing testified that the fence and arbor had been installed by the previous owner of the property around 1980.
3. That petitioner testified that when they purchased the property they removed the arbor and reduced the lattice portion of the fence by 2 feet down to 9 feet and has maintained the fence at 9 feet to the present time.
4. That petitioner testified that the subject property is a reverse corner lot- that is the rear yard of the subject property abuts the front, side and rear yard of a single family residence behind to the south of the subject property. In addition, petitioner testified that the fence drops down to a 4 foot tall fence adjacent to the neighbors driveway thus not blocking the line of site of the driveway.
 - a. As such, petitioner testified that the 9 foot tall fence provides a screen to and from the adjacent properties- protecting the subject property from the garage, side and rear yard of the property to the south and protecting the property to the south from the attendant activities that occur in petitioner's back yard.
5. That petitioner submitted several notarized letters from immediate and adjacent neighbors (including the neighbor most impacted by the fence) which all state that neighbors do not object to the height of the fence and the requested zoning relief.

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 portion of the fence that exceeds 6 feet is a lattice style (open fence) which does not otherwise obstruct light and air to the subject property or to/from any adjacent properties.

- b. Unduly increase traffic congestion in the public streets and highways as petitioner has demonstrated that the fence does not extend all the way to the corner side property line. As such, the driveway and access on the property to the south of the fence is not obstructed.

PETITIONER'S DEVELOPMENT FACT SHEET

GENERAL ZONING CASE INFORMATION

CASE #/PETITIONER Z08-106 Dracopoulos
 OWNER George and Venetia Dracopoulos, 30W735
 Woodwind Avenue, Naperville, IL 60563
 ADDRESS/LOCATION 30W735 Woodwind Ave., Naperville, IL 60563
 PUBLICATION DATE Daily Herald: Liberty Suburban:
 April 8, 2009 April 8, 2009
 ZONING REQUEST Variation to increase fence height from 6
 feet to 9 feet (Sec. 37-407.2)
 PIN/TWSP./COUNTY 07-09-302-006 Naperville Township/
 BOARD DISTRICT District 5
 ZONING/LUP R-4 Single Family 0-5 DU/AC
 Residence
 AREA/UTILITIES 13,400 sq. feet Water and Sewer
 (.30 Acres)
 PUBLIC HEARING April 23, 2009, 7:00 p.m.

ADDITIONAL INFORMATION:

Building: Have reviewed and no concerns
 DUDOT: Have reviewed and no concerns
 Health: Have reviewed and no concerns
 Stormwater: Have reviewed and no concerns
 EXTERNAL:
 Naperville Have reviewed and no concerns
 Township:
 Letter from No objection with petition. See attached
 Neighbor: letter.

GENERAL BULK REQUIREMENTS:

REQUIREMENTS for fence:	REQUIRED	EXISTING	PROPOSED
Height:	6 feet	9 feet	9 feet

LAND USE

Location	Zoning	Existing Use	LUP
Subject	R-4 Single Family Res.	Single Family Home	0-5 DU/AC
North	Woodwind Drive and Beyond R-4 Single Family Residence	Single Family Home	0-5 DU/AC
South	R-4 Single Family Res.	Single Family Home	0-5 DU/AC
East	Timberlane Drive and Beyond R-4 Single Family Residence	Single Family Home	0-5 DU/AC

West	R-4 Single Family Res.	Single Family Home	0-5 DU/AC
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WHEREAS, the Zoning Board of Appeals having considered in relation to the above and at the recommendation meeting held on April 23, 2009 recommends to approve the following zoning relief:

Variation to increase fence height from 6 feet to 9 feet.

Subject to the following conditions:

1. That the property be developed in accordance with the petitioner's site plan made part of Zoning Petition #Z08-106 Dracopoulos, dated April 23, 2009.
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; and

WHEREAS, the County Board Development Committee on May 5, 2009 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 increase fence height from 6 feet to 9 feet.

Subject to the following conditions:

1. That the property be developed in accordance with the petitioner's site plan made part of Zoning Petition #Z08-106 Dracopoulos, dated April 23, 2009.
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.

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

A Variation to increase fence height from 6 feet to 9 feet on the property hereinafter described:

OF LOT 12 IN BLOCK 4 IN COUNTRY LAKES PHASE 1, A SUBDIVISION OF PART OF THE SOUTHWEST ¼ OF SECTION 9 AND PART OF THE NORTHWEST ¼ OF SECTION 16, TOWNSHIP 38 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO

THE PLAT THEREOF RECORDED MAY 12, 1977, AS DOCUMENT R77-35318, IN DU PAGE COUNTY, ILLINOIS

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 #Z08-106 Dracopoulos, dated April 23, 2009.
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; 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; George and Venetia Dracopoulos, 30W735 Woodwind Avenue, Naperville, Illinois 60563 and Naperville Township Assessor, 139 Water Street, Naperville, Illinois 60540.

Enacted and approved this 12th day of May, 2009, A.D.

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Member Gilgis moved, seconded by Member McMahon, that Ordinance #ZP-Z08-049(1) (petitioner DiFalco) be approved and adopted.

Member Puchalski questioned if this type of variance has happened before. Member Gilgis replied that the property was subdivided illegally.

Paul Hoss, Zoning Coordinator, stated that this is the first time something like this has happened.

Member Puchalski felt the Board was telling the owner that he can't use his property.

Member McMahon asked if the owner had anything to do with the dividing of the property.

Member Gilgis moved, seconded by Member McMahon, that Ordinance #ZP-Z08-049(1) (petitioner DiFalco) be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "nay." Member Gonzalez was not present at the time of roll call. Motion lost.

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Member Gilgis moved, seconded by Member Fichtner, that Ordinance #ZP-Z08-049(2) (petitioner DiFalco) be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "nay." Member Gonzalez was not present at the time of roll call. Motion lost.

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Member Gilgis presented Ordinance #T-1-07, Text Amendments to the Zoning Ordinance Relative to Places of Assembly, for a First Reading.

Member Zay stated that the Board was not against churches in general. He felt that without these text amendments, a church could buy a residential house, declare it a church causing safety and parking problems.

Member Olson said that she appreciates Member Zay's concerns. Religious institutions are not the same as in the past. She hoped that further collaborations will help solve the problems.

Member O'Shea stated that staff worked hard to come up with these solutions.

Member Michelassi concurred with the amendments and felt they should be amended to include places like Moose lodges, VFW's and American Legions.

Member Kurzawa stated that she has seen many unique instances of churches springing up.

Member Enger remarked that he was against singling out religious institutions.

Member Gilgis moved, seconded by Member Kurzawa, that the rules be waived to dismiss the requirement of a First and Second Reading. On voice vote, motion carried.

Member Gilgis moved, seconded by Member Fichtner, that Ordinance #T-1-07 be approved and adopted.

Member Gilgis stated that the Committee had good intentions when proposing the changes in this Ordinance. Because of the many questions brought forward in public comment, she asked for a chance to take another look at the problem and bring it back to the Board with new text amendments.

Member Gilgis moved, seconded by Member Fichtner, that Ordinance #T-1-07, Text Amendments to the Zoning Ordinance Relative to Places of Assembly, be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "nay." Member Gonzalez was not present at the time of roll call. Motion lost.

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Member Gilgis moved, seconded by Member Fichtner, that Ordinance #T-1-07 be reconsidered. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "nay." Member Gonzalez was not present at the time of roll call. Motion lost.

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Member Gilgis moved, seconded by Member Fichtner, that Ordinance #ZP-Z08-049(1) (petitioner DiFalco) be reconsidered. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "nay." Member Gonzalez was not present at the time of roll call. Motion lost.

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Member Gilgis moved, seconded by Member Fichtner, that Ordinance #ZP-Z08-049(2) (petitioner DiFalco) be reconsidered. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "nay." Member Gonzalez was not present at the time of roll call. Motion lost.

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Member Gilgis moved, seconded by Member Fichtner, that Resolution #DCp-003-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Member Gonzalez was not present at the time of roll call. Motion carried.

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R E S O L U T I O N

DCp-003-09

AWARDING RESOLUTION TO OTTAWA FORD
FOR THE PURCHASE OF ONE (1) 2010 HYBRID FORD ESCAPE
FOR THE DEPARTMENT OF ECONOMIC DEVELOPMENT & PLANNING
REGULATORY SERVICES DIVISION
(CONTRACT TOTAL AMOUNT: \$26,309.00)

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

WHEREAS, the lowest most responsible bidder has been designated and the Development Committee recommends County Board approval for a contract purchase of one (1) 2010 Hybrid Ford Escape for the Department of Economic Development & Planning, Regulatory Services Division.

NOW, THEREFORE BE IT RESOLVED, that County Requisition #15570, dated May 1, 2009, covering said for the purchase of one (1) 2010 Hybrid Ford Escape for the Department of Economic Development & Planning, Regulatory Services Division be, and is hereby approved for issuance of a contract purchase order by the Procurement Division to Ottawa Ford, 4001 North Columbus, Ottawa, Illinois 61350, for a contract total amount of \$26,309.00, per most responsible bid #09-052.

Enacted and approved this 12th day of May, 2009, at Wheaton, Illinois.

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Member Redick moved, seconded by Member Fichtner, that Resolution #EN-0007A-08 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Members Gonzalez and O'Shea were not present at the time of roll call. Motion carried.

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R E S O L U T I O N
EN-0007A-08

INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF NAPERVILLE
AND THE COUNTY OF DU PAGE TO PROVIDE FUNDING FOR THE OPERATION
OF A HOUSEHOLD HAZARDOUS WASTE COLLECTION FACILITY

WHEREAS, on November 12, 2008, the DuPage County Board enacted Resolution EN-0007-08 authorizing the extension of the Intergovernmental Agreement between the City of Naperville and the County of DuPage to Provide Funding for the Operation of a Household Hazardous Waste Collection Facility; and

WHEREAS, the extended Agreement contained scrivener's errors (erroneous dates and a grammatical error) that were deemed to be typographical and not substantive; and

WHEREAS, the City of Naperville approved a corrected version of the Agreement on February 4, 2009.

NOW, THEREFORE, BE IT RESOLVED by the DuPage County Board that the AGREEMENT be corrected as noted below:

1. The COUNTY may, at its sole discretion, extend this AGREEMENT for one additional one-year term~~s~~.
2. The CITY shall submit reports that include the reportable operational expenses, volume of waste received and tallies of participation no less than quarterly. Upon receipt of an invoice and the above-mentioned reports, the COUNTY shall make four (4) quarterly ~~(4)~~ payments, \$25,000 per payment to the CITY. All invoices must be received no later than December 1, 200~~8~~9.; and

BE IT FURTHER RESOLVED that the County of DuPage hereby accepts and approves, and the Chairman of the County Board is hereby authorized and directed to re-execute, in duplicate, the AGREEMENT on behalf of the County; and

BE IT FURTHER RESOLVED that the County Clerk is hereby authorized and directed to transmit certified copies of the Resolution and the attachment AGREEMENT to City Manager's Office, City of Naperville, 400 South Eagle Street, Naperville, Illinois 60540; County Auditor; County Treasurer; Finance Director and Office of the DuPage County State's Attorney's Office, Attn: Anthony Hayman.

Enacted and approved this 12th day of May, 2009, at Wheaton Illinois.

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Member Olson moved, seconded by Member Healy, that Resolution #FM-0001-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Members Gonzalez and O'Shea were not present at the time of roll call. Motion carried.

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R E S O L U T I O N
FM-0001-09

APPROVING LICENSE FOR USE OF SHOE SHINE STAND
AT THE JUDICIAL OFFICE FACILITY COURTHOUSE

WHEREAS, the County owns Courthouse facilities located at 505 North County Farm Road, Wheaton, Illinois 60187, and more specifically, a shoe shine stand presently located in the main lobby; and

WHEREAS, the County has the power under 55 ILCS 5/5-1005-3 to make contracts related to the property of the County; and

WHEREAS, Cesar Hernandez wishes to use the stand to operate a shoe shine business for the benefit of the general public who come to the Courthouse; and

WHEREAS, Cesar Hernandez's use will constitute a convenience to the public and will not interfere with the operations and security of the Courthouse; and

WHEREAS, the parties desire to enter into a License Agreement in order to provide a full statement of their respective obligations in connection with Cesar Hernandez's use of the stand.

NOW, THEREFORE, BE IT RESOLVED by the DuPage County Board that the License Agreement attached hereto and incorporated herein by reference is hereby approved and that the Chairman of the DuPage County Board is hereby authorized and directed to execute the License Agreement on behalf of the County.

Enacted and approved this 12th day of May, 2009, at Wheaton, Illinois.

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Member Olson moved, seconded by Member Healy, that Resolution #FMp-040A-08 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Healy,

Kurzawa, McBride, McMahon, Michelassi, Olson, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Members Gonzalez and O'Shea were not present at the time of roll call. Motion carried.

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R E S O L U T I O N

FMP-040A-08

AMENDMENT TO RESOLUTION FMP-040-08

UNIMAX MANAGEMENT CORPORATION

FOR THE INTENSIVE INTERIOR CLEANING SERVICES

FOR THE JUDICIAL OFFICE FACILITY, ANNEX RESTROOMS

AND 479 AND 509 PARKING STRUCTURES

(DECREASE ENCUMBRANCE \$31,150.00 AND CANCEL THE CONTRACT)

WHEREAS, Resolution FMP-040-08 was approved and adopted to the County Board on August 12, 2008; and

WHEREAS, the Public Works Committee, recommends changes as stated in the Change Order Notice to #A14985, issued to Unimax Management Corporation to provide intensive interior cleaning services at the Judicial Office Facility, Judicial Office Facility Annex restrooms and 479 and 509 parking structures, for Facilities Management, to decrease the encumbrance in the amount of \$31,150.00 and cancel the contract.

NOW, THEREFORE BE IT RESOLVED, that the County Board adopts Change Order Notice, dated April 22, 2009, to County Purchase Order #A14985, issued to Unimax Management Corporation, for the Judicial Office Facility, Judicial Office Facility Annex restrooms and 479 and 509 parking structures, for Facilities Management, to decrease the encumbrance \$31,150.00 and cancel the contract.

Enacted and approved this 12th day of May, 2009, at Wheaton, Illinois.

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Member Olson moved, seconded by Member Healy, that Resolution #PWp-018A-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Members Gonzalez and O'Shea were not present at the time of roll call. Motion carried.

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R E S O L U T I O N
PWp-018A-09

CORRECTION OF SCRIVENER'S ERRORS IN RESOLUTION PWp-018-09

WHEREAS, Resolution PWp-018-09 was approved and adopted by the County Board on April 28, 2009; and

WHEREAS, Resolution PWp-018-09 stated that County Requisition number to be approved was #15442; and

WHEREAS, due to a scrivener's error, the County Requisition number should have said #15542.

NOW THEREFORE, BE IT RESOLVED by the DuPage County Board that Resolution PWp-018-09 be corrected to reflect the correct Requisition number #15542; and

BE IT FURTHER RESOLVED that the County Board adopts the scrivener's error to Resolution PWp-018-09 be corrected to read Requisition #15542.

Enacted and approved this 12th day of May, 2009, at Wheaton, Illinois.

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Member Olson moved, seconded by Member Healy, that Resolution #FMp-031-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Members Gonzalez and O'Shea were not present at the time of roll call. Motion carried.

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R E S O L U T I O N
FMp-031-09

AWARDING RESOLUTION ISSUED TO ALLIED WASTE SERVICES
FOR REFUSE DISPOSAL AND RECYCLING SERVICES
FOR FACILITIES MANAGEMENT
(CONTRACT TOTAL AMOUNT: \$213,142.00)

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

WHEREAS, the lowest most responsible bidder has been designated and the Public Works Committee recommends County

Board Approval for the issuance of a contract purchase order for refuse disposal and recycling services, for a two year period, from June 1, 2009 through May 31, 2011, for Facilities Management; and

WHEREAS, in accordance with EN-0006-08, utilizing a contract for recycling services shall reduce the impact DuPage County has on the environment by recycling waste materials.

NOW, THEREFORE BE IT RESOLVED, that County Requisition #15564, dated April 28, 2009, covering said, for refuse disposal and recycling services, for a two year period, from June 1, 2009 through May 31, 2011, for Facilities Management, be, and it is hereby approved for issuance of a contract purchase order by the Procurement Division to, Allied Waste Services, 1330 Gasket Drive, Elgin, Illinois 60120, for a total contract amount of \$213,142.00, per lowest responsible bid #09-048.

Enacted and approved this 12th day of May, 2009, at Wheaton, Illinois.

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Member Olson moved, seconded by Member Healy, that Resolution #Fmp-032-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Members Gonzalez and O'Shea were not present at the time of roll call. Motion carried.

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R E S O L U T I O N
Fmp-032-09

AWARDING RESOLUTION ISSUED TO AMERICAN BUILDING SERVICES, LLC
FOR INSTALLATION OF REPLACEMENT SLIDING DOORS
AT THE CONVALESCENT CENTER FOR FACILITIES MANAGEMENT
(CONTRACT TOTAL AMOUNT: \$23,811.00)

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

WHEREAS, the lowest most responsible bidder has been designated and the Public Works Committee recommends County Board Approval for the issuance of a contract purchase order to furnish, deliver and install three (3) replacement sliding doors at the Convalescent Center, for Facilities Management.

NOW, THEREFORE BE IT RESOLVED, that County Requisition #15561, dated April 27, 2009, covering said, to furnish, deliver and install three (3) replacement sliding doors at the Convalescent Center, for Facilities Management, be, and it is hereby approved for issuance of a contract purchase order by the Procurement Division to, American Building Services, 953 Seton Court, Wheeling, Illinois 60090, LLC, for a total contract amount of \$23,811.00, per lowest responsible bid #09-044.

Enacted and approved this 12th day of May, 2009, at Wheaton, Illinois.

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Member Olson moved, seconded by Member Healy, that Resolution #Fmp-033-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Members Gonzalez and O'Shea were not present at the time of roll call. Motion carried.

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R E S O L U T I O N
Fmp-033-09

AWARDING RESOLUTION ISSUED TO FOX VALLEY FIRE & SAFETY COMPANY FOR PREVENTATIVE MAINTENANCE, TESTING AND REPAIR OF FIRE AND LIFE SAFETY SYSTEMS FOR THE COUNTY CAMPUS, 1901 NAPER BOULEVARD BUILDING AND SASP NON-EDWARDS SYSTEM TECHNOLOGY EQUIPMENT (CONTRACT TOTAL AMOUNT: \$135,035.00)

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

WHEREAS, the lowest most responsible bidder has been designated and the Public Works Committee recommends County Board approval for preventative maintenance, testing and repair of fire and life safety systems for the DuPage County campus, 1901 Naper Boulevard building and SASP, non-Edwards System Technology equipment, for Facilities Management.

NOW, THEREFORE BE IT RESOLVED, that County Requisition #15578, dated May 4, 2009, covering said, for a contract purchase order for preventative maintenance, testing and repair of fire and life safety systems for the DuPage County campus, 1901 Naper Boulevard building and SASP, non-Edwards System Technology equipment, for Facilities Management, for a one year period from May 23, 2009 through May 22, 2010, for Facilities

Management, be, and it is hereby approved for issuance of a contract purchase order by the Procurement Division to, Fox Valley Fire & Safety Company, 2730 Pinnacle Drive, Elgin, Illinois 60124, for a total contract amount of \$135,035.00, per lowest responsible bid #09-038.

Enacted and approved this 12th day of May, 2009, at Wheaton, Illinois.

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Member Olson moved, seconded by Member Healy, that Resolution #Fmp-034-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Members Gonzalez and O'Shea were not present at the time of roll call. Motion carried.

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R E S O L U T I O N

Fmp-034-09

AWARDING RESOLUTION

ISSUED TO FOX VALLEY FIRE & SAFETY COMPANY FOR PREVENTATIVE MAINTENANCE, TESTING AND REPAIR OF THE CAMPUS EDWARDS SYSTEMS TECHNOLOGY FIRE PANELS (CONTRACT TOTAL AMOUNT: \$80,560.00)

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

WHEREAS, the lowest most responsible bidder has been designated and the Public Works Committee recommends County Board Approval for a contract purchase order for the preventative maintenance, testing and repair of the Edwards Systems Technology fire panels at the Jail A building, Sheriff's addition, Judicial Office Facility, JOF Annex, Convalescent Center and Power Plant, for Facilities Management.

NOW, THEREFORE BE IT RESOLVED, that County Requisition #15579, dated May 4, 2009, covering said, for a contract purchase order for preventative maintenance, testing and repair of the Edwards Systems Technology fire panels at the Jail A building, Sheriff's addition, Judicial Office Facility, JOF Annex, Convalescent Center and Power Plant, for Facilities Management, for a one year period from May 23, 2009 through May 22, 2010, for Facilities Management, be, and it is hereby approved for issuance of a contract purchase order by the

Procurement Division to, Fox Valley Fire & Safety Company, 2730 Pinnacle Drive, Elgin, Illinois 60124, for a total contract amount of \$80,560.00, per lowest responsible bid #09-036.

Enacted and approved this 12th day of May, 2009, at Wheaton, Illinois.

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Member Zay stated that he has been the Chairman of the Stormwater Committee for the past eight years and that staff has never put any children at risk, they have always followed the laws and work well with other governmental entities on the State, Federal and local levels.

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Member Zay presented Ordinance #OSM-002-09, Adoption of Chapter 16 of the DuPage County Illicit Discharge Detection and Elimination Ordinance, for a First Reading.

--oo00oo--

Member Zay moved, seconded by Member Healy, that Resolution #SMp-005C-07 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Healy, Kurzawa, McBride, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Members Gonzalez and McMahon were not present at the time of roll call. Motion carried.

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R E S O L U T I O N

SMp-005C-07

AMENDMENT TO RESOLUTION SMp-005B-07
AWARDED TO JOHN NERI CONSTRUCTION, INC.
FOR THE CONSTRUCTION OF THE RIVER-DUMOULIN
FLOOD CONTROL PROJECT PHASE I PUMP STATIONS
(TO EXTEND THE CONTRACT WITH NO INCREASE
TO THE CONTRACT TOTAL AMOUNT)

WHEREAS, Resolution SMp-005-07 was approved and adopted by the County Board on February 13, 2007; and

WHEREAS, the Stormwater Committee recommends changes as stated in the Change Order Notice to extend contract #A13989 awarded to John Neri Construction, Inc. through November 30, 2009 with no change in the contract total amount.

NOW, THEREFORE, BE IT RESOLVED, that the County Board adopts the Change Order Notice, dated April 22, 2009, to contract #A13989, awarded to John Neri Construction, Inc. for the construction of the River-Dumoulin Flood Control Project Phase I Pump Station and, to extend the contract through November 30, 2009, with no change in the contract total.

Enacted and approved this 12th day of May, 2009, at Wheaton, Illinois.

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Member Zay moved, seconded by Member Healy, that Resolution #SMp-027A-08 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Healy, Kurzawa, McBride, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Members Gonzalez and McMahon were not present at the time of roll call. Motion carried.

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R E S O L U T I O N
SMp-027A-08

AMENDMENT TO AGREEMENT BETWEEN THE COUNTY OF DU PAGE, ILLINOIS
AND ENVIRONMENTAL DESIGN INTERNATIONAL, INC. (EDI)
FOR PROFESSIONAL ENGINEERING SERVICES

WHEREAS, the County of DuPage ("COUNTY") and Environmental Design International, Inc. ("CONSULTANT") have entered into an Agreement ("AGREEMENT") under Resolution SMp-027-08 to provide professional engineering services for construction observation and field surveying related to the construction of the Springbrook Prairie Wetland Mitigation Bank ("PROJECT"); and

WHEREAS, construction work in natural areas is dependent on the weather; and

WHEREAS, unexpected weather resulted in unanticipated construction delays to the project; and

WHEREAS, extending the current contract will allow for completion and finalization of the project; and

WHEREAS, the COUNTY and CONSULTANT have agreed that additional time is required for the consultant to complete and finalize the construction project as weather allows; and

WHEREAS, Paragraph 14.1 of the AGREEMENT provides that the AGREEMENT may be amended by written agreement approved by both parties; and

WHEREAS, it is in the COUNTY'S best interest to amend the AGREEMENT as stated above and, further, that said change is authorized under the law; and

WHEREAS, the Department of Economic Development & Planning, Stormwater Permitting, recommends changes as stated in the Change Order Notice to extend the current contract to November 30, 2009 to allow for a completion and finalization of the construction project as weather permits, resulting in no change to the current contract amount of \$115,430.60.

NOW, THEREFORE, BE IT RESOLVED that the AGREEMENT between the COUNTY and CONSULTANT for professional engineering services is hereby amended as shown on the Change Order attachment hereto and the Chairman of the DuPage County Board is hereby authorized and directed to execute the said Amendment on behalf of the COUNTY; and

BE IT FURTHER RESOLVED that the County Clerk be directed to transmit one certified copy of this Resolution and attached Change Order Request Form amending the AGREEMENT to Environmental Design International, Inc., Attn: Craig Chambers, P.E., 33 West Monroe Street, Suite 1825, Chicago, Illinois 60603.

Enacted and approved this 12th day of May, 2009, at Wheaton, Illinois.

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Member Zay moved, seconded by Member Healy, that Resolution #SMP-033-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Healy, Kurzawa, McBride, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Members Gonzalez and McMahon were not present at the time of roll call. Motion carried.

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R E S O L U T I O N

SMP-033-09

AWARDING RESOLUTION TO JFNEW & ASSOCIATES
FOR VEGETATION RESTORATION AND MOWING
FOR WOOD DALE/ITASCA RESERVOIR AND ELMHURST QUARRY
(CONTRACT TOTAL AMOUNT: \$29,212.50)

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

WHEREAS, the lowest most responsible bidder has been designated and the Stormwater Management Committee recommends County Board approval for a contract for vegetation restoration and mowing for Wood Dale/Itasca Reservoir and Elmhurst Quarry for the period of May 1, 2009 through June 30, 2009, for Stormwater Management.

NOW, THEREFORE BE IT RESOLVED that County Requisition #15565, dated April 29, 2009, covering said for vegetation restoration and mowing for the Wood Dale/Itasca Reservoir and Elmhurst Quarry for the period of May 1, 2009 through June 30, 2009, for Stormwater Management Division, be and is hereby approved for issuance of a contract purchase order by the Procurement Division, to JFNew & Associates, 6605 Steger Road, Unit A, Monee, Illinois 60449, for a total contract amount of \$29,212.50, per lowest responsible bid #09-055.

Enacted and approved this 12th day of May, 2009, at Wheaton, Illinois.

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Member Zay moved, seconded by Member Healy, that Resolution #SMP-034-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Healy, Kurzawa, McBride, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Members Gonzalez and McMahon were not present at the time of roll call. Motion carried.

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R E S O L U T I O N

SMP-034-09

INTERGOVERNMENTAL AGREEMENT BETWEEN THE COUNTY OF DU PAGE,
ILLINOIS AND THE VILLAGE OF GLEN ELLYN, ILLINOIS FOR AN
OUTLET CHANNEL REHABILITATION PROJECT AT LAKE ELLYN
(CONTRACT TOTAL AMOUNT \$22,098.00)

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 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 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 an outlet channel rehabilitation project at 725 Rifford Avenue in Glen Ellyn ("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 and the reduction of stormwater runoff into Perry's Pond and the East Branch Watershed; and

WHEREAS, the VILLAGE has requested COUNTY participation in cost sharing the PROJECT through the COUNTY'S Water Quality Grant Program in an amount not to exceed Twenty two thousand Ninety eight dollars (\$22,098.00); and

WHEREAS, the VILLAGE shall pay all PROJECT expenses up front and will be reimbursed qualified expenses per the attached AGREEMENT; and

WHEREAS, the VILLAGE shall share all data collected from the PROJECT for a minimum of three years after construction completion for the purposes of fostering community education regarding the PROJECT and similar future projects; and

WHEREAS, the Stormwater Management Planning Committee of the DuPage County Board has reviewed and recommended approval of the attached AGREEMENT at the specified amount.

NOW, THEREFORE, BE IT RESOLVED by the DuPage County Board that the attached AGREEMENT between the COUNTY and the VILLAGE is hereby accepted and approved in an amount not to exceed Twenty two Thousand Ninety eight dollars (\$22,098.00) and that the Chairman of the DuPage County Board is hereby authorized and directed to execute the AGREEMENT on behalf of the COUNTY; and

BE IT FURTHER RESOLVED that the DuPage County Clerk be directed to transmit certified copies of this Resolution and the attached AGREEMENT to Bob Minix, Professional Engineer, Village of Glen Ellyn, 30 South Lambert Road, Glen Ellyn, Illinois 60137 and Anthony Hayman, State's Attorney's Office.

Enacted and approved this 12th day of May, 2009, at Wheaton, Illinois.

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Member Zay moved, seconded by Member Healy, that Resolution #SMp-035-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Healy, Kurzawa, McBride, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Members Gonzalez and McMahon were not present at the time of roll call. Motion carried.

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R E S O L U T I O N

SMp-035-09

AGREEMENT BETWEEN THE COUNTY OF DU PAGE, ILLINOIS
AND THE CONSERVATION FOUNDATION FOR PROFESSIONAL
WATER QUALITY EDUCATION SERVICES
(CONTRACT TOTAL AMOUNT \$92,208.00)

WHEREAS, the Illinois General Assembly has granted the County of DuPage ("COUNTY") authority to take action to 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 and 5/5-15001 et seq.); and

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

WHEREAS, the COUNTY has developed local water quality policy known as, Appendix J: Water Quality Enhancements, that has been incorporated into the DuPage County Stormwater

Management Plan, of which countywide water quality public education is a focus; and

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

WHEREAS, the COUNTY has established the DuPage County Water Quality Education Program to meet the requirements of the NPDES Phase II permit; and

WHEREAS, the COUNTY requires professional education services to meet the National Pollutant Discharge Elimination System (NPDES) Phase II permit requirements for addressing non-point sources of pollution to improve the water quality of DuPage County's lakes and streams; and

WHEREAS, The Conservation Foundation ("FOUNDATION") has adopted a citizens-based DuPage River Watershed Plan, which includes objectives of water quality enhancement and water quality public education; and

WHEREAS, the FOUNDATION has performed public education campaigns through schools, flyers, the DuPage River Stream Sweep, and other programs with success; and

WHEREAS, the FOUNDATION has experience and expertise in this area and is in the business of providing such professional education services and is willing to perform the required services for an amount not to exceed Ninety-two thousand Two hundred Eight dollars (\$92,208.00); and

WHEREAS, the COUNTY has selected the FOUNDATION in accordance with the Professional Services Selection Process found in Section 4-108 of the DuPage County Purchasing Procedures and Guidelines; and

WHEREAS, the Stormwater Management Planning Committee of the DuPage County Board has reviewed and recommended approval of the attached Agreement at the specified amount.

NOW, THEREFORE, BE IT RESOLVED by the DuPage County Board that the attached Agreement between the COUNTY and FOUNDATION is hereby accepted and approved in an amount not to exceed Ninety-two thousand Two hundred Eight dollars (\$92,208.00) and that the Chairman of the DuPage County Board is hereby authorized and directed to execute the Agreement on behalf of the COUNTY; and

BE IT FURTHER RESOLVED that the DuPage County Clerk be directed to transmit a certified copy of this Resolution and the attached Agreement to The Conservation Foundation, 10S404 Knoch Knolls Road, Naperville, Illinois.

Enacted and approved this 12th day of May, 2009, at
Wheaton, Illinois.

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Member Zay moved, seconded by Member Healy, that Resolution #Smp-036-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Healy, Kurzawa, McBride, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Members Gonzalez and McMahon were not present at the time of roll call. Motion carried.

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R E S O L U T I O N
Smp-036-09

AGREEMENT BETWEEN THE COUNTY OF DU PAGE, ILLINOIS
AND HEY AND ASSOCIATES, INC. FOR PROFESSIONAL ENGINEERING
SERVICES TO UPDATE THE SPRING BROOK WATERSHED PLAN
(CONTRACT TOTAL AMOUNT \$78,370.20)

WHEREAS, the Illinois General Assembly has granted the County of DuPage ("COUNTY") authority to develop watershed plans and undertake measures to control and protect against flooding and to enter into agreements for the purposes of stormwater management and flood control (Illinois Compiled Statutes, Chapter 55, paragraphs 5/5-1062 and 5/5-15001 et seq.); and

WHEREAS, the September 2008 storm event caused widespread flooding throughout DuPage County and within the Villages of Bloomingdale, Roselle and Itasca in particular; and

WHEREAS, several communities have requested that an additional study be performed in the Spring Brook Watershed; and

WHEREAS, the additional study will identify projects and programs that will provide flood protection and streambank stabilization to the communities similar to that proposed in the Spring Brook Watershed Plan that was adopted by the DuPage County Board in 2006; and

WHEREAS, the COUNTY requires professional engineering services to update the Spring Brook FEQ model, analyze alternatives, and update the Spring Brook Watershed Plan; and

WHEREAS, Hey and Associates, Inc. (the "Consultant") has experience and expertise in this area and is in the business of providing such professional engineering services and is willing to perform the required services for an amount not to exceed

Seventy-eight thousand Three hundred Seventy dollars and Twenty cents (\$78,370.20); and

WHEREAS, the COUNTY has selected the CONSULTANT in accordance with the Professional Services Selection Process found in Section 4-108 of the DuPage County Purchasing Procedures and Guidelines; and

WHEREAS, the Stormwater Management Committee of the DuPage County Board has reviewed and recommended approval of the attached Agreement at the specified amount.

NOW, THEREFORE, BE IT RESOLVED by the DuPage County Board that the attached Agreement between the COUNTY and CONSULTANT is hereby accepted and approved in an amount not to exceed Seventy-eight thousand Three hundred Seventy dollars and Twenty cents (\$78,370.20) and that the Chairman of the DuPage County Board is hereby authorized and directed to execute the Agreement on behalf of the COUNTY; and

BE IT FURTHER RESOLVED that the DuPage County Clerk be directed to transmit certified copies of this Resolution and the attached Agreement to Hey and Associates, Inc., 6321 North Avondale Avenue, Suite A-211, Chicago, Illinois 60631 and Anthony Hayman, State's Attorney's Office.

Enacted and approved this 12th day of May, 2009, at Wheaton, Illinois.

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Member Zay moved, seconded by Member Healy, that Resolution #SMp-037-09, a Requisition issued to Ottawa Ford for the purchase of two (2) 2010 Ford Escape Hybrids for the Department of Economic Development & Planning Stormwater Management & Permitting, for a contract total amount of \$53,618.00, be approved and adopted.

Member Zay stated that he had contacted local dealers and asked them to bid, but the bids were not low enough.

Member Zay moved, seconded by Member Healy, that Resolution #SMp-037-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Healy, Kurzawa, McBride, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Members Gonzalez and McMahon were not present at the time of roll call. Motion carried.

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R E S O L U T I O N

SMP-037-09

AWARDING RESOLUTION TO OTTAWA FORD
FOR THE PURCHASE OF TWO (2) 2010 FORD ESCAPES
FOR THE DEPARTMENT OF ECONOMIC DEVELOPMENT & PLANNING
STORMWATER MANAGEMENT DIVISION
(CONTRACT TOTAL AMOUNT: \$53,618.00)

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

WHEREAS, the lowest most responsible bidder has been designated and the Stormwater Management Committee recommends County Board approval for a contract purchase order for the purchase of two (2) 2010 Hybrid Ford Escapes, for the Department of Economic Development & Planning, Stormwater Management Division.

NOW, THEREFORE BE IT RESOLVED that County Requisition #15569, dated May 1, 2009, covering said for the purchase of two (2) 2010 Hybrid Ford Escapes, for the Department of Economic Development & Planning, Stormwater Management Division, be and is hereby approved for issuance of a contract purchase order by the Procurement Division, to Ottawa Ford, 4001 North Columbus, Ottawa, Illinois 61350, for a total contract amount of \$53,618.00, per lowest most responsible bid #09-052.

Enacted and approved this 12th day of May, 2009, at Wheaton, Illinois.

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Member Zay moved, seconded by Member Healy, that Resolution #SMP-038-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Healy, Kurzawa, McBride, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Members Gonzalez and McMahon were not present at the time of roll call. Motion carried.

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R E S O L U T I O N
Smp-038-09

AWARDING RESOLUTION TO OTTAWA FORD
FOR THE PURCHASE OF ONE (1) 2010 HYBRID FORD ESCAPE
FOR THE DEPARTMENT OF ECONOMIC DEVELOPMENT & PLANNING
STORMWATER PERMITTING DIVISION
(CONTRACT TOTAL AMOUNT: \$26,709.00)

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

WHEREAS, the lowest most responsible bidder has been designated and the Stormwater Management Committee recommends County Board approval for the issuance of a contract purchase order, for the purchase of one (1) 2010 Ford Escape Hybrid car for the Department of Economic Development & Planning, Stormwater Permitting Division.

NOW, THEREFORE BE IT RESOLVED that County Requisition #15568, dated May 1, 2009, covering said for the purchase of one (1) 2010 Ford Escape Hybrid, for the Department of Economic Development & Planning, Stormwater Permitting Division, be and is hereby approved for issuance of a contract purchase order by the Procurement Division, to Ottawa Ford, 4001 North Columbus, Ottawa, Illinois 61350, for a total contract amount of \$26,709.00, per most responsible bid #09-052.

Enacted and approved this 12th day of May, 2009, at Wheaton, Illinois.

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Member Sheahan moved, seconded by Member Puchalski, that Resolution #TEp-018B-08 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Healy, Kurzawa, McBride, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Members Gonzalez and McMahon were not present at the time of roll call. Motion carried.

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R E S O L U T I O N
TEp-018B-08

CORRECTION OF SCRIVENER'S ERRORS IN RESOLUTION FIp-054A-06

WHEREAS, Resolution FIp-054A-06 was approved and adopted by the County Board on March 10, 2009; and

WHEREAS, the amended Resolution number read FIp-054A-06 and the amendment stated the contract was approved and adopted by the County Board on February 5, 2008; and

WHEREAS, due to a scrivener's errors the Resolution number and adopted date should have read TEp-018A-08 approved and adopted February 12, 2008.

NOW THEREFORE, BE IT RESOLVED by the DuPage County Board that Resolution FIp-054A-06, be hereby corrected to read TEp-018A-08, approved and adopted by the County Board February 12, 2008; and

BE IT FURTHER RESOLVED that the County Board adopts the scrivener's errors to Resolution FIp-054A-06 to read TEp-018A-08 approved and adopted by the County Board on February 12, 2008.

Enacted and approved this 12th day of May, 2009, at Wheaton, Illinois.

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Member Sheahan moved, seconded by Member Healy, that Resolution #TEp-018C-08 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Healy, Kurzawa, McBride, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Members Gonzalez and McMahon were not present at the time of roll call. Motion carried.

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R E S O L U T I O N

TEp-018C-08

AMENDMENT TO RESOLUTION TEp-018A-08
AWARDED TO PHYSICIANS RECORD COMPANY TO
FURNISH AND DELIVER PRINTED NCR FORMS
(DECREASE \$37,959.75 AND CLOSE; 30.37%)

WHEREAS, Resolution TEp-018-08 was approved and adopted by the County Board on February 12, 2008; and

WHEREAS, Resolution TEp-018A-08 was approved and adopted by the County Board on March 10, 2009; and

WHEREAS, the Technology Committee recommends changes as stated in the Change Order Notice, to decrease the encumbrance \$37,959.75 and close the contract awarded to Physicians Record

Company to furnish and deliver printed NCR forms, for Information Technology.

NOW, THEREFORE BE IT RESOLVED, that County Board adopts Change Order Notice, dated April 29, 2009, to County Purchase Order #A14683, issued to Physicians Record Company, to furnish and deliver NCR forms, to decrease the encumbrance \$37,959.75, for Information Technology, resulting in a final contract total amount of \$87,040.25, a decrease of 30.37%.

Enacted and approved this 12th day of May, 2009, at Wheaton, Illinois.

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Member Sheahan moved, seconded by Member Healy, that Resolution #TEp-033-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Healy, Kurzawa, McBride, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Members Gonzalez and McMahon were not present at the time of roll call. Motion carried.

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R E S O L U T I O N

TEp-033-09

AWARDING RESOLUTION TO DECISION TECHNOLOGY INC.
FOR AN AGREEMENT FOR ANNUAL MAINTENANCE
AND SOFTWARE UPDATES TO PRIMARY FINANCE
REPORT GENERATOR/WRITING SYSTEM
(CONTRACT TOTAL AMOUNT: \$16,000.00)

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

WHEREAS, the Technology Committee recommends County Board approval for the issuance of the contract purchase order for Annual Maintenance per Software License Agreement #7410 for the period March 4, 2009 through March 3, 2010, for Finance.

NOW, THEREFORE BE IT RESOLVED, that County Requisition #15581, dated May 5, 2009, covering said, for Annual Maintenance per Software License Agreement #7410, for the period March 4, 2009 through March 3, 2010, for Finance, be, and it is hereby approved for issuance of a contract purchase order, by the Procurement Division to Decision Technology, 4390 US Route 1, Princeton, New Jersey 08840, for a contract total amount of

\$16,000.00, exempt from bidding per 55 ILCS 5/5-1022
"Competitive Bids" (d) IT/Telecom purchase under \$25,000.00.

Enacted and approved this 12th day of May, 2009, at Wheaton, Illinois.

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Member Puchalski moved, seconded by Member Healy, that Resolution #DTP-049-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Healy, Kurzawa, McBride, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Members Gonzalez and McMahon were not present at the time of roll call. Motion carried.

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R E S O L U T I O N
DTP-049-09

AGREEMENT BETWEEN THE COUNTY OF DU PAGE ILLINOIS
AND WHEATLAND TITLE GUARANTY FOR TITLE INSURANCE SERVICES
(COUNTY COST: \$15,000,00)

WHEREAS, the County of DuPage ("COUNTY") by virtue of its power set forth in "County Code" (55 ILCS 5/1-1001 et seq.) and "Highway Code" (605 ILCS 5/1-101 et seq.) is authorized to enter into this agreement; and

WHEREAS, the COUNTY requires Professional Title Insurance Services for the period of May 12, 2009 through May 11, 2010; and

WHEREAS, Wheatland Title Guaranty ("CONSULTANT") has experience and expertise in this area and is in the business of providing such services and is willing to perform the title insurance services for an amount not to exceed \$15,000.00; and

WHEREAS, the COUNTY has selected the CONSULTANT in accordance with the Professional Services Selection Process found in Section 4-108 of the DuPage County Procurement Ordinance; and

WHEREAS, the COUNTY is familiar with the capabilities of the CONSULTANT; and

WHEREAS, the Division of Transportation Committee of the DuPage County Board has reviewed and recommended approval of the attached Agreement at the specified amount.

NOW, THEREFORE, BE IT RESOLVED by the DuPage County Board that Purchase Requisition #15546, dated April 17, 2009, per the attached Agreement between the County and Wheatland Title Guaranty, 105 West Veterans Parkway, Yorkville, Illinois 60560 be hereby accepted and approved for a total contract amount of \$15,000.00 and that the Chairman of the DuPage County Board is hereby authorized and directed to execute the Agreement on behalf of the County; and

BE IT FURTHER RESOLVED, that an original copy of this Resolution and Agreement be transmitted to Wheatland Title Guaranty, through the Division of Transportation.

Enacted and approved this 12th day of May, 2009, at Wheaton, Illinois.

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Member Puchalski moved, seconded by Member Healy, that Resolution #DTp-030C-00 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Healy, Kurzawa, McBride, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Members Gonzalez and McMahon were not present at the time of roll call. Motion carried.

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R E S O L U T I O N

DTp-030C-00

AMENDMENT TO RESOLUTION DTp-030B-00 FOR AGREEMENT BETWEEN THE COUNTY OF DU PAGE, ILLINOIS AND MC DONOUGH ASSOCIATES, INC. FOR PHASE I ENGINEERING STUDY FOR CONSTRUCTION OF A GRADE SEPARATION BETWEEN ILLINOIS ROUTE 38 AND THE UNION PACIFIC RAILROAD SECTION 98-00338-00-GS

(TO REOPEN CONTRACT AND INCREASE CONTRACT BY: \$46,211.79; +3.72%, 50% TO BE REIMBURSED BY THE STATE OF ILLINOIS)

WHEREAS, the DuPage County Board has heretofore adopted Resolutions DTp-030B-00 dated November 27, 2007, DTp-030A-00 dated August 24, 2004 and DTp-030-00 dated March 28, 2000; and

WHEREAS, Contract #C960319 (hereinafter "CONTRACT") was awarded by DTp-030-00 to McDonough Associates, Inc. (hereinafter "CONSULTANT") for a Phase I Engineering Study for preliminary engineering associated with the construction of a grade separation between Illinois Route 38 and the Union Pacific Railroad, Section 98-00338-00-GS; and

WHEREAS, a Request for Change Order decreased and closed the CONTRACT on September 3, 2008; and

WHEREAS, an invoice was received after the CONTRACT was closed as a result of an audit conducted for the CONSULTANT and said invoice was verified by the COUNTY as true and correct; and

WHEREAS, said invoice will require the reopening of the CONTRACT to make the final payment; and

WHEREAS, it is in the best interest of the COUNTY to reopen and increase the CONTRACT amount by \$46,211.79 to pay the final invoice and said change is authorized by law; and

WHEREAS, the STATE has agreed to reimburse the COUNTY 50% of this additional cost of the work to a maximum \$23,105.90.

NOW, THEREFORE, BE IT RESOLVED, that the County Board adopt this Amending Resolution to the CONTRACT issued to the CONSULTANT for an increase in the contract amount of \$46,211.79, a 3.72% increase, for a new contract total amount of \$1,286,072.09; and

BE IT FURTHER RESOLVED, that the County Clerk be directed to transmit a copy of this Amending Resolution to McDonough Associates, Inc. through the Division of Transportation.

Enacted and approved this 12th day of May, 2009, at Wheaton, Illinois.

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Member Puchalski moved, seconded by Member Healy, that Resolution #DT-0068B-04 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Healy, Kurzawa, McBride, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Members Gonzalez and McMahon were not present at the time of roll call. Motion carried.

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R E S O L U T I O N
DT-0068B-04

THIRD AMENDMENT TO INTERGOVERNMENTAL AGREEMENT
BETWEEN THE STATE OF ILLINOIS AND THE COUNTY OF DU PAGE
ILLINOIS ROUTE 38 AT UNION PACIFIC RAILROAD
PHASE I PRELIMINARY ENGINEERING
SECTION 98-00338-00-GS
(TO INCREASE ENGINEERING COSTS \$46,211.79
WITH \$23,105.90 TO BE REIMBURSED BY THE STATE OF ILLINOIS)

WHEREAS, the County of DuPage (hereinafter "COUNTY") and the State of Illinois acting by and through its Department of Transportation (hereinafter "STATE") executed an agreement on July 18, 2000, an Addendum Agreement on August 24, 2004 and a Second Addendum Agreement on November 27, 2007 to facilitate the free flow of traffic and to insure the safety of the motoring public by completing Phase I Preliminary Engineering to improve the intersection of Illinois Route 38 at Kautz Road and the Union Pacific Railroad; and

WHEREAS, the STATE has requested McDonough and Associates, Inc. to perform additional work beyond the original scope of work previously included in the Phase I Preliminary Engineering study at an additional cost of \$46,211.79; and

WHEREAS, the STATE has agreed to reimburse the COUNTY 50% of this additional cost of work to a maximum additional amount of \$23,105.90, with the remaining \$23,105.89 to be paid by the COUNTY; and

WHEREAS, the Third Addendum to an Agreement must be executed before the COUNTY can be reimbursed for the updated engineering costs.

NOW, THEREFORE, BE IT RESOLVED by the County Board of DuPage that the Clerk and Chairman of said Board be directed to execute the aforementioned Third Addendum to an Agreement with the STATE; and

BE IT FURTHER RESOLVED that one (1) copy of this Amending Resolution and five (5) duplicate originals of the Third Addendum to an Agreement be sent to the STATE through the DuPage County Division of Transportation.

Enacted and approved this 12th day of May, 2009, at Wheaton, Illinois.

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Member Puchalski moved, seconded by Member Healy, that Resolution #DT-0028-09 be approved and adopted. On roll call,

Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Healy, Kurzawa, McBride, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Members Gonzalez and McMahon were not present at the time of roll call. Motion carried.

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R E S O L U T I O N
DT-0028-09

INTERGOVERNMENTAL AGREEMENT
BETWEEN THE COUNTY OF DU PAGE AND THE VILLAGE OF LOMBARD
CH 47/ILLINOIS PRAIRIE PATH REPLACEMENT OF BRIDGE
OVER THE EAST BRANCH OF THE DU PAGE RIVER
SECTION 99-00313-03-BT

WHEREAS, the County of DuPage (hereinafter "COUNTY") and the Village of Lombard (hereinafter "VILLAGE") in order allow pedestrian and bicyclists to safely cross the East Branch of the DuPage River desire to reconstruct the bridge that carries CH 47/Illinois Prairie Path over the East Branch of the DuPage River (hereinafter referred to as the "IMPROVEMENT"); and

WHEREAS, the COUNTY and the VILLAGE desire to cooperate in the construction of the IMPROVEMENT because of the benefit of the IMPROVEMENT to the residents of the COUNTY, the citizens of the VILLAGE and the Illinois Prairie Path users; and

WHEREAS, access options to the IMPROVEMENT site are limited and the COUNTY desires the use of the VILLAGE'S access road which serves the Glenbard Waste Treatment Facility between Hill Avenue and the Illinois Prairie Path (hereinafter referred to as the "ACCESS ROAD") as generally depicted in Exhibit A attached hereto and incorporated herein in order to construct said IMPROVEMENT; and

WHEREAS, the VILLAGE is agreeable to the COUNTY'S request for access subject to certain conditions; and

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

WHEREAS, a cooperative intergovernmental agreement is appropriate and such an agreement is authorized and encouraged by Article VII, Section 10 of the Illinois Constitution and Intergovernmental Cooperation Act (605 ILCS 220/1 et seq.); and

WHEREAS, an Agreement has been prepared and is attached that outlines the rights and responsibilities of the COUNTY and the VILLAGE relative to the use and restoration of the Access Road; and

WHEREAS, the Agreement must be executed to define the rights and responsibilities of the COUNTY and the VILLAGE related to the IMPROVEMENT.

NOW, THEREFORE, BE IT RESOLVED by the County Board of DuPage County, that the Clerk and Chairman of the said Board be hereby directed and authorized to execute the above referenced Agreement with the VILLAGE; and

BE IT FURTHER RESOLVED that one (1) original of this Resolution and Agreement be sent to the Village of Lombard through the Division of Transportation.

Enacted and approved this 12th day of May, 2009, at Wheaton, Illinois.

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Member Puchalski moved, seconded by Member Healy, that Ordinance #ODT-006-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Fichtner, Healy, Kurzawa, McBride, Olson, O'Shea, Puchalski, Sheahan, Zay and Zediker voted "aye." Members Enger, Gilgis, Michelassi and Redick voted "nay." Members Gonzalez and McMahon were not present at the time of roll call. Motion carried.

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ORDINANCE
ODT-006-09
AN ORDINANCE FOR THE
ALTERATION OF THE STATUTORY SPEED LIMIT ON
CH 13/WINFIELD ROAD
FROM WARRENVILLE ROAD TO DIEHL ROAD
FROM 45 MPH TO 40 MPH

WHEREAS, the basic statutory vehicular speed limit established by Section 625 ILCS 5/11-601 of the Illinois Compiled Statutes is greater than that considered reasonable and proper on the section of CH 13/Winfield Road noted in the following Schedule, for which the DuPage County Division of Transportation has maintenance responsibility and which is not under the jurisdiction of the Illinois Department of Transportation; and

WHEREAS, an engineering and traffic investigation has been conducted to determine the proper and reasonable speed limit as summarized in the following Schedule:

SCHEDULE

STREET	FROM	TO	LENGTH	PROPOSED SPEED LIMIT (MPH)	EXISTING SPEED LIMIT (MPH)
Winfield Road	Warrenville Road	Diehl Road	1.0 mi	40	45

NOW, THEREFORE, BE IT ORDAINED by this County Board of DuPage County, Illinois, that by virtue of Section 625 ILCS 5/11-604 of the Illinois Compiled Statutes, this Board determines and declares that reasonable and proper absolute maximum speed limit upon the above referenced section of CH 13/Winfield Road in the Schedule shall be as stated therein; and

BE IT FURTHER ORDAINED, that upon approval of this Ordinance, signs giving notice thereof shall be erected in conformance with the standards and specifications contained in the Illinois Manual on Uniform Traffic Control Devices for Streets and Highways; and

BE IT FURTHER ORDAINED, that this Ordinance shall take effect immediately after the erection of said signs giving notice of the maximum speed limit; and

BE IT FURTHER ORDAINED, that the DuPage County Clerk shall cause to be published a copy of this Ordinance in a newspaper of general circulation within the area.

Enacted and approved this 12th day of May, 2009, at Wheaton, Illinois.

--oo00oo--

Member Puchalski moved, seconded by Member Healy, that Ordinance #ODT-007-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Fichtner, Healy, Kurzawa, McBride, Olson, O'Shea, Puchalski, Sheahan, Zay and Zediker voted "aye." Members Enger, Gilgis, Michelassi and Redick voted "nay." Members Gonzalez and McMahon were not present at the time of roll call. Motion carried.

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ORDINANCE
ODT-007-09

AN ORDINANCE FOR THE
ALTERATION OF THE STATUTORY SPEED LIMIT ON
CH 32/WARRENVILLE ROAD/MILL STREET
FROM 1000 FEET EAST OF WINFIELD ROAD TO BAUER ROAD
FROM 45 MPH TO 40 MPH

WHEREAS, the basic statutory vehicular speed limit established by Section 625 ILCS 5/11-601 of the Illinois Compiled Statutes is greater than that considered reasonable and proper on the section of CH 32/Warrenville Road/Mill Street noted in the following Schedule, for which the DuPage County Division of Transportation has maintenance responsibility and which is not under the jurisdiction of the Illinois Department of Transportation; and

WHEREAS, an engineering and traffic investigation has been conducted to determine the proper and reasonable speed limit as summarized in the following Schedule:

SCHEDULE

STREET	FROM	TO	LENGTH	PROPOSED SPEED LIMIT (MPH)	EXISTING SPEED LIMIT (MPH)
Warrenville Road/Mill Street	1000' East of Winfield Road	Bauer Road	1.5 mi	40	45

NOW, THEREFORE, BE IT ORDAINED by this County Board of DuPage County, Illinois, that by virtue of Section 625 ILCS 5/11-604 of the Illinois Compiled Statutes, this Board determines and declares that reasonable and proper absolute maximum speed limit upon the above referenced section of CH 32/Warrenville Road/Mill Street in the Schedule shall be as stated therein; and

BE IT FURTHER ORDAINED, that upon approval of this Ordinance, signs giving notice thereof shall be erected in conformance with the standards and specifications contained in the Illinois Manual on Uniform Traffic Control Devices for Streets and Highways; and

BE IT FURTHER ORDAINED, that this Ordinance shall take effect immediately after the erection of said signs giving notice of the maximum speed limit; and

BE IT FURTHER ORDAINED, that the DuPage County Clerk shall cause to be published a copy of this Ordinance in a newspaper of general circulation within the area.

Enacted and approved this 12th day of May, 2009, at Wheaton, Illinois.

--oo00oo--

Member Puchalski moved, seconded by Member Healy, that Ordinance #ODT-008-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Fichtner, Healy, Kurzawa, McBride, Olson, O'Shea, Puchalski, Sheahan, Zay and Zediker voted "aye." Members Enger, Gilgis, Michelassi and Redick voted "nay." Members Gonzalez and McMahon were not present at the time of roll call. Motion carried.

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O R D I N A N C E

ODT-008-09

AN ORDINANCE FOR THE
ALTERATION OF THE STATUTORY SPEED LIMIT ON
CH 3/FERRY ROAD/WARRENVILLE ROAD
FROM CH 13/WINFIELD ROAD TO CH 51/HERRICK ROAD
FROM 45 MPH TO 40 MPH

WHEREAS, the basic statutory vehicular speed limit established by Section 625 ILCS 5/11-601 of the Illinois Compiled Statutes is greater than that considered reasonable and proper on the section of CH 3/Ferry Road/Warrenville Road noted in the following Schedule, for which the DuPage County Division of Transportation has maintenance responsibility and which is not under the jurisdiction of the Illinois Department of Transportation; and

WHEREAS, an engineering and traffic investigation has been conducted to determine the proper and reasonable speed limit as summarized in the following Schedule:

SCHEDULE

STREET	FROM	TO	LENGTH	PROPOSED SPEED LIMIT (MPH)	EXISTING SPEED LIMIT (MPH)
Ferry/ Warrenville Roads	Winfield Road	Herrick Road	1.0 mi	40	45

NOW, THEREFORE, BE IT ORDAINED by this County Board of DuPage County, Illinois, that by virtue of Section 625 ILCS 5/11-604 of the Illinois Compiled Statutes, this Board determines and declares that reasonable and proper absolute maximum speed limit upon the above referenced section of CH 3/ Ferry Road/Warrenville Road in the Schedule shall be as stated therein; and

BE IT FURTHER ORDAINED, that upon approval of this Ordinance, signs giving notice thereof shall be erected in conformance with the standards and specifications contained in the Illinois Manual on Uniform Traffic Control Devices for Streets and Highways; and

BE IT FURTHER ORDAINED, that this Ordinance shall take effect immediately after the erection of said signs giving notice of the maximum speed limit; and

BE IT FURTHER ORDAINED, that the DuPage County Clerk shall cause to be published a copy of this Ordinance in a newspaper of general circulation within the area.

Enacted and approved this 12th day of May, 2009, at Wheaton, Illinois.

--oo00oo--

Member Puchalski moved, seconded by Member Healy, that Ordinance #ODT-009-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Fichtner, Healy, Kurzawa, McBride, Olson, O'Shea, Puchalski, Sheahan, Zay and Zediker voted "aye." Members Enger, Gilgis, Michelassi and Redick voted "nay." Members Gonzalez and McMahon were not present at the time of roll call. Motion carried.

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O R D I N A N C E
ODT-009-09

AN ORDINANCE FOR THE
ALTERATION OF THE STATUTORY SPEED LIMIT ON
CH 9/HIGHLAND AVENUE FROM
ILLINOIS ROUTE 56 (BUTTERFIELD ROAD) TO 31ST STREET
FROM 45 MPH TO 35 MPH

WHEREAS, the basic statutory vehicular speed limit established by Section 625 ILCS 5/11-601 of the Illinois Compiled Statutes is greater than that considered reasonable and proper on the section of CH 9/Highland Avenue noted in the following Schedule, for which the DuPage County Division of Transportation has maintenance responsibility and which is not under the jurisdiction of the Illinois Department of Transportation; and

WHEREAS, an engineering and traffic investigation has been conducted to determine the proper and reasonable speed limit as summarized in the following Schedule:

SCHEDULE

STREET	FROM	TO	LENGTH	PROPOSED SPEED LIMIT (MPH)	EXISTING SPEED LIMIT (MPH)
Highland Avenue	IL Route 56 (Butterfield Road)	31st Street	.3 mi.	35	45

NOW, THEREFORE, BE IT ORDAINED by this County Board of DuPage County, Illinois, that by virtue of Section 625 ILCS 5/11-604 of the Illinois Compiled Statutes, this Board determines and declares that reasonable and proper absolute maximum speed limit upon the above referenced section of CH 9/ Highland Avenue in the Schedule shall be as stated therein; and

BE IT FURTHER ORDAINED, that upon approval of this Ordinance, signs giving notice thereof shall be erected in conformance with the standards and specifications contained in the Illinois Manual on Uniform Traffic Control Devices for Streets and Highways; and

BE IT FURTHER ORDAINED, that this Ordinance shall take effect immediately after the erection of said signs giving notice of the maximum speed limit; and

BE IT FURTHER ORDAINED, that the DuPage County Clerk shall cause to be published a copy of this Ordinance in a newspaper of general circulation within the area.

Enacted and approved this 12th day of May, 2009, at Wheaton, Illinois.

--oo00oo--

Member Puchalski moved, seconded by Member Healy, that Ordinance #ODT-010-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Fichtner, Healy, Kurzawa, McBride, Olson, O'Shea, Puchalski, Sheahan, Zay and Zediker voted "aye." Members Enger, Gilgis, Michelassi and Redick voted "nay." Members Gonzalez and McMahon were not present at the time of roll call. Motion carried.

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ORDINANCE
ODT-010-09
 AN ORDINANCE FOR THE
 ALTERATION OF THE STATUTORY SPEED LIMIT ON
 CH 9/HIGHLAND AVENUE
 FROM 31ST STREET TO BARNESWOOD DRIVE
 FROM 45 MPH TO 40 MPH

WHEREAS, the basic statutory vehicular speed limit established by Section 625 ILCS 5/11-601 of the Illinois Compiled Statutes is greater than that considered reasonable and proper on the section of CH 9/Highland Avenue noted in the following Schedule, for which the DuPage County Division of Transportation has maintenance responsibility and which is not under the jurisdiction of the Illinois Department of Transportation; and

WHEREAS, an engineering and traffic investigation has been conducted to determine the proper and reasonable speed limit as summarized in the following Schedule:

SCHEDULE

STREET	FROM	TO	LENGTH	PROPOSED SPEED LIMIT (MPH)	EXISTING SPEED LIMIT (MPH)
Highland Avenue	31st Street	Barneswood Drive	.6 mi.	40	45

NOW, THEREFORE, BE IT ORDAINED by this County Board of DuPage County, Illinois, that by virtue of Section 625 ILCS

5/11-604 of the Illinois Compiled Statutes, this Board determines and declares that reasonable and proper absolute maximum speed limit upon the above referenced section of CH 9/ Highland Avenue in the Schedule shall be as stated therein; and

BE IT FURTHER ORDAINED, that upon approval of this Ordinance, signs giving notice thereof shall be erected in conformance with the standards and specifications contained in the Illinois Manual on Uniform Traffic Control Devices for Streets and Highways; and

BE IT FURTHER ORDAINED, that this Ordinance shall take effect immediately after the erection of said signs giving notice of the maximum speed limit; and

BE IT FURTHER ORDAINED, that the DuPage County Clerk shall cause to be published a copy of this Ordinance in a newspaper of general circulation within the area.

Enacted and approved this 12th day of May, 2009, at Wheaton, Illinois.

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The Executive Session - Pursuant to Open Meetings Act Sec. 2(c)(11)- pending litigation, was pulled from the agenda by Chairman Schillerstrom.

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Member Enger stated that Saturday was Armed Forces Day. He encourages members to thank those in service and their families and give them any kind of aid that they could.

--oo00oo--

Member Enger stated that according to the County Board rules, anything discussed in public comment cannot be brought up during the meeting.

--oo00oo--

Member Zay asked if someone could look into the Bloomingdale animal shelter. Chairman Schillerstrom replied that legal proceedings are on going and asked the Board to not get involved.

--oo00oo--

Member O'Shea moved, seconded by Member Puchalski, that the meeting of the County Board of DuPage County be adjourned to Tuesday, May 26, 2009 at 7:30 P.M. On voice vote, motion carried.

--oo00oo--

County Clerk