

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, August 11, 2009 at 10:00 A.M.

Meeting called to order with Chairman Schillerstrom presiding.

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

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Chairman Schillerstrom presented a Resolution declaring Workforce Development Week as August 31 to September 4, 2009, to Steve Luetkehans, Workforce Board Chairman.

Member Zay moved, seconded by Member Olson, that a Resolution declaring Workforce Development Week as August 31 to September 4, 2009 be approved and adopted. On voice vote, motion carried.

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R E S O L U T I O N  
WORKFORCE DEVELOPMENT WEEK  
AUGUST 31 - SEPTEMBER 4, 2009

WHEREAS, the personal prosperity of DuPage County citizens and the economic security of our nation will require uniting our workforce development, education and economic development strategies in a common effort to provide our citizens with higher skills and supply our businesses with qualified workers; and

WHEREAS, the economic security of DuPage citizens will enhance the quality and productivity of people and businesses and provide effective economic development strategies for the workforce needs of the future; and

WHEREAS, the Local DuPage County Workforce Development System and workNet DuPage Career Center must be able to offer more programs and services to a wider customer base; and

WHEREAS, the DuPage County Workforce Development System must continue to recognize the value of local decision making, which is key to the success of the future workforce; and

WHEREAS, the DuPage Workforce Board, which is comprised of a majority of business leaders who have worked effectively in partnership with the chief elected official, should continue to be the cornerstone of the Workforce Development System; and

WHEREAS, the Workforce Development System must have sufficient resources to offer comprehensive services, universal access and lifelong learning options for both business and individuals.

NOW, THEREFORE, BE IT RESOLVED that I, Robert J. Schillerstrom, Chairman of the DuPage County Board and Members of the County Board, recognize the importance of workforce development and designate the week of August 31, 2009, as "Workforce Development Week" in DuPage County to showcase the DuPage County workforce system.

Enacted this 11th day of August, 2009, in Wheaton, Illinois.

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Chairman Schillerstrom announced that Fred Backfield, Chief Financial Officer and the Finance Department has received the Certificate of Achievement for Excellence in Financial Reporting and the Distinguished Budget Presentation Award from the Government Finance Officers Association of the United States and Canada.

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The following people voiced Public comment regarding the Proposed Video Gaming Ordinance:

Robert Hansen  
Chris Hesch  
Dave Diersen  
Richard Major  
Kathy Gilroy  
Anita Bedell  
Tom Sutton

Brian Pierce  
Zack Stamp  
John Pastuovic  
Barbara Brassfield  
Bill L. Bryan  
Jim Rendel

and Phyllis Zimmer spoke regarding flooding and the connection to the West Nile virus.

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Member Zay moved, seconded by Member Kurzawa, that the Consent Calendar be approved. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Sheahan and Zay voted "aye." Members Healy, McBride, Puchalski, Redick and Zediker 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: June 23 and July 14, 2009  
 Development Committee: July 21, 2009  
 Intergovernmental Advisory Committee: October 23, 2008  
 Judicial/Public Safety Committee: July 14 and 21, 2009  
 Technology Committee: June 23, 2009  
 Transportation Committee: July 21, 2009

Report Placed on File by Consent

Public Defender Case & Client Analysis: May and June, 2009

Claims Approved by the Finance Committee

County Board Claims of July 21, 24 and 28 and August 4, 2009 were approved.

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Member Sheahan moved, seconded by Member Fichtner, that Ordinance #OCB-002-09, Ordinance Prohibiting Video Gaming Within Unincorporated Areas of DuPage County, be approved and adopted.

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

Member Enger stated that he was against video gambling but felt he was letting down the residents by not holding public hearings to discuss these issues.

Member Olson said that the DuPage County Jail Chaplain told her that many prisoners were there because of gambling. She felt the Board had the power and opportunity to prevent many problems. She encouraged the municipalities to follow the County's lead.

Member Redick stated that the Board was here to serve the people. He believed that a Public Hearing wasn't needed to know what would happen. Case studies in other states prove that this type of gambling is disastrous.

Member Zediker remarked that he has received feedback from his constituents and they do not want gambling in their neighborhood. The funds are purported to support the \$32 billion Capital bill. He felt the numbers were skeptical like the lottery. Statistics have shown that gambling increases social problems. He urged voting in favor of passing this Ordinance.

Member Gonzalez said that she was against gambling, but did not want to eliminate democracy and felt public meetings were needed.

Member Michelassi stated that video gambling was the second most addictive behavior. People who cannot afford to lose, play. It becomes a tax on the poor. Springfield is trying to put a bandaid on a serious problem. He felt the Board must send a message to the State to solve their financial problems by other means. Those who support gambling are those who will most benefit.

Member Zay remarked that passing this Ordinance would notify Springfield that this is a bad way to fund the Capital bill. He felt they need to get back to work and solve the State's financial problems by other means.

Member O'Shea said that gambling was a wrong way to fund government.

Member Kurzawa felt this was a strong first step and that there was an ample opportunity for other public meetings on the subject.

Member Enger stated that he was in favor of this Ordinance but was against the fact that there was no public input. He asked where the legislators were to answer the questions from the public.

Member Sheahan remarked that the Board had an opportunity to represent the will of the people. He appreciated the strong will and leadership of Chairman Schillerstrom. This Ordinance is only for unincorporated areas of DuPage, but will send a message to all other governmental bodies. He asked for the support of the Board to pass this Ordinance.

Member Sheahan moved, seconded by Member Fichtner, that Ordinance #OCB-002-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Gonzalez,

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

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O R D I N A N C E  
OCB-002-09

ORDINANCE PROHIBITING VIDEO GAMING WITHIN  
UNINCORPORATED AREAS OF DUPAGE COUNTY

WHEREAS, the Video Gaming Act (230 ILCS 40/1 et seq.; PA 96-0034) became law July 13, 2009 and allows licensed retail establishments to conduct video gambling; and

WHEREAS, the DuPage County Board commends the General Assembly and Governor for addressing the critical need for investment in roads and infrastructure in the State of Illinois, and for providing flexibility in terms of the implementation of video poker; and

WHEREAS, recognizing that some Illinois local jurisdictions would desire to opt out of video gambling, Section 27 of the Video Gaming Act permits counties and municipalities to prohibit video gaming by Ordinance within their respective corporate limits or unincorporated areas; and

WHEREAS, states such as Georgia, South Carolina and North Carolina have abandoned experiments with the legalization of video poker because of regulatory difficulties, corruption, and the high social costs associated with this form of gambling; and

WHEREAS, electronic gaming is designed to entice people to play longer, faster, and at higher rates of wagering, according to a study by the Massachusetts Institute of Technology; and

WHEREAS, the DuPage County Board and County Board Chairman agree that legalized video poker would present a variety of adverse impacts on residents of DuPage County including the potential for corruption, impact on the costs of law enforcement, regulatory difficulties and high social costs; and

WHEREAS, the legalization of video poker within DuPage County is not consistent with our desire to maintain a family-friendly environment for citizens and their children; and

WHEREAS, the DuPage County Board and County Board Chairman call on every municipality within DuPage County to join the County in prohibiting video gaming.

NOW, THEREFORE, BE IT ORDAINED that the DuPage County Board hereby exercises its right under Section 27 of the Illinois Video Gaming Act (230 ILCS 40/1 et seq.) to prohibit video gaming from unincorporated areas of DuPage County effective immediately; and

BE IT FURTHER ORDAINED that the County Code of DuPage County is hereby amended as shown on Exhibit A which is attached hereto and incorporated herein by reference, and the County Clerk is directed to transmit a copy of this Ordinance to Sterling Codifiers for update of the electronic version of the Code; and

BE IT FURTHER ORDAINED that this Resolution shall be transmitted to each mayor and alderman or trustee, along with a letter on behalf of the County Board respectfully requesting that they join our effort to prohibit video gaming within the boundaries of DuPage County.

Enacted and approved this 11th day of August, 2009, in Wheaton, Illinois.

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Member O'Shea moved, seconded by Member Olson, that the Board recess for five minutes. On voice vote, motion carried.

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Meeting reconvened. Chairman Schillerstrom left the meeting and Vice Chairman O'Shea assumed the Chair.

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Member Kurzawa moved, seconded by Member Zay, that Resolution #CB-0077-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Sheahan, Zay and Zediker voted "aye." Members Healy, McBride 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

CB-0077-09

REAPPOINTMENT OF ROBERT G. IDEN  
TO THE DU PAGE COUNTY REGIONAL PLANNING COMMISSION

WHEREAS, the Mayors and Managers have submitted to the County Board the name of Robert G. Iden to be reappointed as a Member of the Regional Planning Commission; and

WHEREAS, such appointment requires the advice and consent of the County Board by the terms of the DuPage County Regional Planning Commission Resolution adopted the 25th day of September, 1969, as amended.

NOW, THEREFORE, BE IT RESOLVED by the DuPage County Board that the County Board does hereby advise and consent to the reappointment of Robert G. Iden to be a Member of the DuPage County Regional Planning Commission for a term expiring December 1, 2011; and

BE IT FURTHER RESOLVED that the "Notice of Appointment" be attached hereunto and made a part of this Resolution; and

BE IT FURTHER RESOLVED that the County Clerk transmit certified copies of this Resolution to Robert G. Iden, Village of Bloomingdale, 201 South Bloomingdale Road, Bloomingdale, Illinois 60108.

Enacted and approved this 11th day of August, 2009, at Wheaton, Illinois.

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Member Fichtner moved, seconded by Member McMahon, that Resolution #FI-0103-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Members Healy, McBride, Puchalski and Sheahan 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-0103-09

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 additional account numbers to both the GENERAL FUND and the ECONOMIC DEVELOPMENT AND PLANNING FUND.

NOW, THEREFORE, BE IT RESOLVED by the DuPage County Board that the Chief Financial Officer assign account number 2300 Building Maintenance Supplies to 01-210 Public Works Drainage in the GENERAL FUND and account number 4010 Property/Building/Acquisition to 15-650 Economic Development and Planning in the ECONOMIC DEVELOPMENT AND PLANNING 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 11th day of August, 2009, at Wheaton, Illinois.

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SCHEDULE OF TRANSFERS  
FISCAL YEAR 2009

GENERAL FUND

|  |             |   |             |
|--|-------------|---|-------------|
| <u>01-210 Public Works Drainage-*New Account</u> |             |   |             |
| To:  | 01-210-2300 | Building Maintenance Supplies*                        | \$ 500.00   |
| From:  | 01-210-3750 | Other Contractual Expenses                            | \$ 500.00   |
|  |             | the sum of FIVE HUNDRED AND NO/100 DOLLARS (\$500.00) |             |
| <br><u>01-430 County Coroner</u>                 |             |   |             |
| To:  | 01-430-1060 | Overtime  | \$ 3,756.00 |
| From:  | 01-430-2020 | Furnishings, Machinery and Equipment-SV               | \$ 380.00   |

01-430-2100 Operating Supplies and Materials 1,294.00  
 01-430-2130 Medical Supplies 976.00  
 01-430-2340 Wearing Apparel 80.00  
 01-430-3240 Postage and Postal Charges 880.00  
 01-430-3710 Refunds and Forfeitures 146.00  
 the sum of THREE THOUSAND, SEVEN HUNDRED FIFTY-SIX AND NO/100 DOLLARS (\$3,756.00)

01-580 Supervisor of Assessments  
 To: 01-580-2100 Operating Supplies/Materials \$ 2,500.00  
 From: 01-580-3100 Printing and Publishing \$ 2,500.00  
 the sum of TWO THOUSAND, FIVE HUNDRED AND NO/100 DOLLARS (\$2,500.00)

01-460 Office of Emergency Management  
01-792 General Fund-Capital  
 To: 01-792-2030 Data Processing Equipment-SV \$ 1,598.00  
 From: 01-460-2300 Building Maintenance Supplies \$ 1,598.00  
 the sum of ONE THOUSAND, FIVE HUNDRED NINETY-EIGHT AND NO/100 DOLLARS (\$1,598.00)

01-798 General Fund Special Accounts  
 To: 01-798-1073 Benefit Payments \$ 214,700.00  
 From: 01-798-2160 Fuel/Lubricants \$ 60,000.00  
 01-798-3691 Repair/Maintenance Automotive/Motorized Equip. 40,000.00  
 01-798-3793 Contingency-Set Aside 114,700.00  
 the sum of TWO HUNDRED FOURTEEN THOUSAND, SEVEN HUNDRED AND NO/100 DOLLARS (\$214,700.00)

01-930 Election Commission  
 To: 01-930-2030 Data Processing Equipment-SV \$ 65,000.00  
 From: 01-930-3090 Technical/Professional/Data Processing Services \$ 65,000.00  
 the sum of SIXTY-FIVE THOUSAND AND NO/100 DOLLARS (\$65,000.00)

STORMWATER MANAGEMENT

04-205 Stormwater Management Projects  
 To: 04-205-2200 Automotive/Machinery/Equipment Parts \$ 3,000.00  
 From: 04-205-3410 Electricity 51,000.00  
 04-205-3050 Engineering Services \$ 51,000.00  
 04-205-4240 Equipment and Machinery 3,000.00  
 the sum of FIFTY-FOUR THOUSAND AND NO/100 DOLLARS (\$54,000.00)

GEOGRAPHIC INFORMATION SYSTEMS-DATA PROCESSING

109-623 Geographic Information System Fees

To: 109-623-1040 Temporary Salaries \$ 15,131.00  
 From: 109-623-1010 Regular Salaries \$ 15,131.00  
 the sum of FIFTEEN THOUSAND, ONE HUNDRED  
 THIRTY-ONE AND NO/100 DOLLARS  
 (\$15,131.00)

STATE GRANT FUNDING

125-821 BATTLE Grant 17th Year Funding

To: 125-821-2160 Fuel/Lubricants \$ 600.00  
 From: 125-821-3691 Repair/Maintenance  
 Automotive/Motorized  
 Equipment \$ 600.00  
 the sum of SIX HUNDRED AND  
 NO/100 DOLLARS (\$600.00)

DRUG COURT/MICAP FUND

18-362 Mental Health Court/MICAP

To: 18-362-3090 Technical/Professional/Data  
 Processing Services \$ 1,328.00  
 From: 18-362-2020 Furnishings/Machinery/  
 Equipment-SV \$ 550.00  
 18-362-2120 Food and Beverages 200.00  
 18-362-3210 Mileage and Travel Expenses 578.00  
 the sum of ONE THOUSAND, THREE HUNDRED  
 TWENTY-EIGHT AND NO/100 DOLLARS  
 (\$1,328.00)

ILLINOIS CRIMINAL JUSTICE AUTHORITY PROGRAM

69-156 Targeted Anti-Gang Initiative

To: 69-156-4240 Equipment and Machinery \$ 934.00  
 From: 69-156-2020 Furnishings, Machinery and  
 Equipment-SV \$ 934.00  
 the sum of NINE HUNDRED THIRTY-FOUR AND  
 NO/100 DOLLARS (\$934.00)

STORMWATER MANAGEMENT

04-205 Stormwater Management Projects

To: 04-205-3050 Engineering/Architectural  
 Services \$ 727,045.00  
 04-205-4180 Drainage System Construction 411,500.00  
 From: 04-205-3078 New Program Requests-  
 Contractual \$ 100,000.00  
 04-205-4078 New Program Requests-  
 Capital 1,038,545.00  
 the sum of ONE MILLION, ONE HUNDRED  
 THIRTY-EIGHT THOUSAND, FIVE HUNDRED  
 FORTY-FIVE AND NO/100 DOLLARS  
 (\$1,038,545.00)

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Member Fichtner moved, seconded by Member McMahon, that Resolution #FI-0104-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Members Healy, McBride, Puchalski and Sheahan 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-0104-09

ACCEPTANCE AND APPROPRIATION OF THE  
 DCFS CHILDREN'S ADVOCACY CENTER GRANT PY 2010  
 Fund 65 - Agency 074  
 \$65,492

(Under the administrative direction of the  
 DuPage County State's Attorney's Office)

WHEREAS, the DuPage County Children's Center under the direction of the DuPage County State's Attorney's Office prepared a program plan for continuing the DCFS Children's Advocacy Center Grant; and

WHEREAS, the Illinois Department of Children and Family Services requires the execution of Contract #1351299010 to award funds for this program; and

WHEREAS, a copy of Contract #1351299010 is attached to and included as a part of this Resolution by reference (Attachment); and

WHEREAS, the terms of Contract #1351299010 would provide for grant funds in the amount of \$65,492.00 (SIXTY-FIVE THOUSAND, FOUR HUNDRED NINETY-TWO AND NO/100 DOLLARS); and

WHEREAS, the term of Contract #1351299010 shall be effective on July 1, 2009 and expire on 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 of DuPage finds that 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 that an additional appropriation in the amount of \$65,492.00 (SIXTY-FIVE THOUSAND, FOUR HUNDRED NINETY-TWO AND NO/100 DOLLARS) for account 65-074-1010 be made to establish the DCFS Children's Advocacy Center Grant PY 2010 - Fund 65, Agency 074; and

BE IT FURTHER RESOLVED that the attached Contract #1351299010 is hereby accepted; and

BE IT FURTHER RESOLVED that the DuPage County State's Attorney is authorized to sign Contract #1351299010 and represent DuPage County as the "Vendor" as stated in said Contract; and

BE IT FURTHER RESOLVED that if and when state and/or federal funds to the County cease to become available for this specific grant purpose the program shall be discontinued and the associated headcount be deleted; and

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

Enacted and approved this 11th day of August, 2009, at Wheaton, Illinois.

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Member Fichtner moved, seconded by Member Gilgis, that Resolution #FI-0105-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Members Healy, McBride, Puchalski and Sheahan 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-0105-09  
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

COMMUNITY SERVICES 01-680

Effective July 23, 2009

Francine Murphy, Staff Assistant  
Class 1001, Range 106 at \$20,641 per year, from  
\$20,336 per year

COMMUNITY SERVICES/FAMILY CENTER 01-920

Effective July 28, 2009

Barbara Kolton, Sr. Staff Assistant  
Class 1003, Range 108 at \$24,618 per year, from  
\$24,375 per year

FACILITIES MANAGEMENT 01-700

Effective July 14, 2009

Sammie McCaskill, Maintenance Technician I  
Class 3162, Range 207 at \$32,496 per year, from  
\$31,936 per year

PROMOTIONS

Effective August 17, 2009

Jaime Stephens, Temporary Housekeeper I  
Class 4210, Range 106 at \$18,209 per year, from  
Class 4231, Range 105 at \$8.59 per hour

NON-CORPORATE FUND

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

COMMUNITY SERVICES/CLIENT SERVICES 58-802

Effective July 21, 2009

Laura Biundo, Information & Referral Specialist  
Class 1912, Range 109 at \$31,543 per year, from  
\$30,848 per year

COMMUNITY SERVICES/SENIOR SERVICES 58-181

Effective June 3, 2009

Zina Smith, Information & Referral Specialist  
Class 1912, Range 109 at \$15.43 per hour, from  
\$15.16 per hour

Effective July 14, 2009

Erin Grapengeter, Senior Case Manager  
Class 1932, Range 110 at \$34,692 per year, from  
\$34,180 per year

Effective July 7, 2009

Katie Birkey, Case Manager  
Class 1931, Range 110 at \$33,349 per year, from  
\$32,775 per year

Effective July 23, 2009

Amanda Sabat, Information & Referral Specialist  
Class 1912, Range 109 at \$31,135 per year, from  
\$30,599 per year

CONVALESCENT CENTER/ANIMAL CARE & CONTROL 33-480

Effective June 25, 2009

Kerry Panzone, Rescue & Volunteer Coordinator  
Class 2316, Range 311 at \$41,228 per year, from  
\$40,420 per year

CONVALESCENT CENTER 23-450

Effective June 1, 2009

Sladana Slocic, Certified Nursing Associate  
Class 4111, Range 108 at \$28,449 per year, from  
\$27,891 per year

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

Effective July 10, 2009

Beverly Almeda, Housekeeper I  
Class 4210, Range 106 at \$8.84 per hour, from  
\$8.75 per hour

Alexander Webb, Laundry Attendant I  
Class 4221, Range 106 at \$8.84 per hour, from  
\$8.75 per hour

Effective July 26, 2009

Susan Briggs, Food Service Worker I  
Class 4231, Range 105 at \$8.10 per hour, from  
\$8.02 per hour

Alejandro Camaro, Food Service Worker I  
Class 4231, Range 105 at \$8.10 per hour, from  
\$8.02 per hour

REPLACEMENTS

ECONOMIC DEVELOPMENT & PLANNING/WORKFORCE DEVELOPMENT 53-828

Effective August 12, 2009  
Patricia Richard, Customer Service Representative  
Class 1761, Range 108 at \$26,000 per year

ECONOMIC DEVELOPMENT & PLANNING/WORKFORCE DEVELOPMENT 53-839

Effective August 12, 2009  
Katharine Koechling, Career Counselor I  
Class 1752, Range 110 at \$31,190 per year

PROMOTIONS

ECONOMIC DEVELOPMENT & PLANNING/WORKFORCE DEVELOPMENT 53-828

Effective August 12, 2009  
Rachael Egge, Career Counselor II  
Class 1754, Range 111 at \$34,453 per year, from  
Class 1752, Range 110 at \$32,212 per year

JOB RECLASSIFICATION

COMMUNITY SERVICES/WEATHERIZATION 53-849

Effective August 11, 2009  
Gerald Gentile, Weatherization Program Assessor  
Class 1921, Range 210 at \$39,127 per year, from  
Class 1921, Range 110 at \$37,264 per year

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

Approved and adopted this 11th day of August, 2009, at Wheaton, Illinois.

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Member Fichtner moved, seconded by Member Gilgis, that Resolution #FI-0107-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Members Healy, McBride, Puchalski and Sheahan 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-0107-09  
 2010 Holiday Schedule

WHEREAS, County holidays should be reviewed from time to time; and

WHEREAS, County holidays should be coordinated as much as possible with the Court's holiday schedule.

NOW, THEREFORE, BE IT RESOLVED that the number of holidays County employees receive in 2010 should be eleven; and

BE IT FURTHER RESOLVED that the following days shall be designated as County holidays for 2010:

| Holiday                    | Day of the Week | Date of Observation |
|----------------------------|-----------------|---------------------|
| New Year's Day             | Friday          | January 1, 2010     |
| Martin Luther King Day     | Monday          | January 18, 2010    |
| President's Day            | Monday          | February 15, 2010   |
| Memorial Day               | Monday          | May 31, 2010        |
| Independence Day           | Monday          | July 5, 2010        |
| Labor Day                  | Monday          | September 6, 2010   |
| Columbus Day               | Monday          | October 11, 2010    |
| Veteran's Day              | Thursday        | November 11, 2010   |
| Thanksgiving Day           | Thursday        | November 25, 2010   |
| Day After Thanksgiving Day | Friday          | November 26, 2010   |
| Christmas Day              | Friday          | December 24, 2010   |

BE IT FURTHER RESOLVED that the above designated holidays shall be part of County Board Personnel Policy and in subsequent years, the same schedule will be observed, unless deemed differently by the County Board; and

BE IT FURTHER RESOLVED that the County Clerk shall distribute a copy of this Resolution to all departments and elected offices.

Enacted and approved this 11th day of August, 2009, at Wheaton, Illinois.

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Member Fichtner moved, seconded by Member Gilgis, that Resolution #FIP-016A-08 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and

Zediker voted "aye." Members Healy, McBride, Puchalski and Sheahan 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

FIP-016A-08

AMENDMENT TO RESOLUTION FIP-016-08

AWARDED TO OFFICE DEPOT

FOR THE PURCHASE OF OFFICE SUPPLIES FOR THE COUNTY

(DECREASE ENCUMBRANCE \$9,000.00: 29.27%)

WHEREAS, Resolution FIP-016-08 was approved and adopted by the County Board on August 26, 2008; and

WHEREAS, the Finance Committee recommends changes as stated in the Change Order Notice to decrease contract #L15009 awarded to Office Depot in the amount of \$9,000.00, for Finance/Office Supply.

NOW, THEREFORE BE IT RESOLVED that the County Board adopts the Change Order Notice, dated July 30, 2009, to County Contract #L15010 awarded to Office Depot for the purchase of office supplies for the County, to decrease the encumbrance \$9,000.00 for Finance/Office Supplies resulting in a new contract total amount of \$21,750.00, a decrease of 29.27%.

Enacted and approved this 11th day of August, 2009, at Wheaton, Illinois.

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Member Fichtner moved, seconded by Member Gilgis, that Resolution #FIP-017A-08 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Members Healy, McBride, Puchalski and Sheahan 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

Fip-017A-08

AMENDMENT TO RESOLUTION Fip-017-08  
AWARDED TO WAREHOUSE DIRECT OFFICE PRODUCTS  
FOR THE PURCHASE OF OFFICE SUPPLIES FOR THE COUNTY  
(INCREASE ENCUMBRANCE \$4,500.00: 10.23%)

WHEREAS, Resolution Fip-017-08 was approved and adopted by the County Board on August 26, 2008; and

WHEREAS, the Finance Committee recommends changes as stated in the Change Order Notice to increase contract #L15010 awarded to Warehouse Direct Office Products for Finance/Office Supply.

NOW, THEREFORE BE IT RESOLVED that the County Board adopts the Change Order Notice, dated July 30, 2009, to County Contract #L15010 awarded to Warehouse Direct Office Products for the purchase of office supplies for the County, to increase the encumbrance \$4,500.00 for Finance/Office Supplies resulting in a new contract total amount of \$48,500.00, an increase of 10.23%.

Enacted and approved this 11th day of August, 2009, at Wheaton, Illinois.

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Member Fichtner moved, seconded by Member Gilgis, that Resolution #Fip-012-09, an amendment to Contract awarded to Bond, Dickson & Associates, PC, for legal services provided to the Merit Commission, for a change order to increase the encumbrance \$3,500.00 for SAO/Finance, resulting in a new contract total amount of \$18,000.00, be approved and adopted.

Member Michelassi questioned the 260.10% increase. Member Fichtner stated that the original contract was for \$9,000, but was increased because of additional required work.

Member Fichtner moved, seconded by Member Gilgis, that Resolution #Fip-012-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Members Healy, McBride, Puchalski and Sheahan 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

FIP-012-09

AMENDMENT TO CONTRACT S15467

AWARDED TO BOND, DICKSON & ASSOCIATES, PC  
TO PROVIDE LEGAL SERVICES TO THE MERIT COMMISSION  
(INCREASE CONTRACT \$3,500.00)

WHEREAS, Contract #S15467 was approved and adopted by the Finance Department on March 26, 2009; and

WHEREAS, an amendment to Contract #S15467 was previously approved by the Finance Committee on June 9, 2009 for an increase of \$9,501.00 bringing the Contract total amount to \$14,500.00; and

WHEREAS, the Finance Committee recommends changes as stated in the Change Order Notice to increase Contract #S15467 \$3,500.00, awarded to Bond, Dickson, & Associates, PC, to provide Legal Services to the Merit Commission.

NOW, THEREFORE BE IT RESOLVED, that the County Board adopts the Change Order Notice, dated July 29, 2009, to Contract #S15467 awarded to Bond, Dickson & Associates, PC, to provide Legal Services to the Merit Commission, to increase the encumbrance \$3,500.00 for the Merit Commission, resulting in a new contract total amount of \$18,000.00, an increase of 24.10%.

Enacted and approved this 11th day of August, 2009, at Wheaton, Illinois.

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Member Fichtner moved, seconded by Member Zay, that Resolution #FIP-013-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Members Healy, McBride, Puchalski and Sheahan 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

FIP-013-09

AWARDING CONTRACT TO  
FEDERAL EXPRESS FOR EXPRESS MAIL SERVICE  
(CONTRACT TOTAL \$20,000.00)

WHEREAS, the County in the ordinary course of its operations has a need for express mail service through private vendors other than the United States Post Office; and

WHEREAS, there are several vendors who provide such services according to their own published rates, but none submitted a responsive bid to the County's invitation to bid for such services; and

WHEREAS, County staff has investigated the published rates of potential vendors and determined that Federal Express has the lowest most competitive rates for our requirements.

NOW, THEREFORE BE IT RESOLVED, that the DuPage County Board approve Requisition #15749, dated July 31, 2009, covering said to provide express mail delivery services, for the period June 29, 2009 through June 28, 2010 for Finance/Office Supply, be, and it is hereby approved for issuance of a contract purchase order by the Procurement Division, to Federal Express, P.O. Box 1140, Department A, Memphis, Tennessee 38101, to be billed according to the company's published rates in effect at the time a service is used, exempt from bidding per 55 ILCS 5/5-1022 "Competitive Bids" (c) not suitable for competitive bidding.

Enacted and approved this 11th day of August, 2009, at Wheaton, Illinois.

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Member Gilgis moved, seconded by Member McMahon, that Brian Morrow, Single Family Rehab Project Coordinator, be authorized to attend HCV Housing Quality Standards (HQS) training/certification, in Seattle, Washington, September 2-4, 2009, expenses to include travel, registration, lodging and meals for an approximate total cost of \$1,989.00. On roll call, Members Curran, Eckhoff, Enger, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Members Fichtner, Healy, McBride, Puchalski and Sheahan were not present at the time of roll call. Motion carried.

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Member Gilgis moved, seconded by Member McMahon, that Ordinance #ZP-Z08-025 (petitioner Margolis) be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Members Fichtner, Healy, McBride, Puchalski and Sheahan were not present at the time of roll call. Motion carried.

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O R D I N A N C E  
ZP-Z08-025  
 Margolis

WHEREAS, a public hearing was held on February 9, 2009 and July 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 reduce the front yard setback from 30 feet to 7 feet to allow for an existing detached garage structure (Car Port) on the property hereinafter described:

OF LOTS 16, 17 IN BLOCK 9 IN WOODLAND ADDITION TO WEST CHICAGO, A SUBDIVISION IN SECTIONS 10, 11 AND 15, TOWNSHIP 39 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED FEBRUARY 4, 1925 AS DOCUMENT 188068, 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 July 23, 2009 does find as follows:

FINDINGS OF FACT:

1. That petitioner testified that she seeks a variation to reduce the front yard setback from 30 feet to approximately 7 feet to allow for the development of a new detached open sided car port over the existing parking space on the property to accommodate her passenger vehicles.
2. That petitioner testified that she currently does not have a detached or attached garage on the property. That the subject property consists of an existing single family home built in approximately 1950 with no enclosed parking area.

3. That petitioner testified that she currently parks her passenger vehicles in the open on a paved surface immediately to the east of her single family home.
4. That petitioner testified that the existing single family home was developed in the 1950's and that over time the road right-of way to the south (Brown Street) and adjacent to the front of the home was increased to the point where the home currently is approximately 1 foot from the south front property line.
5. That petitioner testified that there is no other location on the property to locate a garage or car port as, even though there is a large open space on the north and northeast side of the home, that area is used for the septic system for the property.
  - a. In addition, petitioner testified that the area to the north and northeast of the home has a severe drop off of almost 5 feet. As such, locating the carport further to the north and north east is not possible given the location of the septic and sewer grade change on the property.
6. As such, petitioner testified that the only location on the property to locate the carport is immediately adjacent to the east of the home over the existing parking space area.
  - a. In addition, petitioner testified that she has opted for a car port instead of a fully enclosed detached or attached garage to enable them to set the structure back from the home and property line by 7 feet to insure that the structure will not protrude beyond the front wall of the home.

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 as the petitioner has demonstrated that the location of the car port to the east of the existing home is the only location on the property to locate such a structure for storage of her passenger vehicles.
2. That the Zoning Board of Appeals finds that petitioner has demonstrated the granting of the Variation will not:
  - a. Impair an adequate supply of light and air to the adjacent property as petitioner has demonstrated that the proposed development meets all other codes of the

County and that petitioner has demonstrated appropriate care to set the structure 7 feet back from the property line and behind the front wall of the home to insure that vehicles parked on the property will not park in the street or over the public ROW.

- b. Increase the hazard from fire or other dangers to said property as petitioner has demonstrated that the proposed structure will meet all other codes of the County as part of the building permitting process.
- c. Diminish the value of land and buildings throughout the County as petitioner has demonstrated that the proposed development will allow petitioner to park her passenger vehicles under a structure in a similar manner as other properties in the neighborhood as opposed to out in the open.
- d. Unduly increase traffic congestion in the public streets and highways as petitioner has demonstrated that the proposed development will enable petitioner to park her vehicles completely on the subject property and not in the public right-of-way.
- e. Increase the potential for flood damages to adjacent property as petitioner has demonstrated that the proposed development is a very minimal parking structure creating very minimal impervious area. Furthermore, the petitioner has demonstrated that the proposed development will meet the Countywide Stormwater and Floodplain Ordinance as part of the building permitting process.

GENERAL ZONING CASE INFORMATION

|                                |  |
|--------------------------------|--|
| CASE #/PETITIONER OWNER        | Z08-025 Margolis<br>Maureen Margolis 0N231 Easton Avenue, West Chicago, Illinois 60185                               |
| ADDRESS/LOCATION               | 0N231 Easton Avenue, West Chicago, IL 60185  |
| PUBLICATION DATE               | Daily Herald: January 25, 2009   |
| ZONING REQUEST                 | Variation to reduce the front yard setback from 30 feet to 7 feet to allow for an existing detached garage structure |
| PIN/TWSP/COUNTY BOARD DISTRICT | 04-10-409-004; 005 Winfield Township/<br>District 6  |
| ZONING/LUP                     | R-4 Single Family Residence 0-5 DU AC  |
| AREA/UTILITIES                 | 8,841 sq. feet (.2 Acres) Septic and Well  |
| PUBLIC HEARING                 | February 9, 2009 5:30 p.m. continued to July 23, 2009 for revised application  |

ADDITIONAL INFORMATION:

Building: Have reviewed and no concerns.  
 DUDOT: Have reviewed and no concerns.

Health:            Have reviewed and no concerns. The garage was approved by the Health Department.  
 Stormwater:      Have reviewed and no concerns.

GENERAL BULK REQUIREMENTS:

| REQUIREMENTS:   | REQUIRED | EXISTING | PROPOSED |
|-----------------|----------|----------|----------|
| Front Yard:     | 30 feet  | 1 foot   | 1 foot   |
| Int. Side Yard: | 10 feet  | 6 feet   | 6 feet   |

LAND USE

| Location | Zoning            | Existing Use  | LUP       |
|----------|-------------------|---------------|-----------|
| Subject  | R-4 Single Family | Single Family | 0-5 DU AC |
| North    | R-4 Single Family | Single Family | 0-5 DU AC |
| South    | R-4 Single Family | Single Family | 0-5 DU AC |
| East     | R-4 Single Family | Single Family | 0-5 DU AC |
| West     | R-4 Single Family | Single Family | 0-5 DU AC |

WHEREAS, the Zoning Board of Appeals having considered in relation to the above and at the recommendation meeting held on July 23, 2009 recommends to approve the following zoning relief:

A Variation to reduce the front yard setback from 30 feet to 7 feet to allow for an existing detached garage structure (Car Port).

Subject to the following conditions:

1. That the property be developed in accordance with the petitioner's site plan made part of Zoning Petition #Z08-025 Margolis, dated July 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 August 4, 2009 considered the above findings and recommendations of the Zoning Board of Appeals and recommends to concur with the findings and recommends the following zoning relief:

A Variation to reduce the front yard setback from 30 feet to 7 feet to allow for an existing detached garage structure (Car Port).

Subject to the following conditions:

1. That the property be developed in accordance with the petitioner's site plan made part of Zoning Petition #Z08-025 Margolis, dated July 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 reduce the front yard setback from 30 feet to 7 feet to allow for an existing detached garage structure (Car Port) on the property hereinafter:

OF LOTS 16, 17 IN BLOCK 9 IN WOODLAND ADDITION TO WEST CHICAGO, A SUBDIVISION IN SECTIONS 10, 11 AND 15, TOWNSHIP 39 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED FEBRUARY 4, 1925 AS DOCUMENT 188068, 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 #Z08-025 Margolis, dated July 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; Maureen Margolis, 0N231 Easton Avenue, West

Chicago, Illinois 60185 and Winfield Township Assessor, 130 Arbor Avenue, West Chicago, Illinois 60185.

Enacted and approved this 11th day of August, 2009, A.D.

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Member Gilgis moved, seconded by Member McMahon, that Ordinance #ZP-Z09-028 (petitioner Walsh) be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Members Fichtner, Healy, McBride, Puchalski and Sheahan were not present at the time of roll call. Motion carried.

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O R D I N A N C E  
ZP-Z09-028  
Walsh

WHEREAS, a public hearing was held on June 18, 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:

Conditional use for a digital (message center sign) off-premise advertising sign face on the property hereinafter described:

TRACT 16 (EXCEPT THAT PART FALLING WITHIN CONDEMNATION CASE C69-1234 FILED OCTOBER 20, 1969) IN FIRST ADDITION TO THE HILLS OF ITASCA, BEING A SUBDIVISION OF PART OF THE EAST ½ OF SECTION 13, TOWNSHIP 40 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, AND PART OF THE WEST ½ OF SECTION 18, TOWNSHIP 40 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED MARCH 14, 1947 AS DOCUMENT 493563, 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 July 9, 2009 does find as follows:

FINDINGS OF FACT:

1. That the petitioner has testified that the sign is located near the corners of Illinois Route 53, Lake Street and Interstate 355.
2. That the petitioner has testified that the sign has been in existence for 22 years.
3. That the petitioner has testified that the sign will have LED lighting.
4. That the petitioner has testified that the digital portion of the sign will face North towards Illinois Route 53.

## STANDARDS FOR CONDITIONAL USES:

1. That the Zoning Board of Appeals finds that petitioner has demonstrated that the granting of the Conditional Use is in harmony with the general purpose and intent of the Zoning Ordinance, and will not be injurious to the neighborhood, detrimental to the public welfare, or in conflict with the County's comprehensive plan for development; and specifically that the granting of the Conditional Use will not:
  - a. Impair an adequate supply of light and air to the adjacent property as petitioner has demonstrated that the sign will face North towards Illinois Route 53 and will not emit lighting in the neighborhood.
  - b. Diminish the value of land and buildings throughout the County as petitioner has demonstrated that the sign is consistent with properties located within the County with digital signage.
  - c. Unduly increase traffic congestion in the public streets and highways as petitioner has demonstrated that the sign will be located along Interstate 355, Lake Street and Illinois Route 53.
  - d. Increase the potential for flood damages to adjacent property as petitioner has demonstrated that the Stormwater Department does not have any concerns.
  - e. Incur additional public expense for flood protection, rescue or relief as petitioner has demonstrated that the Health Department does not have any concerns.
  - f. Otherwise impair the public health, safety, comfort, morals or general welfare of the inhabitants of DuPage County as petitioner has demonstrated that the sign will not diminish the character of the neighborhood or any of the surrounding properties.

PETITIONER'S DEVELOPMENT FACT SHEET

GENERAL ZONING CASE INFORMATION

CASE #/PETITIONER           Z09-028 Walsh  
 OWNER                         Robert E. Hoelterhoff Trust, c/o Robert E. Hoelterhoff, 642 North Dearborn, Chicago, Illinois 60610  
 AGENT FOR PETITIONER       Thomas J. Walsh, 642 North Dearborn, Chicago, Illinois 60610  
 ADDRESS/LOCATION             5N160 Route 53, Itasca, Illinois 60143  
 PUBLICATION DATE           Daily Herald:             June 3, 2009  
 ZONING REQUEST               Conditional use for a digital (message center sign) off-premise advertising sign face. (Sec. 37-1103)  
 PIN/TWSP./COUNTY         02-13-412-009             Bloomingdale Township/  
 BOARD DISTRICT                 District 1  
 ZONING/LUP                    B-2 General                Office - Low Density Business  
 AREA/UTILITIES               9,889 sq. feet             Water and Sewer  
                                   (.23 Acres)  
 PUBLIC HEARING               June 18, 2009, 7:00 p.m.

ADDITIONAL INFORMATION:

Building:                     Have reviewed and no concerns  
 DUDOT:                        Sign needs to conform in terms of width and height. The placement of the sign needs to be located so as not to distract motorists.  
 Health:                        Have reviewed and no concerns  
 EXTERNAL:  
 Village of Addison:         Objects to petition. See attached letter  
 Village of Itasca:           Objects to petition. See attached letter.  
 Village of Bloomingdale:   Objects to petition. The Village of Bloomingdale does not permit digital or computerized images for signage.  
 Bloomingdale Fire District   Have reviewed and no concerns. Should not cause radio frequency interference.

GENERAL BULK REQUIREMENTS:

| REQUIREMENTS for existing sign on petitioner's site (Per ZP 4692): | REQUIRED       | EXISTING       | PROPOSED       |
|--|----------------|----------------|----------------|
| East Front Yard:   | 5.3 feet       | 5.3 feet       | 5.3 feet       |
| West Int. Side Yard:   | 4.6 feet       | 4.6 feet       | 4.6 feet       |
| Height:  | 66 feet        | 66 feet        | 66 feet        |
| Total Sign Square Footage:   | 2,778 sq. feet | 2,778 sq. feet | 2,778 sq. feet |

LAND USE

| Location | Zoning                      | Existing Use       | LUP                  |
|----------|-----------------------------|--------------------|----------------------|
| Subject  | B-2 General Business        | Billboard Sign     | Office - Low Density |
| North    | Interstate Highway          | Interstate Highway | No LUP               |
| South    | B-2 General Business        | Vacant             | Office - Low Density |
| East     | R-4 Single Family Residence | Single Family Home | 0-5 DU/AC            |
| West     | Interstate Highway          | Interstate Highway | No LUP               |

WHEREAS, the Zoning Board of Appeals having considered in relation to the above and at the recommendation meeting held on July 9, 2009 recommends the following zoning relief:

Conditional use for a digital (message center sign) off-premise advertising sign face.

Subject to the following conditions:

1. That the property be developed in accordance with the petitioner's site plan made part of Zoning Petition #Z09-28 Walsh, dated June 18, 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 in conjunction with the submittal of a building permit the developer provides a landscape plan showing full landscape screens around the perimeter of the development.
4. That the property be developed in accordance with all other codes and Ordinances of DuPage County; and

WHEREAS, the County Board Development Committee on August 4, 2009, considered the above findings and recommendations of the Zoning Board of Appeals and recommends to concur with the findings and recommends the following zoning relief:

Conditional use for a digital (message center sign) off-premise advertising sign face.

Subject to the following conditions:

1. That the property be developed in accordance with the petitioner's site plan made part of Zoning Petition #Z09-28 Walsh, dated June 18, 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 in conjunction with the submittal of a building permit the developer provides a landscape plan showing full landscape screens around the perimeter of the development.
4. That the property be developed in accordance with all other codes and Ordinances of DuPage County.

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

Conditional use for a digital (message center sign) off-premise advertising sign face on the property hereinafter described:

TRACT 16 (EXCEPT THAT PART FALLING WITHIN CONDEMNATION CASE C69-1234 FILED OCTOBER 20, 1969) IN FIRST ADDITION TO THE HILLS OF ITASCA, BEING A SUBDIVISION OF PART OF THE EAST ½ OF SECTION 13, TOWNSHIP 40 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, AND PART OF THE WEST ½ OF SECTION 18, TOWNSHIP 40 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED MARCH 14, 1947 AS DOCUMENT 493563, IN DU PAGE COUNTY, ILLINOIS; and

The Zoning Relief is subject to the following conditions:

1. That the property be developed in accordance with the petitioner's site plan made part of Zoning Petition #Z09-28 Walsh, dated June 18, 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 in conjunction with the submittal of a building permit the developer provides a landscape plan showing full landscape screens around the perimeter of the development.
4. That the property be developed in accordance with all other codes and Ordinances of DuPage County; 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; Keya N. Willis, Zoning; State's Attorney's Office; DuPage County Health Department; DuPage County Division of Transportation; Robert E. Hoelterhoff Trust, c/o Robert E. Hoelterhoff, 642 North Dearborn, Chicago, Illinois 60610; Thomas J. Walsh, 642 North Dearborn, Chicago, Illinois 60610 and Bloomingdale Township Assessor, 123 North Rosedale, Bloomingdale, Illinois 60108.

Enacted and approved this 11th day of August, 2009, A.D.

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Member Eckhoff moved, seconded by Member Zediker, that Resolution #ED-0010-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Members Fichtner, Healy, McBride, Puchalski and Sheahan 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

ED-0010-09

RESOLUTION EXPRESSING OFFICIAL INTENT TO DESIGNATE THE COUNTY OF DU PAGE, ILLINOIS AS A RECOVERY ZONE FOR PURPOSES OF THE AMERICAN RECOVERY AND REINVESTMENT TAX ACT OF 2009

WHEREAS, The American Recovery and Reinvestment Tax Act of 2009 (the "Act") grants the County of DuPage, Illinois (the "County") certain authority to issue Recovery Zone Economic Development Bonds and Recovery Zone Facility Bonds (collectively the "Bonds"); and

WHEREAS, Recovery Zone Economic Development Bonds and Recovery Zone Facility Bonds (collectively the "Bonds") provide a financial tool to meet capital needs and promote the economic interest of the County; and

WHEREAS, prior to issuing the Bonds, the Act requires the County to make certain finding of fact and designate the County as a recovery zone (the "Recovery Zone") pursuant to the requirement of the Act; and

WHEREAS, the Act provides that a Recovery Zone includes areas:

- (1) having significant increases or incidences of:
  - (a) unemployment;
  - (b) rate of home foreclosures; or
  - (c) general distress.
- (2) economically distressed by reason of the closure or realignment of a military installation pursuant to the Defense Base Closure and Realignment Act of 1990; or
- (3) for which a designation as an empowerment zone or renewal community is in effect.

WHEREAS, the County Board of the County of DuPage has determined, that as a result of the recent economic recession the County has experienced an increased rate of unemployment, increased rate of home foreclosures and is experiencing general distress.

NOW THEREFORE BE IT RESOLVED, by the DuPage County Board, that the County meets certain conditions specified in the Act required to designate the County as a Recovery Zone, those conditions being a significant increase in the unemployment rate, an increase in the rate of home foreclosures and general distress; and

BE IT FURTHER RESOLVED by the DuPage County Board, that the County Board hereby finds and determines that conditions exist throughout the County necessary to designate the County a Recovery Zone pursuant to the provisions of the Act and the County Board hereby designates the area set forth as Exhibit A attached hereto as a Recovery Zone; and

BE IT FURTHER RESOLVED by the DuPage County Board, that all actions of the officers, agents and employees of the County that are in conformity with the purposes and intent of the Resolution, whether taken before or after the adoption hereof, are hereby ratified, confirmed and adopted.

Enacted and approved this 11th day of August, 2009, at Wheaton, Illinois.

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Member McMahon moved, seconded by Member Kurzawa, that Resolution #JPP-041-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Members Fichtner, Healy, McBride, Puchalski and

Sheahan 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

Jpp-041-09

AWARDING RESOLUTION TO MSN MEDICAL STAFFING  
TO PROVIDE NURSING SERVICES TO THE RESIDENTS  
AT THE JUVENILE DETENTION CENTER  
(CONTRACT TOTAL AMOUNT: \$17,000.00)

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

WHEREAS, the Judicial/Public Safety Committee recommends County Board approval for the issuance of a contract purchase order to provide nursing services to the residents in the Juvenile Detention Center for the period May 1, 2009 through April 30, 2010, for a contract total amount of \$17,000.00

NOW, THEREFORE BE IT RESOLVED, that County Requisition #15692, dated July 10, 2009, covering said, to provide nursing services to the residents in the Juvenile Detention Center for the period May 1, 2009 through April 30, 2010, be, and it is hereby approved for issuance of a contract purchase order by Procurement Division to MSN Medical Staffing, 4525 Weaver Parkway, Suite 310, Warrenville, Illinois 60555, for a contract total amount of \$17,000.00, other Professional Services, exempt from bidding per 55 ILCS 5/5-1022 (c), not suitable for competitive bidding.

Enacted and approved this 11th day of August, 2009, at Wheaton, Illinois.

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Member Olson moved, seconded by Member Kurzawa, that Resolution #Fmp-014A-08 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Members Fichtner, Healy, McBride, Puchalski and Sheahan 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-014A-08

AMENDMENT TO RESOLUTION FMP-014-08  
AWARDED TO BUILDERS CHICAGO CORPORATION  
FOR MAINTENANCE & REPAIR OF OVERHEAD DOORS, ROLL UP  
SHUTTERS, GATE OPERATORS, DOCK LEVELERS  
AND MISCELLANEOUS EQUIPMENT  
(DECREASE ENCUMBRANCE \$29,660.32 AND CLOSE CONTRACT)

WHEREAS, Resolution FMP-014-08 was approved and adopted by the County Board on March 25, 2008; and

WHEREAS, the Public Works Committee recommends changes as stated in the Change Order Notice to Contract #A14729, awarded to Builder's Chicago Corporation, for a contract purchase order to provide maintenance and service to overhead doors, roll-up shutters, gate operators and dock levelers, for the period June 1, 2008 through May 31, 2009, to decrease the encumbrance in the amount of \$29,660.32 and close the contract, for Facilities Management.

NOW, THEREFORE BE IT RESOLVED, that the County Board adopts Change Order Notice, dated July 14, 2009, to County Contract #A14729, awarded to Builder's Chicago Corporation, for a contract purchase order to provide maintenance and service to overhead doors, roll-up shutters, gate operators and dock levelers, for the period June 1, 2008 through May 31, 2009, to decrease the encumbrance in the amount of \$29,660.32 and close the contract, for Facilities Management, taking the original contract total amount of \$56,547.00 and resulting in a final contract total amount of \$26,886.68, a decrease of 52.45%.

Enacted and approved this 11th day of August, 2009, at Wheaton, Illinois.

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Member Olson moved, seconded by Member Kurzawa, that Resolution #FMP-021A-08 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Members Fichtner, Healy, McBride, Puchalski and Sheahan 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-021A-08

AMENDMENT TO RESOLUTION FMP-021-08

AWARDED TO FOX VALLEY FIRE & LIFE CO. FOR  
 FIRE AND LIFE SAFETY SYSTEM MAINTENANCE, TESTING AND  
 REPAIR FOR FACILITIES MANAGEMENT  
 (DECREASE ENCUMBRANCE \$39,508.08 AND CLOSE CONTRACT)

WHEREAS, Resolution FMP-021-08 was approved and adopted by the County Board on May 13, 2008; and

WHEREAS, there was a previous change order decreasing the encumbrance \$2,100.00 that was approved by the Procurement Division, the amount of the change order was under Board approval amount; and

WHEREAS, the Public Works Committee recommends changes as stated in the Change Order Notice to Contract #A14823, issued to Fox Valley Fire and Safety Company, for a contract purchase order to provide preventive maintenance, testing and repair of fire and life safety systems for the DuPage County campus, for the period May 23, 2008 through May 22, 2009, to decrease the encumbrance in the amount of \$39,508.08 and close the contract, for Facilities Management.

NOW, THEREFORE BE IT RESOLVED, that the County Board adopts Change Order Notice, dated July 22, 2009, to County Contract #A14823, issued to Fox Valley Fire and Safety Company, for a contract purchase order to provide preventive maintenance, testing and repair of fire and life safety systems for the DuPage County campus, for the period May 23, 2008 through May 22, 2009, to decrease the encumbrance in the amount of \$39,508.08 and close the contract, for Facilities Management, taking the original contract total amount of \$166,775.00, with the previously amended decrease of \$2,100.00, and resulting in a final contract total amount of \$125,166.92, a decrease of 23.99%, a cumulative decrease of 24.94%.

Enacted and approved this 11th day of August, 2009, at Wheaton, Illinois.

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Member Olson moved, seconded by Member Kurzawa, that Resolution #PWp-015A-06 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Members Fichtner, Healy, McBride, Puchalski and

Sheahan 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-015A-06

AMENDMENT TO RESOLUTION PWp-015-06  
 AWARDED TO MC DONOUGH ASSOCIATES, INC.  
 FOR PROFESSIONAL SERVICES TO INTERCONNECT THE  
 COUNTY'S WATER SYSTEMS WITH THE DU PAGE WATER  
 COMMISSION TRANSMISSION MAINS  
 FOR CONTRACT CLOSEOUT/REDUCTION  
 (\$7,844.57 DECREASE)

WHEREAS, the County of DuPage ("COUNTY") and MC DONOUGH ASSOCIATES, INC. ("CONSULTANT") have entered into an Agreement under Resolution PWp-015-06 which was adopted and approved by the County Board on April 11, 2006, for the purpose of providing Professional Engineering Design Services for Interconnection of County Water Systems to Lake Michigan Water; and

WHEREAS, the parties have completed their respective obligations under the above referenced contract, however, there are allocated and unexpended funds remaining under the contract; and

WHEREAS, the COUNTY and CONSULTANT have agreed to decrease the contract amount by \$7,844.57 taking the original contract amount of \$70,000.00 and close out the contract at this time in the amended amount of \$62,155.43; 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.

NOW, THEREFORE, BE IT RESOLVED that the Agreement between the COUNTY and CONSULTANT for professional services is hereby amended as shown on the attachment hereto; and

BE IT FURTHER RESOLVED that the County Clerk be directed to transmit certified copies of this Resolution and attached Change Order Request Form amending the Agreement with McDonough Associates, Inc., 120 East Randolph Street, Suite 1000, Chicago, Illinois 60601-6214 and Tony Hayman, State's Attorney's Office.

Enacted and approved this 11th day of August, 2009, at Wheaton, Illinois.

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Member Olson moved, seconded by Member Kurzawa, that Resolution #PWp-017A-08 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Members Fichtner, Healy, McBride, Puchalski and Sheahan 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-017A-08

AMENDMENT TO RESOLUTION PWp-017-08

AWARDED TO POLYDYNE, INC. TO SUPPLY

POLYMER FOR SLUDGE DEWATERING AND THICKENING

AT THE WOODRIDGE AND KNOLLWOOD FACILITIES

(DECREASE ENCUMBRANCE \$7,434.80: AND CLOSE CONTRACT)

WHEREAS, Resolution PWp-017-08 was approved and adopted by the County Board on May 27, 2008; and

WHEREAS, the Public Works Committee recommends changes as stated in the Change Order Notice to decrease contract #A14866 awarded to Polydyne, Inc., to supply Polymer for sludge dewatering and sludge thickening at the Woodridge and Knollwood facilities.

NOW, THEREFORE BE IT RESOLVED, that the County Board adopts the Change Order Notice, dated July 17, 2009, to Contract #A14866 awarded to Polydyne, Inc., to supply Polymer for sludge dewatering and sludge thickening at the Woodridge and Knollwood facilities to decrease the encumbrance \$7,434.80 and close out the contract for Public Works, resulting in a final contract total amount of \$172,565.20, a decrease of 4.13%.

Enacted and approved this 11th day of August, 2009, at Wheaton, Illinois.

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Member Olson moved, seconded by Member Kurzawa, that Resolution #PWp-028-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Members Fichtner, Healy, McBride, Puchalski and Sheahan 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-028-09

AGREEMENT BETWEEN THE COUNTY OF DU PAGE, ILLINOIS  
AND BLACK & VEATCH CORPORATION FOR  
PROFESSIONAL ENGINEERING FOR WATER CONNECTION FEE ANALYSIS

WHEREAS, the Illinois General Assembly has granted the County of DuPage ("COUNTY") authority to construct and maintain sewer and water systems and to enter into agreements for purposes related thereto (Illinois Compiled Statutes Chapter 55 paragraph 5/5-15001 et seq.); and

WHEREAS, the COUNTY requires professional engineering services for water connection fee analysis (hereinafter referred to as the Project); and

WHEREAS, the COUNTY is required to analyze the water connection fees on an as needed basis; and

WHEREAS, BLACK & VEATCH CORPORATION (hereinafter 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 Twenty Thousand Dollars (\$20,000.00); 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 Purchasing Procedures and Guidelines; and

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

NOW, THEREFORE, 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 Twenty Thousand Dollars (\$20,000.00) to complete professional engineering for water connection fee analysis 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 BLACK & VEATCH CORPORATION, 101 North Wacker Drive, Suite 1100, Chicago, Illinois 60606.

Enacted and approved this 11th day of August, 2009, at Wheaton, Illinois.

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Member Zay moved, seconded by Member Zediker, that Resolution #SM-0033A-03 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Members Fichtner, Healy, McBride, Puchalski and Sheahan 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  
SM-0033A-03

AMENDMENT TO AGREEMENT BETWEEN THE COUNTY OF DU PAGE,  
ILLINOIS AND CHRISTOPHER B. BURKE ENGINEERING LTD.  
FOR PROFESSIONAL SERVICES FOR FINAL ENGINEERING OF THE  
SPRINGBROOK PRAIRIE WETLAND MITIGATION BANK

WHEREAS, the County of DuPage ("COUNTY") and Christopher B. Burke Engineering LTD ("CONSULTANT") have entered into an Agreement ("AGREEMENT") under Resolution SM-0003-03 to provide professional services for design, final engineering and bid specifications associated with the Springbrook Prairie Wetland Mitigation Bank ("PROJECT"); and

WHEREAS, said PROJECT has been delayed due to design alterations; and

WHEREAS, extending this contract to November 30, 2009 will allow for finalization of design alterations, federal permitting requirements and contract closeout; and

WHEREAS, the COUNTY and CONSULTANT have agreed that additional time is required for the consultant to finalize the design alterations and federal permitting requirements and closeout the contract; 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 finalization of design alterations and federal permitting requirements, resulting in no change to the current contract amount of \$180,000.00.

NOW, THEREFORE, BE IT RESOLVED that the AGREEMENT between the COUNTY and CONSULTANT for professional 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 Christopher B. Burke Engineering, Ltd., Attn: Jedd Anderson, 9575 West Higgins Road, Suite 600, Rosemont, Illinois 60018.

Enacted and approved this 11th day of August, 2009, at Wheaton, Illinois.

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Member Zay moved, seconded by Member McMahon, that Resolution #SM-0023A-04 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Members Fichtner, Healy, McBride, Puchalski and Sheahan 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  
SM-0023A-04

AMENDMENT TO AGREEMENT BETWEEN THE COUNTY OF DU PAGE,  
ILLINOIS AND PLANNING RESOURCES, INC. FOR  
PROFESSIONAL SERVICES FOR CONCEPTUAL DESIGN OF THE  
DANADA WETLAND MITIGATION BANK

WHEREAS, the County of DuPage ("COUNTY") and Planning Resources, Inc. ("CONSULTANT") have entered into an Agreement ("AGREEMENT") under Resolution SM-0023-04 to provide professional services for development of conceptual plans associated with the engineering and design of the Danada Wetland Mitigation Bank ("PROJECT"); and

WHEREAS, said PROJECT has been delayed due to hydrologic design alterations; and

WHEREAS, extending this contract to the end of 2013 will allow for finalization of conceptual plans; and

WHEREAS, the COUNTY and CONSULTANT have agreed that additional time is required for the consultant to finalize the design plans; 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, 2013 to allow for finalization of design alterations and federal permitting requirements, resulting in no change to the current contract amount of \$46,000.00.

NOW, THEREFORE, BE IT RESOLVED that the AGREEMENT between the COUNTY and CONSULTANT for professional 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 Planning Resources, Inc., Attn: Julie Crane, 402 West Liberty Drive, Wheaton, Illinois 60187.

Enacted and approved this 11th day of August, 2009, at Wheaton, Illinois.

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Member Zay moved, seconded by Member McMahon, that Resolution #SMp-031C-08 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Members Fichtner, Healy, McBride, Puchalski and Sheahan 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-031C-08

AMENDMENT TO CONTRACT ISSUED TO MID AMERICA ENERGY COMPANY  
FOR ELECTRICAL SERVICES FOR ELMHURST QUARRY  
(+\$51,000.00 AN INCREASE OF 26.00%)

WHEREAS, Resolution SMP-031-08 was approved and adopted by the County Board on October 14, 2008, in the amount of \$52,600.00 and amended under Resolution SMP-031A-08 and SMP-031B-08 for the continued pumping at the Elmhurst Quarry; and

WHEREAS, the Stormwater Management Committee recommends change as stated in Change Order Notice No. 3 to increase the contract value from \$195,800.00 by \$51,000.00 to a new contract value of \$246,800.00 to continue the electrical services for Elmhurst Quarry.

NOW, THEREFORE, BE IT RESOLVED that the County Board adopts Change Order, dated July 13, 2009, to contract #A14113, issued to MID AMERICA ENERGY COMPANY, for electrical services for the Elmhurst Quarry, to increase the contract value from \$195,800.00 to a new contract total amount of \$246,800.00, and increase of 369.20%; and

BE IT FURTHER RESOLVED, that the County Clerk transmit certified copies of this Resolution and any documents attached and made a part hereof, to MID AMERICA ENERGY COMPANY, 4299 Northwest Drive, Urbandale, Iowa 50322 and Anthony Hayman, State's Attorney's Office.

Enacted and approved this 11th day of August, 2009, at Wheaton, Illinois.

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Member Zay moved, seconded by Member McMahon, that Resolution #SMP-042-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Member Enger voted "nay." Members Fichtner, Healy, McBride, Puchalski and Sheahan 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-042-09

AGREEMENT BETWEEN THE COUNTY OF DU PAGE, ILLINOIS AND  
AECOM USA, INC. FOR PROFESSIONAL ENGINEERING SERVICES  
TO DEVELOP THE SUGAR CREEK WATERSHED PLAN  
(CONTRACT TOTAL AMOUNT \$82,939.00)

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 Sugar Creek Watershed in particular; and

WHEREAS, the Village of Villa Park, having territory within the Sugar Creek Watershed, has requested that a more detailed study of that watershed be performed; and

WHEREAS, this detailed study will identify projects and programs to provide additional flood protection and streambank stabilization through the development of the Sugar Creek Watershed Plan; and

WHEREAS, the COUNTY requires professional engineering services to develop the Sugar Creek Watershed Plan, including extending the existing FEQ model to new areas and the development and analysis for several alternative flood control projects; and

WHEREAS, AECOM USA, Inc. ("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 Eighty-two thousand Nine hundred Thirty-nine dollars and zero cents (\$82,939.00); 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 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 Eighty-two thousand Nine hundred Thirty-nine dollars and zero cents

(\$82,939.00) 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 AECOM USA, Inc., 303 East Wacker Drive, Suite 600, Chicago, Illinois 60601-5276 and Anthony Hayman, State's Attorney's Office.

Enacted and approved this 11th day of August, 2009, at Wheaton, Illinois.

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Member Zay moved, seconded by Member McMahon, that Resolution #TEp-063A-08 be approved and adopted. On roll call, Members Curran, Eckhoff, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Member Enger voted "nay." Members Fichtner, Healy, McBride, Puchalski and Sheahan 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-063A-08

AMENDMENT TO RESOLUTION TEp-063-08  
AWARDED TO ACCERO, INC. FOR  
DU PAGE COUNTY'S W2 FORM PROCESSING  
(DECREASE \$4,642.68 AND CLOSE; 25.80%)

WHEREAS, Resolution TEp-063-08 was approved and adopted by the County Board on November 25, 2008; and

WHEREAS, the Technology Committee recommends changes as stated in the Change Order Notice, to decrease the encumbrance by \$4,642.68 and close the contract awarded to Accero, Inc., for DuPage County's W2 form processing, for Information Technology.

NOW, THEREFORE BE IT RESOLVED, that County Board adopts Change Order Notice, dated July 30, 2009, to County Purchase Order #S15235, issued to Accero, Inc., for DuPage County's W2 form processing, to decrease the encumbrance \$4,642.68, for Information Technology, resulting in a final contract total amount of \$13,357.32, a decrease of 25.80%.

Enacted and approved this 11th day of August, 2009, at Wheaton, Illinois.

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Member Zay moved, seconded by Member McMahon, that Resolution #TEp-050-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Member Enger voted "nay." Members Fichtner, Healy, McBride, Puchalski and Sheahan 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-050-09  
AWARDING RESOLUTION TO LOGICALIS  
FOR IBM DR550 UPGRADE  
(COST: \$30,659.00)

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 a contract purchase order to Logicalis, for IBM DR550 Upgrade, for the Office of the Circuit Court Clerk.

NOW, THEREFORE BE IT RESOLVED, that County Requisition #15652, dated June 15, 2009, covering said, for IBM DR550 Upgrade, for the Office of the Circuit Court Clerk, be, and it is hereby approved for issuance of a contract purchase order by the Procurement Division to Logicalis, 750 Warrenville Road, Suite 400, Lisle, Illinois 60532, for a contract total amount of \$30,659.00.

Enacted and approved this 11th day of August, 2009, at Wheaton, Illinois.

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Member Zay moved, seconded by Member McMahon, that Resolution #TEp-051-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Member Enger voted "nay." Members Fichtner, Healy, McBride,

Puchalski and Sheahan 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-051-09

AWARDING RESOLUTION TO SWC TECHNOLOGY PARTNERS, INC.  
FOR PROFESSIONAL SERVICES FOR MICROSOFT SHAREPOINT  
(CONTRACT TOTAL AMOUNT: \$19,019.00)

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 a Contract Purchase Order to SWC Technology Partners, Inc., for Professional Services for the installation and modification of Microsoft SharePoint, for Information Technology.

NOW, THEREFORE BE IT RESOLVED, that County Requisition #15748, dated July 31, 2009, covering said, for Professional Services for the installation and modification of Microsoft SharePoint, for the period August 12, 2009 through November 30, 2009, for Information Technology, be, and it is hereby approved for issuance of a Contract Purchase order by the Procurement Division to SWC Technology Partners, Inc., 1420 Kensington Road, Suite 110, Oak Brook, Illinois 60523, for a contract total amount of \$19,019.00, exempt from bidding per 55 ILCS 5/5-1022 (c) (Other Professional Services).

Enacted and approved this 11th day of August, 2009, at Wheaton, Illinois.

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Member Zay moved, seconded by Member McMahon, that Resolution #TEp-052-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Member Enger voted "nay." Members Fichtner, Healy, McBride, Puchalski and Sheahan 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-052-09

AWARDING RESOLUTION TO CDW GOVERNMENT, INC. FOR  
RENEWAL OF MAINTENANCE FOR 1700 WEBSSENSE  
ENTERPRISE AND SECURITY SOFTWARE LICENSES  
(CONTRACT TOTAL AMOUNT: \$62,900.00)

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 a Contract Purchase Order to CDW Government, Inc., for the renewal of maintenance for 1700 Websense Enterprise and Security software licenses, for Information Technology.

NOW, THEREFORE BE IT RESOLVED, that County Requisition #15750, dated July 31, 2009, covering said, for the renewal of maintenance for 1700 Websense Enterprise and Security software licenses, for Information Technology, be, and it is hereby approved for issuance of a Contract Purchase order by the Procurement Division to CDW Government, Inc., 230 North Milwaukee Avenue, Vernon Hills, Illinois 60061, for a contract total amount of \$62,900.00, per Cooperative Purchasing Agreement: National IPA Tech Solutions.

Enacted and approved this 11th day of August, 2009, at Wheaton, Illinois.

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Member Zay moved, seconded by Member McMahon, that Resolution #TEp-053-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Member Enger voted "nay." Members Fichtner, Healy, McBride, Puchalski and Sheahan 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-053-09

AWARDING RESOLUTION TO HP PUBLIC SECTOR FOR  
61 HP COMPAQ 6730B NOTEBOOKS  
(CONTRACT TOTAL AMOUNT: \$60,329.00)

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 a Contract Purchase Order to HP Public Sector, for 61 HP Compaq 6730b Notebooks to replace outdated notebooks for various DuPage County departments, for Information Technology.

NOW, THEREFORE BE IT RESOLVED, that County Requisition #15752, dated July 31, 2009, covering said, for 61 HP Compaq 6730b Notebooks to replace outdated notebooks for various DuPage County departments, for Information Technology, be, and it is hereby approved for issuance of a Contract Purchase order by the Procurement Division to HP Public Sector, Public Sector Order Entry, 10810 Farnam Drive, Omaha, Nebraska 68154, for a contract total amount of \$60,329.00, per Cooperative Purchasing Agreement: Western State's Contracting Alliance.

Enacted and approved this 11th day of August, 2009, at Wheaton, Illinois.

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Member Zay moved, seconded by Member Olson, that Rhonda Warren, IT Administrator, be authorized to attend the Fall 2009 Disaster Recovery Journal Conference to be held in San Diego, California, September 12-16, 2009, to include lodging, airfare, ground transportation, meals and miscellaneous expenses for approximately \$2,235.00. On roll call, Members Curran, Eckhoff, Enger, Gilgis, Gonzalez, Kurzawa, McMahan, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Members Fichtner, Healy, McBride, Puchalski and Sheahan were not present at the time of roll call. Motion carried.

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Member Zay moved, seconded by Member Olson, that Janet Reeves, Disaster Recovery Coordinator, be authorized to attend the Fall 2009 Disaster Recovery Journal Conference to be held in San Diego, California, September 12-16, 2009, to include lodging, airfare, ground transportation, meals and miscellaneous expenses for approximately \$2,235.00. On roll call, Members Curran, Eckhoff, Enger, Gilgis, Gonzalez, Kurzawa, McMahan, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Members Fichtner, Healy, McBride, Puchalski and Sheahan were not present at the time of roll call. Motion carried.

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Member Zay moved, seconded by Member Olson, that Rhonda Hammershoy, Programmer Analyst, be authorized to attend the Annual Cyborg Users Conference to be held in San Antonio, Texas, October 18-21, 2009, to include registration, lodging (included in registration), airfare, ground transportation, meals and miscellaneous expenses for approximately \$2,266.50. On roll call, Members Curran, Eckhoff, Enger, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Members Fichtner, Healy, McBride, Puchalski and Sheahan were not present at the time of roll call. Motion carried.

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Member Zay moved, seconded by Member Olson, that Al Batres, Principal Business Analyst, be authorized to attend the Annual Cyborg Users Conference to be held in San Antonio, Texas, October 18-21, 2009, to include registration, lodging (included in registration), airfare, ground transportation, meals and miscellaneous expenses for approximately \$2,166.30. On roll call, Members Curran, Eckhoff, Enger, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Members Fichtner, Healy, McBride, Puchalski and Sheahan were not present at the time of roll call. Motion carried.

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Member Zay moved, seconded by Member Olson, that Resolution #DTp-065-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Members Healy, McBride, Puchalski and Sheahan 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-065-09

AWARDING RESOLUTION TO SUPERIOR ASPHALT MATERIALS FOR THE PURCHASE OF BITUMINOUS MIXTURE - COLD PATCHING MATERIALS FOR THE DU PAGE COUNTY DIVISION OF TRANSPORTATION (COUNTY COST OF: \$69,550.00)

WHEREAS, the State of Illinois has awarded the Illinois Joint Purchasing Contract #4015162 for the period of August 11, 2009 to March 31, 2010; and

WHEREAS, the DuPage County Procurement Ordinance OFI-005B-99, Art. 4, Sec. 4-107 permits the County to participate in a cooperative purchasing agreement with the State of Illinois subject to certain limitations; and

WHEREAS, the Transportation Committee has recommended that the County Board approve a contract for the purchase of Bituminous Mixture - Cold Patching Materials for the Division of Transportation at the unit prices specified in the Illinois Joint Purchasing Contract #4015162.

NOW, THEREFORE BE IT RESOLVED, that Purchase Requisition #15735, dated July 23, 2009, covering said, for the purchase of Bituminous Mixture - Cold Patching Materials for the Division of Transportation, be, and it is hereby approved for issuance of a contract purchase order by the Procurement Division to Superior Asphalt Materials, 216 East Butterfield Road, North Aurora, Illinois 60542, for a contract total amount of \$69,550.00, per State Illinois Joint Purchasing Contract #4015162.

Enacted and approved this 11th day of August, 2009, at Wheaton, Illinois.

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Member Zay moved, seconded by Member McMahon, that Resolution #DTp-063-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Members Healy, McBride, Puchalski and Sheahan 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-063-09

AWARDING RESOLUTION TO COM ED FOR ELECTRIC SERVICE  
FOR TRAFFIC SIGNALS, STREET LIGHTS AND AT  
OTHER LOCATIONS ON COUNTY HIGHWAY RIGHT-OF-WAY  
(COUNTY COST OF \$120,000.00)

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

WHEREAS, the Division of Transportation Committee recommends County Board approval for the issuance of a Contract Purchase Order to Com Ed Revenue Management for electric service for traffic signals, street lights and other locations on right-

of-way owned by the Division of Transportation, for the period of October 1, 2009 through September 30, 2010.

NOW, THEREFORE BE IT RESOLVED, that Purchase Requisition #15738, dated July 24, 2009, covering said, for electric service for traffic signals, street lights and other locations on right-of-way owned by the Division of Transportation, for the period of October 1, 2009 through September 30, 2010, be, and it is hereby approved for issuance of a Contract Purchase Order by the Procurement Division to Com Ed Revenue Management, 2100 Swift Drive, Oak Brook, Illinois 60523, for a contract total of \$120,000.00, public utility (exempt from bidding per 55 ILCS 5/5-1022 "Competitive Bids "(c) not suitable for competitive bidding).

Enacted and approved this 11th day of August, 2009, at Wheaton, Illinois.

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Member Zay moved, seconded by Member Olson, that Resolution #DT-0043-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Members Healy, McBride, Puchalski and Sheahan 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-0043-09

AWARDING RESOLUTION TO A LAMP CONCRETE CONTRACTORS, INC.  
2009 SIDEWALK IMPROVEMENTS FOR VARIOUS LOCATIONS  
SECTION 09-00000-02-SW  
(COUNTY COST: \$362,569.50)

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

WHEREAS, the County of DuPage has published a contract proposal for the 2009 Sidewalk Improvements for various locations, Section No. 09-00000-02-SW setting forth the terms, conditions and specifications (a copy of which is incorporated herein by reference); and

WHEREAS, the Engineer's Estimate for the project was \$497,842.50; and

WHEREAS, the budget for the fiscal year 2009 provides for the construction and repair of roads, bridges and appurtenances; and

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

| <u>NAME</u>                         | <u>BID AMOUNT</u> |
|-------------------------------------|-------------------|
| A. Lamp Concrete Contractors, Inc.  | \$362,569.50      |
| Acura, Inc.                         | \$404,000.00      |
| Triggi Construction, Inc.           | \$406,468.50      |
| Alliance Contractors, Inc.          | \$444,389.55      |
| Schroeder & Schroeder, Inc.         | \$449,728.15      |
| G & M Cement Construction, Inc.     | \$500,441.30      |
| Landmark Contractors, Inc.          | \$504,092.13      |
| Davis Concrete Construction Company | \$508,198.15      |
| Tricon Concrete Contractors, Inc.   | Non-responsive    |

; and

WHEREAS, it has been determined that it is in the best interest of the County of DuPage to award a contract to A. Lamp Concrete Contractors, Inc. for their bid of \$362,569.50.

NOW, THEREFORE, BE IT RESOLVED, that a contract in accordance with the terms, conditions and specifications set forth in said contract proposal be and is hereby awarded to A. Lamp Concrete Contractors, Inc. for their bid of \$362,569.50; and

BE IT FURTHER RESOLVED that monies be encumbered and set aside for the payment of said contract as follows:

| <u>FISCAL YEAR</u> | <u>FUND</u>       | <u>AMOUNT</u> |
|--------------------|-------------------|---------------|
| 2009               | 41-226 LGT (4130) | \$362,569.50  |

; and

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

BE IT FURTHER RESOLVED, that the Chairman and Clerk of the DuPage County Board are hereby authorized and directed to execute the aforesaid contract with A. Lamp Concrete Contractors, Inc.

Enacted and approved this 11th day of August, 2009, at Wheaton, Illinois.

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Member Zay moved, seconded by Member Fichtner, that Resolution #DTp-066-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Members Healy, McBride, Puchalski and Sheahan 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-066-09

PROFESSIONAL SERVICES AGREEMENT BETWEEN THE  
COUNTY OF DU PAGE ILLINOIS AND S.T.A.T.E. TESTING, LLC.  
FOR PROFESSIONAL MATERIALS TESTING AND  
ENGINEERING SERVICES UPON REQUEST  
(COUNTY COST: \$25,000.00)

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 Materials Testing and Engineering Services at various locations on the DuPage County Highway System; and

WHEREAS, S.T.A.T.E. Testing, LLC. ("CONSULTANT") has experience and expertise in this area and is in the business of providing such materials testing and engineering services and is willing to perform the upon request services for an amount not to exceed \$25,000.00; 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, as well as the 1990 Illinois Department of Transportation Standard Agreement Provisions for Consultant Services; 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 #15740 dated July 24, 2009, per the attached Agreement between the County and S.T.A.T.E. Testing, LLC., 570 Rock Road, Unit K, East Dundee, Illinois 60118 be hereby accepted and approved for a total contract amount of \$25,000.00 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 S.T.A.T.E. Testing, LLC., through the Division of Transportation.

Enacted and approved this 11th day of August, 2009, at Wheaton, Illinois.

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Member Zay moved, seconded by Member Fichtner, that Resolution #DTp-067-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Members Healy, McBride, Puchalski and Sheahan 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-067-09

PROFESSIONAL LAND SURVEYING SERVICES AGREEMENT  
BETWEEN THE COUNTY OF DU PAGE, ILLINOIS  
AND WEBSTER, MC GRATH & AHLBERG, LTD.  
FOR VARIOUS PROJECTS UPON REQUEST OF THE COUNTY  
(County Cost: \$20,000.00)

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 Land Surveying Services for various projects upon request of the County; and

WHEREAS, Webster, McGrath & Ahlberg, Ltd. ("CONSULTANT") has experience and expertise in this area and is in the business of providing such Professional Land Surveying Services and is willing to perform the required services for an amount not to exceed \$20,000.00; 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, as well as the 1990 Illinois Department of Transportation Standard Agreement Provisions for Consultant Services; and

WHEREAS, the COUNTY has an existing working relationship with 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 #15739, dated July 24, 2009, per the attached Agreement between the County and Webster, McGrath & Ahlberg, Ltd., 207 South Naperville Road, Wheaton, Illinois 60187 be hereby accepted and approved for a total contract amount of \$20,000.00 and that the Chairman of the DuPage County Board is hereby authorized and directed to execute the Agreement on behalf of the COUNTY.

Enacted and approved this 11th day of August, 2009, at Wheaton, Illinois.

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Member Zay moved, seconded by Member Fichtner, that Resolution #DTP-069-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Members Healy, McBride, Puchalski and Sheahan 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-069-09

PROFESSIONAL SERVICES AGREEMENT BETWEEN THE  
COUNTY OF DU PAGE, ILLINOIS AND PATRICK ENGINEERING, INC.  
FOR PROFESSIONAL PHASE I ENGINEERING SERVICES CH 33/  
75TH STREET BRIDGE OVER THE EAST BRANCH OF THE DU PAGE RIVER  
SECTION 08-00162-03-BR  
(INITIAL COUNTY COST OF \$215,608)  
(NET COUNTY COST OF \$43,121.60))

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

WHEREAS, the COUNTY requires professional Phase I engineering services for CH 33/75th Street Bridge over the East Branch of the DuPage River, Section 08-00162-03-BR (hereinafter referred to as "IMPROVEMENT"); and

WHEREAS, Patrick Engineering, Inc. ("CONSULTANT") has experience and expertise in this area and is in the business of providing such professional Phase I engineering services and is willing to perform the required services for an amount not to exceed \$215,608.00; and

WHEREAS, the COUNTY will be reimbursed for 80% of the cost of the contract by the Federal Highway Administration resulting in a net cost to the COUNTY of \$43,121.60; 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, as well as the 1990 Illinois Department of Transportation Standard Agreement Provisions for Consultant Services; and

WHEREAS, the COUNTY has an existing working relationship with 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 #15737, dated July 23, 2009 per the attached Agreement between the County and Patrick Engineering, Inc., 4970 Varsity Drive, Lisle, Illinois 60532 be hereby accepted and approved for a total contract amount of \$215,608.00 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 monies be encumbered and set aside for the payment of said Agreement as follows:

| <u>FISCAL YEAR</u> | <u>FUND</u>      | <u>AMOUNT</u> |
|--------------------|------------------|---------------|
| 2009               | 41-226-2261-4550 | \$ 53,902.00  |
| 2010               | 41-226-2261-4550 | \$161,706.00  |
|                    | Total            | \$215,608.00  |

Enacted and approved this 11th day of August, 2009, at Wheaton, Illinois.

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Member Zay moved, seconded by Member McMahon, that Resolution #DTp-043A-08 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Members Healy, McBride, Puchalski and Sheahan 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-043A-08

AMENDMENT TO RESOLUTION DTp-043-08  
 TO LRM MATERIALS, LLC, A PRAIRIE MATERIAL COMPANY  
 FOR GROUP XII PORTLAND CEMENT CONCRETE  
 (DECREASE AND CLOSE CONTRACT, -\$11,322.81, -57.33%)

WHEREAS, the DuPage County Board has heretofore adopted Resolution DTp-043-08 dated May 13, 2008; and

WHEREAS, at that time it was determined that the cost for Group XII Portland Cement Concrete by and through the DuPage County Division of Transportation (hereinafter "COUNTY") would be \$19,750.00; and

WHEREAS, Contract #A14835 (hereinafter "CONTRACT") was awarded by Resolution DTp-043-08 to LRM Materials, LLC, a Prairie Material Company (hereinafter "CONTRACTOR") for Group XII Portland Cement Concrete; and

WHEREAS, the parties have completed their respective obligations under the above referenced CONTRACT and there are allocated and unexpended funds remaining under the CONTRACT; and

WHEREAS, it is in the best interest of the COUNTY to decrease the CONTRACT amount by \$11,322.81 and close out the CONTRACT at this time in the amended amount of \$8,427.19 and said change is authorized by law.

NOW, THEREFORE, BE IT RESOLVED that the CONTRACT between the COUNTY and the CONTRACTOR for Group XII Portland Cement Concrete by and through the COUNTY is hereby amended.

Enacted and approved this 11th day of August, 2009, at Wheaton, Illinois.

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Member Zay moved, seconded by Member McMahon, that Resolution #DTp-040A-08 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Members Healy, McBride, Puchalski and Sheahan 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-040A-08

AMENDMENT TO RESOLUTION DTP-040-08  
TO ALLIED WASTE SERVICES

FOR REFUSE DISPOSAL AND RECYCLING SERVICES  
FOR THE DIVISION OF TRANSPORTATION

(DECREASE AND CLOSE CONTRACT, -\$15,934.75, -60.61%)

WHEREAS, the DuPage County Board has heretofore adopted Resolution DTP-040-08 dated April 22, 2008; and

WHEREAS, at that time it was determined that the cost for refuse disposal and recycling services by and through the DuPage County Division of Transportation (hereinafter "COUNTY") would be \$26,290.03; and

WHEREAS, Contract #A14807 (hereinafter "CONTRACT") was awarded by Resolution DTP-040-08 to Allied Waste Services (hereinafter "CONTRACTOR") for refuse disposal and recycling services; and

WHEREAS, the parties have completed their respective obligations under the above referenced CONTRACT and there are allocated and unexpended funds remaining under the CONTRACT; and

WHEREAS, it is in the best interest of the COUNTY to decrease the CONTRACT amount by \$15,934.75 and close out the CONTRACT at this time in the amended amount of \$10,355.28 and said change is authorized by law.

NOW, THEREFORE, BE IT RESOLVED that the CONTRACT between the COUNTY and the CONTRACTOR for refuse disposal and recycling services by and through the COUNTY is hereby amended.

Enacted and approved this 11th day of August, 2009, at Wheaton, Illinois.

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Member Zay moved, seconded by Member McMahon, that Resolution #DTp-052B-08 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Members Healy, McBride, Puchalski and Sheahan 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-052B-08

AMENDMENT TO RESOLUTION DTp-052A-08

AWARDED TO STARCOM AUTO BODY

FOR AUTOMOTIVE BODY REPAIRS

FOR THE DIVISION OF TRANSPORTATION

(DECREASE AND CLOSE CONTRACT, -\$7,631.24, -38.16%)

WHEREAS, Resolution DTp-052-08 was approved and adopted by the DuPage County Board on June 24, 2008 in the amount of \$44,020.00; and

WHEREAS, the DuPage County Board has heretofore adopted Resolution DTp-052A-08 dated June 24, 2008 decreasing the encumbrance \$24,020.00; and

WHEREAS, the parties have completed their respective obligations and there are allocated and unexpended funds remaining under the Contract; and

WHEREAS, the Transportation Committee recommends changes as stated in the Change Order Notice to decrease and close contract #A14899 awarded to Starcom Auto Body for automotive body repairs, in the amount of \$7,631.24.

NOW, THEREFORE BE IT RESOLVED, that the County Board adopts the Change Order Notice, dated July 13, 2009, to County Contract #A14889 awarded to Starcom Auto Body for automotive body repairs to decrease the encumbrance \$7,631.24 and close out the contract for the Division of Transportation resulting in a final contract total amount of \$12,368.76, a decrease of 38.16%.

Enacted and approved this 11th day of August, 2009, at Wheaton, Illinois.

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Member Zay moved, seconded by Member McMahon, that Resolution #DTp-029A-08 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Members Healy, McBride, Puchalski and Sheahan 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-029A-08

AMENDMENT TO RESOLUTION DTp-029-08  
TO BUILDERS CHICAGO CORPORATION FOR THE  
MAINTENANCE AND REPAIR OF OVERHEAD DOORS, ROLL-UP SHUTTERS,  
GATE OPERATORS, DOCK LEVELERS & MISCELLANEOUS EQUIPMENT  
FOR THE DIVISION OF TRANSPORTATION  
(DECREASE AND CLOSE CONTRACT, -\$8,668.16, -43.34%)

WHEREAS, the DuPage County Board has heretofore adopted Resolution DTp-029-08 dated April 8, 2008; and

WHEREAS, at that time it was determined that the cost for the maintenance and repair of overhead doors, roll-up shutters, gate operators, dock levelers and miscellaneous equipment for the Division of Transportation by and through the DuPage County Division of Transportation (hereinafter "COUNTY") would be \$20,000.00; and

WHEREAS, Contract #A14764 (hereinafter "CONTRACT") was awarded by Resolution DTp-029-08 to Builders Chicago Corporation (hereinafter "CONTRACTOR") for the maintenance and repair of overhead doors, roll-up shutters, gate operators, dock levelers and miscellaneous equipment for the COUNTY; and

WHEREAS, the parties have completed their respective obligations under the above referenced CONTRACT and there are allocated and unexpended funds remaining under the CONTRACT; and

WHEREAS, it is in the best interest of the COUNTY to decrease the CONTRACT amount by \$8,668.16 and close out the CONTRACT at this time in the amended amount of \$11,331.84 and said change is authorized by law.

NOW, THEREFORE, BE IT RESOLVED that the CONTRACT between the COUNTY and the CONTRACTOR for maintenance and repair of overhead doors, roll-up shutters, gate operators, dock levelers and miscellaneous equipment for the Division of Transportation by and through the COUNTY is hereby amended.

Enacted and approved this 11th day of August, 2009, at Wheaton, Illinois.

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Member Zay moved, seconded by Member McMahon, that Resolution #DTp-053C-08 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Members Healy, McBride, Puchalski and Sheahan 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-053C-08

AMENDMENT TO RESOLUTION DTp-053B-08  
TO NORTH AMERICAN SALT COMPANY  
FOR BULK ROCK SALT FOR DE-ICING OF COUNTY HIGHWAYS  
FOR THE DIVISION OF TRANSPORTATION  
(DECREASE AND CLOSE CONTRACT, -\$166,323.36, -10.32%)

WHEREAS, the DuPage County Board approved and adopted Resolution DTp-053-08 on June 25, 2008 in the amount of \$1,211,080.00; and

WHEREAS, the DuPage County Board has heretofore adopted Resolutions DTp-053A-08 dated March 24, 2009 and DTp-053B-08 dated April 28, 2009; and

WHEREAS, the parties have completed their respective obligations and unexpended funds remain; and

WHEREAS, the Transportation Committee recommends changes as stated in the Change Order Notice to decrease and close contract #A14893 awarded to North American Salt Company in the amount of \$166,323.36 for the Division of Transportation.

NOW, THEREFORE BE IT RESOLVED, that the County Board adopts the Change Order Notice, dated July 13, 2009, to County Contract #A14893 awarded to North American Salt Company for the purchase of bulk rock salt for road de-icing, for a change order to decrease the encumbrance \$166,323.36 and close the contract for the Division of Transportation, resulting in a final contract total amount of \$1,444,756.64, a decrease of 10.32%.

Enacted and approved this 11th day of August, 2009, at Wheaton, Illinois.

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Member Zay moved, seconded by Member McMahon, that Resolution #DT-0046-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Members Healy, McBride, Puchalski and Sheahan 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-0046-09

INTERGOVERNMENTAL AGREEMENT BETWEEN THE COUNTY OF DU PAGE  
AND THE STATE OF ILLINOIS DEPARTMENT OF TRANSPORTATION  
FOR THE PRELIMINARY ENGINEERING OF CH 33/75TH STREET  
OVER EAST BRANCH OF THE DU PAGE RIVER  
SECTION 08-00162-03-BR

WHEREAS, the County of DuPage (hereinafter "COUNTY") and the State of Illinois Department of Transportation (hereinafter "STATE"), in order to facilitate the free flow of traffic and to ensure the safety of the motoring public, desire to improve CH 33/75th Street over the East Branch of the DuPage River (hereinafter referred to as the "IMPROVEMENT"); and

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

WHEREAS, an Intergovernmental Agreement For Federal Participation (hereinafter "AGREEMENT") has been prepared and attached hereto, which outlines the financial participation of the parties related to the preliminary engineering costs for the IMPROVEMENT; and

WHEREAS, the estimated cost of the preliminary engineering for the IMPROVEMENT is \$215,608.00 and the estimated cost to the COUNTY will be \$43,122.00; and

WHEREAS, sufficient funds have been appropriated to pay for preliminary engineering of the IMPROVEMENT; and

WHEREAS, said AGREEMENT must be executed before a contract can be awarded for preliminary engineering for the IMPROVEMENT.

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

BE IT FURTHER RESOLVED, that six (6) original copies of the Resolution and AGREEMENT be sent to the STATE, through the DuPage County Division of Transportation.

Enacted and approved this 11th day of August, 2009, at Wheaton, Illinois.

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Member Zay moved, seconded by Member McMahon, that Resolution #DT-0047-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Members Healy, McBride, Puchalski and Sheahan 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-0047-09

INTERGOVERNMENTAL AGREEMENT BETWEEN THE COUNTY OF DU PAGE  
AND THE VILLAGE OF WILLOWBROOK FOR IMPROVEMENTS  
AT CH 31/PLAINFIELD ROAD AND ILLINOIS ROUTE 83  
SECTION 09-00252-05-LT

WHEREAS, the County of DuPage (hereinafter "COUNTY") and the Village of Willowbrook (hereinafter "VILLAGE") in order to

facilitate the free flow of traffic and to ensure the safety of the motoring public desire to enter into an agreement for the street lighting to the intersection of CH 31/Plainfield Road and Illinois Route 83 (hereinafter "IMPROVEMENT"); and

WHEREAS, the VILLAGE is in the process of securing federal funding for construction of the IMPROVEMENT and has requested that the COUNTY make a contribution towards design and construction engineering for the IMPROVEMENT; and

WHEREAS, the COUNTY and the VILLAGE desire to cooperate in a design and construction of the IMPROVEMENT because of the immediate benefit of the IMPROVEMENT to the residents of the COUNTY and the VILLAGE; 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; 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 Willowbrook through the Division of Transportation.

Enacted and approved this 11th day of August, 2009, at Wheaton, Illinois.

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Member Zay moved, seconded by Member McMahon, that Resolution #DT-0057D-01 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Gonzalez,

Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Members Healy, McBride, Puchalski and Sheahan 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-0057D-01

THIRD AMENDMENT TO ECONOMIC DEVELOPMENT PROGRAM AGREEMENT  
BETWEEN THE COUNTY OF DU PAGE AND THE STATE OF ILLINOIS  
DEPARTMENT OF TRANSPORTATION FOR IMPROVEMENTS TO  
(CH 23) NAPERVILLE ROAD/(CH 3) WARRENVILLE ROAD/  
DIEHL ROAD/I-88 INTERCHANGE

WHEREAS, the DuPage County Board heretofore adopted Resolutions DT-0057C-01 dated October 28, 2008, DT-0057B-01 dated August 14, 2007, DT-0057A-01 dated February 27, 2007 and DT-0057-01 dated September 11, 2001; and

WHEREAS, the State of Illinois acting by and through its Department of Transportation ("STATE") and the County of DuPage, a body corporate and politic of the State of Illinois ("COUNTY") previously entered into an Agreement executed by the STATE on March 26, 2002 for improvements to the Naperville Road/Warrenville Road/Diehl Road/I-88 Interchange (hereinafter "PROJECT") in order to facilitate the free flow of traffic, to ensure the safety of the motoring public, and to serve Lucent Technologies, Inc. in Naperville/Lisle in DuPage County; and

WHEREAS, it is necessary to incorporate changes in the reimbursement schedule from the STATE to the COUNTY for eligible components of the PROJECT; and

WHEREAS, the STATE has provided the COUNTY with a Third Amendment to the Agreement for the PROJECT that is attached to this amending Resolution; and

WHEREAS, said Third Amendment to the Agreement must be executed to incorporate the changes in the Reimbursement Schedule for the PROJECT, to ensure the COUNTY is reimbursed by the STATE for eligible components of the PROJECT.

NOW, THEREFORE, BE IT RESOLVED, by the County Board of DuPage County, that the Clerk and Chairman of said Board be, and they are hereby directed and authorized to execute the above mentioned Third Amendment to the Agreement with the STATE; and

BE IT FURTHER RESOLVED, that six (6) originals of the Amending Resolution and Third Amendment to the Agreement be sent to the STATE through the DuPage County Division of Transportation.

Enacted and approved this 11th day of August, 2009, at Wheaton, Illinois.

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Member McMahon moved, seconded by Member Curran, that pursuant to Sec. 2(c)(5) and (6), the Board go into Executive Session for the purpose of discussing land acquisition. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gilgis, Gonzalez, Kurzawa, McMahon, Michelassi, Olson, O'Shea, Redick, Zay and Zediker voted "aye." Members Healy, McBride, Puchalski and Sheahan were not present at the time of roll call. Motion carried.

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Meeting reconvened. Member Zay moved, seconded by Member Eckhoff, that the meeting of the County Board of DuPage County be adjourned to Tuesday, August 25, 2009 at 7:30 P.M. On voice vote, motion carried.

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County Clerk