

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, September 8, 2009, at 10:00 A.M.

Meeting called to order with Chairman Schillerstrom presiding.

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

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Chief Judge Culliton presented a 25 year anniversary award to Michelle Bannon of the Probation Department.

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Gwen Henry, Treasurer, presented a 30 year anniversary award to Beverly Hans.

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Fred Bucholz, Recorder, presented a 30 year anniversary award to Rebecca Daniels.

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Beth Welch, Director of the Convalescent Center, presented a 35 year anniversary award to John Reichert.

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

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Chairman Schillerstrom presented a Proclamation in Support of Census 2010 to Diana Almanza, Census Specialist.

Member Puchalski moved, seconded by Member Zediker, that a Proclamation in Support of Census 2010 be approved.

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PROCLAMATION  
County of DuPage  
Support of Census 2010

WHEREAS, the next Decennial Census will be taken in the year 2010, and political representation to the United States House of Representatives, state legislatures and local governments is determined by the Decennial Census, and the County of DuPage recognizes the equal importance of each resident in the 2010 Census count; and

WHEREAS, the County of DuPage has agreed to be one of 40,000 government entities in partnership with the U.S. Bureau of the Census; and

WHEREAS, many governmental decisions about the delivery of services and benefits and federal financial support routinely depend upon a count of the number of people being served; and

WHEREAS, a complete count is necessary to make certain that all are equally represented and services are properly allocated; and

WHEREAS, governmental entities throughout the state and country are undertaking to form Complete Count Committees to bridge gaps between the community and the Census Bureau on geographic matters, outreach activities, and questions of information collection and dissemination; and

WHEREAS, local government, education, business, media, religious organizations and community-based organizations are urged to generate awareness and support for the year 2010 census.

NOW, THEREFORE, BE IT PROCLAIMED by Robert J. Schillerstrom, Chairman of the DuPage County Board, that the County of DuPage proclaims full support of, and participation in, the success of Census 2010 and demonstrates such support by the formation of a Complete Counts Committee.

Proclaimed this 8th day of September, 2009, in Wheaton, Illinois.

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Maureen McHugh, Director of the Health Department, gave a presentation on the H1N1 Flu.

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The following people voiced Public Comment regarding various issues:

- Phyllis Zimmer - Water contamination
- Tom Sutton - Stormwater

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

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CONSENT CALENDAR

County Board minutes of July 28, 2009 were approved.

Committee Minutes Placed on File by Consent

- Finance Committee: August 11, 2009
- Development Committee: August 18, 2009
- Environmental Committee: June 16 and August 18, 2009
- Judicial/Public Safety Committee: August 18, 2009
- Legislative Committee: August 18, 2009
- Public Transit Committee: July 21, 2009
- Public Works Committee: June 16, July 21 and August 4, 2009
- Stormwater Committee: July 7, 2009
- Technology Committee: August 11, 2009
- Transportation Committee: August 18, 2009

Reports Placed on File by Consent

County Clerk Financial Report: June, 2009  
Public Defender Case & Client Analysis: July, 2009

Claims Approved by the Finance Committee

County Board claims of August 25 and September 1, 2009 were approved.

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Member Fichtner moved, seconded by Member McBride, that Resolution #FI-0119-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Member Olson was not present at the time of roll call. One vacancy. Motion carried.

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R E S O L U T I O N

FI-0119-09

BUDGET TRANSFERS-VARIOUS FUNDS AND DEPARTMENTS

FISCAL YEAR 2009

\*New Account

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

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

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

NOW, THEREFORE, BE IT RESOLVED by the DuPage County Board that the Chief Financial Officer assign account number 3691 Repair/Maintenance-Automotive/Motorized Equipment to 125-813 Death Certificate Fee Grant PY08 in the STATE GRANT FUNDING 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 8th day of September, 2009, at Wheaton, Illinois.

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SCHEDULE OF TRANSFERS  
FISCAL YEAR 2009

GENERAL FUND

01-100 County Board

To:	01-100-2100	Operating Supplies and Materials	\$	3,000.00
	01-100-3090	Technical/Professional/Data Processing Services		24,000.00
From:	01-100-3730	Dues and Memberships	\$	27,000.00
		the sum of TWENTY-SEVEN THOUSAND AND NO/100 DOLLARS (\$27,000.00)		

01-400 County Sheriff

To:	01-400-1060	Overtime	\$	200,000.00
From:	01-400-1010	Regular Salaries	\$	200,000.00
		the sum of TWO HUNDRED THOUSAND AND NO/100 DOLLARS (\$200,000.00)		

01-430 County Coroner

To:	01-430-1011	Holiday Pay	\$	6,371.00
From:	01-430-3100	Printing and Publishing	\$	76.00
	01-430-3210	Mileage and Travel Expenses		2,026.00
	01-430-3690	Repair/Maintenance-Machinery and Equipment		1,167.00
	01-430-3691	Repair/Maintenance-Automotive/Motorized Equipment		89.00
	01-430-3700	Statutory/Fiscal Charges		1,222.00
	01-430-3730	Dues and Memberships		116.00
	01-430-3740	Instruction/Schooling		1,675.00
		the sum of SIX THOUSAND, THREE HUNDRED SEVENTY-ONE AND NO/100 DOLLARS (\$6,371.00)		

01-470 Circuit Court Probation

To:	01-470-2100	Operating Supplies and Materials	\$	26,695.00
From:	01-470-3510	Rental of Machinery and Equipment	\$	4,245.00
	01-470-3740	Instruction/Schooling		22,450.00
		the sum of TWENTY-SIX THOUSAND, SIX HUNDRED NINETY-FIVE AND NO/100 DOLLARS (\$26,695.00)		

01-799 General Fund Contingencies  
01-798 General Fund Special Accounts  
 To: 01-798-1073 Benefit Payments \$ 200,000.00  
 From: 01-799-3790 Contingencies \$ 200,000.00  
 the sum of TWO HUNDRED THOUSAND AND  
 NO/100 DOLLARS (\$200,000.00)

01-930 Election Commission  
To: 01-930-3600 Maintenance Buildings and  
 Related \$ 11,425.00  
 From: 01-930-3240 Postage and Postal Charges \$ 11,425.00  
 the sum of ELEVEN THOUSAND, FOUR HUNDRED  
 TWENTY-FIVE AND NO/100 DOLLARS  
 (\$11,425.00)

STORMWATER MANAGEMENT

04-205 Stormwater Management Projects  
To: 04-205-2030 Data Processing Equipment-SV \$ 10,000.00  
 04-205-2200 Automotive/Machinery/  
 Equipment Parts 5,000.00  
 04-205-2400 Road Maintenance/Construction  
 Materials 1,050.00  
 From: 04-205-3750 Other Contractual Expenses \$ 16,050.00  
 the sum of SIXTEEN THOUSAND, FIFTY AND  
 NO/100 DOLLARS (\$16,050.00)

COURT DOCUMENT STORAGE FUND

100-342 Court Document Storage  
To: 100-342-3690 Repair/Maintenance-Machinery  
 and Equipment \$ 20,000.00  
 From: 100-342-3090 Technical/Professional/Data  
 Processing Services \$ 20,000.00  
 the sum of TWENTY THOUSAND AND  
 NO/100 DOLLARS (20,000.00)

STATE GRANT FUNDING

125-813 Death Certificate Fee Grant PY08-\*New Account  
To: 125-813-3691 Repair/Maintenance  
 Automotive/Motorized  
 Equipment\* \$ 1,565.00  
 From: 125-813-2200 Automotive/Machinery/  
 Equipment Parts \$ 1,565.00  
 the sum of ONE THOUSAND, FIVE HUNDRED  
 SIXTY-FIVE AND NO/100 DOLLARS (1,565.00)

PUBLIC WORKS BOND FUND

31-213 Public Works Sewer  
To: 31-213-3660 Sludge Disposal \$ 13,000.00  
 From: 31-213-3740 Instruction/Schooling \$ 13,000.00  
 the sum of THIRTEEN THOUSAND AND  
 NO/100 DOLLARS (\$13,000.00)

31-214 Public Works Water  
 To: 31-214-2230 Public Works System Parts \$ 24,000.00  
 From: 31-214-3750 Other Contractual Expenses \$ 24,000.00  
 the sum of TWENTY-FOUR THOUSAND AND  
 NO/100 DOLLARS (\$24,000.00)

DRAINAGE PROJECT FUND 2001 BONDS  
 410-277 Drainage Construction 2001 Bond  
 To: 410-277-4010 Property/Building  
 Acquisition \$ 26,000.00  
 From: 410-277-3610 Repair/Maintenance Roads/  
 Signals/Drainage Systems \$ 26,000.00  
 the sum of TWENTY-SIX THOUSAND AND  
 NO/100 DOLLARS (\$26,000.00)

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Member Fichtner moved, seconded by Member Zediker, that Resolution #FI-0118-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Member Olson was not present at the time of roll call. One vacancy. Motion carried.

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R E S O L U T I O N  
FI-0118-09  
 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/PSYCHOLOGICAL SERVICES 01-910

Effective August 17, 2009  
 Alejandro Vazquez, Intermediate Staff Assistant  
 Class 1002, Range 107 at \$11.11 per hour, from  
 \$11.00 per hour

REPLACEMENTS

INFORMATION TECHNOLOGY 01-730

Effective September 14, 2009  
 William McFadden, Principal Business Analyst  
 Class 1435, Range 313 at \$73,000 per year

SHERIFF'S OFFICE 01-400

Effective August 14, 2009  
 William Judy, Radio Dispatcher  
 Class 2242, Range 409 at \$32,198 per year

PROMOTIONS

HUMAN RESOURCES 01-750

Effective September 9, 2009  
 AnnMarie Day, Recruitment Specialist  
 Class 1623, Range 111 at \$44,158, from  
 \$37,119 per year

PROMOTIONS

FINANCE 01-760

Effective September 14, 2009  
 Jessica Schmidt, Senior Account Clerk  
 Class 1172, Range 109 at \$24,000 per year, (Trainee Status)  
 from Class 1003, Range 108 at \$24,000 per year

NON-CORPORATE FUND

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

COMMUNITY SERVICES/COMMUNITY DEVELOPMENT 53-849

Effective August 14, 2009  
 Michael King, Community Services Supervisor  
 Class 1918, Range 311 at \$48,576 per year, from  
 \$47,623 per year

COMMUNITY SERVICES/COMMUNITY DEVELOPMENT 54-878

Effective August 13, 2009  
 Carrol Roark, Community Development Specialist  
 Class 1945, Range 111 at \$48,576 per year, from  
 \$47,623 per year

Effective August 20, 2009

Christine Smit, Information & Referral Specialist  
Class 1912, Range 109 at 29,865 per year, from  
\$29,423 per year

COMMUNITY SERVICES/FAMILY CENTER 151-353

Effective August 20, 2009

Devin Ransom, Senior Staff Assistant  
Class 1003, Range 108 at \$12.26 per hour, from  
\$12.08 per hour

COMMUNITY SERVICES/SENIOR SERVICES 58-181

Effective August 4, 2009

Yvette Perez, Senior Case Manager  
Class 1932, Range 110 at \$36,361 per year, from  
\$35,736 per year

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

Effective August 13, 2009

Kearie Trask, Information & Referral Specialist  
Class 1912, Range 109 at \$30,086 per year, from  
\$29,569 per year

CONVALESCENT CENTER 23-450

Effective July 7, 2009

Asuncion Dagan, Certified Nursing Associate  
Class 4111, Range 108 at \$25,141 per year, from  
\$24,893 per year

Effective July 26, 2009

Quincy Jones, Housekeeper I  
Class 4210, Range 106 at \$8.83 per hour, from  
\$8.75 per hour

Effective August 4, 2009

Mary Naylor, Registered Nurse  
Class 4124, Range 311 at \$27.54 per hour, from  
\$27.27 per hour

Effective August 10, 2009

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

Effective August 13, 2009

Elethia Baynes, Food Service Worker I  
Class 4231, Range 105 at \$8.22 per hour, from  
\$8.13 per hour

ECONOMIC DEVELOPMENT & PLANNING 04-205

Effective August 20, 2009  
Jenna Heller, Wetland Specialist  
Class 5172, Range 312 at \$60,469 per year, from  
\$59,196 per year

REPLACEMENTS

CONVALESCENT CENTER 23-450

Effective September 12, 2009  
Sharon Rurangirwa, Housekeeper I  
Class 4210, Range 106 at \$8.75 per hour

REPLACEMENTS

ECONOMIC DEVELOPMENT & PLANNING/WORKFORCE DEVELOPMENT 53-828

Effective September 9, 2009  
Julie Schwab, Career Counselor I  
Class 1752, Range 110 at \$31,190 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 8th day of September, 2009, at Wheaton, Illinois.

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Member Fichtner moved, seconded by Member McMahon, that Resolution #FI-0121-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Member Olson was not present at the time of roll call. One vacancy. Motion carried.

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R E S O L U T I O N

FI-0121-09

APPOINTING AN AUTHORIZED REPRESENTATIVE  
AND AN ACCOUNT MANAGER  
FOR MEDICARE SECONDARY PAYER REPORTING

WHEREAS, the County of DuPage is a Responsible Reporting Entity (RRE) as to certain insured and self-insured liability, no-fault and/or workers' compensation claims where Medicare is a secondary payer (MSP) as defined by the Centers for Medicare and Medicaid Services (CMS); and

WHEREAS, the CMS has revised its User Guide governing the implementation of new Medicare RRE submission requirements under the Medicare, Medicaid and SCHIP Extension Act of 2007 (MMSEA) Section 111; and

WHEREAS, pursuant to the revised CMS User Guide, all RREs are required to assign or name an Authorized Representative who will be accountable for the RRE's compliance with Section 111 reporting requirements; and

WHEREAS, pursuant to the revised CMS User Guide, the Authorized Representative is required to designate and register, no later than September 30, 2009, an Account Manager who will control the administration of the RRE's account and manage the overall reporting process; and

WHEREAS, pursuant to the revised CMS User Guide, the Account Manager may designate an Account Designee, who will be responsible for transmitting data per the specified HTTPS file transfer method; and

WHEREAS, the County has an existing relationship with Sedgwick Claims Management Services, Inc. as a third-party administrator with regard to liability and Worker's Compensation matters; and

WHEREAS, Sedgwick Claims Management Services, Inc. is willing to act as the County's Account Designee for purposes of the MSP reporting responsibilities, and the County is willing to appoint them as Account Designee through a change order to the existing contract to add the performance of these functions to the scope of the contract.

NOW, THEREFORE, BE IT RESOLVED that the Chairman of the County Board, or his designee, is named as the Authorized Representative for purposes of MMSEA Section 111 requirements and processing; and

BE IT FURTHER RESOLVED that Sedgwick Claims Management Services, Inc. and its designees are appointed as the County's

Account Designee, and the scope of their existing contract is hereby amended to include the performance of these services; and

BE IT FURTHER RESOLVED that the County Clerk is directed to distribute a copy of this Resolution to Sedgwick Claims Management Services, Inc., and the County Board Chairman or his designee is authorized to take all necessary steps to enroll the appointees herein as required by the Centers for Medicare and Medicaid Services.

Adopted this 8th day of September, 2009, in Wheaton, Illinois.

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Member Michelassi moved, seconded by Member Zay, that Resolution #CDC-023-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." One vacancy. Motion carried.

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R E S O L U T I O N  
CDC-023-09

ALLOCATION OF COUNTY FUNDING TO VILLAGE OF ADDISON FOR  
PROJECT CR09-01 GREEN OAKS COURT RESURFACING PROJECT

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

WHEREAS, COUNTY has participated in the Community Development Block Grant ("CDBG") program since 1975; and

WHEREAS, CDBG Funds are allocated by the United States Department of Housing and Urban Development (hereinafter called "HUD") as provided by the Housing and Community Development Act of 1974, as amended (P.L. 93-383) (hereinafter called "ACT"); and

WHEREAS, COUNTY prepared and submitted to HUD a Substantial Amendment to its Consolidated Plan and 2008 Action Plan to fulfill requirements to receive additional CDBG funds to be known as CDBG-R funds under the Community Development Fund authorized to be carried out under the CDBG program by Title XII of Division A of the American Recovery and Reinvestment Act of 2009 (P.L. 111-5) (hereinafter called "ARRA"); and

WHEREAS, the County Board approved the Substantial Amendment on May 26, 2009 by Resolution CDC-012-09; and

WHEREAS, the VILLAGE OF ADDISON has applied to County for CDBG-R funds in the amount of \$103,000.00; and

WHEREAS, the CDC Executive Committee and the County Development Committee have recommended CDBG-R Funding in the amount of \$103,000.00 for said application; and

WHEREAS, project CR09-01 will consist of resurfacing of Green Oaks Court from Mill Road (north side) to Mill Road (south side); and

WHEREAS, the VILLAGE OF ADDISON has approved an Agreement with the County covering the distribution and use of said grant funds.

NOW THEREFORE BE IT RESOLVED by the County Board that said Agreement between DuPage County and the VILLAGE OF ADDISON, hereby incorporated by reference, is hereby approved; and

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

BE IT FURTHER RESOLVED, that the Chairman of the DuPage County Board is hereby authorized to approve amendments to project CR09-01 so long as such amendments further the completion of project CR09-01 and are in accordance with regulations applicable to the Community Development Block Grant Program and are in accordance with the policies of DuPage County and the DuPage Community Development Commission; and

BE IT FURTHER RESOLVED that the County Clerk be directed to send two fully executed originals of this Resolution to John Berley, Village of Addison, One Friendship Drive, Addison, Illinois 60101 and a certified copy to Community Development.

Approved and adopted this 8th day of September, 2009, at Wheaton, Illinois.

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Member Michelassi moved, seconded by Member Olson, that Resolution #CDC-024-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." One vacancy. Motion carried.

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R E S O L U T I O N  
CDC-024-09

ALLOCATION OF COUNTY FUNDING TO VILLAGE OF GLENDALE HEIGHTS  
FOR PROJECT CR09-02 JAMES COURT AREA LIGHTING PROJECT

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

WHEREAS, COUNTY has participated in the Community Development Block Grant ("CDBG") program since 1975; and

WHEREAS, CDBG Funds are allocated by the United States Department of Housing and Urban Development (hereinafter called "HUD") as provided by the Housing and Community Development Act of 1974, as amended (P.L. 93-383) (hereinafter called "ACT"); and

WHEREAS, COUNTY prepared and submitted to HUD a Substantial Amendment to its Consolidated Plan and 2008 Action Plan to fulfill requirements to receive additional CDBG funds to be known as CDBG-R funds under the Community Development Fund authorized to be carried out under the CDBG program by Title XII of Division A of the American Recovery and Reinvestment Act of 2009 (P.L. 111-5) (hereinafter called "ARRA"); and

WHEREAS, the County Board approved the Substantial Amendment on May 26, 2009 by Resolution CDC-012-09; and

WHEREAS, the VILLAGE OF GLENDALE HEIGHTS has applied to County for CDBG-R funds in the amount of \$213,553.00; and

WHEREAS, the CDC Executive Committee and the County Development Committee have recommended CDBG-R Funding in the amount of \$200,000.00 for said application; and

WHEREAS, project CR09-02 will consist of activities to erect adequate street lighting to the James Court neighborhood; and

WHEREAS, the VILLAGE OF GLENDALE HEIGHTS has approved an Agreement with the County covering the distribution and use of said grant funds.

NOW THEREFORE BE IT RESOLVED by the County Board that said Agreement between DuPage County and the VILLAGE OF GLENDALE HEIGHTS, hereby incorporated by reference, is hereby approved; and

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

BE IT FURTHER RESOLVED, that the Chairman of the DuPage County Board is hereby authorized to approve amendments to project CR09-02 so long as such amendments further the completion of project CR09-02 and are in accordance with regulations applicable to the Community Development Block Grant Program and are in accordance with the policies of DuPage County and the DuPage Community Development Commission; and

BE IT FURTHER RESOLVED that the County Clerk be directed to send certified copies of this Resolution to Martin Olsen, Village Glendale Heights, 300 Civic Center Drive, Glendale Heights, Illinois 60139 and Community Development.

Approved and adopted this 8th day of September, 2009, at Wheaton, Illinois.

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Member Michelassi moved, seconded by Member Olson, that Resolution #CDC-025-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." One vacancy. Motion carried.

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R E S O L U T I O N

CDC-025-09

ALLOCATION OF COUNTY FUNDING TO CITY OF WEST CHICAGO FOR PROJECT  
CR09-05 OLD HEIDELBERG MINOR ARTERIAL STREET AREA PROJECT

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

WHEREAS, COUNTY has participated in the Community Development Block Grant ("CDBG") program since 1975; and

WHEREAS, CDBG Funds are allocated by the United States Department of Housing and Urban Development (hereinafter called "HUD") as provided by the Housing and Community Development Act of 1974, as amended (P.L. 93-383) (hereinafter called "ACT"); and

WHEREAS, COUNTY prepared and submitted to HUD a Substantial Amendment to its Consolidated Plan and 2008 Action Plan to fulfill requirements to receive additional CDBG funds to be known as CDBG-R funds under the Community Development Fund authorized to be carried out under the CDBG program by Title XII of Division A of the American Recovery and Reinvestment Act of 2009 (P.L. 111-5) (hereinafter called "ARRA"); and

WHEREAS, the County Board approved the Substantial Amendment on May 26, 2009 by Resolution CDC-012-09; and

WHEREAS, the CITY OF WEST CHICAGO has applied to County for CDBG-R funds in the amount of \$200,000.00; and

WHEREAS, the CDC Executive Committee and the County Development Committee have recommended CDBG-R Funding in the amount of \$200,000.00 for said application; and

WHEREAS, project CR09-05 will consist of public infrastructure improvement of deteriorated roadway containing longitudinal cracking and joint reflection cracking, and raveling throughout the area; and

WHEREAS, the CITY OF WEST CHICAGO has approved an Agreement with the County covering the distribution and use of said grant funds.

NOW THEREFORE BE IT RESOLVED by the County Board that said Agreement between DuPage County and the CITY OF WEST CHICAGO, hereby incorporated by reference, is hereby approved; and

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

BE IT FURTHER RESOLVED, that the Chairman of the DuPage County Board is hereby authorized to approve amendments to project CR09-05 so long as such amendments further the completion of project CR09-05 and are in accordance with regulations applicable to the Community Development Block Grant Program and are in accordance with the policies of DuPage County and the DuPage Community Development Commission; and

BE IT FURTHER RESOLVED that the County Clerk be directed to send two fully executed originals of this Resolution to Joan Kalchbrenner, the City of West Chicago, 475 Main Street, West Chicago, Illinois 60185 and a certified copy to Community Development.

Approved and adopted this 8th day of September, 2009, at Wheaton, Illinois.

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Member Michelassi moved, seconded by Member McMahon, that Ordinance #ZP-Z09-019 (petitioner Mick) be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." One vacancy. Motion carried.

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O R D I N A N C E  
ZP-Z09-019A  
Mick

WHEREAS, a public hearing was held on August 24, 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:

1. Variation to reduce side yard setback from 10 feet to 1.5 feet for existing shed.
2. Variation to reduce side yard setback from 3 feet to 1.5 feet for existing shed.
3. Variation to reduce side yard setback from 10 feet to 5 feet for existing pool.
4. Variation to reduce side yard setback from 3 feet to 1 foot for concrete patio on the property hereinafter described:

OF LOT 264 IN BUTTERFIELD WEST UNIT 5, BEING A SUBDIVISION IN SECTION 26, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED MAY 17, 1967 AS DOCUMENT R67-15607, 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 August 24, 2009 does find as follows:

FINDINGS OF FACT:

1. That the petitioner has testified that the two sheds and the pool have been in place since 1967.
2. That the petitioner has testified that the sheds are on concrete slabs.
3. That the petitioner has testified that the sheds are used in association with the pool.
4. That the petitioner has testified that the sheds are 4x4 and 6x6.

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.
  - a. Relative to the pool, the petitioner has demonstrated a practical difficulty with the fact that the pool is on a concrete foundation. The anchors for the pool are embedded into the concrete pad that surrounds the pool.
  - b. Relative to the sheds, the petitioner has demonstrated a practical difficulty with the fact that they are used for the storage of pool equipment.

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.
  - b. Increase the hazard from fire or other dangers to said property as petitioner has demonstrated that the sheds and pool are conforming to all other County codes and regulations.
  - c. Diminish the value of land and buildings throughout the County as petitioner has demonstrated that the sheds and pool are consistent with the surrounding properties.
  - d. Unduly increase traffic congestion in the public streets and highways as petitioner has demonstrated that neither the sheds nor the pool are located in the public right-of-way. That an easement encroachment form will have to be applied for at the time of permit.
  - e. Increase the potential for flood damages to adjacent property as petitioner has demonstrated that the Health Department does not have any concerns.
  - f. Incur additional public expense for flood protection, rescue or relief as petitioner has demonstrated that he will abide by any regulations set forth by the Stormwater Department.
  - g. Otherwise impair the public health, safety, comfort, morals or general welfare of the inhabitants of DuPage County as petitioner has demonstrated that neither the sheds nor the pool will diminish the value of land and is consistent with the character of the neighborhood.

PETITIONER'S DEVELOPMENT FACT SHEET

GENERAL ZONING CASE INFORMATION

CASE #/PETITIONER	Z09-019 A Mick
OWNER	LeRoy L. Mick, 22W072 Stratford Place, Glen Ellyn, Illinois 60137
ADDRESS/LOCATION	22W072 Stratford Place, Glen Ellyn, IL 60137
PUBLICATION DATE	Daily Herald: August 9, 2009
ZONING REQUEST	Variation to reduce side yard setback from 10 feet to 1.5 feet for existing shed. (Sec. 37-704.1) Variation to reduce side yard setback from 3 feet to 1.5 feet for existing shed. (Sec. 37-704.1) Variation to reduce side yard setback from 10 feet to 5 feet for existing pool. (Sec. 37-704.4)

Variation to reduce side yard setback from 3 feet to 1 foot for concrete patio. (Sec. 37-704.4)

PIN/TWSP./COUNTY 05-26-203-042 Milton Township/  
 BOARD DISTRICT District 4  
 ZONING/LUP R-4 Single Family 0-5 DU/AC  
 Residence  
 AREA/UTILITIES 14,312 sq. feet Water and Sewer  
 (.32 Acres)  
 PUBLIC HEARING August 24, 2009, 5:30 p.m.

ADDITIONAL INFORMATION:

Building: Have reviewed and no concerns  
 Transportation Have reviewed and no concerns  
 Planning (EDP):  
 DUDOT: No objection with the concept of petition. Placement of (2) sheds and concrete patio situated within 5' utility easement - need to sign "Encroachment" form at time of application.

Health: Have reviewed and no concerns  
 Stormwater: Based upon the information submitted, the Stormwater Division cannot recommend approval of the Variations. According to the County floodplain maps, the area is located within the floodway - this is not considered an appropriate use. In addition, the applicant is also in for a permit for an enlarged patio that has a violation on the property.

EXTERNAL:

Village of Lombard: Have reviewed and no concerns. Petition lies outside of Lombard's ultimate municipal boundary.

Milton Township: Have reviewed and no concerns  
 Milton Township Have reviewed and no concerns  
 Highway:  
 Glen Ellyn Fire District: Have reviewed and no concerns  
 Glenbard Have reviewed and no concerns  
 Wastewater Authority:  
 School Dist. 89: Have reviewed and no concerns

GENERAL BULK REQUIREMENTS:

REQUIREMENTS for accessory structure(s):	REQUIRED	EXISTING	PROPOSED
Front Yard:	30 feet	N/A	N/A
North Int. Side Yard:	10 feet	In excess of 10 feet	In excess of 10 feet
South Int. Side Yard:	10 feet	5 feet (pool)	5 feet (pool)
South Int. Side Yard:	3 feet	1.5 feet (shed)	1.5 feet (shed)

South Int. Side Yard:	3 feet	1.5 feet (patio)	1.5 feet (patio)
Rear Yard:	3 feet	6 feet	6 feet

LAND USE

Location	Zoning	Existing Use	LUP
Subject	R-4 Single Family Residence	Single Family Home	0-5 DU/AC
North	R-4 Single Family Residence	Single Family Home	0-5 DU/AC
South	R-4 Single Family Residence	Single Family Home	0-5 DU/AC
East	Stratford Place and Beyond R-4 Single Family Residence	Single Family Home	0-5 DU/AC
West	R-4 Single Family Residence	Single Family Home	0-5 DU/AC

WHEREAS, the Zoning Board of Appeals having considered in relation to the above and at the recommendation meeting held on August 24, 2009 recommends to approve the following zoning relief:

1. Variation to reduce side yard setback from 10 feet to 1.5 feet for existing shed.
2. Variation to reduce side yard setback from 3 feet to 1.5 feet for existing shed.
3. Variation to reduce side yard setback from 10 feet to 5 feet for existing pool.
4. Variation to reduce side yard setback from 3 feet to 1 foot for concrete patio.

Subject to the following conditions:

1. That the property be developed in accordance with the petitioner's site plan made part of Zoning Petition #Z09-019 Mick, dated August 24, 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 September 1, 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:

1. Variation to reduce side yard setback from 10 feet to 1.5 feet for existing shed.
2. Variation to reduce side yard setback from 3 feet to 1.5 feet for existing shed.
3. Variation to reduce side yard setback from 10 feet to 5 feet for existing pool.
4. Variation to reduce side yard setback from 3 feet to 1 foot for concrete patio.

Subject to the following conditions:

1. That the property be developed in accordance with the petitioner's site plan made part of Zoning Petition #Z09-019 Mick, dated August 24, 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:

1. Variation to reduce side yard setback from 10 feet to 1.5 feet for existing shed.
2. Variation to reduce side yard setback from 3 feet to 1.5 feet for existing shed.
3. Variation to reduce side yard setback from 10 feet to 5 feet for existing pool.
4. Variation to reduce side yard setback from 3 feet to 1 feet for concrete patio on the property hereinafter described:

OF LOT 264 IN BUTTERFIELD WEST UNIT 5, BEING A SUBDIVISION IN SECTION 26, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED MAY 17, 1967 AS DOCUMENT R67-15607, 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 #Z09-019 Mick, dated August 24, 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; Keya N. Willis, Zoning; State's Attorney's Office; DuPage County Health Department; DuPage County Division of Transportation; LeRoy L. Mick, 22W072 Stratford Place, Glen Ellyn, Illinois 60137 and Milton Township Assessor, 1492 North Main Street, Wheaton, Illinois 60187.

Enacted and approved this 8th day of September, 2009, A.D.

--oo00oo--

Member Michelassi moved, seconded by Member McMahon, that Ordinance #ZP-Z09-035 (petitioner Kornecki) be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." One vacancy. Motion carried.

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O R D I N A N C E  
ZP-Z09-035  
Kornecki

WHEREAS, a public hearing was held on August 24, 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:

Variation to reduce side yard setback from 3 feet to 1 foot for a deck on the property hereinafter described:

PARCEL 1 OF LOT 7 OF HOBSON CREEK NORTH, BEING A RESUBDIVISION OF LOT 703 OF HOBSON CREEK UNIT 1, A SUBDIVISION OF PART OF SECTION 22, TOWNSHIP 38 NORTH, RANGE

10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JULY 26, 1978 AS DOCUMENT NO. R78-68422, AND CERTIFICATE OF CORRECTION RECORDED SEPTEMBER 26, 1978 AS DOCUMENT R78-92061, IN DU PAGE COUNTY ILLINOIS.

ALSO KNOWN AS:

PARCEL 1 OF HOBSON CREEK NORTH ASSESSMENT PLAT OF LOT 7 OF HOBSON CREEK, BEING A RESUBDIVISION OF LOT 703 OF HOBSON CREEK UNIT 1, A SUBDIVISION OF PART OF SECTION 22, TOWNSHIP 38 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JUNE 18, 1986 AS DOCUMENT R86-62260, 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 August 24, 2009 does find as follows:

FINDINGS OF FACT:

1. That the petitioner has testified that the deck is being used as a second entry/exit for the home.
2. That the petitioner has testified that the deck is located along the south property line.

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.
  - a. That the petitioner has demonstrated a unique hardship or circumstance with the fact that the location of the deck serves as an entry/exit to the home.
2. That the Zoning Board of Appeals finds that petitioner has demonstrated the granting of the Variation will not:
  - a. Increase the hazard from fire or other dangers to said property as petitioner has demonstrated that the deck will conform to all other County codes.
  - b. Diminish the value of land and buildings throughout the County as petitioner has demonstrated that the deck is consistent with surrounding properties.
  - c. Unduly increase traffic congestion in the public streets and highways as petitioner has demonstrated

that the deck will not be located in the public right-of-way.

- d. Increase the potential for flood damages to adjacent property as petitioner has demonstrated that the Health Department does not have any concerns.
- e. Incur additional public expense for flood protection, rescue or relief as petitioner has demonstrated that the Stormwater 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 deck will not diminish the character of the neighborhood.

PETITIONER'S DEVELOPMENT FACT SHEET

GENERAL ZONING CASE INFORMATION

CASE #/PETITIONER	Z09-035 Kornecki	
OWNER	Jerzy Kornecki, 7S327 Pinehurst Court, Naperville, Illinois 60540	
ADDRESS/LOCATION	7S327 Pinehurst Court, Naperville, IL 60540	
PUBLICATION DATE	Daily Herald:	Liberty Suburban:
	August 9, 2009	August 12, 2009
ZONING REQUEST	Variation to reduce side yard setback from 3 feet to 1 foot for a deck. (Sec. 37-704.1)	
PIN/TWSP./COUNTY	08-22-202-006	Lisle Township/
BOARD DISTRICT		District 2
ZONING/LUP	R-4 Single Family Residence	
AREA/UTILITIES	7,967 sq. feet (.18 Acres)	Water and Sewer
PUBLIC HEARING	August 24, 2009, 5:30 p.m.	

ADDITIONAL INFORMATION:

Building:	Have reviewed and no concerns
Transportation	Have reviewed and no concerns
Planning (EDP):	
DUDOT:	Have reviewed and no concerns
Health:	Have reviewed and no concerns
Stormwater:	Have reviewed and no concerns
Public Works:	Have reviewed and no concerns. DPC has a sanitary sewer main on the south side of Pinehurst Lane. There should be no conflicts with this project. Woodridge Water.

EXTERNAL:

Village of Woodridge:	Has concerns with petition. See attached letter.
Lisle Township:	What are neighbors concerns? Right against Parcel #2.
Lisle Township Highway:	Have reviewed and no concerns

Lisle-Woodridge Fire District: Have reviewed and no concerns

GENERAL BULK REQUIREMENTS:

REQUIREMENTS for deck:	REQUIRED	EXISTING	PROPOSED
Front Yard:	30 feet	N/A	N/A
North Int. Side Yard:	3 feet	N/A	In excess of 3 feet
South Int. Side Yard:	3 feet	N/A	1 foot
Rear Yard:	15 feet	N/A	In excess of 15 feet

LAND USE

Location	Zoning	Existing Use	LUP
Subject	R-4 Single Family Residence	Townhouse	5-15 DU/AC
North	Incorporated Woodridge	Single Family Home	Incorporated Woodridge
South	Pine Hurst Court and Beyond R-4 Single Family Res.	Townhouse	5-15 DU/AC
East	R-4 Single Family Residence	Townhouse	5-15 DU/AC
West	R-4 Single Family Residence	Townhouse	5-15 DU/AC

WHEREAS, the Zoning Board of Appeals having considered in relation to the above and at the recommendation meeting held on August 24, 2009 recommends to approve the following zoning relief:

Variation to reduce side yard setback from 3 feet to 1 foot for a deck.

Subject to the following conditions:

1. That the property be developed in accordance with the petitioner's site plan made part of Zoning Petition #Z09-035 Kornecki, dated August 24, 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 September 1, 2009 considered the above findings and recommendations of the Zoning Board of Appeals and recommends to

concur with the findings and recommends to approve the following zoning relief:

Variation to reduce side yard setback from 3 feet to 1 foot for a deck.

Subject to the following conditions:

1. That the property be developed in accordance with the petitioner's site plan made part of Zoning Petition #Z09-035 Kornecki, dated August 24, 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:

Variation to reduce side yard setback from 3 feet to 1 foot for a deck on the property hereinafter described:

PARCEL 1 OF LOT 7 OF HOBSON CREEK NORTH, BEING A RESUBDIVISION OF LOT 703 OF HOBSON CREEK UNIT 1, A SUBDIVISION OF PART OF SECTION 22, TOWNSHIP 38 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JULY 26, 1978 AS DOCUMENT NO. R78-68422, AND CERTIFICATE OF CORRECTION RECORDED SEPTEMBER 26, 1978 AS DOCUMENT R78-92061, IN DU PAGE COUNTY ILLINOIS.

ALSO KNOWN AS:

PARCEL 1 OF HOBSON CREEK NORTH ASSESSMENT PLAT OF LOT 7 OF HOBSON CREEK, BEING A RESUBDIVISION OF LOT 703 OF HOBSON CREEK UNIT 1, A SUBDIVISION OF PART OF SECTION 22, TOWNSHIP 38 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JUNE 18, 1986 AS DOCUMENT R86-62260, 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 #Z09-035 Kornecki, dated August 24, 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; Keya N. Willis, Zoning; State's Attorney's Office; DuPage County Health Department; DuPage County Division of Transportation; Jerzy Kornecki, 7S327 Pinehurst Court, Naperville, Illinois 60540 and Lisle Township Assessor, 4721 Indiana Avenue, Lisle, Illinois 60532.

Enacted and approved this 8th day of September, 2009, A.D.

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Member Michelassi moved, seconded by Member Zay, that Ordinance #ZP-Z09-059 (petitioner Nitsch) be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahan, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." One vacancy. Motion carried.

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O R D I N A N C E  
ZP-Z09-059  
Nitsch

WHEREAS, a public hearing was held on August 24, 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:

Variation to Reduce the Corner Side Yard Setback from 30 feet to 11.26 feet for an addition on the property hereinafter described:

LOT 91 IN STEEPLE RUN UNIT 2, BEING A SUBDIVISION OF PART OF SECTIONS 9 AND 16, TOWNSHIP 38 NORTH, RANGE 10 EAST OF THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED DECEMBER 28, 1971 AS DOCUMENT NO. R71-66527, AND CERTIFICATE OF CORRECTION RECORDED FEBRUARY 28, 1973 AS DOCUMENT NO. R72-9719 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 August 24, 2009 does find as follows:

FINDINGS OF FACT:

1. That the petitioner has testified that the addition will be 14x15.
2. That the petitioner has testified that it will be a living room addition.

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.
  - a. That the petitioner has demonstrated a unique hardship or circumstance with the fact that the configuration of the lot prevents him from locating the addition to another portion of the house.
2. That the Zoning Board of Appeals finds that petitioner has demonstrated the granting of the Variation will not:
  - a. Increase the hazard from fire or other dangers to said property as petitioner has demonstrated that the addition will conform to all other County codes.
  - b. Diminish the value of land and buildings throughout the County as petitioner has demonstrated that the addition will match the same footprint.
  - c. Unduly increase traffic congestion in the public streets and highways as petitioner has demonstrated that the addition will not be located in the public right-of-way.
  - d. Increase the potential for flood damages to adjacent property as petitioner has demonstrated that the Health Department does not have any concerns.

- e. Incur additional public expense for flood protection, rescue or relief as petitioner has demonstrated that the Stormwater 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 addition will be consistent with the character of the neighborhood.

PETITIONER'S DEVELOPMENT FACT SHEET

GENERAL ZONING CASE INFORMATION

CASE #/PETITIONER	Z09-059 Nitsch	
OWNER	Frank and Mary Nitsch, 5S755 Park Meadow Drive, Naperville, Illinois 60540	
AGENT FOR PETITIONER	Dan Peckenpaugh, 1504 North Washington Street, Wheaton, Illinois 60187	
ADDRESS/LOCATION	5S755 Park Meadow Dr, Naperville, IL 60540	
PUBLICATION DATE	Daily Herald:	Liberty Suburban:
	August 7, 2009	August 12, 2009
ZONING REQUEST	Variation to Reduce the Corner Side Yard Setback from 30 feet to 11.26 feet for an addition (Sec. 37-704-4)	
PIN/TWSP./COUNTY	08-09-308-007	Lisle Township/
BOARD DISTRICT		District 5
ZONING/LUP	R-4 Single Family Residence	0-5 DU/AC
AREA/UTILITIES	9,609 sq. feet (.22 Acres)	Water and Sewer
PUBLIC HEARING	August 24, 2009, 5:30 p.m.	

ADDITIONAL INFORMATION:

Building:	Have reviewed and no concerns
Transportation	Have reviewed and no concerns
Planning (EDP):	
DUDOT:	Have reviewed and no concerns. Jurisdiction of Cliff Court under Township Highway Commissioner to review/comment upon.
Health:	Have reviewed and no concerns
Stormwater:	Have reviewed and no concerns
Public Works	Have reviewed and no concerns. DPC has sanitary sewer and water mains on Park Meadow Drive and Cliff Court. No conflict.

EXTERNAL:

Lisle Township:	Have reviewed and no concerns
Lisle Township	Have reviewed and no concerns
Highway:	
Lisle-Woodridge	Have reviewed and no concerns
Fire District:	

GENERAL BULK REQUIREMENTS:

REQUIREMENTS for principal structure:	REQUIRED	EXISTING	PROPOSED
Front Yard:	30 feet	31 feet	31 feet
East Int. Side Yard:	7.6 feet	10.6 feet	10.6 feet
West Corner Side Yard:	30 feet	11.26 feet	11.26 feet
Rear Yard:	30 feet	In excess of 30 feet	In excess of 30 feet

LAND USE

Location	Zoning	Existing Use	LUP
Subject	R-4 Single Family Residence	Single Family Home	0-5 DU/AC
North	R-4 Single Family Residence	Single Family Home	0-5 DU/AC
South	Cliff Court and Beyond R-4 Single Family Residence	Single Family Home	0-5 DU/AC
East	R-4 Single Family Residence	Single Family Home	0-5 DU/AC
West	Park Meadow Drive and Beyond R-4 Single Family Residence	Single Family Home	0-5 DU/AC

WHEREAS, the Zoning Board of Appeals having considered in relation to the above and at the recommendation meeting held on August 24, 2009 recommends to approve the following zoning relief:

Variation to Reduce the Corner Side Yard Setback from 30 feet to 11.26 feet for an addition.

Subject to the following conditions:

1. That the property be developed in accordance with the petitioner's site plan made part of Zoning Petition #Z09-059 Nitsch, dated August 24, 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 September 1, 2009 considered the above findings and recommendations of the Zoning Board of Appeals and recommends to

concur with the findings and recommends to approve the following zoning relief:

Variation to Reduce the Corner Side Yard Setback from 30 feet to 11.26 feet for an addition.

Subject to the following conditions:

1. That the property be developed in accordance with the petitioner's site plan made part of Zoning Petition #Z09-059 Nitsch, dated August 24, 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:

Variation to Reduce the Corner Side Yard Setback from 30 feet to 11.26 feet for an addition on the property hereinafter described:

LOT 91 IN STEEPLE RUN UNIT 2, BEING A SUBDIVISION OF PART OF SECTIONS 9 AND 16, TOWNSHIP 38 NORTH, RANGE 10 EAST OF THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED DECEMBER 28, 1971 AS DOCUMENT NO. R71-66527, AND CERTIFICATE OF CORRECTION RECORDED FEBRUARY 28, 1973 AS DOCUMENT NO. R72-9719 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 #Z09-059 Nitsch, dated August 24, 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; Keya N. Willis, Zoning; State's Attorney's Office; DuPage County Health Department; DuPage County Division of Transportation; Frank and Mary Nitsch, 5S755 Park Meadow Drive, Naperville, Illinois 60540 and Lisle Township Assessor, 4721 Indiana Avenue, Lisle, Illinois 60532.

Enacted and approved this 8th day of September, 2009, A.D.

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Member McMahon moved, seconded by Member Zediker, that Resolution #Jpp-042B-07 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." One vacancy. Motion carried.

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R E S O L U T I O N  
Jpp-042B-07

AMENDMENT TO RESOLUTION Jpp-042A-07  
AWARDED TO RADCO COMMUNICATIONS  
FOR PREVENTIVE MAINTENANCE AND TIME & MATERIALS  
FOR RADIO EQUIPMENT, TOWERS AND ANTENNAS  
(TO DECREASE CONTRACT \$4,034.10, A DECREASE OF 10.50%)

WHEREAS, Resolution Jpp-042-07 was approved and adopted by the County Board on April 30, 2007; and

WHEREAS, Resolution Jpp-042A-07 was approved and adopted by the DuPage County Board on January 27, 2009, decreasing the encumbrance \$7,825.75; and

WHEREAS, the Judicial/Public Safety Committee and the Finance Committee recommend changes as stated in the Change Order Notice to decrease contract #A14118, awarded to Radco Communications for preventive maintenance and time & materials for radio equipment, towers, and antennas in the amount of \$4,034.10 for the Office of Homeland Security and Emergency Management.

NOW, THEREFORE BE IT RESOLVED, that County Board adopts the Change Order Notice, dated August 11, 2009, to County contract #A14118, awarded to Radco Communications, for preventive maintenance and time & materials for radio equipment, towers,

and antennas, for a change order to decrease the encumbrance \$4,034.10 and close out the contract for the Office of Homeland Security and Emergency Management, resulting in a final contract total amount of \$34,540.15, a decrease of 10.50% and a cumulative decrease of 25.60%.

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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

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R E S O L U T I O N  
Jpp-052A-08

AMENDMENT TO RESOLUTION Jpp-052-08  
AWARDED TO THOMSON WEST  
FOR THE PURCHASE OF LEGAL RESEARCH MATERIALS  
FOR THE 18TH JUDICIAL CIRCUIT COURT  
(INCREASE ENCUMBRANCE \$4,000.00: 25.00%)

WHEREAS, Resolution Jpp-052-08 was approved and adopted by the County Board on November 25, 2008; and

WHEREAS, the Judicial/Public Safety Committee recommends changes as stated in the Change Order Notice to increase contract #E15211 awarded to Thomson West for legal research materials for the 18th Judicial Circuit Court in the amount of \$4,000.00.

NOW, THEREFORE BE IT RESOLVED, that the County Board adopts the Change Order Notice, dated August 14, 2009, to County Contract #E15211 awarded to Thomson West for legal research materials for the 18th Judicial Circuit Court to increase the encumbrance \$4,000.00, resulting in a new contract total amount of \$20,000.00, an increase of 25.00%.

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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Member McMahon moved, seconded by Member Zay, that Resolution #JPP-047-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." One vacancy. Motion carried.

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R E S O L U T I O N

JPP-047-09

AWARDING RESOLUTION ISSUED TO CURRIE MOTORS  
FOR THE PURCHASE OF ONE (1)  
CHEVROLET MALIBU HYBRID FOR THE CORONER  
(CONTRACT TOTAL AMOUNT: \$25,170.50)

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

WHEREAS, the lowest most responsible bidder has been designated and the Judicial/Public Safety Committee recommends County Board Approval for the issuance of a contract purchase order for the purchase of one (1) Chevrolet Malibu Hybrid vehicle, for the Coroner's Office.

NOW, THEREFORE BE IT RESOLVED, that County Requisition #15778, dated August 17, 2009, covering said, for the purchase of one (1) Chevrolet Malibu Hybrid vehicle, for the Coroner's Office, be, and it is hereby approved for issuance of a contract purchase order by the Procurement Division to, Currie Motors, 9423 West Lincoln Highway, Frankfurt, Illinois 60423, for a total contract amount of \$25,170.50, per Suburban Purchasing Cooperative Program.

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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Member McMahon moved, seconded by Member Zay, that Resolution #JPP-048-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." One vacancy. Motion carried.

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R E S O L U T I O N

JPP-048-09

AWARDING RESOLUTION ISSUED TO CURRIE MOTORS  
FOR THE PURCHASE OF ONE (1)  
CHEVROLET MALIBU HYBRID FOR PROBATION  
(CONTRACT TOTAL AMOUNT: \$25,124.85)

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

WHEREAS, the lowest most responsible bidder has been designated and the Judicial/Public Safety Committee recommends County Board Approval for the issuance of a contract purchase order for the purchase of one (1) Chevrolet Malibu Hybrid vehicle, for Probation Services.

NOW, THEREFORE BE IT RESOLVED, that County Requisition #15795, dated August 24, 2009, covering said, for the purchase of one (1) Chevrolet Malibu Hybrid vehicle, for Probation Services, be, and it is hereby approved for issuance of a contract purchase order by the Procurement Division to, Currie Motors, 9423 West Lincoln Highway, Frankfurt, Illinois 60423, for a total contract amount of \$25,124.85, per Suburban Purchasing Cooperative Program.

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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Member Olson moved, seconded by Member Healy, that Resolution #FMP-027C-07 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." One vacancy. Motion carried.

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R E S O L U T I O N

FMP-027C-07

AMENDMENT TO RESOLUTION FMP-027B-07 ISSUED TO  
MIDCO, INCORPORATED FOR JUDICIAL OFFICE FACILITY  
ELECTRONIC SECURITY SYSTEM UPGRADES FOR FACILITIES MANAGEMENT  
(EXTEND CONTRACT PERIOD TO NOVEMBER 30, 2009)

WHEREAS, Resolution FMP-027-07 was approved and adopted by the County Board on June 13, 2007; and

WHEREAS, Resolution Fmp-027A-07 was approved and adopted by the County Board on October 14, 2008; and

WHEREAS, Resolution Fmp-027B-07 was approved and adopted by the County Board on January 27, 2009; and

WHEREAS, the Public Works Committee recommends changes as stated in the Change Order Notice to Contract #A14226, issued to Midco, Incorporated, for electronic security system upgrades at the Judicial Office Facility, to extend the contract term to November 30, 2009 to allow for project completion and processing of final invoices, for Facilities Management.

NOW, THEREFORE BE IT RESOLVED, that the County Board adopts Change Order Notice, dated August 17, 2009, to County Contract #A14226, issued to Midco, Incorporated, for electronic security system upgrades at the Judicial Office Facility, to extend the contract term to November 30, 2009, for Facilities Management, resulting in no change in contract total amount.

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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Member Olson moved, seconded by Member Healy, that Resolution #Fmp-019A-08 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." One vacancy. Motion carried.

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R E S O L U T I O N  
Fmp-019A-08

AMENDMENT OF AGREEMENT BETWEEN THE COUNTY  
OF DU PAGE, ILLINOIS AND K2N CREST  
FOR PROFESSIONAL ENGINEERING SERVICES  
FOR REPLACEMENT JUDICIAL OFFICE FACILITY WINDOWS  
(EXPAND SCOPE OF WORK AND DECREASE ENCUMBRANCE \$21,509.84)

WHEREAS, Resolution Fmp-019-08 was approved and adopted by the County Board on April 8, 2008; and

WHEREAS in accordance with EN-0006-08, Facilities Management has incorporated sustainable design and procurement practices in facility maintenance operations and upgrades, and

implemented this policy with investigation of energy efficient and green window alternatives; and

WHEREAS, the Public Works Committee recommends changes as stated in the Change Order Notice to Contract #S14785, issued to K2N Crest, for the Judicial Office Facility Window Replacement Project, to allow for investigation of energy efficient green window alternatives as part of energy calculations scope; and to decrease the encumbrance in the amount of \$21,509.84, and close the contract after payment of final invoice, for Facilities Management.

NOW, THEREFORE BE IT RESOLVED, that County Board adopts Change Order Notice, dated July 22, 2009, to Contract #S14785, issued to K2N Crest, Judicial Office Facility Window Replacement Project, to allow for investigation of energy efficient green window alternatives as part of energy calculations scope; and to decrease and close the contract after payment of final invoice, for Facilities Management, to decrease the encumbrance in the amount of \$21,509.84, and to close the contract, taking the original contract total amount of \$28,462.00, resulting in a final contract total amount of \$6,952.16, a decrease of 75.57%.

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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Member Olson moved, seconded by Member Healy, that Resolution #FMp-032A-08 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." One vacancy. Motion carried.

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R E S O L U T I O N  
FMp-032A-08

AMENDMENT TO RESOLUTION FMp-032-08  
ISSUED TO KONE, INC.

FOR ELEVATOR UPGRADES AND REPLACEMENTS FOR THE CAMPUS  
(EXTEND CONTRACT PERIOD TO NOVEMBER 30, 2009)

WHEREAS, Resolution FMp-032-08 was approved and adopted by the County Board on June 24, 2008; and

WHEREAS, the Public Works Committee recommends changes as stated in the Change Order Notice to Contract #A14918, issued to

Kone, Incorporated, for elevator upgrades and replacements for the County campus, to extend the contract term to November 30, 2009 to allow for completion of final elevators, punch list items, and the processing of final invoices, for Facilities Management.

NOW, THEREFORE BE IT RESOLVED, that County Board adopts Change Order Notice, dated August 19, 2009, to Contract #A14918, issued to Kone, Incorporated, for elevator upgrades and replacements for the County campus, to extend the contract term to November 30, 2009, for Facilities Management, resulting in no change in contract total amount.

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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

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R E S O L U T I O N

Fmp-052A-08

AMENDMENT TO RESOLUTION Fmp-052-08 ISSUED TO  
WHEATON SANITARY DISTRICT FOR SANITARY SEWER  
UTILITY SERVICE AS NEEDED FOR THE COUNTY CAMPUS  
AND NON-CONNECTED FACILITIES  
(INCREASE CONTRACT TOTAL AMOUNT \$71,500.00)

WHEREAS, Resolution Fmp-052-08 was approved and adopted by the County Board on October 14, 2008; and

WHEREAS, the Public Works Committee recommends changes as stated in the Change Order Notice to increase Contract #U15107, issued to Wheaton Sanitary District, to provide sanitary sewer services, for the County campus and non-connected facilities, for a one year period from October 1, 2008 through September 30, 2009, to increase the encumbrance in the amount of \$71,500.00, for Facilities Management.

NOW, THEREFORE BE IT RESOLVED, that the County Board adopts Change Order Notice, dated August 18, 2009, to County Contract #U15107, issued to Wheaton Sanitary District, to provide

sanitary sewer services, for the County campus and non-connected facilities, for a one year period from October 1, 2008 through September 30, 2009, to increase the encumbrance in the amount of \$71,500.00, taking the original contract total amount of \$157,100.00, and resulting in an amended contract total amount of \$228,600.00, an increase of 45.51%.

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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Member Olson moved, seconded by Member Healy, that Resolution #Fmp-056A-08, an amendment to Nicor for natural gas distribution services for the County campus, for a change order to increase the encumbrance \$150,500.00, resulting in a new contract total amount of \$300,438.00, an increase of 100.37%, be approved and adopted.

Member Michelassi questioned what this amendment was for. Kathy MacLennan, Building Operations Coordinator, replied that the County participated in the State of Illinois joint funding purchasing contract with the University of Illinois. The State of Illinois has cancelled the contract, requiring the County to re-bid natural gas supply for the campus. Nicor has agreed to fulfill the remainder of the contract.

Member Olson moved, seconded by Member Healy, that Resolution #Fmp-056A-08 be approved and adopted. On roll call, Members Curran, Eckhoff, Fichtner, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Members Enger and Gonzalez voted "nay." One vacancy. Motion carried.

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R E S O L U T I O N  
Fmp-056A-08

AMENDMENT TO RESOLUTION Fmp-056-08 ISSUED TO NICOR GAS  
FOR NATURAL GAS UTILITY DISTRIBUTION SERVICES  
FOR THE COUNTY CAMPUS  
(INCREASE ENCUMBRANCE \$150,500.00)

WHEREAS, Resolution Fmp-056-08 was approved and adopted by the County Board on October 14, 2008; and

WHEREAS, the Public Works Committee recommends changes as stated in the Change Order Notice to increase Contract #U15111, issued to Nicor Gas, to provide natural gas utility distribution

services for the County campus, for a one year period from October 1, 2008 through September 30, 2009, to increase the encumbrance in the amount of \$150,500.00, for Facilities Management.

NOW, THEREFORE BE IT RESOLVED, that the County Board adopts Change Order Notice, dated August 18, 2009, to County Contract #U151111, issued to the Nicor Gas, to provide natural gas utility distribution services for the County campus, for a one year period from October 1, 2008 through September 30, 2009, to increase the encumbrance in the amount of \$150,500.00, taking the original contract total amount of \$149,938.00, and resulting in an amended contract total amount of \$300,438.00, an increase of 100.37%.

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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Member Olson moved, seconded by Member Healy, that Resolution #FMp-057B-08, an Amendment to the University of Illinois for natural gas management and supply services, for the period October 1, 2008 through September 30, 2009, for a change order to decrease the encumbrance \$1,314,941.25 and close out the contract for Facilities Management, resulting in a final contract total amount of \$1,251,345.75, a decrease of 51.23% and a cumulative decrease of 51.39%, be approved and adopted.

Member Redick left the room to avoid a conflict of interest.

Member Olson moved, seconded by Member Healy, that Resolution #FMp-057B-08 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski, Sheahan, Zay and Zediker voted "aye." Member Redick was not present at the time of roll call. One vacancy. Motion carried.

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R E S O L U T I O N

FMP-057B-08

AMENDMENT TO RESOLUTION FMP-057A-08 ISSUED TO THE UNIVERSITY OF ILLINOIS TO PROVIDE NATURAL GAS MANAGEMENT AND SUPPLY SERVICES FOR THE COUNTY CAMPUS (DECREASE ENCUMBRANCE \$1,314.941.25 AND CLOSE CONTRACT)

WHEREAS, Resolution FMP-057A-08 was approved and adopted by the County Board on August 25, 2009; and

WHEREAS, Resolution FMP-057-08 was approved and adopted by the County Board on October 14, 2008; and

WHEREAS, the Public Works Committee recommends changes as stated in the Change Order Notice to decrease Contract #U15114, issued to the University of Illinois, to provide natural gas management and supply services for the County campus, for the period October 1, 2008 through September 30, 2009, for Facilities Management, to decrease the encumbrance in the amount of \$1,314,941.25 and close the contract.

NOW, THEREFORE BE IT RESOLVED, that the County Board adopts Change Order Notice, dated August 18, 2009, to County Contract #U15114, issued to the University of Illinois, to provide natural gas management and supply services for the County campus, for the period October 1, 2008 through September 30, 2009, for Facilities Management, to decrease the encumbrance in the amount of \$1,314,941.25, and to close the contract, taking the original contract total amount of \$2,574,287.00, with the subsequent decrease of \$8,000.00, and resulting in a final contract total amount of \$1,251,345.75, a decrease of 51.23% and a cumulative decrease of 51.39%.

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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Member Olson moved, seconded by Member Healy, that Resolution #PWp-002A-07 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." One vacancy. Motion carried.

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R E S O L U T I O N

PWp-002A-07

AMENDMENT TO RESOLUTION AWARDED TO DANKA OFFICE IMAGING  
 FOR DOCUMENT MANAGEMENT SOFTWARE  
 FOR CONTRACT CLOSEOUT REDUCTION  
 (DECREASE \$3,600.00 AND CLOSE CONTRACT)

WHEREAS, the County of DuPage ("COUNTY") and Danka Office Imaging ("VENDOR") have entered into an Agreement under Resolution PWp-002-07 to provide office imaging for document management software for Public Works; and

WHEREAS, the County required Danka Office Imaging to provide office imaging for document management software for Public Works; and

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

WHEREAS, the COUNTY and VENDOR have agreed to decrease the contract amount by \$3,600.00, taking the original contract amount of \$23,350.00 and close out the contract at this time in the amended amount of \$19,750.00; and

WHEREAS, per RFP #06-004 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 VENDOR 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 to Anthony Hayman, State's Attorney's Office.

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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Member Olson moved, seconded by Member Healy, that Resolution #PWp-028A-07 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski,

Redick, Sheahan, Zay and Zediker voted "aye." One vacancy.  
 Motion carried.

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R E S O L U T I O N

PWp-028A-07

AMENDMENT TO RESOLUTION PWp-028-07 AWARDED TO  
 DAY & ROBERT, P.C. FOR LEGAL SERVICES RELATED TO  
 LAKE MICHIGAN WATER CONNECTION  
 (DECREASE ENCUMBRANCE \$3,874.90 AND CLOSE CONTRACT)

WHEREAS, the County of DuPage ("COUNTY") and Day & Roberts, P.C. ("LEGAL CONSULTANT") have entered into an Agreement under Resolution PWp-028-07 for the purpose of providing Legal Services in matters related to the extension of Lake Michigan water to unincorporated areas of DuPage County; and

WHEREAS, the LEGAL CONSULTANT provided Legal Services in matters related to the extension of Lake Michigan water to unincorporated areas of DuPage County; and

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

WHEREAS, the COUNTY and LEGAL CONSULTANT have agreed to decrease the contract amount by \$3,874.90, taking the original contract amount of \$30,000.00 and close out the contract at this time in the amended amount of \$26,125.10; and

WHEREAS, 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 LEGAL CONSULTANT for services is hereby amended as shown on the attachment hereto; and

BE IT FURTHER RESOLVED that the Dupage County Clerk, be directed to transmit certified copies of this Resolution and attached Change Order Request Form to Anthony Hayman, State's Attorney's Office.

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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Member Olson moved, seconded by Member Healy, that Resolution #PWp-034A-07 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." One vacancy. Motion carried.

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R E S O L U T I O N  
PWp-034A-07

AMENDMENT TO RESOLUTION ISSUED TO STEWART SPREADING FOR DAILY REMOVAL AND AGRICULTURAL LAND APPLICATION OF BIOSOLIDS FROM THE WOODRIDGE GREENE VALLEY AND KNOLLWOOD TREATMENT FACILITIES  
(DECREASE CONTRACT: \$37,000.00)

WHEREAS, the County of DuPage ("COUNTY") and Stewart Spreading ("CONTRACTOR") have entered into an Agreement under Resolution PWp-034-07 and was adopted and approved by the County Board on November 13, 2007 to provide the daily removal and land application of biosolids from the Woodridge Greene Valley and Knollwood Treatment Facilities for Public Works; and

WHEREAS, the County required Stewart Spreading to provide the daily removal and land application of biosolids from the Woodridge Greene Valley and Knollwood Treatment Facilities for Public Works; and

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

WHEREAS, the COUNTY and CONTRACTOR have agreed to decrease the contract amount by \$37,000.00 taking the original contract amount of \$350,000.00 and close out the contract at this time in the amended amount of \$313,000.00; and

WHEREAS, per Bid #07-042 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 County Clerk be directed to transmit certified copies of this Resolution and attached Change Order Request Form amending the Agreement with Stewart Spreading and Water to Anthony Hayman, State's Attorney's Office.

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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Member Olson moved, seconded by Member Healy, that Resolution #PWp-025A-08 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." One vacancy. Motion carried.

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R E S O L U T I O N  
PWp-025A-08

AMENDMENT TO RESOLUTION AWARDED TO COM ED  
FOR ELECTRIC SERVICES FOR THE PUBLIC WORKS FACILITIES  
FOR CONTRACT REDUCTION  
(DECREASE CONTRACT: \$15,000.00)

WHEREAS, Resolution PWp-025-08 was approved and adopted by the County Board on September 9, 2008; and

WHEREAS, there are unexpended funds remaining under the contract which can be encumbered into the new contract to become effective October 1, 2009; and

WHEREAS, the Public Works Committee recommends changes as stated in the Change Order Notice to decrease contract #U15034 awarded to ComEd, in the amount of \$15,000.00.

NOW, THEREFORE BE IT RESOLVED that the County Board adopts the Change Order Notice, dated August 17, 2009, to County Contract #U15034 awarded to ComEd for electrical service for the Public Works Facilities, to decrease the encumbrance \$15,000.00 for Public Works, resulting in a new contract total amount of \$230,000.00.

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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Member Olson moved, seconded by Member Healy, that Resolution #PWp-026A-08 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." One vacancy. Motion carried.

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R E S O L U T I O N  
PWp-026A-08

AMENDMENT TO RESOLUTION AWARDED TO NICOR  
FOR NATURAL GAS SERVICES FOR CONTRACT REDUCTION  
(\$95,000.00 CONTRACT DECREASE)

WHEREAS, Resolution PWp-026-08 was approved and adopted by the County Board on September 9, 2008; and

WHEREAS, the Public Works Committee recommends changes as stated in the Change Order Notice to increase contract #U15033a awarded to NICOR, in the amount of \$95,000.00.

NOW, THEREFORE BE IT RESOLVED that the County Board adopts the Change Order Notice, dated August 17, 2009, to County Contract #U15033a awarded to NICOR for Natural Gas Service for Public Works, to increase the encumbrance \$95,000.00, taking the original contract amount of \$132,000.00, resulting in a new contract total amount of \$227,000.00.

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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Member Olson moved, seconded by Member Healy, that the Committee be discharged in order to consider Resolution #FMp-044-09, a Requisition issued to Center Point Energy Services, Inc., for Natural Gas Management and Supply Services, for the period October 1, 2009 through September 30, 2010, for a contract total amount of \$1,139,335.00. On voice vote, motion carried.

Member Olson moved, seconded by Member Healy, that Resolution #Fmp-044-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." One vacancy. Motion carried.

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R E S O L U T I O N

Fmp-044-09

AWARDING RESOLUTION ISSUED TO  
CENTER POINT ENERGY SERVICES, INCORPORATED  
FOR NATURAL GAS MANAGEMENT AND SUPPLY SERVICES  
AS NEEDED FOR COUNTY CAMPUS  
(CONTRACT TOTAL AMOUNT: \$1,139,335.00)

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

WHEREAS, the lowest most responsible bidder has been designated and the Public Works Committee recommends County Board Approval for the issuance of a contract purchase order for natural gas management and supply services, as needed for the County campus, for a one year period, from October 1, 2009 through September 30, 2010, for Facilities Management.

NOW, THEREFORE BE IT RESOLVED, that County Requisition #15709, dated September 2, 2009, covering said, contract purchase order for natural gas management and supply services, as needed for the County campus, for a one year period, from October 1, 2009 through September 30, 2010, for Facilities Management, be, and it is hereby approved for issuance of a contract purchase order by the Procurement Division to, Center Point Energy Service, Incorporated, 3010 Highland Parkway, Suite 525, Downers Grove, Illinois 60515, for a total contract amount of \$1,139,335.00, per lowest responsible bid #09-096.

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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Member Olson moved, seconded by Member Healy, that Resolution #Fmp-047-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy,

Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." One vacancy. Motion carried.

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R E S O L U T I O N  
FMP-047-09

AWARDING RESOLUTION ISSUED TO HD SUPPLY FACILITIES MAINTENANCE  
FURNISH AND DELIVER MISCELLANEOUS MAINTENANCE, REPAIR AND  
OPERATIONS SUPPLIES AS NEEDED FOR THE COUNTY CAMPUS  
FOR FACILITIES MANAGEMENT  
(CONTRACT TOTAL AMOUNT: \$100,000.00)

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

WHEREAS, the lowest most responsible bidder has been designated and the Public Works Committee recommends County Board Approval for the issuance of a contract purchase order to HD Supply Facilities Maintenance, to furnish and deliver miscellaneous maintenance, repair and operations parts and supplies, as needed for the County campus, for the period September 8, 2009 through November 30, 2010, for Facilities Management.

NOW, THEREFORE BE IT RESOLVED, that County Requisition #15792, dated August 21, 2009, covering said, to furnish and deliver miscellaneous maintenance, repair and operations parts and supplies, as needed for the County campus, for the period September 8, 2009 through November 30, 2010, for Facilities Management, be, and it is hereby approved for issuance of a contract purchase order by the Procurement Division to, HD Supply Facilities Maintenance, 10641 Scripps Summit Court, San Diego, California 92131, for a total contract amount of \$100,000.00, discounts per U.S. Communities Contract #05091.

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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Member Olson moved, seconded by Member Healy, that the Committee be discharged in order to consider Resolution #PWp-027-09, a Requisition issued to Center Point Energy Services, Inc., for Natural Gas Management and Supply Services for the period October 1, 2009 through September 30, 2010, for a contract total amount of \$337,250.44. On voice vote, motion carried.

Member Olson moved, seconded by Member Healy, that Resolution #PWp-027-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." One vacancy. Motion carried.

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R E S O L U T I O N

PWp-027-09

AWARDING RESOLUTION TO CENTER POINT ENERGY SERVICES, INC.  
FOR NATURAL GAS MANAGEMENT  
FOR VARIOUS PUBLIC WORKS FACILITIES  
(COUNTY COST: \$337,250.44)

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

WHEREAS, the lowest responsible bidder has been designated as Center Point Energy Services, Inc. and the Public Works Committee recommends County Board approval for the issuance of a Contract Purchase Order for Natural Gas Management for various Public Works Facilities for the period of October 1, 2009 through September 30, 2010.

NOW, THEREFORE BE IT RESOLVED, that County Purchase Requisition #15711, dated September 2, 2009, covering said for Natural Gas Management for various Public Works Facilities for the period of October 1, 2009 through September 30, 2010, for the Public Works Department, be, and it is hereby approved for issuance of a Contract Purchase Order by the Procurement Division to Center Point Energy Services, Inc., 3010 Highland Parkway, Suite 525, Downers Grove, Illinois 60515 for a contract total of \$337,250.44, per lowest responsible bid #09-096.

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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Member Olson moved, seconded by Member Healy, that Resolution #PWp-030-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." One vacancy. Motion carried.

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R E S O L U T I O N

PWp-030-09

AWARDING RESOLUTION ISSUED TO NICOR GAS  
FOR NATURAL GAS TRANSMISSION SERVICES  
FOR PUBLIC WORKS FACILITIES  
(CONTRACT TOTAL AMOUNT: \$90,000.00)

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

WHEREAS, the Public Works Committee recommends County Board approval for the issuance of a contract purchase order to Nicor for natural gas transmission services for the Public Works Facilities, for the period October 1, 2009 through September 30, 2010.

NOW, THEREFORE BE IT RESOLVED, that County Requisition #15799, dated August 24, 2009, covering said natural gas transmission services Public Works facilities, for the period 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 Nicor Gas, P.O. Box 2020, Aurora, Illinois 60507, for a contract total amount of \$90,000.00, exempt from bidding per 55 ILCS 5/5-1022 (c) "Competitive Bids" not suitable for competitive bidding-Sole Source.

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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Member Olson moved, seconded by Member Healy, that Resolution #PWp-032-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." One vacancy. Motion carried.

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R E S O L U T I O N

PWp-032-09

AWARDING RESOLUTION ISSUED TO COM ED FOR  
ELECTRIC SERVICES AT VARIOUS PUBLIC WORKS FACILITIES  
(CONTRACT TOTAL AMOUNT: \$150,000.00)

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

WHEREAS, the Public Works Committee recommends County Board approval for the issuance of a contract purchase order issued to ComEd for electric service for various Public Works Facilities, for a contract for the period October 1, 2009 through September 30, 2010.

NOW, THEREFORE BE IT RESOLVED, that County Requisition #15800, dated August 24, 2009, covering said for electric service for various Public Works Facilities, for the period 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 ComEd Revenue Management, 2100 Swift Road, Oak Brook, Illinois 60523, for a total contract amount of \$150,000.00, exempt from bidding per 55 ILCS 5/5-1022 (c) "Competitive Bids" not suitable for competitive bidding-Sole Source.

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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Member Olson moved, seconded by Member Healy, that Resolution #PWp-033-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." One vacancy. Motion carried.

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R E S O L U T I O N

PWp-033-09

AWARDING RESOLUTION ISSUED TO GRAYBAR ELECTRIC TO FURNISH AND DELIVER ELECTRICAL PRODUCTS AS NEEDED FOR THE PUBLIC WORKS DEPARTMENT (CONTRACT TOTAL AMOUNT: \$32,000.00)

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

WHEREAS, the lowest most responsible bidder has been designated and the Public Works Committee recommends County Board Approval for the issuance of a contract purchase order to furnish and deliver electrical products, as needed for the Public Works Department, for a one year period, from September 9, 2009 through January 31, 2011, for Public Works.

NOW, THEREFORE BE IT RESOLVED, that County Requisition #15797, dated August 24, 2009, covering said, to furnish and deliver electrical products, as needed for the Public Works Department, for a one year period, from September 9, 2009 through January 31, 2011, for Public Works, be, and it is hereby approved for issuance of a contract purchase order by the Procurement Division to, Graybar Electric, 900 Regency Drive, Glendale Heights, Illinois 60139, for a total contract amount of \$32,000.00, per U.S. Communities Contract #43272.

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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Member Olson moved, seconded by Member Healy, that Resolution #PWp-034-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." One vacancy. Motion carried.

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R E S O L U T I O N  
PWp-034-09

AWARDING RESOLUTION ISSUED TO HOME DEPOT USA, INC.  
TO FURNISH MAINTENANCE, REPAIR AND OPERATING SUPPLIES  
AS NEEDED FOR THE PUBLIC WORKS DEPARTMENT  
(CONTRACT TOTAL AMOUNT: \$39,800.00)

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

WHEREAS, the lowest most responsible bidder has been designated and the Public Works Committee recommends County Board Approval for the issuance of a contract purchase order to furnish maintenance, repair and operating supplies, as needed for the Public Works Department, for a one year period, from September 9, 2009 through November 30, 2011, for Public Works.

NOW, THEREFORE BE IT RESOLVED, that County Requisition #15794, dated August 24, 2009, covering said, to furnish maintenance, repair and operating supplies, as needed for the Public Works Department, for a one year period, from September 9, 2009 through November 30, 2011, for Public Works, be, and it is hereby approved for issuance of a contract purchase order by the Procurement Division to, Home Depot USA, Inc., 2455 Races

Ferry Road, N.W., Atlanta, Georgia 30339 for a total contract amount of \$39,800.00, per U.S. Communities Contract #05091.

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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Member Olson moved, seconded by Member Healy, that Resolution #PWp-035-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, O'Shea, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." One vacancy. Motion carried.

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R E S O L U T I O N

PWp-035-09

AWARDING RESOLUTION TO STEWART SPREADING  
FOR DAILY REMOVAL AND AGRICULTURAL LAND APPLICATION  
OF BIOSOLIDS FROM THE WOODRIDGE GREENE VALLEY AND KNOLLWOOD  
TREATMENT FACILITIES  
(CONTRACT TOTAL AMOUNT: \$1,075,000.00)

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

WHEREAS, the Public Works Committee recommends County Board approval for the issuance of a contract purchase order issued to Stewart Spreading for daily removal and land application of biosolids from the Woodridge Greene Valley & Knollwood Treatment Facilities for Public Works Department.

NOW, THEREFORE BE IT RESOLVED, that County Requisition #15791, dated August 21, 2009, covering said for daily removal and land application of biosolids from the Woodridge Greene Valley & Knollwood Treatment Facilities, be, and it is hereby approved for issuance of a contract purchase order by the Procurement Division to Stewart Spreading, 3870 North Route 71, Sheridan, Illinois 60551 for a contract total amount of \$1,075,000.00. This Purchase Order represents the three (3) remaining years of an initial four (4) year contract term and is still subject to two (2) additional four (4) year renewal periods per low bid 07-042.

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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Member Zay moved, seconded by Member McMahon, that Resolution #SM-0005-09, Agreement between the County of DuPage, Illinois and the Natural Resources Conservation Service for funding assistance in the Churchill Woods Dam Floodplain/Wetland Restoration Project, be approved and adopted.

Member Zay thanked Senator Durbin for his help with securing funding for this project.

Member Healy thanked Member Zay, Chairman Schillerstrom, Senator Durbin and the lobbyists for their help on this project.

Member Zay moved, seconded by Member McMahon, that Resolution #SM-0005-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Member O'Shea was not present at the time of roll call. One vacancy. Motion carried.

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R E S O L U T I O N  
SM-0005-09

AGREEMENT BETWEEN THE COUNTY OF DU PAGE, ILLINOIS AND THE NATURAL RESOURCES CONSERVATION SERVICE FOR FUNDING ASSISTANCE IN THE CHURCHILL WOODS DAM FLOODPLAIN/WETLAND RESTORATION PROJECT

WHEREAS, the Illinois General Assembly has granted the County of DuPage (hereinafter referred to as "COUNTY") authority to plan and construct flood control projects and to enter into agreements for the purposes of stormwater management (55 ILCS 5/5-1062 and 5/5-15001, et seq.); and

WHEREAS, the COUNTY, pursuant to the above-cited statutory authority, has adopted the DuPage County Stormwater Management Plan ("Plan"), and that the Plan recognizes the value of watershed based habitat restoration projects as stormwater facilities and recognizes their contributions to local and regional water quality; and

WHEREAS, current studies show that dams, such as the Churchill Woods Dam, adversely impact fisheries and water

quality, and that those studies recommend that dams, meeting specific criteria, be removed; and

WHEREAS, with the assistance of Senator Richard Durbin, the Natural Resources Conservation Service (hereinafter referred to as "NRCS") has made available \$687,600.00 through the NRCS Agriculture, Rural Development, Food and Drug Administration and H.R. 1105, Public Law 111-8, Omnibus Appropriation Act of 2009, for the Churchill Woods Dam Floodplain/Wetland Restoration Project to enhance water quality, diversify recreational opportunities and restore river fisheries; and

WHEREAS, NRCS has agreed to grant, and the COUNTY is willing to accept, funding assistance from the NRCS subject to the terms of the attached Agreement, for a performance period of September 15, 2009 through September 30, 2010 in the amount of \$687,600.00, as a grant for the implementation of the Dam Removal Project; and

WHEREAS, it is in the best interest of the County of DuPage, and its residents to approve the attached Agreement with NRCS for the Churchill Woods Dam Floodplain/Wetland Restoration Project to enhance water quality, diversify recreational opportunities and restore river fisheries.

NOW, THEREFORE, BE IT RESOLVED that the DuPage County Board hereby approves and accepts the attached Agreement between the County of DuPage, Illinois and the Natural Resources Conservation Service for the Churchill Woods Dam Floodplain/Wetland Restoration Project to enhance water quality, diversify recreational opportunities and restore river fisheries; and

BE IT FURTHER RESOLVED that the County Clerk be directed to transmit certified copies of this Resolution and attached Agreement to William J. Gradle, Natural Resources Conservation Service, 2118 West Park Court, Champaign, Illinois 61821.

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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Member Zay moved, seconded by Member Healy, that Resolution #SMP-007A-08 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahan, Michelassi, Olson, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Member O'Shea was not present at the time of roll call. One vacancy. Motion carried.

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R E S O L U T I O N

SMP-007A-08

AMENDMENT BETWEEN THE COUNTY OF DU PAGE, ILLINOIS  
AND ALANIZ LANDSCAPE GROUP INC.

(DECREASE \$8,891.56 AND CONTRACT CLOSEOUT)

WHEREAS, the County of DuPage ("COUNTY") and Alaniz Landscape Group Inc. have entered into an Agreement under Resolution SMP-007-08 for the purpose of mowing and weed control services for the period April 1, 2008 through March 31, 2009; and

WHEREAS, there are allocated and unexpended funds remaining under the contract; and

WHEREAS, the contract will be decreased in the amount of \$8,891.56 and closed out in the amended amount of \$55,984.44 (13.70% decrease); 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 CONTRACTOR for 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 Alaniz Landscape Group Inc., to Anthony Hayman, State Attorney's Office.

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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

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R E S O L U T I O N

SMP-033A-09

AMENDMENT TO RESOLUTION SMP-033-09 AWARDED TO  
JFNEW & ASSOCIATES FOR VEGETATION RESTORATION AND MOWING  
FOR WOOD DALE/ITASCA RESERVOIR AND ELMHURST QUARRY  
(TO EXTEND THE CONTRACT WITH NO INCREASE  
TO THE CONTRACT TOTAL AMOUNT)

WHEREAS, Resolution SMP-033-09 was approved and adopted by  
the County Board on May 12, 2009; and

WHEREAS, the Stormwater Committee recommends changes as  
stated in the Change Order Notice to extend contract #A15565  
awarded to JFNew & Associates through November 1, 2009 with no  
change in the contract total amount.

NOW, THEREFORE, BE IT RESOLVED, that the County Board  
adopts the Change Order Notice dated, August 18, 2009 to  
contract #A15565, awarded to JFNew & Associates for vegetation  
restoration and mowing for Wood Dale/Itasca Reservoir and  
Elmhurst Quarry to extend contract #A15565 awarded to JFNew &  
Associates through November 1, 2009 with no change in the  
contract total amount.

Enacted and approved this 8th day of September, 2009, at  
Wheaton, Illinois.

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

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R E S O L U T I O N

SMP-031A-09

AMENDMENT TO THE JOINT FUNDING AGREEMENT BETWEEN THE COUNTY OF  
DU PAGE, ILLINOIS AND UNITED STATES DEPARTMENT OF THE INTERIOR -  
U.S. GEOLOGICAL SURVEY FOR WATER RESOURCES INVESTIGATIONS

WHEREAS, the County of DuPage ("COUNTY") and the United  
States Department of the Interior Geological Survey ("USGS")  
entered into an Agreement under County Board Resolution SMP-031-09  
for the purpose of providing water resources investigations in

DuPage County as well as providing other related tasks which are essential in implementing and maintaining the Stormwater Program (hereinafter referred to as the "PROJECT"); and

WHEREAS, the COUNTY would like to develop a real-time flood simulation and warning system for the West Branch DuPage River similar to the flood forecasting system that has been developed for the Salt Creek Watershed; and

WHEREAS, the COUNTY will implement the development of flood warning inundation maps based on stream gage readings for Salt Creek at Irving Park Road; and

WHEREAS, the COUNTY in association with the USGS will investigate and provide alternative telemetry sources for several rain gages where communication has been an on-going problem and will prepare a flood inundation report for the September 2008 flood event in Northeastern Illinois; and

WHEREAS, the USGS, the source of cooperative funding for this undertaking, has submitted a joint funding agreement to assist the Stormwater Management Division in implementing various stormwater programs for the period of May 1, 2009 through September 30, 2010; and

WHEREAS, the USGS shall increase their contribution for this PROJECT by \$27,500.00 from \$20,000.00 to \$47,500.00; and

WHEREAS, the COUNTY'S funding amount of \$200,500.00 will remain unchanged; and

WHEREAS, Paragraph 2(d) of the Joint Funding 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 and with no extension of the contract term of the work therein described.

NOW, THEREFORE, BE IT RESOLVED that the referenced Agreement between the COUNTY and the USGS is hereby amended as set forth on the attachment hereto and the Chairman of the DuPage County Board is hereby authorized and directed to execute said Amendment on behalf of the COUNTY; and

BE IT FURTHER RESOLVED that the County Clerk be directed to transmit a certified copy of the Resolution and attached Amendment to the U.S. Geological Survey, 1201 West University Avenue, Suite 100, Urbana, Illinois 61801-2347 and Anthony Hayman, State's Attorney's Office.

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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Member Sheahan moved, seconded by Member Healy, that Resolution #TEp-040B-08 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Member O'Shea was not present at the time of roll call. One vacancy. Motion carried.

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R E S O L U T I O N  
TEp-040B-08  
AMENDMENT TO RESOLUTION TEp-040-08  
ISSUED TO IBM CORPORATION  
FOR SOFTWARE RENTAL FOR IBM ESERVER Z890  
(DECREASE AND CLOSE \$3,712.26; 1.83%)

WHEREAS, Resolution TEp-040-08 was approved and adopted by the County Board on August 26, 2008; and

WHEREAS, Resolution TEp-040A-08 was approved and adopted by the County Board February 10, 2009, decreasing the contract \$6,813.00 and changed the billing from quarterly to monthly; and

WHEREAS, the Technology Committee recommends changes as stated in the Change Order Notice to decrease the encumbrance by \$3,712.26 and close the contract, for Information Technology.

NOW, THEREFORE BE IT RESOLVED, that the County Board adopts Change Order Notice, dated January 29, 2009, to Purchase Order #E15007 issued to IBM Corporation, for software rental for IBM Eserver Z890, to decrease the encumbrance in the amount of \$3,712.26, resulting in a final contract total amount of \$199,450.74, a decrease of 1.83%.

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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Member Sheahan moved, seconded by Member Kurzawa, that Resolution #TEp-057-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy,

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

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R E S O L U T I O N  
TEp-057-09

AWARDING RESOLUTION TO AT&T FOR DS1 (T1) SERVICES  
(CONTRACT TOTAL AMOUNT: \$50,646.60)

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

WHEREAS, the lowest most responsible bidder has been designated and the Technology Committee recommends County Board approval for the issuance of a Contract Purchase Order to AT&T, to furnish Point to Point DS1 (T1) Line services, for Public Works.

NOW, THEREFORE BE IT RESOLVED, that County Requisition #15806, dated August 27, 2009, covering said, to furnish Point to Point DS1 (T1) Line services, for Public Works, for the period October 1, 2009 through September 30, 2012, be, and it is hereby approved for issuance of a Contract Purchase order by the Procurement Division to AT&T, 2000 West SBC Center Drive, Hoffman Estates, Illinois 60196, for a contract total amount of \$50,646.60 per lowest responsive, responsible bid #09-078.

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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Member Sheahan moved, seconded by Member Kurzawa, that Resolution #TEp-058-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Member O'Shea was not present at the time of roll call. One vacancy. Motion carried.

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R E S O L U T I O N

TEp-058-09

AWARDING RESOLUTION TO AT&T FOR DS1 (T1) SERVICES  
(CONTRACT TOTAL AMOUNT: \$36,612.00)

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

WHEREAS, the lowest most responsible bidder has been designated and the Technology Committee recommends County Board approval for the issuance of a Contract Purchase Order to AT&T, to furnish Point to Point DS1 (T1) Line services, for Stormwater Management.

NOW, THEREFORE BE IT RESOLVED, that County Requisition #15805, dated August 27, 2009, covering said, to furnish Point to Point DS1 (T1) Line services, for Stormwater Management, for the period October 1, 2009 through September 30, 2012, be, and it is hereby approved for issuance of a Contract Purchase order by the Procurement Division to AT&T, 2000 West SBC Center Drive, Hoffman Estates, Illinois 60196, for a contract total amount of \$36,612.00 per lowest responsible bid #09-078.

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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Member Sheahan moved, seconded by Member Kurzawa, that Resolution #TEp-059-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Member O'Shea was not present at the time of roll call. One vacancy. Motion carried.

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R E S O L U T I O N

TEp-059-09

AWARDING RESOLUTION TO HP PUBLIC SECTOR FOR  
HP PROCURVE WIRING CLOSET SWITCHES  
(CONTRACT AMOUNT: \$73,850.00)

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 HP ProCurve Wiring Closet Switches, for Information Technology.

NOW, THEREFORE BE IT RESOLVED, that County Requisition #15809, dated August 28, 2009, covering said, HP ProCurve Wiring Closet Switches, for Information Technology, be, and it is hereby approved for issuance of a contract purchase order by the Procurement Division to HP Public Sector, 10810 Farnam Drive, Omaha, Nebraska 68154, for a contract total amount of \$73,850.00, per Cooperative Purchasing agreement: WSCA Contract Pricing A63309.

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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Member Sheahan moved, seconded by Member Kurzawa, that Resolution #TEp-060-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Member O'Shea was not present at the time of roll call. One vacancy. Motion carried.

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R E S O L U T I O N  
TEp-060-09

AWARDING RESOLUTION TO JAMES RAY FOR  
PROFESSIONAL CONSULTING SERVICES  
FOR SENIOR LEVEL TECHNICAL SUPPORT  
(CONTRACT TOTAL AMOUNT: \$22,000.00)

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

WHEREAS, the Technology Committee recommends County Board approval for the issuance of the contract purchase order to James Ray, for Professional Consulting Services for senior level technical support, for Information Technology.

NOW, THEREFORE BE IT RESOLVED, that County Requisition #15810, dated August 28, 2009, covering said, for professional consulting services for senior level technical support, for the period September 8, 2009 through November 27, 2009, for Information Technology, be, and it is hereby approved for issuance of a contract purchase order, by the Procurement Division to James Ray, 1110 West Alleghany Drive, Arlington Heights, Illinois 60004, for a contract total amount of

\$22,000.00, exempt from bidding per 55 ILCS 5/5-1022 (c) (Other Professional Services).

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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Member Sheahan moved, seconded by Member Kurzawa, that Resolution #TEp-061-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Member O'Shea was not present at the time of roll call. One vacancy. Motion carried.

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R E S O L U T I O N

TEp-061-09

AWARDING RESOLUTION TO BOWMAN SYSTEMS LLC FOR RENEWAL OF ANNUAL SERVICEPOINT CONTRACT, RENEWAL OF LICENSES AND ON SITE TRAINING EXPENSES (CONTRACT TOTAL \$84,296.60)

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 Bowman Systems LLC, for the annual renewal of the ServicePoint contract and licenses and for Bowman Systems LLC to provide onsite training, for Community Services.

NOW, THEREFORE BE IT RESOLVED, that County Requisition #15812, dated August 28, 2009, covering said, for the annual renewal of the ServicePoint contract and licenses and for Bowman Systems LLC to provide onsite training, be, and it is hereby approved for issuance of a Contract Purchase order by the Procurement Division to Bowman Systems LLC, 333 Texas Street, Suite 300, Shreveport, Louisiana 71101-5403, for a contract total amount of \$84,296.60.

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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Member Sheahan moved, seconded by Member Kurzawa, that Resolution #TEp-062-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Member O'Shea was not present at the time of roll call. One vacancy. Motion carried.

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R E S O L U T I O N

TEp-062-09

AWARDING RESOLUTION TO AT&T FOR DS1 (T1) SERVICES  
(CONTRACT TOTAL AMOUNT: \$35,879.76)

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

WHEREAS, the lowest most responsible bidder has been designated and the Technology Committee recommends County Board approval for the issuance of a Contract Purchase Order to AT&T, to furnish Point to Point DS1 (T1) Line services, for the Circuit Court Clerk.

NOW, THEREFORE BE IT RESOLVED, that County Requisition #15826, dated September 2, 2009, covering said, to furnish Point to Point DS1 (T1) Line services, for the Circuit Court Clerk, for the period October 1, 2009 through September 30, 2012, be, and it is hereby approved for issuance of a Contract Purchase order by the Procurement Division to AT&T, 2000 West SBC Center Drive, Hoffman Estates, Illinois 60196, for a contract total amount of \$35,879.76 per lowest responsible bid #09-078.

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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Member Puchalski moved, seconded by Member Healy, that the Committee be discharged in order to consider Resolution #DTp-062-09, a Requisition issued to Center Point Energy Services Inc., for Natural Gas Service for the Division of Transportation maintenance buildings, for the period October 1, 2009 through September 30, 2010, for a contract total of \$36,821.20. On voice vote, motion carried.

Member Puchalski moved, seconded by Member Healy, that Resolution #DTp-062-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, Puchalski, Redick,

Sheahan, Zay and Zediker voted "aye." Member O'Shea was not present at the time of roll call. One vacancy. Motion carried.

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R E S O L U T I O N

DTP-062-09

AWARDING RESOLUTION TO CENTER POINT ENERGY SERVICES, INC.  
FOR NATURAL GAS MANAGEMENT FOR THE  
DIVISION OF TRANSPORTATION MAINTENANCE BUILDINGS  
(COUNTY COST: \$36,821.20)

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

WHEREAS, the lowest responsible bidder has been designated as Center Point Energy Services, Inc. and the Division of Transportation Committee recommends County Board approval for the issuance of a Contract Purchase Order for Natural Gas Management for the Division of Transportation Maintenance Buildings for the period of October 1, 2009 through September 30, 2010.

NOW, THEREFORE BE IT RESOLVED, that County Purchase Requisition #15710, dated September 2, 2009, covering said, for Natural Gas Management for the Division of Transportation Maintenance Buildings for the period of October 1, 2009 through September 30, 2010, for the Division of Transportation, be, and it is hereby approved for issuance of a Contract Purchase Order by the Procurement Division to Center Point Energy Services, Inc., 3010 Highland Parkway, Suite 525, Downers Grove, Illinois 60515 for a contract total of \$36,821.20, per lowest responsible bid #09-096.

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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Member Puchalski moved, seconded by Member Healy, that Resolution #DTP-077-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Member O'Shea was not present at the time of roll call. One vacancy. Motion carried.

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R E S O L U T I O N

DTP-077-09

AWARDING RESOLUTION TO GEE ASPHALT SYSTEMS, INC.  
FOR THE PURCHASE OF ENVIRONMENTALLY FRIENDLY GSB88 SEALANT  
FOR DU PAGE COUNTY CAMPUS PARKING LOT AND  
ROADWAY SEALING IN WHEATON, ILLINOIS  
(COUNTY COST: \$155,616.00)

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

WHEREAS, the lowest responsible bidder has been designated as Gee Asphalt Systems, Inc., and the Division of Transportation Committee recommends County Board approval for the issuance of a Contract Purchase Order for the purchase and delivery of environmentally friendly GSB88 Sealant for the sealing of the DuPage County Campus Parking Lots and Roadways with a five (5) year guarantee for the Division of Transportation.

NOW, THEREFORE BE IT RESOLVED, that Purchase Requisition #15803, dated August 25, 2009, for the purchase and delivery of environmentally friendly GSB88 Sealant for the sealing of the DuPage County Campus Parking Lots and Roadways with a five (5) year guarantee, for the Division of Transportation be, and it is hereby approved for the issuance of a Contract Purchase Order, by the Procurement Division to Gee Asphalt Systems, Inc., 4715 6th Street, SW, Cedar Rapids, Iowa 52404, for a contract total amount of \$155,616.00, per lowest responsible bid #09-065.

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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Member Puchalski moved, seconded by Member Healy, that Resolution #DTP-064-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Member O'Shea was not present at the time of roll call. One vacancy. Motion carried.

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R E S O L U T I O N

DTp-064-09

AWARDING RESOLUTION TO NICOR GAS FOR NATURAL GAS SERVICES  
FOR THE DIVISION OF TRANSPORTATION MAINTENANCE BUILDINGS  
AND FOR OTHER BUILDINGS MAINTAINED BY THE  
DIVISION OF TRANSPORTATION  
(COUNTY COST: \$80,000.00)

WHEREAS, natural gas service is necessary for the Division of Transportation Maintenance Buildings and for other buildings maintained by the Division of Transportation; and

WHEREAS, NICOR Gas is the sole available utility service to supply natural gas and the Division of Transportation Committee recommends the County Board approve the natural gas service for the Division of Transportation Maintenance Buildings and for other buildings maintained by the Division of Transportation for the period of October 1, 2009 through September 30, 2010.

NOW, THEREFORE BE IT RESOLVED, that County Purchase Requisition #15736, dated July 23, 2009, covering said, for natural gas service for the Division of Transportation Maintenance Buildings and for other buildings maintained by the Division of Transportation for the period of October 1, 2009 through September 30, 2010, for the Division of Transportation be hereby approved for issuance by the Procurement Division to NICOR Gas, P.O. Box 416, Aurora, Illinois 60568-0001, for a contract total of \$80,000.00, Public Utility (exempt from bidding per 55 ILCS 5/5-1022 "Competitive Bids "(c) not suitable for competitive bidding).

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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Member Puchalski moved, seconded by Member Healy, that Resolution #DT-0050-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Member O'Shea was not present at the time of roll call. One vacancy. Motion carried.

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R E S O L U T I O N

DT-0050-09

AWARDING RESOLUTION TO MARTAM CONSTRUCTION, INC.  
 FOR IMPROVEMENTS TO CH 11/ARMY TRAIL ROAD  
 WEST OF PETERSDORF ROAD  
 SECTION 08-00240-05-FP  
 (COUNTY COST: \$545,610.90)

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 improvement of CH 11/Army Trail Road west of Petersdorf Road, Section 08-00240-05-FP 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 \$592,370.85; 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>
Martam Construction, Inc.	\$545,610.90
R. W. Dunteman Company	\$578,686.83
Plote Construction, Inc.	\$589,575.91
J. A. Johnson Paving Company	\$972,713.70

; and

WHEREAS, it has been determined that it is in the best interest of the County of DuPage to award a contract to Martam Construction, Inc. for their bid of \$545,610.90.

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 Martam Construction, Inc. for their bid of \$545,610.90; 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	30-203 (4130)	\$545,610.90

; 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 Martam Construction, Inc.; and

BE IT FURTHER RESOLVED, that the County Clerk transmit a copy of this Resolution to the Illinois Department of Transportation through the Division of Transportation.

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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Member Puchalski moved, seconded by Member Healy, that Resolution #DTp-075-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Member O'Shea was not present at the time of roll call. One vacancy. Motion carried.

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R E S O L U T I O N

DTp-075-09

PROFESSIONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF DU PAGE, ILLINOIS AND "T" ENGINEERING SERVICES, LTD.  
 FOR PROFESSIONAL APPRAISAL SERVICES  
 VARIOUS COUNTY PROJECTS  
 (COUNTY COST: \$15,000.00)

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 appraisal for right-of-way acquisition on various COUNTY projects; and

WHEREAS, "T" Engineering Services, Ltd. ("CONSULTANT") has experience and expertise in this area and is in the business of providing such professional appraisal and is willing to perform the required services for an amount not to exceed \$15,000.00; and

WHEREAS, the COUNTY has selected the CONSULTANT in accordance with the Professional Services Selection Process found in Section 4-108 of the DuPage County Purchasing 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 #15786, dated August 21, 2009, per the attached Agreement between the County and "T" Engineering Services, Ltd., 3500 Peterson Avenue, Suite 404, Chicago, Illinois 60659 be hereby accepted and approved for a total contract amount of \$15,000.00 and that the Chairman of the DuPage County Board is hereby authorized and directed to execute the Agreement on behalf of the COUNTY.

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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Member Puchalski moved, seconded by Member Healy, that Resolution #DTp-076-09 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Member O'Shea was not present at the time of roll call. One vacancy. Motion carried.

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R E S O L U T I O N

DTp-076-09

PROFESSIONAL SERVICES AGREEMENT BETWEEN THE  
 COUNTY OF DU PAGE, ILLINOIS AND CHARLES A. SOUTHCOMB  
 AND ASSOCIATES FOR PROFESSIONAL APPRAISAL SERVICES  
 VARIOUS COUNTY PROJECTS  
 (COUNTY COST: \$15,000.00)

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 appraisal for right-of-way acquisition on various COUNTY projects; and

WHEREAS, Charles A. Southcomb and Associates ("CONSULTANT") has experience and expertise in this area and is in the business of providing such professional appraisal and is willing to perform the required services for an amount not to exceed \$15,000.00; and

WHEREAS, the COUNTY has selected the CONSULTANT in accordance with the Professional Services Selection Process found in Section 4-108 of the DuPage County Purchasing 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 #15784, dated August 20, 2009, per the attached Agreement between the County and Charles A. Southcomb and Associates, 15 West Jefferson Street, Suite 200, Joliet, Illinois 60432 be hereby accepted and approved for a total contract amount of \$15,000.00 and that the Chairman of the DuPage County Board is hereby authorized and directed to execute the Agreement on behalf of the COUNTY.

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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Member Puchalski moved, seconded by Member Healy, that Resolution #DTp-025C-06 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Member O'Shea was not present at the time of roll call. One vacancy. Motion carried.

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R E S O L U T I O N

DTp-025C-06

AMENDMENT TO DTp-025B-06

PROFESSIONAL SERVICES AGREEMENT

BETWEEN THE COUNTY OF DU PAGE, ILLINOIS AND LONCO, INC.

FOR PROFESSIONAL STRUCTURAL ENGINEERING SERVICES

AT VARIOUS LOCATIONS

(TO EXTEND CONTRACT COMPLETION DATE)

WHEREAS, Contract #S13383 (hereinafter "CONTRACT") was awarded by DTp-025-06 to Lonco, Inc. (hereinafter "CONSULTANT") an Agreement for Professional Structural Engineering Services at Various Locations; and

WHEREAS, the DuPage County Board has heretofore adopted Resolutions DTp-025-06 dated March 14, 2006, DTp-025A-06 dated June 10, 2008 and DTp-025B-06 dated January 27, 2009; and

WHEREAS, the CONTRACT specified completion date is June 30, 2009; and

WHEREAS, additional time is required to complete structural analyses and/or inspections; and

WHEREAS, said extension of time is in the best interest of the County and authorized by law.

NOW, THEREFORE, BE IT RESOLVED that the County Board adopt the Amendment to Resolution DTp-025B-06 issued to Lonco, Inc. to extend the contract completion date to November 30, 2010, with no change to the contract amount; and

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

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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Member Puchalski moved, seconded by Member Healy, that Resolution #DTp-056A-08 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Member O'Shea was not present at the time of roll call. One vacancy. Motion carried.

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R E S O L U T I O N

DTp-056A-08

AMENDMENT TO RESOLUTION DTp-056-08  
TO PRIORITY PRODUCTS, INC.  
FOR WEATHERHEAD BRAND HYDRAULIC FITTINGS AND HOSES  
FOR THE DIVISION OF TRANSPORTATION  
(DECREASE AND CLOSE CONTRACT, -\$8,474.55; -38.18%)

WHEREAS, the DuPage County Board has heretofore adopted Resolution DTp-056-08 dated July 22, 2008; and

WHEREAS, at that time it was determined that the cost for Weatherhead brand hydraulic fittings and hoses for the DuPage County Division of Transportation (hereinafter "COUNTY") per lowest responsible bid #08-072, would be \$22,196.37; and

WHEREAS, Contract #A14921 (hereinafter "CONTRACT") was awarded by DTp-056-08 to Priority Products, Inc. (hereinafter "CONTRACTOR") for Weatherhead brand hydraulic fittings and hoses 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 \$8,474.55 and close out the CONTRACT at this time in the amended amount of \$13,721.82 and said change is authorized by law.

NOW, THEREFORE, BE IT RESOLVED that the CONTRACT between the COUNTY and the CONTRACTOR for Weatherhead brand hydraulic fittings and hoses for the COUNTY is hereby amended.

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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Member Puchalski moved, seconded by Member Healy, that Resolution #DTp-050C-08 be approved and adopted. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Member O'Shea was not present at the time of roll call. One vacancy. Motion carried.

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R E S O L U T I O N

DTp-050C-08

AMENDMENT TO RESOLUTION DTp-050B-08  
TO SUPERIOR ASPHALT MATERIALS  
FOR BITUMINOUS MIXTURE - COLD PATCHING MATERIALS  
FOR THE DIVISION OF TRANSPORTATION  
PER STATE CONTRACT PSD #4015162  
(DECREASE AND CLOSE CONTRACT, -\$18,422.40; -24.90%)

WHEREAS, the DuPage County Board has heretofore adopted Resolutions DTp-050B-08 dated April 14, 2009, DTp-050A-08 dated March 24, 2009 and DTp-050-08 dated June 10, 2008; and

WHEREAS, at that time it was determined that the cost for Bituminous Mixture - Cold Patching Materials for the DuPage County Division of Transportation (hereinafter "COUNTY") at the unit prices specified in State Contact PSD #4015162, would be \$73,972.76; and

WHEREAS, Contract #L14878 (hereinafter "CONTRACT") was awarded by DTp-050-08 to Superior Asphalt Materials (hereinafter "CONTRACTOR") for Bituminous Mixture - Cold Patching Materials 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 \$18,442.40 and close out the CONTRACT at this time in the amended amount of \$55,550.36 and said change is authorized by law.

NOW, THEREFORE, BE IT RESOLVED that the CONTRACT between the COUNTY and the CONTRACTOR for Bituminous Mixture - Cold Patching Materials for the COUNTY is hereby amended.

Enacted and approved this 8th day of September, 2009, at Wheaton, Illinois.

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Member Puchalski moved, seconded by Member Fichtner, that Alan Hasler, Project Engineer, be authorized to attend the Effective Concrete Bridge Repair course at the University of Wisconsin, Madison, Wisconsin, October 18-20, 2009, at an estimated cost of \$1,462.00. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, McMahon, Michelassi, Olson, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Member O'Shea was not present at the time of roll call. One vacancy. Motion carried.

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Under New Business, Member Enger stated that this country lost a great statesman with the passing of Senator Ted Kennedy of Massachusetts. He also mentioned that the anniversary of 9/11 is coming and encouraged everyone to remember the significance of the occurrence of that day.

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Member Zediker moved, seconded by Member Eckhoff, that pursuant to Section 2(c)(11) of the Open Meetings Act, that Board go into Executive Session to discuss pending litigation. On roll call, Members Curran, Eckhoff, Enger, Fichtner, Gonzalez, Healy, Kurzawa, McBride, Michelassi, Olson, Puchalski, Redick, Sheahan, Zay and Zediker voted "aye." Members McMahon and O'Shea were not present at the time of roll call. One vacancy. Motion carried.

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Meeting reconvened. Member Curran moved, seconded by Member Michelassi, that the meeting of the County Board of DuPage County be adjourned to Tuesday, September 22, 2009 at 10:00 A.M. On voice vote, motion carried.

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County Clerk