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, June 26, 2018, at 10:00 A.M.

Meeting called to order with Chairman Cronin presiding.

On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott, Grant, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay were present. Member Gavanes was not present at the time of roll call.

Chairman Cronin read the following notice:

Public Hearing Regarding the Proposed Renewal of the Cable Franchise Agreement with Comcast of Illinois VI, LLC; Comcast of California/Colorado/Illinois/Indiana/Michigan, LP; Comcast of Illinois/Indiana, LLC; Comcast of Illinois/Ohio/Oregon, LLC; Comcast of Illinois/Ohio/Oregon, LLC; Comcast of Illinois/West Virginia, LLC; Comcast of Illinois XI, LLC and Comcast of Illinois II, Inc.

This proceeding is hereby commenced pursuant to the requirements of the Federal Cable Communications Policy Act and the request for renewal of the franchise agreement of Comcast of Illinois VI, LLC; Comcast of California/Colorado/Illinois/Indiana/Michigan, LP; Comcast of Illinois/Indiana, LLC; Comcast of Illinois/Ohio/Oregon, LLC; Comcast of Illinois/Ohio/Oregon, LLC; Comcast of Illinois/West Virginia, LLC; Comcast of Illinois XI, LLC and Comcast of Illinois II, Inc. These entities will be collectively referred to as Comcast, a current cable television franchisee in the unincorporated areas of the County of DuPage.

Notice of this proceeding was published in a newspaper circulated in the County and in the same manner as all other items on this County Board Agenda.

The purpose of this hearing is to afford the public the opportunity to offer comment and insight regarding Comcast’s operations in unincorporated DuPage.

Chairman Cronin introduced Tony Signorella, Senior Manager, Government & Regulatory Affairs, for Comcast who will offer a few remarks.

Does any County Board Member have any comment with respect to either the future cable television related needs of the County, the performance of Comcast under its current cable television franchise agreement or the proposed renewal of said franchise?

I open the floor to comments from the public with respect to either the future cable television related needs of DuPage County, the performance of Comcast under its current cable television franchise agreement or the proposed renewal of said franchise.

Sheila Rutledge voiced public comment.
At this time, there being no further comments from the public, the County Board will take any comments under advisement.

I will entertain a motion to close this hearing regarding the proposed renewal of the Comcast’s cable television franchise agreement.

Member Puchalski moved, seconded by Member Zay, that the Public Hearing be adjourned. On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott, Grant, Grasso, Hart, Healy, Khouri, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Members Gavanes and Krajewski were not present at the time of roll call. Motion carried.

Chairman Cronin presented a Proclamation of Commendation for DuPage County Bike to Work Week to the Elmhurst Bicycle Club and the Active Transportation Alliance.

Member Healy moved, seconded by Member Larsen, that a Proclamation of Commendation for DuPage County Bike to Work Week be approved.

PROCLAMATION OF COMMENDATION
FOR DU PAGE COUNTY BIKE TO WORK WEEK

WHEREAS, bicycles are an integral part of the transportation system and offer benefits of a cleaner environment, less traffic congestion and a healthier lifestyle; and

WHEREAS, DuPage County has more than 500 miles of bikeways and trails for cyclists, hikers, runners and equestrians that are used by more than 175,000 people annually; and

WHEREAS, the number of bicyclists in the United States has increased significantly over the last ten years, from 44 million to more than 66 million; and

WHEREAS, for 11 years, DuPage County has celebrated Bike to Work Week, encouraging residents to commute to work on two wheels instead of four and this year the event is observed in the Chicago area during the week of June 21 through June 29; and

WHEREAS, DuPage County commenced this year’s Bike to Work Week by hosting a ride from Elmhurst to the DuPage County complex in Wheaton with members of the Illinois Prairie Path, Elmhurst Bicycle Club, Ride Illinois and Active Transportation Alliance, along with many dedicated riders; and

WHEREAS, DuPage County, with support from non-motorized transportation advocacy groups including the Illinois Prairie Path Corporation, Active Transportation Alliance, Ride Illinois and many other groups, has been planning and implementing bicycle and pedestrian
infrastructure improvements for more than 20 years to facilitate safe trips while using our expansive trail and bike path system.

NOW, THEREFORE, I, Daniel J. Cronin, Chairman of the DuPage County Board and Members of the County Board, do hereby proclaim June 21st through the 29th as Bike to Work Week in DuPage County and encourage all residents and organizations to bicycle to work, and in addition, recognize Paul and Jean Mooring for their dedication to the development and preservation of the DuPage County trail system.

Enacted this 26th day of June, 2018, in Wheaton, Illinois.

Michele Podkowa, Manager, gave an annual presentation on the DuPage County Historical Museum.

Karen Rugg voiced Public Comment regarding Nursing Home flooding.

Member Zay moved, seconded by Member Krajewski, that the Consent Calendar be approved. On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott, Grant, Grasso, Hart, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Members Gavanes and Healy were not present at the time of roll call. Motion carried.

Member Zay moved, seconded by Member Elliott, that Resolution #CB-R-0232-18 be approved and adopted. On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott, Grant, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Member Gavanes was not present at the time of roll call. Motion carried.

RESOLUTION
CB-R-0232-18
APPOINTMENT OF MELINDA M. FINCH - PUBLIC MEMBER
TO THE BOARD OF HEALTH

WHEREAS, Daniel J. Cronin has submitted to the County Board his appointment of Melinda M. Finch as a member of the DuPage County Board of Health; and
WHEREAS, such appointment requires the advice and consent of the County Board under 55 ILCS 5/5-25012.

NOW, THEREFORE, BE IT RESOLVED, by the DuPage County Board that the County Board does hereby advise and consent to the appointment of Melinda M. Finch, as a member of the DuPage County Board of Health for a term to commence on July 1, 2018 and expire on June 30, 2021; and

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

BE IT FURTHER RESOLVED that the County Clerk shall transmit certified copies of this Resolution to Melinda M. Finch and Karen Ayala, Executive Director, DuPage County Health Department, 111 North County Farm Road, Wheaton, Illinois 60187.

Enacted and approved this 26th day of June, 2018, at Wheaton, Illinois.

Member Zay moved, seconded by Member Elliott, that Resolution #CB-R-0233-18 be approved and adopted. On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott, Grant, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Member Gavanes was not present at the time of roll call. Motion carried.

RESOLUTION
CB-R-0233-18
APPOINTMENT OF JAMES P. WEEKS, D.D.S.
TO THE BOARD OF HEALTH

WHEREAS, Daniel J. Cronin has submitted to the County Board his appointment of James P. Weeks as a member of the DuPage County Board of Health; and

WHEREAS, such appointment requires the advice and consent of the County Board under 55 ILCS 5/5-25012.

NOW, THEREFORE, BE IT RESOLVED, by the DuPage County Board that the County Board does hereby advise and consent to the appointment of James P. Weeks, as a member of the DuPage County Board of Health for a term to commence on July 1, 2018 and expire on June 30, 2021; and

BE IT FURTHER RESOLVED that the “Notice of Appointment” be attached hereunto and made a part of this Resolution; and
BE IT FURTHER RESOLVED that the County Clerk shall transmit certified copies of this Resolution to James P. Weeks and Karen Ayala, Executive Director, DuPage County Health Department, 111 North County Farm Road, Wheaton, Illinois 60187.

Enacted and approved this 26th day of June, 2018, at Wheaton, Illinois.

Member Zay moved, seconded by Member Puchalski, that Resolution #CB-R-0235-18 be approved and adopted. On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott, Grant, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Member Gavanes was not present at the time of roll call. Motion carried.

RESOLUTION
CB-R-0235-18
APPOINTMENT OF SAM TORNATORE - COUNTY BOARD MEMBER
TO THE BOARD OF HEALTH

WHEREAS, Daniel J. Cronin has submitted to the County Board his appointment of Sam Tornatore as a member of the DuPage County Board of Health; and

WHEREAS, such appointment requires the advice and consent of the County Board under 55 ILCS 5/5-25012.

NOW, THEREFORE, BE IT RESOLVED, by the DuPage County Board that the County Board does hereby advise and consent to the appointment of Sam Tornatore, as a member of the DuPage County Board of Health for a one year term commencing July 1, 2018 and expiring June 30, 2019; and

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

BE IT FURTHER RESOLVED that the County Clerk shall transmit certified copies of this Resolution to Sam Tornatore and Karen Ayala, Executive Director, DuPage County Health Department, 111 North County Farm Road, Wheaton, Illinois 60187.

Enacted and approved this 26th day of June, 2018, at Wheaton, Illinois.
Grant, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Member Gavanes was not present at the time of roll call. Motion carried.

RESOLUTION
CB-R-0235-18
APPOINTMENT OF ROBERT LARSEN - COUNTY BOARD MEMBER
TO THE BOARD OF HEALTH

WHEREAS, Daniel J. Cronin has submitted to the County Board his appointment of Robert Larsen as a member of the DuPage County Board of Health; and

WHEREAS, such appointment requires the advice and consent of the County Board under 55 ILCS 5/5-25012.

NOW, THEREFORE, BE IT RESOLVED, by the DuPage County Board that the County Board does hereby advise and consent to the appointment of Robert Larsen, as a member of the DuPage County Board of Health for a one-year term commencing July 1, 2018 and expiring June 30, 2019; and

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

BE IT FURTHER RESOLVED that the County Clerk shall transmit certified copies of this Resolution to Robert Larsen and Karen Ayala, Executive Director, DuPage County Health Department, 111 North County Farm Road, Wheaton, Illinois 60187.

Enacted and approved this 26th day of June, 2018, at Wheaton, Illinois.

Member Zay moved, seconded by Member Healy, that Resolution #CB-R-0237-18 be approved and adopted. On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott, Grant, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Member Gavanes was not present at the time of roll call. Motion carried.
RESOLUTION
CB-R-0237-18
APPOINTMENT OF NADEEM N. HUSSAIN, M.D.
TO THE BOARD OF HEALTH

WHEREAS, Daniel J. Cronin has submitted to the County Board his appointment of Nadeem N. Hussain as a member of the DuPage County Board of Health; and

WHEREAS, such appointment requires the advice and consent of the County Board under 55 ILCS 5/5-25012.

NOW, THEREFORE, BE IT RESOLVED, by the DuPage County Board that the County Board does hereby advise and consent to the appointment of Nadeem N. Hussain, as a member of the DuPage County Board of Health for a term to commence on July 1, 2018 and expire on June 30, 2021; and

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

BE IT FURTHER RESOLVED that the County Clerk shall transmit certified copies of this Resolution to Nadeem N. Hussain and Karen Ayala, Executive Director, DuPage County Health Department, 111 North County Farm Road, Wheaton, Illinois 60187.

Enacted and approved this 26th day of June, 2018, at Wheaton, Illinois.

Member Larsen moved, seconded by Member Healy, that Resolution #FI-R-0219-18 be approved and adopted. On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott, Grant, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Member Gavanes was not present at the time of roll call. Motion carried.
RESOLUTION
FI-R-0219-18
ACCEPTANCE AND APPROPRIATION OF THE
ILLINOIS DEPARTMENT OF HEALTHCARE AND FAMILY SERVICES
ACCESS AND VISITATION GRANT PY19
INTERGOVERNMENTAL AGREEMENT NO. 2018-55-024-K2B
COMPANY 5000 - ACCOUNTING UNIT 1670
$100,000
(Under the administrative direction of the Community Services Department)

WHEREAS, the County of DuPage has been notified by the Illinois Department of Healthcare and Family Services (IDHFS) that grant funds in the amount of $100,000.00 (ONE HUNDRED THOUSAND AND NO/100 DOLLARS) are available to be used to provide mediation services to never-married parents when ordered by the Circuit Court of DuPage County; and

WHEREAS, to receive said grant funds, the County of DuPage must enter into a renewal of Intergovernmental Agreement No. 2018-55-024-K2B with the IDHFS, a copy of which is attached to and incorporated as a part of this Resolution by reference (Attachment II); and

WHEREAS, the period of the intergovernmental agreement is from July 1, 2018 through June 30, 2019; and

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

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

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

NOW, THEREFORE, BE IT RESOLVED by the DuPage County Board that renewal of Intergovernmental Agreement No. 2018-55-024-K2B (Attachment II) between DuPage County and Illinois Department of Healthcare and Family Services is hereby accepted; and

BE IT FURTHER RESOLVED by the DuPage County Board that the additional appropriation on the attached sheet (Attachment I) in the amount of $100,000.00 (ONE HUNDRED THOUSAND AND NO/100 DOLLARS) be made to establish the Illinois Department of Healthcare and Family Services Access and Visitation Grant PY19, Company 5000 - Accounting Unit 1670 for the period July 1, 2018 through June 30, 2019; and

BE IT FURTHER RESOLVED by the DuPage County Board that the Director of Community Services is approved as the County’s Authorized Representative; and
BE IT FURTHER RESOLVED that should state and/or federal funding cease for this grant, the Health and Human Services Committee shall review the need for continuing the specified program and related head count; and

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

Enacted and approved this 26th day of June, 2018, at Wheaton, Illinois.

Member Larsen moved, seconded by Member Healy, that Resolution #FI-R-0220-18 be approved and adopted. On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott, Grant, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Member Gavanes was not present at the time of roll call. Motion carried.

RESOLUTION
FI-R-0220-18
ACCEPTANCE AND APPROPRIATION OF ADDITIONAL FUNDING
FOR THE ILDCEO COMMUNITY SERVICES BLOCK GRANT PY18
AGREEMENT NO. 18-231028
COMPANY 5000 - ACCOUNTING UNIT 1650
$232,547
(Under the administrative direction of the Community Services Department)

WHEREAS, the County of DuPage heretofore accepted and appropriated the ILDCEO Community Services Block Grant PY18, Company 5000 Accounting Unit 1650 pursuant to Resolution FI-R-0063-18 for the period January 1, 2018 through December 31, 2018; and

WHEREAS, the County of DuPage has been notified by the Illinois Department of Commerce and Economic Opportunity (ILDCEO) that additional grant funds in the amount of $232,547.00 (TWO HUNDRED THIRTY-TWO THOUSAND FIVE HUNDRED FORTY-SEVEN AND NO/100) are available to be used to assist low-income individuals and families in becoming self-sufficient; and

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

WHEREAS, acceptance of the additional funding does not add any additional subsidy from the County; and
WHEREAS, the County of DuPage finds that the need to appropriate said additional funds creates an emergency within the meaning of the Counties Act, Budget Division (55 ILCS 5/6-1003).

NOW, THEREFORE, BE IT RESOLVED by the DuPage County Board that the additional funding in the amount of $232,547.00 (TWO HUNDRED THIRTY-TWO THOUSAND FIVE HUNDRED FORTY-SEVEN AND NO/100) is hereby accepted; and

BE IT FURTHER RESOLVED that the additional appropriation on the attached sheet (Attachment) in the amount of $232,547.00 (TWO HUNDRED THIRTY-TWO THOUSAND FIVE HUNDRED FORTY-SEVEN AND NO/100) be made and added to ILDCEO Community Services Block Grant PY18, Company 5000 - Accounting Unit 1650 and that the program continue as originally approved in all other respects; and

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

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

Enacted and approved this 26th day of June, 2018, at Wheaton, Illinois.

Member Larsen moved, seconded by Member Healy, that Resolution #FI-R-0221-18 be approved and adopted. On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott, Grant, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Member Gavanes was not present at the time of roll call. Motion carried.

RESOLUTION
FI-R-0221-18
ACCEPTANCE AND APPROPRIATION OF
THE LOW INCOME KIT ENERGY (LIKE) PROGRAM GRANT FY18
COMPANY 5000 - ACCOUNTING UNIT 1505
$16,000
(Under the administrative direction of the Community Services Department)

WHEREAS, University of Illinois at Chicago Energy Resources Center (UIC-ERC) has retained and contracted with Illinois Association of Community Action Agencies (IACAA) to administer the Low Income Kit Energy (LIKE) Program; and
WHEREAS, the County of DuPage, through the Department of Community Services, has been notified by the IACAA that funds are available to be used to perform services related to the identification of eligible customers to participate in the LIKE Program according to established eligibility criteria and in processing of applications of eligible customers; and

WHEREAS, for its administrative services, IACAA will pay to DuPage County a quarterly fee equal to $8.00 per delivered kit approved by UIC-ERC; and

WHEREAS, to receive said funds, the County of DuPage, through the Department of Community Services, must enter into a Program Agreement with IACAA, a copy of which is attached to and incorporated as a part of this Resolution by reference (Attachment II); and

WHEREAS, the period of the program agreement is from May 25, 2018 through December 31, 2018; and

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

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

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

NOW, THEREFORE, BE IT RESOLVED by the DuPage County Board that the Program Agreement (Attachment II) between DuPage County and Illinois Association of Community Action Agencies is hereby accepted; and

BE IT FURTHER RESOLVED by the DuPage County Board that the additional appropriation on the attached sheet (Attachment I) in the amount of $16,000.00 (SIXTEEN THOUSAND AND NO/100 DOLLARS) be made to establish the Low Income Kit Energy (LIKE) Program Grant FY18, Company 5000 - Accounting Unit 1505, for the period of May 25, 2018 through December 31, 2018; and

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

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

BE IT FURTHER RESOLVED that should the Health and Human Services Committee determine the need for other funding is appropriate, it may recommend action to the County Board by Resolution.
Enacted and approved this 26th day of June, 2018, at Wheaton, Illinois.

Member Larsen moved, seconded by Member Healy, that Resolution #FI-R-0228-18 be approved and adopted. On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott, Grant, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Member Gavanes was not present at the time of roll call. Motion carried.

RESOLUTION
FI-R-0228-18
ACCEPTANCE AND APPROPRIATION OF ADDITIONAL FUNDING FOR THE ILLINOIS DEPARTMENT OF COMMERCE AND ECONOMIC OPPORTUNITY TRADE ADJUSTMENT ASSISTANCE GRANT PY16 AGREEMENT NO. 16-661006 COMPANY 5000 - ACCOUNTING UNIT 2840 $263,668

Under the administrative direction of the Human Resources Department

WHEREAS, the County of DuPage heretofore accepted and appropriated the Illinois Department of Commerce and Economic Opportunity Trade Adjustment Assistance Grant PY16, Company 5000 - Accounting Unit 2840, pursuant to Resolution FI-R-0304-17 for the period April 1, 2017 through September 30, 2018, as amended; and

WHEREAS, the County of DuPage has been notified by the Illinois Department of Commerce and Economic Opportunity with modification #003 to Agreement No. 16-661006 (Attachment II) that additional Trade Adjustment Assistance funds in the amount of $263,668.00 (TWO HUNDRED SIXTY-THREE THOUSAND, SIX HUNDRED SIXTY-EIGHT AND NO/100 DOLLARS) are available to the Trade Adjustment Assistance Grant PY16, Company 5000 - Accounting Unit 2840, to be used to provide services to unemployed and underemployed DuPage County residents; and

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

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

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

NOW, THEREFORE, BE IT RESOLVED by the DuPage County Board that modification #003 to Agreement No. 16-661006 (Attachment II) be and is hereby accepted; and
BE IT FURTHER RESOLVED that the additional appropriation on the attached sheet (Attachment I) in the amount of $263,668.00 (TWO HUNDRED SIXTY-THREE THOUSAND, SIX HUNDRED SIXTY-EIGHT AND NO/100 DOLLARS) be made and added to the Illinois Department of Commerce and Economic Opportunity Trade Adjustment Assistance Grant PY16, Company 5000 - Accounting Unit 2840 and that the program continue as originally approved in all other respects; and

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

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

Enacted and approved this 26th day of June, 2018, at Wheaton, Illinois.

Member Larsen moved, seconded by Member Healy, that Resolution #FI-R-0229-18 be approved and adopted. On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott, Grant, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Member Gavanes was not present at the time of roll call. Motion carried.

RESOLUTION
FI-R-0229-18
ACCEPTANCE AND APPROPRIATION OF ADDITIONAL FUNDING FOR THE ILLINOIS DEPARTMENT OF COMMERCE AND ECONOMIC OPPORTUNITY DISABILITY EMPLOYMENT INITIATIVE GRANT PY14 AGREEMENT NO. 14-111001 COMPANY 5000 - ACCOUNTING UNIT 2840 $11,369 (Under the administrative direction of the Human Resources Department)

WHEREAS, the County of DuPage heretofore accepted and appropriated the Illinois Department of Commerce and Economic Opportunity (ILDCEO) Disability Employment Initiative Grant PY14, Company 5000 - Accounting Unit 2840, pursuant to Resolution FI-R-0148-15 for the period March 1, 2015 through March 31, 2018; and

WHEREAS, the County of DuPage has received a refund from the vendor in the amount of $11,369.00 (ELEVEN THOUSAND, THREE HUNDRED SIXTY-NINE AND NO/100 DOLLARS) that needs to be appropriated to be used to provide services to unemployed and underemployed DuPage County residents; and
WHEREAS, no additional County funds are required to receive this funding; and

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

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

NOW, THEREFORE, BE IT RESOLVED by the DuPage County Board that the refund received in the amount of $11,369.00 (ELEVEN THOUSAND, THREE HUNDRED SIXTY-NINE AND NO/100 DOLLARS) be and is hereby accepted; and

BE IT FURTHER RESOLVED that the additional appropriation on the attached sheet (Attachment) in the amount of $11,369.00 (ELEVEN THOUSAND, THREE HUNDRED SIXTY-NINE AND NO/100 DOLLARS) be made and added to the Illinois Department of Commerce and Economic Opportunity Disability Employment Initiative Grant PY14, Company 5000 - Accounting Unit 2840 and that the program continue as originally approved in all other respects; and

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

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

Enacted and approved this 26th day of June, 2018, at Wheaton, Illinois.

Member Larsen moved, seconded by Member Healy, that Resolution #FI-R-0231-18 be approved and adopted. On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott, Grant, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Member Gavanes was not present at the time of roll call. Motion carried.
WHEREAS, the County of DuPage, through the DuPage County 18th Judicial Circuit Court, has been notified by the Illinois Criminal Justice Information Authority that grant funds in the amount of $32,550.00 (THIRTY-TWO THOUSAND, FIVE HUNDRED FIFTY AND NO/100 DOLLARS) are available to provide funding for the operation of violence prevention activities in DuPage County; and

WHEREAS, to receive said grant funds, the County of DuPage must enter into Intergovernmental Agreement No. 329518 with the Illinois Criminal Justice Information Authority, a copy of which is attached to and incorporated as part of this Resolution by reference (Attachment II); and

WHEREAS, the period of the grant agreement is from July 1, 2018 through June 30, 2019; and

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

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

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

NOW, THEREFORE, BE IT RESOLVED by the DuPage County Board that Intergovernmental Agreement No. 329518 (Attachment II) between DuPage County and the Illinois Criminal Justice Information Authority is hereby accepted; and

BE IT FURTHER RESOLVED by the DuPage County Board that the additional appropriation on the attached sheet (Attachment I) in the amount of $32,550.00 (THIRTY-TWO THOUSAND, FIVE HUNDRED FIFTY AND NO/100 DOLLARS) be made to establish the Illinois Family Violence Coordinating Council Grant PY19 - Company 5000, Accounting Unit 6000, for the period of July 1, 2018 through June 30, 2019; and

BE IT FURTHER RESOLVED that should state funding cease for this grant, the Judicial and Public Safety Committee shall review the need for continuing the specified program; and
BE IT FURTHER RESOLVED that should the Judicial and Public Safety Committee determine the need for other funding is appropriate, it may recommend action to the County Board by Resolution.

Enacted and approved this 26th day of June, 2018, at Wheaton, Illinois.

Member Larsen moved, seconded by Member Healy, that Resolution #FI-R-0236-18 be approved and adopted. On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott, Grant, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Member Gavanes was not present at the time of roll call. Motion carried.

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R E S O L U T I O N
FI-R-0236-18
BUDGET TRANSFERS-VARIOUS COMPANIES AND ACCOUNTING UNITS FISCAL YEAR 2018

WHEREAS, it appears that certain appropriations for various County companies and accounting units are insufficient to cover necessary expenditures for the balance of the 2018 fiscal year; and

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

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

Enacted and approved this 26th day of June, 2018, at Wheaton, Illinois.

Member Larsen moved, seconded by Member Zay, that Resolution #FI-R-0238-18 be approved and adopted. On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott, Grant, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Member Gavanes was not present at the time of roll call. Motion carried.

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RESOLUTION
FI-R-0238-18
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

REPLACEMENTS

COUNTY BOARD 1000-1001

Effective June 27, 2018
Andrea Correa, Multi-Media Specialist
Class 1209, Range 109 at $16.00 per hour

SHERIFF 1000-4410

Effective June 12, 2018
Maria Larrea, Licensed Practical Nurse
Class 4121, Range 110 at $24.00 per hour

NON-CORPORATE FUND

REPLACEMENTS

CARE CENTER 1200-2025

Effective June 13, 2018
Kenneth Correa, Dining Services Worker
Class 4237, Range 106 at $10.92 per hour

CARE CENTER 1200-2100

Effective June 18, 2018
John Cerny, Dining Services Worker
Class 4237, Range 106 at $10.92 per hour
REPLACEMENTS

Effective June 25, 2018
Aliyah Salinas-Diaz, Dining Services Worker
Class 4237, Range 106 at $10.92 per hour

COMMUNITY SERVICES 5000-1720

Effective June 27, 2018
Mercedes Laws, Case Manager
Class 1931, Range 110 at $37,000 per year

DIVISION OF TRANSPORTATION 1500-3500

Effective July 9, 2018
Rebecca Vega, Transportation Coordinator
Class 5144, Range 312 at $56,000 per year

PUBLIC WORKS 2000-2555

Effective July 16, 2018
Jesse Small, Water/Wastewater Maintenance Worker
Class 3214 at $45,000 per year

PROMOTIONS

CARE CENTER 1200-2035

Effective June 20, 2018
Kenneth Wall, Housekeeper II
Class 4211, Range 107 at $23,728 per year, from
Class 4210, Range 106 at $22,722 per year

CARE CENTER 1200-2050

Effective June 27, 2018
Kathy Lee, MDS Coordinator
Class 4123, Range 312 at $65,000 per year, from
Class 4124, Range 311 at $30.51 per hour

PROMOTIONS
PUBLIC WORKS 2000-2555

Effective June 27, 2018
Charles Eaves, Water/Wastewater Maintenance Crew Leader
Class 3216 at $57,000 per year, from
Class 3215 at $51,005 per year

Effective June 27, 2018
Michael Kraus, Water/Wastewater Maintenance Crew Leader
Class 3216 at $57,000 per year, from
Class 3215 at $50,944 per year

TEMPORARY

ANIMAL SERVICES 1100-1300

Effective June 25, 2018
Ashley Domeracki, Seasonal Employee
Class 9172 at $10.00 per hour

DIVISION OF TRANSPORTATION 1500-3510

Effective June 11, 2018
Trenton Hegranes, Seasonal Employee
Class 9172 at $10.00 per hour

Effective June 11, 2018
Pedro Munoz-Barrera, Seasonal Employee
Class 9172 at $10.00 per hour

PUBLIC WORKS 2000-2555

Effective June 18, 2018
Giorgi VanDerway, Seasonal Employee
Class 9172 at $10.00 per hour

TEMPORARY

Effective June 20, 2018
Darius Grassi, Seasonal Employee
Class 9172 at $10.50 per hour

BE IT FURTHER RESOLVED that the County Clerk be directed to transmit copies of this Resolution to the Auditor, Treasurer, Finance Department, Human Resources Department and one copy to the County Board.
Enacted and approved this 26th day of June, 2018, at Wheaton, Illinois.

Member Larsen moved, seconded by Member Healy, that Resolution #FI-R-0239-18 be approved and adopted. On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott, Grant, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Member Gavanes was not present at the time of roll call. Motion carried.

RESOLUTION
FI-R-0239-18
GRANTING A NON-EXCLUSIVE FRANCHISE TO COMCAST COMPANIES TO OPERATE A CABLE TELEVISION SYSTEM IN UNINCORPORATED AREAS OF DU PAGE COUNTY

WHEREAS, the County of DuPage (the “County”) has the authority, pursuant to 55 ILCS 5/5-109, et seq. to license, tax or franchise the business of operating a community antenna television system which is defined as “any facility which is constructed in whole or in part in, on, under or over any highway or other public place and which is operated to perform for hire the service of receiving and amplifying the signals broadcast by one or more television stations and redistributing such signals by wire, cable or other means to members of the public who subscribe to such service” and which is commonly referred to as “cable television”; and

WHEREAS, the County adopted a Cable Television Franchise Ordinance on January 25, 2005 (OFI-001-05), which authorizes the County to issue cable television franchises to operate a cable system in the County and to renew any existing cable television franchises for cable systems currently operating in the County; and

WHEREAS, the Comcast companies (collectively referred to as “Comcast”) identified in the Cable Television Franchise Agreement (the “Agreement”), attached hereto as Exhibit A and made a part hereof by reference, have been operating a cable system under an existing franchise agreement, and have requested a renewal of their consolidated franchise agreement, to provide cable television service in the unincorporated areas of the County; and

WHEREAS, the County has reviewed Comcast’s performance under the prior and existing cable television franchises with the County, has identified the future cable related needs and interests of the community, has considered the financial, legal and technical qualifications of Comcast to provide cable television service in the County, and has considered Comcast’s plans for operating and maintaining its cable system during the term of a renewed franchise; and

WHEREAS, after affording the public adequate notice and an opportunity for comment, the County Board of the County of DuPage has determined that it is in the public interest to
renew the Comcast’s consolidated cable television franchise agreements in accordance with the terms set forth in the Agreement.

NOW, THEREFORE, BE IT RESOLVED that the County of DuPage hereby grants a non-exclusive franchise to operate a cable television system in the unincorporated area of the County pursuant to the terms and conditions set forth in the attached Agreement, and the County Board Chairman is authorized and directed to execute the Agreement, in substantially the form attached hereto, on behalf of the County; and

BE IT FURTHER RESOLVED that the County Clerk is directed to provide copies of this Resolution and Agreement to the Auditor, Public Works Department, Director of Governmental Affairs and to Comcast Corporation at the address identified in the Agreement.

Enacted and approved this 26th day of June, 2018, at Wheaton, Illinois.

Member Tornatore moved, seconded by Member Chaplin, that Ordinance #DC-O-0038-18 (petitioner Martyka) be approved and adopted. On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott, Grant, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Member Gavanes was not present at the time of roll call. Motion carried.

- - - - - - -

O R D I N A N C E
DC-O-0038-18
ZP-Z18-016 Martyka

WHEREAS, a public hearing was held on May 21, 2018 in the DuPage County Administration Building, 421 North County Farm Road, Wheaton, Illinois at 2:30 P.M. before the DuPage County Zoning Hearing Officer and notice of said hearing was duly given; and

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

A Variation to allow an accessory structure in the front of the front wall of the house on the property hereinafter described:

OF THE WEST HALF OF LOT 6 IN AUSTIN TALBERT’S ASSESSMENT PLAT IN THE SOUTHEAST QUARTER OF SECTION 32 AND THE SOUTHWEST QUARTER OF SECTION 33, TOWNSHIP 38 NORTH RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED MAY 27, 1958 AS DOCUMENT NO. 881205 AND CERTIFICATE OF
WHEREAS, the Zoning Hearing Officer, having considered in relation to the above requested zoning petition presented at the above hearing and at the recommendation meeting held on May 21, 2018 does find as follows:

FINDINGS OF FACT:

1. The Hearing Officer finds that the petitioner has demonstrated the need for a Variation to allow for an accessory structure in the front of the front wall of the house.

2. The Hearing Officer finds that the petitioner has demonstrated that due to the location of sewer lines and the location of vegetation/trees on the subject property, the only location to place a detached garage on the subject property is in front of the front wall of the house.

3. The Hearing Officer finds that petitioner has demonstrated that the subject property is located in a unique manner relative to the adjacent properties to the east and west in that those properties rear yards back up to the front yard of the subject property.

- As such, the proposed detached garage addition, while located in front of the front wall of the subject property, will be located well behind the front wall of all adjacent homes and actually will be behind the rear yards of the adjacent property.

- As such, the proposed development will maintain the spirit of the code but not having detached accessory buildings further forward of the homes adjacent to the subject property.

**GENERAL ZONING CASE INFORMATION**

<table>
<thead>
<tr>
<th>CASE #:PETITIONER</th>
<th>Z18-016 Martyka</th>
</tr>
</thead>
<tbody>
<tr>
<td>ZONING REQUEST</td>
<td>Variation to allow an accessory structure in the front wall of the house.</td>
</tr>
<tr>
<td>(As indicated in the Petitioner’s application)</td>
<td></td>
</tr>
<tr>
<td>OWNER</td>
<td>Scott Martyka, 571 86th Street, Downers Grove, Illinois 60516</td>
</tr>
<tr>
<td>ADDRESS/LOCATION</td>
<td>571 86th Street, Downers Grove, Illinois 60516</td>
</tr>
<tr>
<td>PIN</td>
<td>09-32-403-009</td>
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<tr>
<td>TWSP./CTY. BOARD DISTRICT</td>
<td>Downers Grove/N Dist. 3</td>
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<tr>
<td>ZONING/LUP</td>
<td>R-3 SF RES</td>
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<tr>
<td>AREA</td>
<td>3.02 AC. (131,552 SQ. FT.)</td>
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<tr>
<td>UTILITIES</td>
<td>Well and Sewer</td>
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<tr>
<td>PUBLICATION DATE</td>
<td>Daily Herald: May 6, 2018</td>
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<tr>
<td>PUBLIC HEARING</td>
<td>May 21, 2018</td>
</tr>
</tbody>
</table>
GENERAL BULK REQUIREMENTS:

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<tr>
<th>REQUIREMENTS:</th>
<th>REQUIRED</th>
<th>EXISTING</th>
<th>PROPOSED</th>
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</thead>
<tbody>
<tr>
<td>Front Yard:</td>
<td>Behind front wall</td>
<td>N/A</td>
<td>Approx. 81.89 feet</td>
</tr>
<tr>
<td>Interior Side Yard:</td>
<td>Behind front wall and at least 10 feet</td>
<td>N/A</td>
<td>Approx. 107 feet</td>
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<tr>
<td>Interior Side Yard:</td>
<td>Behind front wall and at least 10 feet</td>
<td>N/A</td>
<td>Approx. 136 feet</td>
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<tr>
<td>Rear Yard:</td>
<td>3 feet</td>
<td>N/A</td>
<td>Approx. 336 feet</td>
</tr>
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</table>

WHEREAS, the Zoning Hearing Officer, having considered in relation to the above and at the recommendation meeting held on May 21, 2018 recommends to approve the following zoning relief:

A Variation to allow an accessory structure in the front of the front wall of the house.

Subject to the following conditions:

1. The Variation zoning relief is for a proposed garage as depicted on the petitioner’s site plan made part of Zoning Petition #Z18-016 Martyka on May 21, 2018.

2. That the Variation zoning relief shall expire after 2 years from the date of approval of the subject zoning relief by the DuPage County Board or upon one of the following circumstances, whichever shall come first:

   a. The structure or use is destroyed or damaged by fire or other casualty or act of God to the extent that the cost of restoration for the above ground portion of the building, structure, or use to the condition it was prior to the destruction or damage exceeds fifty percent (50%) or more of its replacement value.
   
   b. The property is conveyed to new ownership.
   
   c. The structure is voluntarily removed.

3. That the proposed garage is for the petitioner’s personal use.

4. That the petitioner is not permitted to operate a business out of the proposed detached garage.

5. That the petitioner shall not illuminate the proposed detached garage.

6. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation relative to the proposed detached garage on the property.

7. That in conjunction with the submittal of a building permit the developer provides a landscape plan showing partial landscape screens around the perimeter of the development. Existing fencing and landscaping can be used to satisfy the landscape requirement.
8. That the property be developed in accordance with all other codes and Ordinances of DuPage County; and

WHEREAS, the County Board Development Committee on June 19, 2018, considered the above findings and recommendations of the Zoning Hearing Officer and recommends to concur with the findings and recommends to approve the following zoning relief:

A Variation to allow an accessory structure in the front of the front wall of the house.

Subject to the following conditions:

1. The Variation zoning relief is for a proposed garage as depicted on the petitioner’s site plan made part of Zoning Petition #Z18-016 Martyka on May 21, 2018.

2. That the Variation zoning relief shall expire after 2 years from the date of approval of the subject zoning relief by the DuPage County Board or upon one of the following circumstances, whichever shall come first:

   a. The structure or use is destroyed or damaged by fire or other casualty or act of God to the extent that the cost of restoration for the above ground portion of the building, structure, or use to the condition it was prior to the destruction or damage exceeds fifty percent (50%) or more of its replacement value.
   b. The property is conveyed to new ownership.
   c. The structure is voluntarily removed.

3. That the proposed garage is for the petitioner’s personal use.

4. That the petitioner is not permitted to operate a business out of the proposed detached garage.

5. That the petitioner shall not illuminate the proposed detached garage.

6. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation relative to the proposed detached garage on the property.

7. That in conjunction with the submittal of a building permit the developer provides a landscape plan showing partial landscape screens around the perimeter of the development. Existing fencing and landscaping can be used to satisfy the landscape requirement.

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

NOW, THEREFORE, BE IT ORDAINED by the County Board of DuPage County, Illinois that the following zoning relief be granted:
A Variation to allow an accessory structure in the front of the front wall of the house, on the property hereinafter described:

OF THE WEST HALF OF LOT 6 IN AUSTIN TALBERT’S ASSESSMENT PLAT IN THE SOUTHEAST QUARTER OF SECTION 32 AND THE SOUTHWEST QUARTER OF SECTION 33, TOWNSHIP 38 NORTH RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED MAY 27, 1958 AS DOCUMENT NO. 881205 AND CERTIFICATE OF CORRECTION RECORDED JUNE 12, 1958 AS DOCUMENT NO. 883126 IN DU PAGE COUNTY, ILLINOIS; and

The Zoning Relief is subject to the following conditions:

1. The Variation zoning relief is for a proposed garage as depicted on the petitioner’s site plan made part of Zoning Petition #Z18-016 Martyka on May 21, 2018.

2. That the Variation zoning relief shall expire after 2 years from the date of approval of the subject zoning relief by the DuPage County Board or upon one of the following circumstances, whichever shall come first:
   a. The structure or use is destroyed or damaged by fire or other casualty or act of God to the extent that the cost of restoration for the above ground portion of the building, structure, or use to the condition it was prior to the destruction or damage exceeds fifty percent (50%) or more of its replacement value.
   b. The property is conveyed to new ownership.
   c. The structure is voluntarily removed.

3. That the proposed garage is for the petitioner’s personal use.

4. That the petitioner is not permitted to operate a business out of the proposed detached garage.

5. That the petitioner shall not illuminate the proposed detached garage.

6. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation relative to the proposed detached garage on the property.

7. That in conjunction with the submittal of a building permit the developer provides a landscape plan showing partial landscape screens around the perimeter of the development. Existing fencing and landscaping can be used to satisfy the landscape requirement.

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

BE IT FURTHER ORDAINED that a certified copy of this Ordinance be transmitted by the County Clerk to the DuPage County Finance Department; DuPage County Auditor; DuPage County Treasurer; Paul J. Hoss, Zoning; State’s Attorney’s Office; DuPage County Health Department; DuPage County Division of Transportation; Scott Martyka, 571 86th Street Downers Grove, Illinois 60516 and Downers Grove Township Assessor, 4340 Prince Street, Downers Grove, Illinois 60515.

Enacted and approved this 26th day of June, 2018, A.D., at Wheaton, Illinois.

Member Tornatore moved, seconded by Member Elliott, that Ordinance #DC-O-0039-18 (petitioner Markose) be approved and adopted. On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott, Grant, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Member Gavanes was not present at the time of roll call. Motion carried.

O R D I N A N C E
DC-O-0039-18
ZP-Z18-021 Markose

WHEREAS, a public hearing was held on May 21, 2018 in the DuPage County Administration Building, 421 North County Farm Road, Wheaton, Illinois at 2:30 P.M. before the DuPage County Zoning Hearing Officer and notice of said hearing was duly given; and

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

A Conditional use to allow an existing patio to remain less than 3’ (approximately 3”) from the property line where the structure has existed for at least 5 years on the property hereinafter described:

LOT 42 IN CROWN ESTATES, BEING A SUBDIVISION IN SECTION 25, TOWNSHIP 40 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN DU PAGE COUNTY, ILLINOIS; and
WHEREAS, the Zoning Hearing Officer, having considered in relation to the above requested zoning petition presented at the above hearing and at the recommendation meeting held on May 21, 2018 does find as follows:

FINDINGS OF FACT:

1. The Hearing Officer finds that the petitioner has demonstrated evidence for a Conditional Use to allow an existing patio to remain less than 3 feet (approximately 3 inches) from the property line where the structure has existed for at least 5 years.

2. The petitioner has demonstrated that the existing patio has been in existence prior to when the petitioner purchased the subject property. The petitioner has owned the subject property for approximately 18 years.

3. The Hearing Officer finds that petitioner has demonstrated that the existing patio does not have any impact on adjacent properties and roadways, does not impact on drainage, and does not impede ventilation and light to the property or adjacent properties.

GENERAL ZONING CASE INFORMATION

<table>
<thead>
<tr>
<th>CASE #/PETITIONER</th>
<th>Z18-021 Markose</th>
</tr>
</thead>
<tbody>
<tr>
<td>ZONING REQUEST (As indicated in the Petitioner’s application)</td>
<td>Conditional use to allow an existing patio to remain less than 3’ (approximately 3”) from the property line where the structure has existed for at least 5 years.</td>
</tr>
<tr>
<td>OWNER</td>
<td>Kunjthomman Markose, 15W608 Diversey Avenue, Elmhurst, Illinois 60126</td>
</tr>
<tr>
<td>ADDRESS/LOCATION</td>
<td>15W608 Diversey Avenue, Elmhurst, Illinois 60126</td>
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<td>PIN</td>
<td>03-25-112-023</td>
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<tr>
<td>TWSP. /CTY. BD. DIST.</td>
<td>Addison</td>
</tr>
<tr>
<td>ZONING/LUP</td>
<td>R-4 SF Residence</td>
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<tr>
<td>AREA</td>
<td>0.25 (10,890 sq. feet)</td>
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<tr>
<td>PUBLICATION DATE</td>
<td>Daily Herald: May 6, 2018</td>
</tr>
<tr>
<td>PUBLIC HEARING</td>
<td>May 21, 2018</td>
</tr>
</tbody>
</table>

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<th>REQUIRED</th>
<th>EXISTING</th>
<th>PROPOSED</th>
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</thead>
<tbody>
<tr>
<td>Front Yard:</td>
<td>Behind the front wall</td>
<td>Approx. 78 feet</td>
<td>Approx. 78 feet</td>
</tr>
<tr>
<td>Interior Side Yard:</td>
<td>3 feet</td>
<td>Approx. 3 inches</td>
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<tr>
<td>Interior Side Yard:</td>
<td>3 feet</td>
<td>Approx. 62 feet</td>
<td>Approx. 62 feet</td>
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<tr>
<td>Rear Yard:</td>
<td>3 feet</td>
<td>Approx. 14 feet</td>
<td>Approx. 14 feet</td>
</tr>
</tbody>
</table>

WHEREAS, the Zoning Hearing Officer, having considered in relation to the above and at the recommendation meeting held on May 21, 2018, recommends to approve the following zoning relief:
A Conditional use to allow an existing patio to remain less than 3’ (approximately 3”) from the property line where the structure has existed for at least 5 years.

Subject to the following conditions:

9. The Conditional Use zoning relief is for the existing patio only as depicted on the petitioner’s site plan made part of Zoning Petition #Z18-021 Markose on May 21, 2018.

10. That the Conditional Use zoning relief shall expire after ten (10) years from the date of approval of the subject zoning relief by the DuPage County Board or upon one of the following circumstances, whichever shall come first:
   
   d. The structure or use is destroyed or damaged by fire or other casualty or act of God to the extent that the cost of restoration for the above ground portion of the building, structure, or use to the condition it was prior to the destruction or damage exceeds fifty percent (50%) or more of its replacement value.
   
   e. The property is conveyed to new ownership.
   
   f. The structure is voluntarily removed.

11. That the petitioner maintains the existing landscaping and fencing around the perimeter of the subject property.

12. That the petitioner shall not light/illuminate the existing patio.

13. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation relative to the existing patio on the property.

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

   WHEREAS, the County Board Development Committee on June 19, 2018, considered the above findings and recommendations of the Zoning Hearing Officer and recommends to concur with the findings and recommends to approve the following zoning relief:

   A Conditional use to allow an existing patio to remain less than 3’ (approximately 3”) from the property line where the structure has existed for at least 5 years.

Subject to the following conditions:

1. The Conditional Use zoning relief is for the existing patio only as depicted on the petitioner’s site plan made part of Zoning Petition #Z18-021 Markose on May 21, 2018.

2. That the Conditional Use zoning relief shall expire after ten (10) years from the date of approval of the subject zoning relief by the DuPage County Board or upon one of the following circumstances, whichever shall come first:
a. The structure or use is destroyed or damaged by fire or other casualty or act of God to the extent that the cost of restoration for the above ground portion of the building, structure, or use to the condition it was prior to the destruction or damage exceeds fifty percent (50%) or more of its replacement value.
b. The property is conveyed to new ownership.
c. The structure is voluntarily removed.

3. That the petitioner maintains the existing landscaping and fencing around the perimeter of the subject property.

4. That the petitioner shall not light/illuminate the existing patio.

5. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation relative to the existing patio on the property.

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

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

A Conditional use to allow an existing patio to remain less than 3’ (approximately 3”) from the property line where the structure has existed for at least 5 years on the property hereinafter described:

LOT 42 IN CROWN ESTATES, BEING A SUBDIVISION IN SECTION 25, TOWNSHIP 40 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN DU PAGE COUNTY, ILLINOIS; and

The Zoning Relief is subject to the following conditions:

1. The Conditional Use zoning relief is for the existing patio only as depicted on the petitioner’s site plan made part of Zoning Petition #Z18-021 Markose on May 21, 2018.

2. That the Conditional Use zoning relief shall expire after ten (10) years from the date of approval of the subject zoning relief by the DuPage County Board or upon one of the following circumstances, whichever shall come first:

   a. The structure or use is destroyed or damaged by fire or other casualty or act of God to the extent that the cost of restoration for the above ground portion of the building, structure, or use to the condition it was prior to the destruction or damage exceeds fifty percent (50%) or more of its replacement value.
   b. The property is conveyed to new ownership.
   c. The structure is voluntarily removed.
3. That the petitioner maintains the existing landscaping and fencing around the perimeter of the subject property.

4. That the petitioner shall not light/illuminate the existing patio.

5. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation relative to the existing patio on the property.

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

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

   BE IT FURTHER ORDAINED that a certified copy of this Ordinance be transmitted by the County Clerk to the DuPage County Finance Department; DuPage County Auditor; DuPage County Treasurer; Paul J. Hoss, Zoning; State’s Attorney’s Office; DuPage County Health Department; DuPage County Division of Transportation; Kunjthomman Markose, 15W608 Diversey Avenue, Elmhurst, Illinois 60126 and Addison Township Assessor, 401 North Addison Road, Addison, Illinois 60101.

   Enacted and approved this 26th day of June, 2018, A.D., at Wheaton, Illinois.

   Member Tornatore moved, seconded by Member Wiley, that Ordinance #DC-O-0041-18 (petitioner Cantigny-Reiling) be approved and adopted. On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott, Grant, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Member Gavanes was not present at the time of roll call. Motion carried.

   ORDINANCE
   DC-O-0041-18
   ZP-Z18-025 Cantigny-Reiling

   WHEREAS, a public hearing was held on May 21, 2018 in the DuPage County Administration Building, 421 North County Farm Road, Wheaton, Illinois at 2:30 P.M. before the DuPage County Zoning Hearing Officer and notice of said hearing was duly given; and

   WHEREAS, a petition was presented at this hearing requesting the following zoning relief:
1. A Variation to allow for a gravel driveway over Lot 7 and Lot 1, as existing on the property hereinafter described:

THAT PART OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 24, TOWNSHIP 39 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHEAST CORNER OF LOT 8 IN SWAN LAKE, BEING A SUBDIVISION RECORDED NOVEMBER 19, 1984, AS DOCUMENT R84-93602; THENCE NORTH 00 DEGREES 28 MINUTES 00 SECONDS WEST, 250.00 FEET, ALONG THE EAST LINE OF SAID LOT 8, TO THE NORTHEAST CORNER THEREOF; THENCE SOUTH 89 DEGREES 32 MINUTES 00 SECONDS WEST 260.00 FEET ALONG THE NORTH LINE OF SAID LOT 8, TO THE SOUTHEAST CORNER OF LOT 7 IN SAID SWAN LAKE; THENCE NORTH 00 DEGREES 28 MINUTES 00 SECONDS WEST 449.34 FEET ALONG THE EAST LINE OF SAID LOT 7 AND LOT 6; THENCE SOUTH 88 DEGREES 31 MINUTES 38 SECONDS EAST 222.00 FEET; THENCE SOUTH 11 DEGREES 26 MINUTES 25 SECONDS EAST 374.00 FEET; THENCE NORTH 80 DEGREES 45 MINUTES 34 SECONDS EAST 225.00 FEET; THENCE SOUTH 17 DEGREES 31 MINUTES 28 SECONDS EAST 201.40 FEET; THENCE SOUTH 09 DEGREES 46 MINUTES 05 SECONDS WEST 43.44 FEET; THENCE SOUTH 60 DEGREES 04 MINUTES 40 SECONDS WEST 45.29 FEET; THENCE SOUTH 21 DEGREES 44 MINUTES 20 SECONDS WEST 113.77 FEET TO THE NORTH LINE OF LOT 7 IN HEIRLOOM ACRES, UNIT NO. 1, BEING A SUBDIVISION RECORDED APRIL 29, 1955 AS DOCUMENT NUMBER 755027 WITH A CERTIFICATE OF CORRECTION RECORDED MAY 27, 1955 AS DOCUMENT NUMBER 758746; THENCE SOUTH 89 DEGREES 31 MINUTES 55 SECONDS WEST 249.41 FEET, ALONG THE NORTH LINE OF SAID LOT 7 AND LOT 6, TO THE POINT OF BEGINNING, IN DU PAGE COUNTY, ILLINOIS.

AND 12 FEET WIDE INGRESS EGRESS EASEMENT, THAT PART OF LOT 7 IN HEIRLOOM ACRES, UNIT NO. 1, BEING A SUBDIVISION OF PART OF SECTIONS 23 AND 24, TOWNSHIP 39 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED APRIL 29, 1955 AS DOCUMENT NUMBER 755027 AND CERTIFICATE OF CORRECTION RECORDED MAY 27, 1955 AS DOCUMENT NUMBER 758746, LYING WESTERLY OF A LINE DESCRIBED BY COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 7; THENCE NORTH 89 DEGREES 31 MINUTES 55 SECONDS EAST 55.26 FEET, ALONG THE NORTH LINE OF SAID LOT 7, FOR A POINT OF BEGINNING; THENCE CONTINUING NORTH 89 DEGREES 31 MINUTES 55 SECONDS EAST 13.28 FEET; THENCE SOUTHWESTERLY ON A NON TANGENTIAL CURVE, CONCAVE SOUTHEASTERLY, HAVING A RADIUS OF 278.00 FEET, AN ARC DISTANCE OF 103.22 FEET, WHOSE CHORD BEARS SOUTH 14 DEGREES 49 MINUTES 03 SECONDS WEST; THENCE SOUTH 4 DEGREES 10 MINUTES 51 SECONDS WEST 246.09 FEET TO A POINT ON A SOUTHERLY LINE OF SAID LOT 7; THENCE SOUTHWESTERLY ON A SOUTHERLY LINE OF SAID LOT 7, BEING A NON TANGENTIAL CURVE, CONCAVE NORTHWESTERLY, HAVING A
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WHEREAS, the Zoning Hearing Officer, having considered in relation to the above requested zoning petition presented at the above hearing and at the recommendation meeting held on May 21, 2018 does find as follows:

FINDINGS OF FACT:

1. The Hearing Officer finds that the petitioner has demonstrated evidence for a Variation to allow for a gravel driveway over Lot 7 and Lot 1, as existing.

2. The petitioner testified that, Zoning Petition Z18-023 Cantigny-Reiling, is a joint-application filed by The Cantigny Foundation and the petitioner.

3. The petitioner testified that the gravel driveway is an ingress-egress easement located on the Cantigny Foundation property and utilized by the petitioner to access his landlocked property.

   a. The gravel driveway is also utilized by the Cantigny Foundation to access adjacent properties to the east. The Hearing Officer finds that the petitioner has demonstrated practical difficulties or particular hardships in the way of carrying out a Variation to allow for a gravel driveway over Lot 7 and Lot 1, as existing.

GENERAL ZONING CASE INFORMATION

<table>
<thead>
<tr>
<th>CASE #/PETITIONER</th>
<th>Z18-025 Cantigny-Reiling</th>
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<tbody>
<tr>
<td>ZONING REQUEST</td>
<td>Variation to allow for a gravel driveway over Lot 7 and Lot 1, as existing.</td>
</tr>
<tr>
<td>(As indicated in the Petitioners application)</td>
<td></td>
</tr>
<tr>
<td>OWNER</td>
<td>Vincent G. Reiling, 27W636 Swan Lake Drive, Wheaton, Illinois 60189</td>
</tr>
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<td>ADDRESS/LOCATION</td>
<td>27W636 Swan Lake Drive, Wheaton, Illinois 60189</td>
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<td>PIN</td>
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<td>Winfield District 6</td>
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<td>ZONING/LUP</td>
<td>R-2 SF RES 0-5 DU AC</td>
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GENERAL BULK REQUIREMENTS:

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<tr>
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<td>Improved surfaces</td>
<td>Gravel driveway</td>
<td>Gravel driveway</td>
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<td>Interior Side Yard:</td>
<td>Improved surfaces</td>
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<td>Interior Side Yard:</td>
<td>Improved surfaces</td>
<td>Gravel driveway</td>
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</tr>
<tr>
<td>Rear Yard:</td>
<td>Improved surfaces</td>
<td>Gravel driveway</td>
<td>Gravel driveway</td>
</tr>
</tbody>
</table>

WHEREAS, the Zoning Hearing Officer, having considered in relation to the above and at the recommendation meeting held on May 21, 2018 recommends the following zoning relief:

1. A Variation to allow for a gravel driveway over Lot 7 and Lot 1, as existing.

Subject to the following conditions:

1. The Variation zoning relief is for the proposed gravel driveway only as depicted on the petitioner’s site plan made part of Zoning Petition #Z18-025 Cantigny-Reiling on May 21, 2018.

2. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation relative to the proposed gravel driveway 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 June 19, 2018, considered the above findings and recommendations of the Zoning Hearing Officer and recommends to concur with the findings and recommends the following zoning relief:

1. A Variation to allow for a gravel driveway over Lot 7 and Lot 1, as existing.

Subject to the following conditions:

1. The Variation zoning relief is for the proposed gravel driveway only as depicted on the petitioner’s site plan made part of Zoning Petition #Z18-025 Cantigny-Reiling on May 21, 2018.

2. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation relative to the proposed gravel driveway 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. A Variation to allow for a gravel driveway over Lot 7 and Lot 1, as existing, on the property hereinafter described as:

THAT PART OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 24, TOWNSHIP 39 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHEAST CORNER OF LOT 8 IN SWAN LAKE, BEING A SUBDIVISION RECORDED NOVEMBER 19, 1984, AS DOCUMENT R84-93602; THENCE NORTH 00 DEGREES 28 MINUTES 00 MINUTES WEST, 250.00 FEET, ALONG THE EAST LINE OF SAID LOT 8, TO THE NORTHEAST CORNER THEREOF; THENCE SOUTH 89 DEGREES 32 MINUTES 00 SECONDS WEST 260.00 FEET ALONG THE NORTH LINE OF SAID LOT 8, TO THE SOUTHEAST CORNER OF LOT 7 IN SAID SWAN LAKE; THENCE NORTH 00 DEGREES 28 MINUTES 00 SECONDS WEST 449.34 FEET ALONG THE EAST LINE OF SAID LOT 7 AND LOT 6; THENCE SOUTH 88 DEGREES 31 MINUTES 38 SECONDS EAST 222.00 FEET; THENCE SOUTH 11 DEGREES 26 MINUTES 25 SECONDS EAST 374.00 FEET; THENCE NORTH 80 DEGREES 45 MINUTES 34 SECONDS EAST 225.00 FEET; THENCE SOUTH 17 DEGREES 31 MINUTES 28 SECONDS EAST 201.40 FEET; THENCE SOUTH 09 DEGREES 46 MINUTES 05 SECONDS WEST 43.44 FEET; THENCE SOUTH 60 DEGREES 04 MINUTES 40 SECONDS WEST 45.29 FEET; THENCE SOUTH 21 DEGREES 44 MINUTES 20 SECONDS WEST 113.77 FEET TO THE NORTH LINE OF LOT 7 IN HEIRLOOM ACRES, UNIT NO. 1, BEING A SUBDIVISION RECORDED APRIL 29, 1955 AS DOCUMENT NUMBER 755027 WITH A CERTIFICATE OF CORRECTION RECORDED MAY 27, 1955 AS DOCUMENT NUMBER 758746; THENCE SOUTH 89 DEGREES 31 MINUTES 55 SECONDS WEST 249.41 FEET, ALONG THE NORTH LINE OF SAID LOT 7 AND LOT 6, TO THE POINT OF BEGINNING, IN DU PAGE COUNTY, ILLINOIS.

AND 12 FEET WIDE INGRESS EGRESS EASEMENT, THAT PART OF LOT 7 IN HEIRLOOM ACRES, UNIT NO. 1, BEING A SUBDIVISION OF PART OF SECTIONS 23 AND 24, TOWNSHIP 39 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED APRIL 29, 1955 AS DOCUMENT NUMBER 755027 AND CERTIFICATE OF CORRECTION RECORDED MAY 27, 1955 AS DOCUMENT NUMBER 758746, LYING WESTERLY OF A LINE DESCRIBED BY COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 7; THENCE NORTH 89 DEGREES 31 MINUTES 55 SECONDS EAST 55.26 FEET, ALONG THE NORTH LINE OF SAID LOT 7, FOR A POINT OF BEGINNING; THENCE CONTINUING NORTH 89 DEGREES 31 MINUTES 55 SECONDS EAST 13.28 FEET; THENCE SOUTHWESTERLY ON A NON TANGENTIAL CURVE, CONCAVE SOUTHEASTERLY, HAVING A RADIUS OF 278.00 FEET, AN ARC DISTANCE OF 103.22 FEET, WHOSE CHORD BEARS SOUTH 14 DEGREES 49 MINUTES 03 SECONDS WEST; THENCE SOUTH 4 DEGREES 10 MINUTES 51 SECONDS WEST 246.09 FEET TO A POINT ON A SOUTHERLY LINE OF SAID LOT 7; THENCE SOUTHWESTERLY ON A SOUTHERLY LINE OF SAID LOT 7, BEING A NON TANGENTIAL CURVE, CONCAVE NORTHWESTERLY, HAVING A
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The Zoning Relief is subject to the following conditions:

1. The Variation zoning relief is for the proposed gravel driveway only as depicted on the petitioner’s site plan made part of Zoning Petition #Z18-025 Cantigny-Reiling on May 21, 2018.

2. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation relative to the proposed gravel driveway on the property.

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

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

BE IT FURTHER ORDAINED that a certified copy of this Ordinance be transmitted by the County Clerk to the DuPage County Finance Department; DuPage County Auditor; DuPage County Treasurer; Paul J. Hoss, Zoning; State’s Attorney’s Office; DuPage County Health Department; DuPage County Division of Transportation; Vincent G. Reiling, 27W636 Swan Lake Drive, Wheaton, Illinois 60189 and Winfield Township Assessor, 130 Arbor Avenue, West Chicago, Illinois 60185.

Enacted and approved this 26th day of June, 2018, A.D., in Wheaton, Illinois.

Member Tornatore moved, seconded by Member Anderson, that Ordinance #DC-O-0042-18 (petitioner Hakim) be approved and adopted. On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott, Grant, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “nay.” Member Gavanes was not present at the time of roll call. Motion lost.

Member Tornatore moved, seconded by Member Healy, that Ordinance #DC-O-0043-18 (petitioner Hawken) be approved and adopted.
Member Elliott left the room to avoid a conflict of interest.

Member Tornatore moved, seconded by Member Healy, that Ordinance #DC-O-0043-18 (petitioner Hawken) be approved and adopted. On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Grant, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Members Elliott and Gavanese were not present at the time of roll call. Motion carried.

ORDINANCE
DC-O-0043-18
ZP-Z18-024 Hawken

WHEREAS, a public hearing was held on May 17, 2018 and June 7, 2018 in the DuPage County Administration Building, 421 North County Farm Road, Wheaton, Illinois at 6:00 P.M. before the DuPage County Zoning Board of Appeals and notice of said hearing was duly given; and

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

1. Variation from the following yard requirements:
   a. North Yard (Side) from 40 feet to approximately 3 feet.
   b. West Yard (Rear) from 20 feet to approximately 3 feet.
   c. East Yard (Front) from 40 feet to approximately 23 feet and 1 inch.

2. Variation for gravel parkway to remain

3. Conditional Use for a private garage on the property hereinafter described:

   LOT 9 IN JACON J. JEANS’ PLAT OF SURVEY OF THE SOUTHEAST QUARTER OF SECTION 11, TOWNSHIP 37 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, REFERENCE BEING HAD TO RECORD OF SAID PLAT ON OCTOBER 7, 1950 AS DOCUMENT 606585, 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 June 7, 2018 does find as follows:
FINDINGS OF FACT:

1. That petitioner testified that he seeks zoning relief to build a private garage for the storage of trucks, tractors and equipment. Petitioner testified that the proposed private garage will be for personal use and will not be rented or leased out to the public.
   a. That petitioner testified that he will not run a business on the subject property.
   b. That petitioner testified that he had security problems on the subject property in previous years and has requested the proposed zoning relief to protect his personal property.

2. That petitioner testified that he has owned the subject property for approximately 30 years. Petitioner testified that he currently stores his trucks, trailers, and equipment on the subject property.

3. That petitioner testified that the subject property is located on a “pie-shaped” lot. Due to the “pie-shaped” lot size, the front yard is obtuse, compared to the rear yard and side yard, which is acute.
   a. That petitioner testified that under the current DuPage County Zoning code, the subject property is “unbuildable,” due to the required setbacks.

4. That petitioner testified that the property owner to the north requested the petitioner push the subject property’s north side yard setback from 1 foot to 3 feet. The petitioner has redesigned the layout and accepted the adjacent property owners request to move the north side yard setback to 3 feet.

STANDARDS FOR VARIATIONS AND CONDITIONAL USES:

1. That the Zoning Board of Appeals finds that petitioner has demonstrated that the granting of the Variations and Conditional Uses is in harmony with the general purpose and intent of the Zoning Ordinance, and will not be injurious to the neighborhood, detrimental to the public welfare, or in conflict with the County’s comprehensive plan for development.

2. That the Zoning Board of Appeals finds that petitioner has demonstrated the granting of the Variations and Conditional Use will not:
   a. Impair an adequate supply of light and air to the adjacent property as petitioner has demonstrated that he has adjusted the proposed setbacks to accommodate the adjacent property (to the north) owner’s request for a three-foot north yard (side) setback.
   b. Increase the hazard from fire or other dangers to said property as petitioner has demonstrated that they will receive a building permit from the County for the proposed private garage and will be built pursuant to the current building codes.
c. Diminish the value of land and buildings throughout the County as petitioner has demonstrated that the general area surrounding the subject property is aging, and that the addition of new building will positively impact land values in the area.

d. Unduly increase traffic congestion in the public streets and highways as petitioner has demonstrated that the subject property will be for personal use only and will not be open for public use, therefore, there will be no increase in traffic.

e. Increase the potential for flood damages to adjacent property as petitioner has demonstrated that the subject property and surrounding properties maintain gravel parking lots and drives, maintaining adequate surface drainage. Additionally, the petitioner has demonstrated that due to the topography of the subject property, there is natural drainage to the south to the canal/river.

f. Incur additional public expense for flood protection, rescue or relief as petitioner has demonstrated that the County’s Stormwater Department has no objections to the proposed setback variations, gravel parkway variation, or conditional use for a private garage.

g. Otherwise impair the public health, safety, comfort, morals or general welfare of the inhabitants of DuPage County as petitioner has demonstrated that the neighbors do not object to the subject development and that the proposed private garage will be an added benefit to the neighborhood.

GENERAL ZONING CASE INFORMATION

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<td>(As indicated in the Petitioners application)</td>
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<td>2.Variation for gravel parkway to remain</td>
</tr>
<tr>
<td></td>
<td>3.Conditional Use for a private garage</td>
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<tr>
<td>PIN</td>
<td>10-11-401-005</td>
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<td>TWSP./CTY. BOARD DISTRICT</td>
<td>Downers Grove S District 3</td>
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<tr>
<td>ZONING/LUP</td>
<td>I-1 Light Industrial Industrial</td>
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<tr>
<td>AREA</td>
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<td>UTILITIES</td>
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<td>PUBLICATION DATE</td>
<td>Daily Herald: May 2, 2018 and May 23, 2018</td>
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<tr>
<td>PUBLIC HEARING</td>
<td>May 17, 2018 and June 7, 2018</td>
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WHEREAS, the Zoning Board of Appeals, having considered in relation to the above and at the recommendation meeting held on June 7, 2018 recommends to approve the following zoning relief:

1. Variation from the following yard requirements:
   a. North Yard (Side) from 40 feet to approximately 3 feet.
   b. West Yard (Rear) from 20 feet to approximately 3 feet.
   c. East Yard (Front) from 40 feet to approximately 23 feet and 1 inch.

2. Variation for gravel parkway to remain.

3. Conditional Use for a private garage.

Subject to the following conditions:

1. That the property be developed in accordance with the petitioner’s revised site plan made part of Zoning Petition #Z18-024 Hawken dated May 17, 2018.

2. That the private garage be used solely for the owner’s (Timothy N. Hawken) vehicles and equipment.

3. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation that occurs on the property.

4. That in conjunction with the submittal of a building permit the developer provides a landscape plan showing partial landscape screens around the perimeter of the development. Existing fencing and landscaping can be used to satisfy the landscape requirement.

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

WHEREAS, the County Board Development Committee on June 19, 2018 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:

1. Variation from the following yard requirements:
a. North Yard (Side) from 40 feet to approximately 3 feet.
b. West Yard (Rear) from 20 feet to approximately 3 feet.
c. East Yard (Front) from 40 feet to approximately 23 feet and 1 inch.

2. Variation for gravel parkway to remain.

3. Conditional Use for a private garage.

Subject to the following conditions:

1. That the property be developed in accordance with the petitioner’s revised site plan made part of Zoning Petition #Z18-024 Hawken dated May 17, 2018.

2. That the private garage be used solely for the owner’s (Timothy N. Hawken) vehicles and equipment.

3. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation that occurs on the property.

4. That in conjunction with the submittal of a building permit the developer provides a landscape plan showing partial landscape screens around the perimeter of the development. Existing fencing and landscaping can be used to satisfy the landscape requirement.

5. 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 from the following yard requirements:

   a. North Yard (Side) from 40 feet to approximately 3 feet.
   b. West Yard (Rear) from 20 feet to approximately 3 feet.
   c. East Yard (Front) from 40 feet to approximately 23 feet and 1 inch.

2. Variation for gravel parkway to remain.

3. Conditional Use for a private garage.

The Zoning Relief is subject to the following conditions:

1. That the property be developed in accordance with the petitioner’s revised site plan made part of Zoning Petition #Z18-024 Hawken dated May 17, 2018.
2. That the private garage be used solely for the owner’s (Timothy N. Hawken) vehicles and equipment.

3. That the owner/developer is to apply for and receive a Building Permit for all construction and/or excavation that occurs on the property.

4. That in conjunction with the submittal of a building permit the developer provides a landscape plan showing partial landscape screens around the perimeter of the development. Existing fencing and landscaping can be used to satisfy the landscape requirement.

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

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

BE IT FURTHER ORDAINED that a certified copy of this Ordinance be transmitted by the County Clerk to the DuPage County Finance Department; DuPage County Auditor; DuPage County Treasurer; Paul J. Hoss, Zoning; State’s Attorney’s Office; DuPage County Health Department; DuPage County Division of Transportation; Timothy N. Hawken, 11W370 Jeans Road, Burr Ridge, Illinois 60527 (11S435 Madison Street, Burr Ridge, Illinois 60527) and Downers Grove Township Assessor, 4340 Prince Street, Downers Grove, Illinois 60515.

Enacted and approved this 26th day of June, 2018, A.D., in Wheaton, Illinois.

Member Tornatore moved, seconded by Member Healy, that Ordinance #DC-O-0044-18 (petitioner Donev) be approved and adopted. On roll call, Members Elliott and Grant voted “aye.” Members Anderson, Chaplin, DiCianni, Eckhoff, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “nay.” Member Gavanes was not present at the time of roll call. Motion lost.

Member Khouri moved, seconded by Member DiCianni, that Resolution #ED-R-0227-18 be approved and adopted. On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott, Grant, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Member Gavanes was not present at the time of roll call. Motion carried.
RESOLUTION
ED-R-0227-18
AMENDMENT TO RESOLUTION ED-R-0142-18
APPROVAL OF ISSUANCE OF PAYMENTS BY DU PAGE COUNTY
TO TRAINING PROVIDERS THROUGH THE TRADE ADJUSTMENT
ASSISTANCE GRANT PY16 AGREEMENT NO. 16-661006
($235,575 Increase)

WHEREAS, Resolution ED-R-0142-18 was approved and adopted by the County Board on April 24, 2018; and

WHEREAS, the job training budget for the Trade Adjustment Assistance Grant PY16, Agreement No. 16-661006 has been increased by $235,575.00 (TWO HUNDRED THIRTY-FIVE THOUSAND, FIVE HUNDRED SEVENTY-FIVE AND NO/100 DOLLARS); and

WHEREAS, the Economic Development Committee recommends County Board approval for the issuance of payments to the approved training providers (Attachment) for the Trade Adjustment Assistance Grant PY16, Agreement No. 16-661006, for the period April 1, 2017 through September 30, 2018, in amounts not to exceed the amended total training budget.

NOW, THEREFORE, BE IT RESOLVED that individual payments to provide training assistance in accordance with the Trade Adjustment Assistance Grant PY16, Agreement No. 16-661006, Company 5000 Accounting Unit 2840, for the period April 1, 2017 through September 30, 2018, for Economic Development, be and it is hereby approved for issuance to approved training providers in amounts not exceeding the amended grant agreement budget total of $1,069,094 (ONE MILLION, SIXTY-NINE THOUSAND, NINETY-FOUR AND NO/100 DOLLARS).

Enacted and approved this 26th day of June, 2018, at Wheaton, Illinois.

Member Khouri moved, seconded by Member Healy, that Resolution #ED-P-0009A-17 be approved and adopted. On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott, Grant, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Member Gavanes was not present at the time of roll call. Motion carried.
RESOLUTION
ED-P-0009A-17
AMENDMENT TO RESOLUTION ED-P-0009-17
ISSUED TO COMCAST BUSINESS SERVICES
TO PROVIDE INTERNET SERVICES
($6,084.00 Increase)

WHEREAS, Resolution ED-P-0009-17 was approved and adopted by the County Board on December 13, 2016; and

WHEREAS, the Economic Development Committee recommends changes as stated in the Change Order Notice to increase contract 2252-0001 SERV in the amount of $6,084.00 for Workforce Development Division, under the PY17 Workforce Innovation and Opportunity Act Program Grants.

NOW, THEREFORE BE IT RESOLVED that DuPage County Board adopts Change Order Notice to Contract 2252-0001 SERV, issued to Comcast Business Services, for Workforce Development Division, under the PY17 Workforce Innovation and Opportunity Act Program Grants, for a change order to increase contract in the amount of $6,084.00, for a new contract total amount of $44,316.00, for Workforce Development Division, under the PY17 Workforce Innovation and Opportunity Act Program Grants.

Enacted and approved this 26th day of June, 2018, at Wheaton, Illinois.

Member Hart moved, seconded by Member Chaplin, that Resolution #HHS-R-0222-18 be approved and adopted. On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott, Grant, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Member Gavanes was not present at the time of roll call. Motion carried.

RESOLUTION
HHS-R-0222-18
APPROVAL OF SUBSTANTIAL AMENDMENT 1 TO THE
2018 ANNUAL ACTION PLAN OF THE 2015-2019
DU PAGE COUNTY CONSOLIDATED PLAN FOR HOUSING
AND COMMUNITY DEVELOPMENT

WHEREAS, DuPage County has participated in the Community Development Block Grant program since 1975; and
WHEREAS, The Homeless Emergency Assistance and Rapid Transition to Housing Act of 2009 (“Hearth Act”), enacted into law on May 20, 2009, consolidated three of the separate homeless assistance programs administered by the U.S. Department of Housing and Urban Development (“HUD”) under the McKinney-Vento Homeless Assistance Act into a single grant program, and revised the Emergency Shelter Grant program and renamed it as the Emergency Solutions Grant (“ESG”) program; and

WHEREAS, DuPage County has participated in the HOME Investment Partnerships Program (HOME) since 1992; and

WHEREAS, a requirement of this program is the preparation of a Consolidated Plan for Housing and Community Development; and

WHEREAS, the 2015-2019 Consolidated Plan for Housing and Community Development was approved by the DuPage County Board on February 9, 2010; and

WHEREAS, DuPage County desires to amend the 2018 Annual Element of the 2015-2019 DuPage County Consolidated Plan for the purpose of allocating approximately $912,000.00 in additional grant funds; and

WHEREAS, said Project Amendment was approved by the Community Development Executive Committee on June 5, 2018 and the Substantial Amendment by DuPage County Health and Human Services on June 18, 2018; and

WHEREAS, a 30-day public comment period was completed on June 19, 2018, and a public hearing was held on June 12, 2018, and, in accordance with federal regulations governing the development of consolidated plans, all comments have been included in the final draft of the Substantial Amendment along with responses to these comments.

NOW, THEREFORE, BE IT RESOLVED that the DuPage County Board hereby approves the Substantial Amendment to the 2018 Annual Action Plan of the 2015-2019 DuPage County Consolidated Plan for the purpose of allocating approximately $912,000.00 in additional grant funds; and

BE IT FURTHER RESOLVED, that the Chairman of the DuPage County Board is authorized and directed to sign any certifications or forms required by the U.S. Department of Housing and Urban Development to enact the Substantial Amendment and the Clerk is hereby authorized and directed to attest to such signature and affix the official seal thereto; and

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

BE IT FURTHER RESOLVED that the County Clerk be directed to send certified copies of this Resolution to the Community Development Commission.
Enacted and approved this 26th day of June, 2018, at Wheaton, Illinois.

Member Hart moved, seconded by Member Khouri, that Resolution #HHS-R-0223-18 be approved and adopted. On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott, Grant, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Member Gavanes was not present at the time of roll call. Motion carried.

RESOLUTION
HHS-R-0223-18
ADOPTING MODIFICATION ONE TO A PRIOR AGREEMENT BETWEEN
THE COUNTY OF DU PAGE AS LEAD AGENCY FOR THE DU PAGE
COMMUNITY DEVELOPMENT COMMISSION AND
ALMOST HOME KIDS FOR PROJECT NUMBER CD17-14

WHEREAS, ALMOST HOME KIDS, previously entered into an Agreement “AGREEMENT” with the County of DuPage as Lead Agency for the DuPage Community Development Commission (“CDC”), whereby the COUNTY accepted CDC Project CD17-14 Grant per Resolution HHS-R-0184-17, approved March 28, 2017, governing the distribution and use of said grant funds; and

WHEREAS, the COUNTY approved Project CD-17-14 (“PROJECT”) on February 10, 2105, as part of the 2015 Action Plan of the 2015-2019 DuPage County Consolidated Plan submitted to HUD for the Community Development Block Grant Program under Resolution DC-R-0094-15 (“PLAN”); and

WHEREAS, the PLAN provided for a grant to ALMOST HOME KIDS in the amount of $82,201.00 for Project CD17-14 for the purpose of reconstruction of a parking lot for a pediatric healthcare facility located in DuPage County, Illinois; and

WHEREAS, ALMOST HOME KIDS has requested a modification to the AGREEMENT for the purpose of requesting a change in scope of work in the PROJECT from reconstruction of a parking lot to also include resurfacing of the frontage road that provides access to aforementioned facility which would require an increase of Eighteen Thousand Five Hundred Seventy and 00/100 ($18,570.00) in the award amount and that said modification and time extension requests have been approved by the County Health and Human Service Committee.

NOW THEREFORE BE IT RESOLVED by the DuPage County Board that said modification to an AGREEMENT between the CDC and Almost Home Kids herein 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 modification on behalf of 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 modifications to Project CD17-14, so long as such modifications further the completion of said PROJECT 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 ALMOST HOME KIDS at 7S721 Route 53, Naperville, Illinois 60540 and Community Development Commission.

Enacted and approved this 26th day of June, 2018, at Wheaton, Illinois.

Member Hart moved, seconded by Member Khouri, that Resolution #HHS-R-0224-18 be approved and adopted. On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott, Grant, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Member Gavanes was not present at the time of roll call. Motion carried.

RESOLUTION
HHS-R-0224-18
HOME INVESTMENT PARTNERSHIPS AGREEMENT HM96-01,
MORTGAGE, NOTE AND LOAN MODIFICATION AGREEMENT AND SUBORDINATION AGREEMENT (AFFORDABLE) WITH YORKHURST PARK LIMITED PARTNERSHIP, AN ILLINOIS LIMITED PARTNERSHIP,
BY ITS GENERAL PARTNER, MEYERSTOWN, L.L.C.,
AN ILLINOIS LIMITED LIABILITY COMPANY

WHEREAS, the Illinois General Assembly has granted COUNTY authority to make all contracts and do all other acts in relation to the property and concerns of the county necessary to the exercise of its corporate powers (Illinois Compiled Statutes, Chapter 55, paragraphs 5/5-1005), and to enter into agreements for the purposes of receiving funds from the United States government under the “Housing and Community Development Act of 1974”, the National Affordable Housing Act of 1990, and the Housing and Community Development Act of 1992, and COUNTY may disburse those funds and other county funds for community development and other housing program activities (Illinois Complied Statutes, Chapter 55, paragraph 5/5-1093); and
WHEREAS, the COUNTY has applied for HOME Investment Partnerships Act (“HOME”) funds from the United States Department of Housing and Urban Development (“HUD”) as provided by the Cranston-Gonzalez National Affordable Housing Act, as amended (Title II, Pub. L. 101-625) (“ACT”) and continues to be a participating jurisdiction in the HOME program; and

WHEREAS, YORKEST PARK LIMITED PARTNERSHIP, an Illinois limited partnership, submitted an application for HOME funds and project HM96-01 was previously adopted by County Board Resolution DC-0036-96 on June 11, 1996; and

WHEREAS, YORKHURST PARK LIMITED PARTNERSHIP, an Illinois limited partnership, has applied for and been approved for a loan from CITIBANK, N.A.; and

WHEREAS, YORKHURST PARK LIMITED PARTNERSHIP, an Illinois limited partnership, will receive a loan from CITIBANK, N.A. of $6,000,000 at 4.86% per annum interest over 30 years with a ten-year balloon payment; and

WHEREAS, YORKHURST PARK LIMITED PARTNERSHIP, an Illinois limited partnership, shall use the proceeds of said loan to refinance an existing loan bearing an 6.75% interest rate and make necessary improvements to Liberty Village, 415 North York Road, Elmhurst, Illinois (PROJECT); and

WHEREAS, HOME regulations (92.252(e) require a twenty (20) year affordability period for the PROJECT which will end as of December 14, 2019; and

WHEREAS, the DuPage HOME Advisory Group and the County Health & Human Services Committee have reviewed and approved the staff recommendation to restructure HOME Program loan payments from YORKHURST PARK LIMITED PARTNERSHIP, an Illinois limited partnership and Liberty Village and execution of related loan modification documents.

NOW THEREFORE BE IT RESOLVED, to approve restructuring HOME loan number HM96-01 and execution of related loan modification documents; and

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

Enacted and approved this 26th day of June, 2018, at Wheaton, Illinois.

Member Hart moved, seconded by Member Khouri, that Resolution #HHS-R-0225-18 be approved and adopted. On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott,
Grant, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Member Gavanes was not present at the time of roll call. Motion carried.

RESOLUTION
HHS-R-0225-18
HOME INVESTMENT PARTNERSHIPS AGREEMENT
BETWEEN THE COUNTY OF DU PAGE AND
COMMUNITY HOUSING & ADVOCACY DEVELOPMENT
PROJECT HM16-03
$320,899

WHEREAS, the Illinois General Assembly has granted COUNTY authority to make all contracts and do all other acts in relation to the property and concerns of the county necessary to the exercise of its corporate powers (Illinois Compiled Statutes, Chapter 55, paragraphs 5/5-1005), and to enter into agreements for the purposes of receiving funds from the United States government under the “Housing and Community Development Act of 1974”, the National Affordable Housing Act of 1990, and the Housing and Community Development Act of 1992, and COUNTY may disburse those funds and other county funds for community development and other housing program activities (Illinois Complied Statutes, Chapter 55, paragraph 5/5-1093); and

WHEREAS, the COUNTY has applied to HUD for HOME Investment Partnerships Act funds from the United States Department of Housing and Urban Development (“HUD”) as provided by the Cranston-Gonzalez National Affordable Housing Act, as amended (Title II, Pub. L. 101-625) (“ACT’’); and

WHEREAS, by Application for Affordable Housing Funding originally submitted on April 25, 2018, DEVELOPER has submitted underwriting documentation and made application to COUNTY for a forgivable loan of a portion of COUNTY’s HOME Investment Partnerships Act Funds (“HOME FUNDS”) which shall be paid to DEVELOPER; and

WHEREAS, the DuPage HOME Advisory Group and the County Health and Human Services Committee have recommended funding up to Three Hundred Twenty Thousand Eight Hundred Ninety-Nine and 00/100 Dollars ($320,899.00) for eligible costs associated for the rehabilitation of seventeen (17) rental units, in four separate buildings (individually the “PROPERTY” and collectively the “PROPERTIES”) located in Glen Ellyn, Illinois; Wheaton, Illinois and Winfield, Illinois; and

WHEREAS, an Agreement has been prepared requiring compliance with HOME requirements, and said Agreement has been approved by COMMUNITY HOUSING ADVOCACY & DEVELOPMENT.
NOW THEREFORE BE IT RESOLVED by the County Board that said Agreement between the County of DuPage and COMMUNITY HOUSING ADVOCACY & DEVELOPMENT, attached hereto, is hereby approved; and

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

BE IT FURTHER RESOLVED, that the Chairman of the DuPage County Board is hereby authorized to approve amendments to PROJECT HM16-03 so long as such amendments further the completion of the project and are in accordance with regulations applicable to the HOME Investment Partnerships Act and the policies of DuPage County; and

BE IT FURTHER RESOLVED that the County Clerk be directed to send certified copies of this Resolution to COMMUNITY HOUSING ADVOCACY & DEVELOPMENT, 531 East Roosevelt Road, Suite 200, Wheaton, Illinois, 60187 and Community Development Commission.

Enacted and approved this 26th day of June, 2018, at Wheaton, Illinois.

Member Hart moved, seconded by Member Khouri, that Resolution #HHS-R-0226-18 be approved and adopted. On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott, Grant, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Member Gavanes was not present at the time of roll call. Motion carried.

RESOLUTION
HHS-R-0226-18
MODIFICATION TWO TO COMMUNITY DEVELOPMENT COMMISSION AGREEMENT CDBG-DR-05 BETWEEN THE COUNTY OF DU PAGE AND THE VILLAGE OF VILLA PARK

WHEREAS, DuPage County has participated in the Housing and Community Development Program since 1975; and

WHEREAS, the County approved this project on September 23, 2014 as part of the Community Development Block Grant Disaster Recovery Action Plan Substantial Amendment 1 submitted to HUD and approved with Resolution DC-R-0257-14; and

WHEREAS, the Plan provided for a grant to the VILLAGE OF VILLA PARK in the amount of $1,000,000 for project CDBG-DR-05 for the purpose of infrastructure improvements
in four different sections, for the purpose of reducing flooding potential in Villa Park, Illinois 60181; and

WHEREAS, the VILLAGE OF VILLA PARK has approved an Agreement with the County covering the distribution and use of said grant funds; and

WHEREAS, on January 24, 2017, the County entering into an Agreement with the VILLAGE OF VILLA PARK to implement said project; and

WHEREAS, on October 26, 2017, said Agreement was modified to extend the Agreement expiration date of said project until June 30, 2018; and

WHEREAS, the VILLAGE OF VILLA PARK has requested a Modification to the Agreement for the purpose of extending the Agreement expiration date of said project until December 31, 2018 and said Modification request has been approved by the DuPage County Community Development Executive Committee and the Health and Human Services Committee.

NOW THEREFORE BE IT RESOLVED by the County Board that said Modification to Agreement between DuPage County and the VILLAGE OF VILLA PARK, herein 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 Modification 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 CDBG-DR-05 so long as such amendments further the completion of said project and are in accordance with regulations applicable to the Community Development Block Grant Disaster Recovery 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 two original copies of this Resolution to the VILLAGE OF VILLA PARK at 20 South Ardmore Avenue, Villa Park, Illinois 60181 and a certified copy to Community Development Commission.

Enacted and approved this 26th day of June, 2018, at Wheaton, Illinois.

Member Hart moved, seconded by Member Khouri, that Resolution #HHS-P-0185-18 be approved and adopted. On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott, Grant, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Member Gavanes was not present at the time of roll call. Motion carried.
RESOLUTION
HHS-P-0185-18
AWARDING RESOLUTION ISSUED TO
THE AMERICAN BOTTLING COMPANY DBA DR. PEPPER
SNAPPLE GROUP FOR CANNED AND BOTTLED BEVERAGES FOR
THE DU PAGE CARE CENTER AND CAFÉS ON COUNTY CAMPUS
($51,889.05)

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

WHEREAS, the Health and Human Service Committee recommends County Board approval for the issuance of a contract purchase order for canned and bottled beverages, for the DuPage Care Center and Cafés on the County Campus, for the period July 30, 2018 through July 29, 2019, for the DuPage Care Center.

NOW, THEREFORE BE IT RESOLVED, that County Contract covering said, for canned and bottled beverages, for the DuPage Care Center and Cafés on the County Campus, for the period July 30, 2018 through July 29, 2019, for the DuPage Care Center, be, and it is hereby approved for issuance of a contract purchase order by the Procurement Division to The American Bottling Company, dba Dr. Pepper Snapple Group, 400 North Wolf Road, Suite A, Northlake, Illinois 60164, for a total contract amount not to exceed $51,889.05, per lowest responsible bid #18-122-GV.

Enacted and approved this 26th day of June, 2018, at Wheaton, Illinois.

Member Hart moved, seconded by Member Khouri, that a Community Services Continuum Planner be authorized to attend the 2018 Fall National Human Services Data Consortium Conference in Portland, Oregon from October 15-19, 2018, expenses to include registration, transportation, lodging and per diem for approximate total of $1,920.00 (Continuum of Care HMIS Grant funded 5000-1480). On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott, Grant, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Member Gavanes was not present at the time of roll call. Motion carried.

Member Hart moved, seconded by Member Khouri, that a Community Services Database & Report Specialist be authorized to attend the 2018 Fall National Human Services Data Consortium Conference in Portland, Oregon from October 15-19, 2018, expenses to include registration, transportation, lodging and per diem for approximate total of $1,906.00 (Emergency Solutions Grant (5000-1470) and Continuum of Care HMIS Grant (5000-1480) funded). On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott, Grant, Grasso, Hart, Healy,
Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Member Gavanes was not present at the time of roll call. Motion carried.

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**RESOLUTION**

**JPS-P-0186-18**

**AWARDING RESOLUTION ISSUED TO RAY O’HERRON CO., INC. FOR FIREARMS AMMUNITION FOR THE SHERIFF’S OFFICE ON AN AS NEEDED BASIS (CONTRACT TOTAL AMOUNT $80,000)**

WHEREAS, Section 4.2 of the Governmental Joint Purchasing Act authorizes the County of DuPage to procure personal property, supplies and services under any contract let by the State pursuant to lawful procurement procedures notwithstanding the requirements of Section 5-1022 of the Counties Code; and

WHEREAS, the Judicial Public Safety Committee recommends County Board approval for the issuance of a contract purchase order for Firearms Ammunition on an as needed basis for the Sheriff’s Office.

NOW, THEREFORE BE IT RESOLVED, that Contract covering said, to provide Firearm Ammunition for the Sheriff’s Office on an as needed basis, for the period of July 1, 2018 through June 30, 2019, be, and it is hereby approved for issuance of a contract purchase order by Procurement Division to Ray O’Herron Co., Inc. 3549 North Vermillion Street, Danville, Illinois for a contract total amount of $80,000.00. Contract let pursuant to the Governmental Joint Purchasing Act. (State of Illinois).

Enacted and approved this 26th day of June, 2018, at Wheaton, Illinois.

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Member Eckhoff moved, seconded by Member DiCianni, that Resolution #JPS-P-0189-18 be approved and adopted. On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott, Grant, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore,
Wiley and Zay voted “aye.” Member Gavanes was not present at the time of roll call. Motion carried.

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RESOLUTION
JPS-P-0189-18
AWARDING RESOLUTION ISSUED TO CURRIE MOTORS FRANKFORT, INC.
FOR THE PURCHASE OF (1) 2018 FORD TRANSIT 250 VAN FORENSIC INVESTIGATION VEHICLE AND (1) 2018 FORD TRANSIT 350 VAN TRANSPORT VEHICLE FOR THE SHERIFF’S OFFICE
(CONTRACT TOTAL AMOUNT $57,987.00)

WHEREAS, pursuant to the Governmental Joint Purchasing Act, 30 ILCS 525/2, the County of DuPage will contract with the Northwest Municipal Conference (NWMC)#152; and

WHEREAS, the Judicial/Public Safety Committee recommends County Board approval for the issuance of a contract purchase order for the purchase of one (1) 2018 Ford Transit 250 Van for the Forensic Investigation Unit and one (1) 2018 Ford Transit-350 Van Transport vehicle for the Sheriff’s Office.

NOW, THEREFORE BE IT RESOLVED, that County Contract covering said, for the purchase of one (1) 2018 Ford Transit 250 Van for the Forensic Investigation Unit and one (1) 2018 Ford Transit 350 Van Transport vehicle for the Sheriff’s Office, be, and it is hereby approved for issuance of a contract purchase order by the Procurement Division to Currie Motors Frankfort, Inc., 9423 West Lincoln Highway, Frankfort, Illinois 60423 for a contract total amount not to exceed $57,987.00.

Enacted and approved this 26th day of June, 2018, at Wheaton, Illinois.

Member Healy moved, seconded by Member Chaplin, that Resolution #PW-R-0230-18 be approved and adopted. On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott, Grant, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Member Gavanes was not present at the time of roll call. Motion carried.
WHEREAS, the County of DuPage ("County") and Wheaton Sanitary District ("District") are public agencies within the meaning of Illinois Intergovernmental Corporation Act, 5 ILCS 220/1 et seq.; and

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

WHEREAS, the purpose of the Intergovernmental Cooperation Act and Article 7, Section 10 of the 1970 Constitution of the State of Illinois include fostering cooperation among units of local government in planning and providing services to their citizens; and

WHEREAS, the Illinois General Assembly has authorized the County to own, operate and maintain infrastructure including potable water distribution systems, sanitary sewage systems, stormwater management systems, flood control facilities, drainage systems, water treatment facilities and wastewater treatment plants, together with the machinery, equipment, appurtenances related thereto; and

WHEREAS, due to the large size and capacity of the County systems, and expansive area encompassed said infrastructure, the County previously determined that it was cost-effective to undertake certain maintenance and repair work utilizing County equipment, vehicles and personnel; and

WHEREAS, to properly maintain and operate the above-described infrastructure, the County possesses specialized equipment and vehicles including, but not limited to, a vactor truck, R/C pipeline televising equipment and vehicle, a 20-ton crane, an R/C aerial drone and a large excavator/tractor; and

WHEREAS, County has employees trained in the use of said specialty equipment and vehicles, and who are experienced performing a variety of infrastructure support activities including, but not limited to, pipeline televising, hydro-excavation, sanitary and storm sewer cleaning, cure-in-place pipe lining (CIPP); and

WHEREAS, the Illinois General Assembly has also authorized the District to own, operate and maintain infrastructure for the District’s various governmental purposes, which infrastructure periodically requires specialized maintenance and repairs; and

WHEREAS, the District and County have each determined that they could realize cost savings, and complete some projects sooner, with less inconvenience to the public, by utilizing
County equipment, vehicles and personnel, subject to the latter’s availability, to maintain and repair District infrastructure; and

WHEREAS, based on the foregoing reasons, amongst others, the County has determined that it is in the best interests of the County’s residents, businesses and property owners, and in the County’s best interests, to cooperate with, and provide assistance to the District in the form of infrastructure support services; and

WHEREAS, in consideration of the premises and mutual covenants contained herein, and in the spirit of intergovernmental cooperation, the County and the District have agreed to cooperate with each other in the area of infrastructure support services as set forth in the attached Intergovernmental Agreement.

NOW, THEREFORE, BE IT RESOLVED by the DuPage County Board that the attached Intergovernmental Agreement between the County of DuPage and District is hereby accepted and approved, and that the Chairman of the DuPage County Board is hereby authorized and directed to execute this Agreement on behalf of the County; and

BE IT FURTHER RESOLVED that the DuPage County Clerk be directed to transmit certified copies of this Resolution and the attached Agreement to the District, 1S649 Shaffner Road, Wheaton, Illinois 60189, Attn: Henry Stillwell, III, President and Anthony Hayman, State’s Attorney’s Office.

Enacted and approved this 26th day of June, 2018, at Wheaton, Illinois.

Member Wiley moved, seconded by Member Healy, that Resolution #TE-P-0190-18 be approved and adopted. On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott, Grant, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Member Gavanes was not present at the time of roll call. Motion carried.

RESOLUTION
TE-P-0190-18
AWARDING RESOLUTION TO EPISERVER, INC. FOR SOFTWARE MAINTENANCE
(CONTRACT TOTAL AMOUNT: $27,783.00)

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 Episerver, Inc., for Ektron CMS400 Net Enterprise Software maintenance, for Information Technology.

NOW, THEREFORE, BE IT RESOLVED, that a County Contract, covering said, for Ektron CMS400 Net Enterprise Software maintenance, for the period of May 24, 2018 through May 23, 2019, for Information Technology, be, and it is hereby approved for issuance of a contract purchase order by the Procurement Division to Episerver, Inc., 542 Amherst Street, Nashua, New Hampshire 03063, for a contract total amount of $27,783.00, per 55 ILCS 5/5-1022 (D) “Competitive Bids” IT/Telecommunications Purchases Under $35,000.00.

Enacted and approved this 26th day of June, 2018, at Wheaton, Illinois.

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

WHEREAS, the Technology Committee recommends County Board approval for the issuance of a contract purchase order to Titan Image Group, Inc., to furnish and deliver printed business envelopes for County Departments for the period of August 1, 2018 through July 31, 2019, for Information Technology.

NOW, THEREFORE BE IT RESOLVED, that County Requisition, covering said, to furnish and deliver printed business envelopes for County Departments, for Information Technology, be, and it is hereby approved for issuance of a contract purchase order by the Procurement Division to Titan Image Group, Inc., 305 West Briarcliff Drive, Unit 103B, Bolingbrook, Illinois 60440, for a contract total amount of $27,750.00, and is subject to three (3) twelve (12) month renewals, per low bid #14-125-GV.

Enacted and approved this 26th day of June, 2018, at Wheaton, Illinois.
Member Wiley moved, seconded by Member Healy, that Resolution #TE-P-0162A-18 be approved and adopted. On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott, Grant, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Member Gavanes was not present at the time of roll call. Motion carried.

RESOLUTION
TE-P-0162A-18
AMENDMENT TO RESOLUTION TE-P-0162-18
COUNTY CONTRACT 11000050 ISSUED TO
HARRIS CORPORATION FOR 20PPM POINT CLOUD LIDAR DATA
(INCREASE ENCUMBRANCE $5,400.00, 4.91%)

WHEREAS, County Resolution TE-P-0162-17 was approved and adopted by the County Board on May 22, 2018; and

WHEREAS, the Technology Committee recommends changes as stated in the Change Order Notice to County Contract 11000050 issued to Harris Corporation to obtain elevation models and contour lines for Information Technology - GIS Division, to increase the total amount of the contract $5,400.00, resulting in an amended contract total of $115,400.00, an increase of 4.91%.

NOW, THEREFORE BE IT RESOLVED, that the County Board adopt the Change Order Notice to County Contract 11000050, issued to Harris Corporation to obtain elevation models and contour lines for Information Technology - GIS Division, to increase the total amount of the contract $5,400.00, resulting in an amended contract total $115,400.00, an increase of 4.91%.

Enacted and approved this 26th day of June, 2018, at Wheaton, Illinois.

Member Puchalski moved, seconded by Member Elliott, that Resolution #DT-R-0218-18, Awarding Resolution to Meade, Inc. for the 2018 LED Roadway Lighting Upgrade Project, Section 18-RDWLT-01-LT, for an estimated County cost of $179,830.49, be approved and adopted.

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

Member Puchalski moved, seconded by Member Elliott, that Resolution #DT-R-0218-18 be approved and adopted. On roll call, Members Anderson, DiCianni, Eckhoff, Elliott, Grant,
Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Members Chaplin and Gavanes were not present at the time of roll call. Motion carried.

RESOLUTION
DT-R-0218-18
AWARDING RESOLUTION TO MEADE, INC.
2018 LED ROADWAY LIGHTING UPGRADE PROJECT
SECTION 18-RDWLT-01-LT
(COUNTY COST: $179,830.49)

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

WHEREAS, the County of DuPage has published a contract proposal for the 2018 LED Roadway Lighting Upgrade Project, Section 18-RDWLT-01-LT, setting forth the terms, conditions, and specification (a copy of which is incorporated herein by reference); and

WHEREAS, the budget for the 2018 fiscal year provides for the construction and maintenance of roads, bridges, and appurtenances; and

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

<table>
<thead>
<tr>
<th>NAME</th>
<th>BID AMOUNT</th>
</tr>
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<tbody>
<tr>
<td>Meade, Inc.</td>
<td>$179,830.49</td>
</tr>
<tr>
<td>H&amp;H Electric Co.</td>
<td>$251,153.60</td>
</tr>
</tbody>
</table>

; and

WHEREAS, it has been determined that it is in the best interest of the County of DuPage to award a contract to Meade, Inc. for their submission of the lowest, most responsible bid in the amount of $179,830.49.

NOW, THEREFORE, BE IT RESOLVED, that a contract in accordance with the terms, conditions, and specifications set forth in said contract proposal be, and is hereby awarded to Meade, Inc., 9550 West 55th Street, Suite A, McCook, Illinois 60525 for their bid of $179,830.49; and

BE IT FURTHER RESOLVED that monies be encumbered and set aside for the payment of said contract as follows:
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 Illinois Department of Labor shall be paid to all laborers, workers, or mechanics performing work under this contract; and

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

Enacted and approved this 26th day of June, 2018, at Wheaton, Illinois.

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Member Puchalski moved, seconded by Member Healy, that Ordinance #DT-O-0036-18 be approved and adopted. On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott, Grant, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Member Gavanes was not present at the time of roll call. Motion carried.

ORDINANCE
DT-O-0036-18
ALTERATION OF SPEED LIMIT
NAPERVILLE TOWNSHIP
VARIOUS STREETS
FROM 30 MPH TO 25 MPH

WHEREAS, at the request of the Naperville Township Highway Commissioner, an engineering and traffic investigation has been made to determine the reasonable and proper speed limit along various streets within Naperville Township; and

WHEREAS, the basic statutory vehicular speed limit established by Section 625 ILCS 5/11-601 of the Illinois Compiled Statutes is greater than that considered reasonable and proper along said various streets within Naperville Township, as noted in the following Schedule, for which the Naperville Township Highway Department has maintenance responsibility and which are not under the jurisdiction of the Illinois Department of Transportation.
### SCHEDULE

<table>
<thead>
<tr>
<th>STREET</th>
<th>FROM</th>
<th>TO</th>
<th>LENGTH</th>
<th>PROPOSED SPEED LIMIT (MPH)</th>
<th>EXISTING SPEED LIMIT (MPH)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Meridian Road</td>
<td>Ferry Road</td>
<td>Sunrise Road</td>
<td>1031’</td>
<td>25</td>
<td>30</td>
</tr>
<tr>
<td>Sunrise Road</td>
<td>413’ W of Meridian Rd.</td>
<td>Meadow Road</td>
<td>1437’</td>
<td>25</td>
<td>30</td>
</tr>
<tr>
<td>Meadow Road</td>
<td>Ferry Road</td>
<td>Sunrise Road</td>
<td>1570’</td>
<td>25</td>
<td>30</td>
</tr>
</tbody>
</table>

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

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

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

BE IT FURTHER ORDAINED, that the County Clerk is hereby directed to forward three (3) certified copies of this Ordinance to the DuPage County Division of Transportation; and

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

Enacted and approved this 26th day of June, 2018, at Wheaton, Illinois.

Member Puchalski moved, seconded by Member Healy, that Ordinance #DT-O-0037-18, Ordinance amending the DuPage County Code relative to Wireless Telecommunication Facilities in County Rights-of-way, be approved and adopted.

Member Puchalski stated that they have received comments from AT&T on the code.

Member Elliott said that we have been put in a bad spot by the General Assembly. He felt they did their best to protect the County under a bad law.

Member Zay remarked that he didn’t appreciate that AT&T was dictating what would be in their best interest and not the County’s. AT&T wanted to remove the fines if they don’t follow the code.

Member Larsen stated that the City of Chicago was exempt from this law.
Member Grasso asked what would happen if they didn’t approve this Ordinance. Chairman Cronin replied that they have to comply with State law. Statute requires us to pass a code.

Member Puchalski moved, seconded by Member Healy, that Ordinance #DT-O-0037-18 be approved and adopted. On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott, Grant, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Member Gavanes was not present at the time of roll call. Motion carried.

O R D I N A N C E
DT-O-0037-18
AN ORDINANCE AMENDING THE DU PAGE COUNTY CODE RELATIVE TO WIRELESS TELECOMMUNICATION FACILITIES IN COUNTY RIGHTS-OF-WAY

WHEREAS, the County of DuPage (“County”) is empowered to take and have the care and custody of all real estate owned by the County including the roadways and the trail systems pursuant to 55 ILCS 5/5-1015; and

WHEREAS, the County is empowered to consent to the use of its rights-of-way by public utility companies and others pursuant to 605 ILCS 5/9-113; and

WHEREAS, telecommunications providers have placed, or from time to time may request to place, certain telecommunication facilities in the County Highway rights-of-way; and

WHEREAS, on February 28, 2006, the DuPage County Board enacted ODT-0001-06 and first amendment thereto on March 23, 2010, the DuPage County Highway Rights-of-Way Permit and Fee Ordinance; in order to establish generally applicable standards for construction, installation, use, maintenance and repair of utility facilities on, over, above, along, upon, under, across, or within, the County Highway rights-of-way; and

WHEREAS, while State and federal law limit the authority of local governments to enact laws that prohibit or have the effect of prohibiting telecommunications services, the County has the power, under existing State and federal law, to approve appropriate regulations and restrictions relative to small cell, distributed antenna systems and other wireless telecommunication facility installations in the public rights-of-way as long as these regulations and restrictions are consistent with recently enacted Public Act 100-0585, known as the Small Wireless Facilities Deployment Act (“the Act”); and

WHEREAS, in light of the anticipated increased demand for placement of small cell facilities, distributed antenna system facilities and other wireless telecommunication facility installations within the public rights-of-way, the County Board finds and determines that it is necessary to and in the best interests of the public health, safety and general welfare to adopt the Ordinance below in order to establish generally applicable standards for construction,
installation, use, maintenance and repair of such facilities and installations within the County Highway rights-of-way, so as to, among other things, (i) prevent interference with the facilities and operations of the County’s infrastructure and of other utilities lawfully located in public rights-of-way or property, (ii) provide specific regulations and standards for the placement and siting of wireless telecommunication facilities within County rights-of-way, (iii) preserve the character of the areas in which facilities are installed, (iv) minimize any adverse visual impact of wireless telecommunication facilities and prevent visual blight, (v) facilitate the location of wireless telecommunication facilities in permitted locations within the County Highway rights-of-way, and (vi) assure the continued safe use and enjoyment of properties adjacent to wireless telecommunication facilities locations.

NOW, THEREFORE, BE IT ORDAINED by the County Board, DuPage County, Illinois as follows:

The foregoing recitals are incorporated into this Ordinance by this reference as findings of the County Board; and

BE IT FURTHER ORDAINED that the DuPage County Code is amended by adding a new Ordinance, Chapter 19, Article IV (Wireless Telecommunication Services and Facilities), to read in its entirety as follows:

19-51:

A. TITLE:

This Ordinance shall be known and may be referred to as the “WIRELESS TELECOMMUNICATION FACILITIES ORDINANCE.”

B. ENABLING STATUTE:

The legislature passed Public Act 100-0585, the Small Wireless Facilities Deployment Act (hereinafter “the Act”), enabling DuPage County to pass an ordinance to adopt rates, fees and terms which comply with the Act for the collocation of small wireless facilities within the County’s rights-of-way. All definitions, terms and conditions of the Act are incorporated herein and made a part hereof without the necessity of repeating all definitions, terms and conditions. To implement a clear, simplified permitting process, the County is reiterating some, but not all, of the provisions from the Act. The fact that a provision from the Act is not specifically listed in this Ordinance does not impact its legal effect. In the event that applicable federal or state laws or regulations conflict with the requirements of this Ordinance, the Wireless Provider shall comply with the requirements of this Ordinance to the maximum extent possible without violating federal or state laws or regulations.

Since the DuPage County Highway Rights-of-Way and Fee Ordinance does not sufficiently address the collocation of small wireless facilities, and the legislature has enacted specific terms which apply only to small wireless companies who request to locate small wireless
facilities within the County rights-of-way, the County is enacting this new ordinance, the Wireless Telecommunication Facilities Ordinance.

Where the conditions imposed by any provisions of this Ordinance regarding the siting and installation of wireless telecommunication facilities are more restrictive than comparable conditions imposed elsewhere in any other local law, ordinance, Resolution, rule or regulation, the regulations of this Ordinance shall govern.

C. DEFINITIONS:

All terms from the DuPage County Highway Rights-of-Way Permit and Fee Ordinance shall be applicable to this Ordinance unless otherwise stated. In the event there is a conflict between the Wireless Telecommunication Facilities Ordinance and the DuPage County Highway Rights-of-Way Permit and Fee Ordinance, the Wireless Telecommunication Facilities Ordinance shall govern. As used in this Ordinance, the subsequent terms shall have the following meanings:

“ALTERNATIVE ANTENNA STRUCTURE” means an existing pole or other structure within the public right-of-way that can be used to support an antenna and is not a County-owned infrastructure.

“COUNTY-OWNED INFRASTRUCTURE” means streetlights and traffic signals owned, operated and maintained by the County and within the public right-of-way.

“DISTRIBUTED ANTENNA SYSTEM (DAS)” means a type of wireless telecommunication facility consisting of a network of spatially separated antenna nodes connected to a common source via a transport medium that provides wireless service within a geographic area.

“LANDSCAPE SCREENING” means the installation at grade of plantings, shrubbery, bushes or other foliage intended to screen ground mounted wireless telecommunication equipment from public view.

“PROVIDER” excludes any person who is providing service to or for a private niche market.

“STRUCTURAL ENGINEER” means a person licensed in the State of Illinois as a professional structural engineer, as that term is defined in Section 4 of the Structural Engineering Practice Act of 1989.

“STRUCTURE” includes alternative antenna structure and County-owned infrastructure as herein defined, collectively.

“TOWER” means any structure that is designed and constructed primarily for the purpose of supporting one or more antennas, including self-supporting lattice towers, guy towers, or monopole towers.
“VARIANCE” means a grant of relief by the County Engineer or designee from specific limitations of this Ordinance.

“WIRELESS TELECOMMUNICATION ANTENNA” means an antenna that is part of a wireless telecommunications facility.

“WIRELESS TELECOMMUNICATION EQUIPMENT” means equipment, exclusive of an antenna, that is part of a wireless telecommunications facility.

“WIRELESS TELECOMMUNICATION FACILITY” means an antenna, equipment, and related improvements used, or designed to be used, to provide publicly accessible wireless transmission of voice, data, images, or other information including, but not limited to, cellular phone service, personal communication service, paging and Wi-Fi antenna service.

“WIRELESS SERVICES” means any services provided to the general public, including a particular class of customers, and made available on a non-discriminatory basis using licensed or unlicensed spectrum, whether at a fixed location or mobile, provided using wireless facilities.

“WIRELESS SERVICES PROVIDER” means a person who provides wireless services.

D. REGULATIONS AND STANDARDS:

Wireless telecommunication facilities shall be permitted to be placed in public rights-of-way as attachments to existing alternative antenna structures or County-owned infrastructure or as an attachment to a new alternative antenna structure subject to the following regulations:

1. Siting of wireless telecommunication facilities: When deciding where to install wireless telecommunication facilities, wireless services providers shall take into consideration the surrounding and adjacent land uses and make every effort to avoid siting wireless telecommunication facilities at or near properties with high frequency outdoor usage such as parks, schools, recreational facilities, etc.

2. New Alternative Antenna Structures: With respect to the application for the installation of a wireless telecommunication facility on a new alternative antenna structure, the County may propose that the wireless telecommunication facility be collocated on an existing alternative antenna structure within one hundred (100) feet of the proposed installation, which the applicant will accept if it has the right to use the alternate antenna structure on reasonable terms and conditions and the alternate location and structure does not impose technical limits or unreasonable additional material costs as determined by the applicant. The applicant shall provide a written certification describing any property rights, technical limits or material costs as reasons that the alternate location does not satisfy the criteria in this paragraph.

3. Signage: Identification signage shall be affixed onto each wireless telecommunication facility identifying the wireless services provider, contact phone number and unique
Identifier. Installation of other signs on a wireless telecommunication facility shall be prohibited, unless they are for warning labels or otherwise are required by law or regulations.

4. **Frequency Interference**: The wireless services provider’s operation of the wireless telecommunication facilities in the rights-of-way shall not interfere with the frequencies used by the County’s public safety or roadway facility communications, including, but not limited to, streetlight and traffic signal transmissions. In the event that an interference with the frequencies used by the County’s public safety or roadway facility communications is detected, at any time, the wireless services provider is required to, at its own expense, either: (i) reconfigure or filter its antenna system’s transmissions or frequency; or (ii) cease transmitting/receiving from said unit; or (iii) remove the entirety of the installation immediately upon notification of said interference. In the event a relocation is required, the wireless services provider will be required to apply for a new wireless telecommunication facilities permit under the terms of this Ordinance.

5. **Attachment Limitations**: No wireless telecommunication antenna or facility shall be attached to an alternative antenna structure or County-owned infrastructure unless all the following conditions are satisfied:

   a. **Height Requirements**: The maximum height of a wireless telecommunication antenna attached to a structure is limited to ten (10) feet above the structure on which the wireless telecommunication antenna is collocated. The height of a new or replacement structure on which wireless telecommunication facilities are collocated shall be limited to the higher of:

      1. Ten (10) feet in height above the tallest existing structure, other than a tower supporting only wireless facilities, that is in place on the date the application is submitted to the County, that is located within three-hundred (300) feet of the new or replacement structure and that is in the same rights-of-way within the jurisdictional boundary of the County; or

      2. Forty-five (45) feet above ground level.

   b. **Antenna Size**: The wireless telecommunication antenna, including antenna panels, whip antennas or dish-shaped antennas, shall be located inside an enclosure of no more than six (6) cubic feet in volume or, in the case of an antenna that has exposed elements, the antenna and all of its exposed elements could fit within an imaginary enclosure of no more than six (6) cubic feet. Applicant shall provide written proof by way of design drawings and details at time of application submittal that show the volume limitation has been met.

   c. **Equipment Volume of Above-Ground Wireless Telecommunication Facility**: The total combined volume of all above-ground equipment and appurtenances comprising a wireless telecommunication facility, exclusive of the antenna itself, shall not cumulatively exceed twenty-five (25) cubic feet in volume. The following types of
associated ancillary equipment are not included in the calculation of equipment volume: electric meter, concealment elements, telecommunication demarcation box, ground-based enclosures, grounding equipment, power transfer switch, cut-off switch, and vertical cable runs for the connection of power and other services. Applicant shall provide written proof by way of design drawings and details at time of application submittal that show the volume limitation has been met.

d. **Mounting Requirements**: The base of the equipment, antenna or appurtenances of a wireless telecommunication facility collocated on a structure shall be located no lower than ten (10) feet above grade and at a location and height that meets the requirements of the American Disabilities Act (ADA) and the clearances set forth in the Public Rights-of-Way Accessibility Guidelines (PROWAG) or the subsequent regulations on accessibility in public rights-of-way. Collocation on County-owned infrastructure shall also not interfere with or obscure existing traffic control devices including signal heads and signage. For traffic signals or street lights, no elements of a wireless telecommunication facility shall be mounted onto the signal mast arm or lighting luminaire arm.

e. **Landscape Screening**: In the event that a wireless telecommunication facility is proposed to be installed at grade, landscape screening shall be installed to minimize the visibility of the wireless telecommunication facility, at the discretion of the County.

f. **Wiring and Cabling**: Wires and cables connecting the antenna to the remainder of the facility shall be installed in accordance with the version of the National Electric Code and National Electrical Safety Code in effect at the time of application. In no event shall wiring and cabling serving the facility interfere with any wiring or cabling installed by a cable television or video service operator, electric utility or telephone utility. The applicant shall be required to provide written sign-off by each owner/operator that a proposed collocation will not adversely impact their existing facilities. Said sign-offs must be provided at the time of application submittal.

g. **Grounding**: The wireless telecommunication facility shall be grounded in accordance with the requirements of the most current edition of the National Electrical Code currently in effect.

h. **Guy Wires**: No guy or other support wires shall be used in connection with a wireless telecommunication facility unless the facility is proposed to be attached to an existing structure that incorporated guy wires prior to the date that an applicant has applied for a permit.

i. **Pole Extensions**: Extensions to structures utilized for the purpose of collocating a wireless telecommunication antenna and its related wireless telecommunication equipment shall be fabricated from material similar to the structure, and shall have a degree of strength capable of supporting the antenna and any related appurtenances and cabling and capable of withstanding wind forces and ice loads in accordance with
the structural loading standards set forth as noted below. An extension shall be securely bound to the structure in accordance with applicable engineering standards for the design and attachment of such extensions.

j. **Structural Loading:** The wireless telecommunication facility, including the antenna, pole extension and all related equipment shall be designed to withstand wind forces and ice loads in accordance with applicable standards established in Chapter 25 of the National Electric Safety Code for structures, Rule 250-B and 250-C standards governing wind, ice, and loading forces on structures, in the American National Standards Institute (ANSI) in TIA/EIA Section 222-G established by the Telecommunications Industry Association (TIA) and the Electronics Industry Association (EIA) for steel structures and the applicable industry standard for other existing structures. The applicant shall provide the County with a structural evaluation of each specific location affirming that the proposed installation passes the standards described above. The evaluation shall be prepared by a professional structural engineer licensed in the State of Illinois.

k. **Electrical Disconnect:** The wireless telecommunication facility shall include an electrical service disconnect switch to allow County personnel and agents to shut off power in the event of an incident or other abnormal conditions. The switch shall be located a minimum of ten (10) feet from the wireless telecommunication facility and accessible to County and emergency response personnel without restriction.

E. **PERMITTING REQUIREMENTS:**

Applications for the collocation or installation of wireless telecommunication facilities shall be required to include the following.

1. **General Permitting Requirements:**

   a. A site specific structural integrity analysis prepared by a professional structural engineer licensed in the State of Illinois.

   b. An exhibit showing the location where each proposed wireless telecommunication facility would be installed.

   c. A line-of-sight analysis to ensure that wireless telecommunications equipment, either pole or ground mounted, does not obscure the safe visibility of/by motorists, bicyclists or pedestrians.

   d. Photographs taken within six (6) months of application submittal of the location and its immediate surroundings depicting the land uses and structure(s) on which each proposed wireless telecommunication facility would be mounted.

   e. Specifications and drawings prepared by a structural engineer, for each proposed wireless telecommunication facility covered by the application as it is proposed to be
installed, with height and offset dimensions shown as well as volumetrics (cubic feet) of each of the wireless telecommunication facility components.

f. A proposed schedule for the installation and completion of each wireless telecommunication facility covered by the application, if approved.

g. Certification that the collocation complies to the best of the applicant’s knowledge, with the frequency interference requirements in Section D (4).

h. Restoration - Upon completion of the work authorized by permit under this Ordinance, all disturbed or damaged areas of the right-of-way shall be restored to their original condition or better. Said restoration shall include, but is not limited to, repairs to shoulders, ditches, parkways, curbs and pavements and/or any special landscaping, hardscaping, or enhanced areas that existed in the rights-of-way prior to the commencement of the permitted work. The County shall bear no responsibility for costs associated with such restoration. The applicant shall provide a Performance Bond in the amount of Twenty thousand ($20,000.00) dollars or One hundred Ten percent (110%) of the engineer’s estimate of probable cost, whichever is greater. An engineer’s estimate of probable cost shall be submitted to the County for approval prior the provision of a bond.

i. Service Connections - Other related improvements including, but not limited to, buried electrical service, and buried fiber optic or cable connections that are needed to service the wireless telecommunication facility and are installed within County rights-of-way beyond the physical pole or structure require additional and separate permits. These types of connections shall be applied for concurrently by the respective utility provider providing that service or connection.

2. County-Owned Infrastructure:

a. Pole Attachment Agreement - In addition to the required permit, a separate pole attachment agreement between the wireless services provider and the County is required prior to the County authorizing the placement of wireless telecommunication facilities on County-owned infrastructure.

b. Replacement of County-Owned Infrastructure - If the County determines that applicable codes or public safety requires the County’s infrastructure to be replaced to support the requested collocation, the County shall require the wireless services provider to replace the County’s infrastructure at no cost to the County. If the proposed installation requires replacement of the County’s infrastructure, no property rights will be conferred on the applicant by the replacement of such infrastructure.

c. Make Ready Analysis - When a wireless services provider is seeking a permit to collocate a wireless telecommunication facility on County-owned infrastructure a Make Ready Analysis prepared by a professional structural engineer licensed in the State of Illinois shall be required.
3. Alternative Antenna Structure:

   a. Permission to Use Alternative Antenna Structure - When the applicant of a wireless telecommunication facility submits an application, the applicant shall submit to the County a copy of the approval from the owner of an alternative antenna structure, to mount the wireless telecommunication facility on that specific alternative antenna structure. Approval by the alternative antenna structure owner to allow the installation of a wireless telecommunication facility shall also include a guarantee by the alternative antenna structure owner that it will either remove abandoned equipment in accordance with Section (K) below or cause the removal of the equipment. Approval by the alternative antenna structure owner shall also include a determination by the alternative antenna structure owner that the alternative antenna structure is structurally capable of supporting the wireless telecommunication facility.

F. PERMIT FEES:

1. Permits for placement of wireless telecommunication facilities are required. Except as otherwise provided in this Ordinance, the procedures for the application for, approval of and revocation of such a permit shall be those required in the DuPage County Highway Rights-of-Way and Fee Ordinance and/or Small Wireless Facilities Deployment Act. All applications shall demonstrate compliance with the requirements of this Ordinance. All applications for permits pursuant to this Ordinance shall be accompanied by a non-refundable application fee according to the following schedule:

   a. Single wireless telecommunication facility on an existing structure - Six hundred and fifty ($650.00) dollars

   b. Multiple wireless telecommunication facilities (maximum 25) included in a single application to collocate on existing structures - Three hundred and fifty ($350.00) dollars each

   c. Wireless telecommunication facility that includes the replacement or installation of a new structure or tower - One thousand ($1,000.00) dollars each

2. Annual Recurring Rate: The wireless services provider shall pay to the County an annual recurring rate for each permitted location of Two hundred ($200.00) dollars per year or an amount equal to the County’s direct costs, whichever is greater, to collocate telecommunication facilities on County-owned infrastructure. Initial payment shall be received prior to permit issuance by the County. Thereafter, payment shall be received annually beginning on the second March 1st following the initial payment. (Example: If initial payment is on January 1, 2019, the next payment is March 1, 2020, and the third payment is March 1, 2021.).

3. Penalties: Any person who violates any provision of this Ordinance or fails to comply with any requirements thereof, or who constructs, alters, repairs, disconnects, removes any facility within the County Highway rights-of-way in violation of an approved plan or
directive of the County Engineer or his designee, or fails to apply for or obtain a permit
issued under the provisions of this Ordinance shall be guilty of an offense punishable by
a fine equal to the greater of:

a. Seven hundred and fifty ($750.00) dollars; or

b. Twice the assessed application fees under this Ordinance; or

c. An amount sufficient to correct any deficiencies or maintain the proper movement
and safety of the County Highway users.

Each day that a violation continues shall be deemed a separate offense. The imposition
of any fine shall not exempt the offender from compliance with the requirements of this
Ordinance.

G. ADJUSTMENTS OR RELOCATIONS OF WIRELESS TELECOMMUNICATION
FACILITIES:

The wireless services provider shall be responsible for making adjustments, relocations
and/or removal of its facilities within the County rights-of-way due to highway construction,
reconstruction or maintenance work within ninety (90) calendar days of receipt of written
notification as directed by the County Engineer or the duly authorized designee. If such
facility is not removed or relocated as directed within ninety (90) days of such notice, the
County may remove or cause the removal of such facility through whatever actions are
provided by law for removal and cost recovery.

H. DAMAGE TO WIRELESS TELECOMMUNICATIONS FACILITY:

If the structure or attached wireless telecommunications facility is damaged, the wireless
telecommunications facility operator shall make the equipment safe or clear the equipment
from the right-of-way within one (1) hour of notification to the wireless services provider
designee.

I. DAMAGE TO COUNTY INFRASTRUCTURE OR PROPERTY:

The wireless services provider shall be financially responsible for any damage to County
infrastructure or property caused by the installation, maintenance or operation of wireless
telecommunication facilities.

J. VARIANCE REQUIREMENTS:

Each location of a wireless telecommunication facility within County right-of-way shall meet
all of the requirements of the Ordinance. The decision of the Division of Transportation to
deny a permit application may be appealed to the County Engineer or authorized designee.
The County Engineer or authorized designee shall hear the request for a variance within
fourteen (14) calendar days following receipt of notice, and the decision shall be the final
action of the County with respect to the request for a variance. Any request for a variance shall be made in writing to the County c/o the Division of Transportation, 421 North County Farm Road, Wheaton, Illinois 60187-2553 within fourteen (14) calendar days of receipt of a decision by the County.

K. ABANDONMENT AND REMOVAL:

Any wireless telecommunication facility located within the right-of-way of a County Highway that is not operated for a continuous period of twelve (12) months, shall be considered abandoned and the owner of the facility shall remove same within ninety (90) days of receipt of written notice from the County notifying the owner of such abandonment. Such notice shall be sent by certified or registered mail, return-receipt-requested, by the County to such owner at the last known address of such owner. In the case of wireless telecommunication facilities attached to County-owned infrastructure, if such facility is not removed within ninety (90) days of such notice, the County may remove or cause the removal of such facility through the terms of the applicable pole attachment agreement or through whatever actions are provided by law for removal and cost recovery.

L. COUNTY WIRELESS TELECOMMUNICATION FACILITIES:

This Ordinance shall not apply to wireless telecommunication facilities owned by the County.

M. NO IMPLIED WARRANTIES:

As to County-owned infrastructure onto which wireless telecommunications facilities are to be considered for installation upon, no implied or expressed warranty is given, granted, inferred, etc. as to its capability to accept, support, etc. and/or provide for the needs of the wireless telecommunication facility installation. The complete responsibility for assuring the support element’s ability will rest and lie entirely with the permit applicant. In the event the permit applicant’s selected County-owned infrastructure is deemed inadequate by the permit applicant or the applicant’s consultant, the County will be under no obligation to augment or create a new element for the installation of the wireless telecommunication facility.

N. HOLD HARMLESS AGREEMENT:

It is recognized that the system being created by the wireless telecommunication facilities network requires an interconnection and complete coverage for the system to function. It is also recognized that during events, weather conditions, traffic accidents and maintenance and construction operations sometimes cause damage to roadway facilities within rights-of-way including County-owned infrastructure. Although replacement, reconstruction or re-installation of this infrastructure is typically accomplished in as efficiently, timely and economically a manner as possible, there is no defined timeframe in which this repair work is completed. In the event such incidents occur causing damage to County-owned infrastructure which have wireless telecommunication facilities mounted or otherwise attached to them, and in the event such accidents or occurrences cause elements of or the
complete wireless telecommunication facility to be incapacitated, rendered inoperable, made irreparable, or destroyed, the County and its affiliated and associated Departments and Divisions, elected and appointed officials, employees, and agents shall be held harmless and under no obligation to replace, reconstruct or re-install the roadway facilities within a certain time frame or to the same configuration or condition, nor shall there be any obligation by the County to repair, reconfigure or replace any elements of the wireless telecommunication facility. Such duties and responsibilities for the repair, reconfiguration or replacement of the wireless telecommunication facility shall rest solely and at the expense of the wireless services provider.

O. SEVERABILITY:

In the event that any portion or section of this Ordinance is determined to be invalid, illegal or unconstitutional by a court of competent jurisdiction, such decision shall in no manner affect the remaining portions or sections of the Ordinance, which shall remain in full force and effect.

P. EFFECTIVE DATE:

This Ordinance shall be effective upon its adoption; and

BE IT FURTHER ORDAINED that the County Clerk is directed to publish notice hereof in a newspaper of general circulation within DuPage County and the DuPage County Clerk shall submit a copy of this Ordinance to the codifier for publication.

Enacted and approved this 26th day of June, 2018, at Wheaton, Illinois.

Member Puchalski moved, seconded by Member Healy, that Resolution #DT-P-0165-18 be approved and adopted. On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott, Grant, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Member Gavanes was not present at the time of roll call. Motion carried.
RESOLUTION
DT-P-0165-18
AGREEMENT BETWEEN THE COUNTY OF DU PAGE, ILLINOIS
AND BURNS & MC DONNELL ENGINEERING COMPANY, INC.
FOR PROFESSIONAL PRELIMINARY (PHASE I) ENGINEERING SERVICES
CH 20/GRAND AVENUE
FROM LAKE STREET TO COUNTY LINE ROAD
SECTION 17-00272-03-SP
(CONTRACT TOTAL NOT TO EXCEED $215,031.41)

WHEREAS, the County of DuPage (hereinafter referred to as 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 Preliminary (Phase I) Engineering Services for improvements along CH 20/Grand Avenue, from Lake Street to County Line Road, Section 17-00272-03-SP; and

WHEREAS, Burns & McDonnell Engineering Company, Inc. (hereinafter referred to as CONSULTANT) has experience and expertise in this area and is in the business of providing such Professional Preliminary (Phase I) Engineering Services, and is willing to perform the required services for an amount not to exceed $215,031.41; 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; and

WHEREAS, the Transportation Committee has reviewed and recommends approval of the attached Agreement at the specified amount.

NOW, THEREFORE, BE IT RESOLVED by the DuPage County Board that the attached Agreement between the COUNTY and CONSULTANT be hereby accepted and approved for a contract total not to exceed $215,031.41 and that the Chairman of the DuPage County Board is hereby authorized and directed to execute the Agreement on behalf of the COUNTY; and

BE IT FURTHER RESOLVED that an original copy of this Resolution and Agreement be transmitted to Burns & McDonnell Engineering Company, Inc., 1431 Opus Place, Suite 400, Downers Grove, Illinois 60515, by and through the Division of Transportation.

Enacted and approved this 26th day of June, 2018, at Wheaton, Illinois.

Member Puchalski moved, seconded by Member Wiley, that Resolution #DT-P-0167-18 be approved and adopted. On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott,
Grant, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Member Gavanes was not present at the time of roll call. Motion carried.

RESOLUTION
DT-P-0167-18
AGREEMENT BETWEEN THE COUNTY OF DU PAGE, ILLINOIS AND 2IM GROUP, LLC
PROFESSIONAL PHASE II DESIGN ENGINEERING SERVICES
CH 33/75TH STREET FROM LYMAN AVENUE TO ADAMS STREET
SECTION 16-00233-00-CH
(CONTRACT TOTAL NOT TO EXCEED $360,008.29)

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

WHEREAS, the COUNTY requires Professional Phase II Design Engineering Services for improvements along CH 33/75th Street, from Lyman Avenue to Adams Street, Section 16-00233-00-CH; and

WHEREAS, 2IM Group, LLC (hereinafter referred to as CONSULTANT) has experience and expertise in this area and is in the business of providing such Professional Phase II Design Engineering Services, and is willing to perform the required services for an amount not to exceed $360,008.29; 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; and

WHEREAS, the Transportation Committee has reviewed and recommends approval of the attached Agreement at the specified amount.

NOW, THEREFORE, BE IT RESOLVED by the DuPage County Board that the attached Agreement between the COUNTY and CONSULTANT be hereby accepted and approved for a contract total not to exceed $360,008.29 and that the Chairman of the DuPage County Board is hereby authorized and directed to execute the Agreement on behalf of the COUNTY; and

BE IT FURTHER RESOLVED that an original copy of this Resolution and Agreement be transmitted to 2IM Group, LLC, 118 South Clinton Street, Suite 350, Chicago, Illinois 60661 by and through the Division of Transportation.
Enacted and approved this 26th day of June, 2018, at Wheaton, Illinois.

Member Puchalski moved, seconded by Member DiCianni, that Resolution #DT-P-0182-18 be approved and adopted. On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott, Grant, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Member Gavanes was not present at the time of roll call. Motion carried.

RESOLUTION
DT-P-0182-18
AWARDING RESOLUTION ISSUED TO TRAFFIC CONTROL CORPORATION ANNUAL CENTRACS SMA LICENSE SUBSCRIPTION SERVICES FOR THE DIVISION OF TRANSPORTATION (CONTRACT TOTAL NOT TO EXCEED $37,650.00)

WHEREAS, a sole source quotation has been obtained in accordance with County Board policy; and

WHEREAS, the Transportation Committee recommends County Board approval for the issuance of a contract to Traffic Control Corporation for annual Centracs SMA License subscription services for the Division of Transportation, for the period July 1, 2018 through June 30, 2019.

NOW, THEREFORE, BE IT RESOLVED that said contract for annual Centracs SMA License subscription services for the Division of Transportation, for the period July 1, 2018 through June 30, 2019 is hereby approved for issuance to Traffic Control Corporation, 10435 Argonne Woods Drive, Woodridge, Illinois 60517, for a contract total not to exceed $37,650.00; exempt from bidding per 55 ILCS 5/5-1022 (c) not suitable for competitive bids.

Enacted and approved this 26th day of June, 2018, at Wheaton, Illinois.

Member Puchalski moved, seconded by Member Healy, that Resolution #DT-P-0184-18 be approved and adopted. On roll call, Members Anderson, Chaplin, DiCianni, Eckhoff, Elliott, Grant, Grasso, Hart, Healy, Khouri, Krajewski, Larsen, Noonan, Puchalski, Tornatore, Wiley and Zay voted “aye.” Member Gavanes was not present at the time of roll call. Motion carried.
RESOLUTION
DT-P-0184-18
AWARDING RESOLUTION ISSUED TO FREEWAY FORD-Sterling TRUCK SALES, INC.
TO FURNISH AND DELIVER STERLING TRUCK REPAIR AND REPLACEMENT PARTS AS NEEDED FOR THE DIVISION OF TRANSPORTATION (CONTRACT TOTAL NOT TO EXCEED $70,000.00)

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 Transportation Committee recommends County Board approval for the issuance of a contract to Freeway Ford-Sterling Truck Sales, Inc., to furnish and deliver Sterling Truck repair and replacement parts, as needed for the Division of Transportation, for the period July 1, 2018 through June 30, 2019.

NOW, THEREFORE, BE IT RESOLVED that said contract to furnish and deliver Sterling Truck repair and replacement parts, as needed for the Division of Transportation, for the period July 1, 2018 through June 30, 2019, is hereby approved for issuance to Freeway Ford-Sterling Truck Sales, Inc., 8445 West 45th Street, Lyons, Illinois 60534, for a contract total not to exceed $70,000.00, per renewal option under bid award #7-093-JM, first of three options to renew.

Enacted and approved this 26th day of June, 2018, at Wheaton, Illinois.

Pursuant to PA99-0646, Pension Obligation Projections Required by the Local Government Wage Increase Transparency Act, Chairman Cronin declared the Pension Obligation Projections open for discussion.

Under Unfinished Business, Member DiCianni complimented Comcast for making an effort to hire Veterans and supporting events that help disabled residents.

Member Krajewski thanked everyone who attended the ribbon cutting ceremony for the new van for Animal Services.
Member Elliott moved, seconded by Member DiCianni, that this meeting of the County Board of DuPage County be adjourned to Tuesday, July 17, 2018 at 10:00 A.M. On voice vote, motion carried.

Paul Hinds, County Clerk