



12 South Center Street
Bensenville, IL 60106

Office: 630.350.3404
Fax: 630.350.3438
www.bensenville.il.us

VILLAGE BOARD

May 26, 2020

President
Frank DeSimone

Board of Trustees
Rosa Carmona
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Nicholas Panicola Jr.
Armando Perez

Village Clerk
Nancy Quinn

Village Manager
Evan K. Summers

Mr. Paul DeMichele
17W275 Rodeck Lane
Bensenville, Illinois 60106

Re: Freedom of Information Act request
Received May 18, 2020

Dear Mr. DeMichele,

Thank you for writing to the Village of Bensenville ("Village") with your request for information pursuant to the Freedom of Information Act ("FOIA"), 5 ILCS 140/1 *et seq.* Your FOIA request was for the following documents:

"1. Copies of all documents from Item VIII on the March 10, 2020 agenda including letter of agreement.

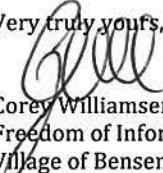
2. Any village paid contributions to IRMF and any village paid health ins. Premium for the Jan-Dec 31, 2019 year for Caracci, Summers, Viger and Ribando (2nd request)."

Your FOIA request is hereby granted in part and denied in part as follows. The attached records are being provided to you at no charge. Unique identifiers have been withheld as private information exempt from disclosure under Section 7(1)(b) of FOIA. 5 ILCS 140/7(1)(b).

You have the right to have the partial denial of your FOIA request reviewed by the Public Access Counselor (PAC) at the Office of the Illinois Attorney General. 5 ILCS 140/9.5(a). You may file your Request for Review with the PAC by writing to:

Ms. Sarah Pratt
Public Access Counselor
Office of the Attorney General
500 South 2nd Street
Springfield, Illinois 62706
Fax: 217-782-1396
E-mail: publicaccess@atg.state.il.us

You also have the right to seek judicial review of the partial denial of your FOIA request by filing a lawsuit in the State circuit court. 5 ILCS 140/11.

Very truly yours,

Corey Williamsen
Freedom of Information Officer
Village of Bensenville

TYPE:
Resolution**SUBMITTED BY:**
Julie A McManus**DEPARTMENT:**
Finance**DATE:**
March 10, 2020**DESCRIPTION:**

Resolution Authorizing a Side Letter of Agreement to the Contract with the Metropolitan Alliance Union (Patrol) Effective from January 1, 2019 through December 31, 2022

SUPPORTS THE FOLLOWING APPLICABLE VILLAGE GOALS:

Financially Sound Village
 Quality Customer Oriented Services
 Safe and Beautiful Village

Enrich the lives of Residents
 Major Business/Corporate Center
 Vibrant Major Corridors

COMMITTEE ACTION:

None

DATE:

None

BACKGROUND:

The Metropolitan Alliance Union (Patrol) is requesting that the Village approve a Side Letter of Agreement to amend Holiday Pay in their contract that was approved for years 2019-2022 to eliminate the ability to take Holidays as time off instead of additional pay. The new language would bring the contract into compliance with the Administrative Code Section 4402.30.

KEY ISSUES:

There is no financial or work efficiency issues related to the authorization of the Side Letter of Agreement.

ALTERNATIVES:

At the Discretion of the Board.

RECOMMENDATION:

Staff recommends the authorization of the Side Letter of Agreement with the Metropolitan Alliance Union (Patrol).

BUDGET IMPACT:

None.

ACTION REQUIRED:

Approval of the Resolution Authorizing a Side Letter of Agreement to the Contract with the Metropolitan Alliance Union (Patrol) Effective from January 1, 2019 through December 31, 2022.

ATTACHMENTS:

<u>Description</u>	<u>Upload Date</u>	<u>Type</u>
<u>Resolution to Authorize Side Letter of Agreement with MAU Patrol</u>	2/28/2020	Resolution Letter

RESOLUTION NO.

**RESOLUTION AUTHORIZING A SIDE LETTER OF AGREEMENT TO THE CONTRACT
WITH THE METROPOLITAN ALLIANCE UNION (PATROL) EFFECTIVE FROM
JANUARY 1 2019 THROUGH DECEMBER 31, 2022**

WHEREAS, the VILLAGE OF BENSENVILLE (hereinafter the "VILLAGE") is a municipal corporation established and existing under the laws of the State of Illinois pursuant to the Illinois Municipal Code, 65 ILCS 5/1-1-1 *et seq.*; and

WHEREAS, the VILLAGE is empowered to make all agreements, contracts, and engagements, and to undertake other acts as necessary, in the exercise of its statutory powers; and

WHEREAS, the Metropolitan Alliance Union (Patrol) represents the Patrol employees at the Village of Bensenville; and

WHEREAS, the Village authorized a three-year agreement with the Patrol union by Resolution No. R-55-2019 on April 16, 2019; and

WHEREAS, the Village and the Patrol union have agreed upon a correction to the Section 6.1 Holiday and Holiday Pay to amend language to comply with Section 4402.35 of the Administrative Code for pensionable salaries; and

WHEREAS, the President and Board of the Village Trustees have determined it reasonable and necessary for the Village to approve the Side Letter of Agreement attached as Appendix-A.

NOW, THEREFORE BE IT RESOLVED by the President and the Board of Trustees of the Village of Bensenville, Counties of DuPage and Cook, Illinois. As follows:

SECTION ONE: That the recitals set forth above are incorporated herein and made a part hereof.

SECTION TWO: That the Village Board hereby authorizes the Village Manager to enter into the Side Letter of Agreement with the Metropolitan Alliance Union (Patrol).

SECTION THREE: That this Resolution shall take effect immediately upon its passage and approval as provided by law.

PASSED AND APPROVED by the President and Board of Trustees of the Village of Bensenville, Illinois this 25th day of February 2020.

APPROVED:

Frank DeSimone, Village President

ATTEST:

Nancy Quinn, Village Clerk

AYES: _____

NAYS: _____

ABSENT: _____

Appendix – A

Side Letter of Agreement

This side letter of agreement is entered into by the Metropolitan Alliance of Police #165 and The Village of Bensenville. The purpose of this agreement is to clarify understandings that were made during negotiations for a successor agreement. The term of such agreement shall be from January 1, 2019 through December 31, 2022.

Specifically the Village and the Union agree to modify **Article VI. Holidays, Section 6.1 Holidays and Holiday Pay** to the following;

The following are paid holidays for eligible employees:

New Year's Day
Memorial Day
Independence Day
Labor Day
Thanksgiving Day
Friday after Thanksgiving
Christmas Eve
Christmas Day
New Year's Eve

All officers covered by this agreement shall be paid eight (8) hours of that officer's regular straight time pay for each of the above listed holidays, whether they work said holidays or not.

With the approval of the Police Chief, employees may choose three (3) floating holidays (twenty-four hours) per year. New employees hired after July 1, and before October 1, shall receive one (1) floating holiday in the year of hire. The three (3) floating holidays shall accrue at the start of the calendar year.

VOB Payroll YTD
From: 01/01/2019 Through: 12/27/2019
Village Of Benenville

Last, First, MI	Pay Group	Job Title	Basic Pay	Bonus	INRF	Health	Vacation days	Vacation \$	Vehicle Miles
CARACCI, JOSEPH M	PLBLICW	DIRECTOR OF PUBLIC WORKS	\$ 154,710.82	\$ -	\$ [REDACTED]	\$ [REDACTED]	2.5	\$ 1,402.80	10863
RIBANDO, MARY F	VI-BIWEEK	EXECUTIVE ASSISTANT	\$ 84,883.91	\$ -	\$ [REDACTED]	\$ [REDACTED]	2	\$ 653.28	0
SUMMERS, EVAN	VI-BIWEEK	VILLAGE MANAGER	\$ 181,605.07	\$ -	\$ [REDACTED]	\$ [REDACTED]	13.25	\$ 9,010.00	0
VIGER, SCOTT R	VI-BIWEEK	DIRL OF COMMUNITY DEV.	\$ 131,034.22	\$ -	\$ [REDACTED]	\$ [REDACTED]	20.5	\$ 10,332.00	0