

MINUTES  
DU PAGE NATIONAL TECHNOLOGY PARK BOARD  
June 12, 2006

The meeting was called to order by Chairman Gorski at 6:05 p.m.

Members Present: David Chicoine  
Duane Gengler  
Gerald Gorski  
Peter Huizenga  
Daniel Goodwin

Staff Present: Jack Tenison, Executive Director  
Patti Miller, Executive Assistant

Other Present George Maurides, Maurides & Foley, L.L.C.  
Chris Burke, CBBEL  
Fred Reynolds, CenterPoint Properties  
Jim Cross, CenterPoint Properties  
Jim Brennan, Cray Kaiser LTD  
Karen Courney, Wolf & Co.  
David Bird, DAA  
Mark Doles, DAA

Approval of Minutes

Mbr. Gengler moved to approve the minutes of March 13, 2006 and May 1, 2006 Board meetings Seconded by Mbr. Chicoine. Roll call vote: 5 ayes: Chairman Gorski and Mbrs. Chicoine, Gengler, Goodwin, and Huizenga. No nays. Motion carried.

Executive Director's Report

Jack Tenison provided a detailed report regarding the financial background of the DuPage National Technology Park project. Mr. Tenison stated that he would be happy to meet with Board members individually to go over any questions that may arise.

Project Engineer Report

Chris Burke, Christopher B. Burke Engineering, Ltd. (CBBEL) gave a detailed report on the various projects of the Tech Park:

- *Kudrna & Associates Construction Observation*
- *Fabyan Parkway Improvements*
- *Construction of Loop Road Infrastructure*

Mr. Tenison stated that the remaining amount on these contracts is approximately \$4 million.

Mbr. Goodwin asked what action would be taken if there was a proposal with CBBEL for a fixed amount for a specific scope of work and a bill is submitted in excess of the fixed amount. Mr. Tenison stated that the excess will not be paid. Mr. Burke stated that this was understood.

### Financial Reports

Mr. Tenison submitted the certification list of the checks from the State checking account from March 1, 2006 through May 31, 2006. Karen Courtney, Wolf & Company, LLC gave an overview of the format change for the financial reports of the DuPage National Technology Park.

Mbr. Chicoine moved to approve corporate resolution 2006-23 entitled "Review and Approval of DuPage County Technology Park, N.F.P. State Checking Account Detail for the Period March 1, 2006 through May 31, 2006". Seconded by Mbr. Huizenga. Roll call vote: 5 ayes: Chairman Gorski and Mbrs. Chicoine, Gengler, Goodwin and Huizenga. No nays. Motion carried.

### Review Budget Transfers and Approve Revised 2006 Budget

Mr. Tenison gave an overview of what was approved by the Board at the January 23, 2006 meeting.

- Exhibit I-Operating budget
- Exhibit II-Capital budget
- Exhibit III-Proposed revised budget amounts

Mr. Tenison stated there is no change to the total budgeted amount. Increases in line items are offset by decreases in other items or increases in revenue.

Mr. Tenison stated the assumption was made that the resolutions on the agenda for today will be passed and those costs are already computed and considered into this proposed budget and does not have an impact on the total authorized amount.

Mr. Tenison stated some of the increased changes are caused by:

- Commonwealth Edison pole relocation
- Work related to easement preparation
- Installation of utilities
- Legal fees
- Knight E/A engineering work

and some savings were achieved by completing projects under budget:

- Plote Ring Road Project under budget by approximately \$320,000
- John Edward Communication Facility Project under budget by approximately \$60,000.

Mbr. Gengler moved to approve corporate resolution 2006-24 entitled "Approval of Revised 2006 Budget". Seconded by Mbr. Chicoine. Roll call vote: 5 ayes: Chairman Gorski and Mbrs. Chicoine, Gengler, Goodwin and Huizenga. No nays. Motion carried.

### Approve Work Order and Payment to Commonwealth Edison for Relocating Power Lines Along Route 38 in the Amount of \$251,202.00

Mr. Tenison stated resolution 2006-18 intersection improvements at Route 38 and Technology Boulevard was awarded to JA Johnson Paving Company. Part of the intersection improvements

includes constructing a deceleration lane for west bound traffic turning right onto Technology Boulevard which requires the relocation of nine electrical transmission poles on the south side of Route 38. Commonwealth Edison will be charging \$251,202 and require full payment prior to scheduling.

Mbr. Huizenga moved to approve corporate resolution 2006-25 entitled "Approval of Electrical Pole Relocation Work to Commonwealth Edison". Seconded by Mbr. Chicoine. Roll call vote: 5 ayes: Chairman Gorski and Mbrs. Chicoine, Gengler, Goodwin and Huizenga. No nays. Motion carried.

Approval of Settlement Payment to Knight E/A. Inc.

Mr. Tenison stated there have been negotiations with Knight E/A regarding the redesign of the Communications Facility and exceeding their authorized contract amount by \$100,000.00. Knight E/A and DNTP agreed on \$40,000.00 payment to settle all claims with respect to amounts owed for the redesign of the Communications Facility.

George Maurides stated he will present a release of settlement agreement to Knight E/A.

Mbr. Gengler moved to approve corporate resolution 2006-26 entitled "Approval of Settlement Payment to Knight E/A, Inc." Seconded by Mbr. Huizenga. Roll call vote: 5 ayes: Chairman Gorski and Mbrs. Chicoine, Gengler, Goodwin and Huizenga. No nays. Motion carried.

Approval of Amended Contract with Maurides & Foley, L.L.C.

Mbr. Goodwin moved to approve corporate resolution 2006-27 entitled "Approval of Amended Contract with Maurides & Foley, L.L.C." Seconded by Mbr. Huizenga. Roll call vote: 5 ayes: Chairman Gorski and Mbrs. Chicoine, Gengler, Goodwin and Huizenga. No nays. Motion carried.

Approval of Amended Contract and Additional Payment to Christopher B. Burke Engineering for Additional Engineering Services

Mbr. Chicoine moved to approve corporate resolution 2006-28 entitled "Approval of Amended Contract with Christopher B. Burke Engineering for Additional Engineering Services." Seconded by Mbr. Huizenga. Roll call vote: 5 ayes: Chairman Gorski and Mbrs. Chicoine, Gengler, Goodwin and Huizenga. No nays. Motion carried.

Authorize Signal at Fabyan Parkway and Technology Boulevard in Amount of \$162,509.75 to be Included in Contract With J.A. Johnson for Intersection Improvements and Budget \$81,254.88 for Signal With Other Half to be Reimbursed by CenterPoint Properties

Mr. Tenison stated by the direction of the Technology Board he was to determine if DuPage County would participate in funding with CPT and DNTP for the signalization at Technology Boulevard and Fabyan Parkway. Mr. Tenison stated in discussions with DuPage County it has been determined that they are unable to participate in any portion of the funding for the signal. Mr. Tenison sought approval from CPT to fund 50% of the signal and DNTP will contribute the other 50% in the amount of \$81,254.88.

Mbr. Goodwin moved to approve corporate resolution 2006-29 entitled "Authorize Signal at Fabyan Parkway and Technology Boulevard in Amount of \$162,509.75 to be Included in Contract With J.A. Johnson for Intersection Improvements and Budget \$81,254.88 for Signal

With Other Half to be Reimbursed by CenterPoint Properties” Seconded by Mbr. Gengler. Roll call vote: 5 ayes: Chairman Gorski and Mbrs. Chicoine, Gengler, Goodwin and Huizenga. No nays. Motion carried.

Presentation by Cray Kaiser, Ltd. of 2005 Audit

Jim Brennan, Cray, Kaiser LTD. presented the audit for FY2005.

Old Business

Extension of Plote Construction and Kudrna & Associate Loop Road Payment Contingency Periods and Extension of CenterPoint Properties and DAA Payment Contingency Periods

Mr. Maurides stated the Plote and Kudrna loop road payment contingency periods and the CenterPoint Properties and DAA payment contingency periods be extended. Both of these resolutions were contingent of the DAA Board passing the resolutions that authorize payment of all funds needed to complete the contracts by January 31, 2006. Mr. Maurides stated that the DAA Board has not passed these resolutions and the date needs to be extended to August 31, 2006.

Mbr. Huizenga moved to approve proposed corporate resolution 2006-30 entitled “Extension of CenterPoint and DAA Payment Contingency Periods”. Seconded by Mbr. Chicoine. Roll call vote: 5 ayes: Chairman Gorski and Mbrs. Chicoine, Gengler, Goodwin and Huizenga. No nays. Motion carried.

New Business

None

Executive Session

Chairman Gorski called an Executive Session at 7:25 p.m.

Adjournment

With no further business remaining before the Board, the meeting was adjourned at 8:10 p.m. on a motion by Mbr. Gengler, seconded by Mbr. Chicoine roll call vote: 5 ayes: Chairman Gorski and Mbrs. Chicoine, Gengler, Goodwin and Huizenga. No nays. Motion carried.

Respectfully submitted,

Patti Miller