

Village of Lombard

*Village Hall
255 East Wilson Ave.
Lombard, IL 60148
villageoflombard.org*



Minutes

Thursday, July 17, 2014

4:30 PM

Rescheduled Regular Meeting

Village Hall Board Room

Village Board of Trustees

Village President Keith Giagnorio

Village Clerk Sharon Kuderna

Trustees: Dan Whittington, District One; Mike Fugiel, District Two;

Reid Foltyniewicz, District Three; Peter Breen, District Four;

Laura Fitzpatrick, District Five; and Bill Ware, District Six

I. Call to Order and Pledge of Allegiance

The rescheduled regular meeting of the President and Board of Trustees of the Village of Lombard held in the Board Room of the Lombard Village Hall on Thursday, July 17, 2014 was called to order by Village President Keith Giagnorio at 4:31 p.m. Village Clerk Sharon Kuderna led the Pledge of Allegiance.

II. Roll Call

- 7 - Keith Giagnorio, Sharon Kuderna, Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Laura Fitzpatrick, and Bill Ware
- 1 - Peter Breen

Trustee Breen arrived at 4:48 p.m.

Staff Present:
Village Manager Scott Niehaus
Director of Finance Tim Sexton
Director of Community Development Bill Heniff
Director of Public Works Carl Goldsmith
Chief of Police Ray Byrne
Fire Chief Paul DiRienzo
Assistant Village Manager Nicole Aranas
Executive Coordinator Carol Bauer

III. Public Hearings

IV. Public Participation

[140273](#)

Proclamation - Robert Harris

President Giagnorio called Library Director Bob Harris to the front. Village Clerk Sharon Kuderna read the proclamation in recognition of Bob Harris.

Bob Harris thanked the Village for the recognition and introduced family and friends.

V. Approval of Minutes

A motion was made by Trustee Dan Whittington, seconded by Trustee Mike Fugiel, that the minutes of the Special Meeting of June 19, 2014 and the minutes of the regular meeting of June 19, 2014 be approved. The motion carried by the following vote:

Aye: 6 - Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Peter Breen, Laura Fitzpatrick, and Bill Ware

VI. Committee Reports

Community Relations Committee - Trustee Dan Whittington, Chairperson

No report

Economic/Community Development Committee - Trustee Laura Fitzpatrick, Chairperson

No report

Environmental Concerns Committee - Trustee Mike Fugiel, Chairperson

Trustee Mike Fugiel, Chairperson of the Environmental Concerns Committee, reminded residents of the Recycling Extravaganza scheduled for September 20 and to check the website for a list of items, and the Hazardous Waste Collection scheduled for October 4 and reminded residents of the electronics recycling on Saturdays. This is a good way to discard unwanted and unused items.

Finance Committee - Trustee Peter Breen, Chairperson

No report

Public Works Committee - Trustee Bill Ware, Chairperson

Trustee Bill Ware, Chairperson of the Public Works Committee, reported the committee had met. He thanked Village Manager Niehaus for attending the meeting. The committee reviewed the first draft of the CIP. The second draft will be reviewed on August 12.

Transportation & Safety Committee - Trustee Reid Foltyniewicz, Chairperson

Trustee Reid Foltyniewicz, Chairperson of the Transportation & Safety Committee, reported the committee had met. The committee reviewed requests for stop signs at Garfield and LeMoyne and at Washington and Fairfield.

Board of Local Improvements - Trustee Bill Ware, President

No report

Community Promotion & Tourism - Trustee Laura Fitzpatrick, Chairperson

No report

Lombard Historical Commission

Trustee Laura Fitzpatrick read the Lombard Historical Commission report. Highlights included:
Douglas Gilbert, consultant hired to update the Historic Sites and Structures Inventory, presented his completed survey work. The Local Landmarks Committee is collecting photos and information about the Chicago, Aurora and Elgin Railroad to be part of permanent educational signage to be posted along the Prairie Path. The William Mueller Lombard Heritage Award Committee is seeking nominations. Deadline is July 31st. The Historical Society will be hosting the Sweet's Civil War Reenactment at Four Seasons Park on July 26th and July 27th. Peckapalooza, the 175th birthday of the Peck Homestead, will be held on August 22-24 including a pig roast on August 23rd.

VII. Village Manager/Village Board Comments

Trustee Whittington reminded residents of the Sacred Heart German Fest beginning today and going through Sunday.

Trustee Foltyniewicz reminded residents of the Taste of Yorktown from 4:30-7:30 pm; the Lombard Historical Society Civil War Reenactment scheduled for July 26th and 27th and the National Night Out event scheduled for August 5th.

VIII Consent Agenda

.

Payroll/Accounts Payable

- A. [140257](#) **Approval of Village Payroll**
For the period ending June 14, 2014 in the amount of \$787,014.54.
This Payroll/Accounts Payable was approved on the Consent Agenda
- B. [140258](#) **Approval of Accounts Payable**
For the period ending June 20, 2014 in the amount of \$1,226,137.40.
This Payroll/Accounts Payable was approved on the Consent Agenda
- C. [140265](#) **Approval of Accounts Payable**
For the period ending June 27, 2014 in the amount of \$593,255.44.
This Payroll/Accounts Payable was approved on the Consent Agenda
- D. [140267](#) **Approval of Village Payroll**
For the period ending June 28, 2014 in the amount of \$770,994.99.
This Payroll/Accounts Payable was approved on the Consent Agenda
- E. [140268](#) **Approval of Accounts Payable**
For the period ending July 3, 2014 in the amount of \$2,772,051.50.
This Payroll/Accounts Payable was approved on the Consent Agenda
- F. [140277](#) **Approval of Accounts Payable**
For the period ending July 11, 2014 in the amount of \$1,716.892.00.
This Payroll/Accounts Payable was approved on the Consent Agenda

Ordinances on First Reading (Waiver of First Requested)

- G. [140198](#) **115 W. St Charles Road Parking Lot**
Recommendation from the Transportation & Safety Committee to install 2-Hour Parking signage. (DISTRICT #1)

This Ordinance was waived of first reading and passed on second reading with suspension of the rules on the Consent Agenda

Enactment No: Ordinance 6966
- H. [140243](#) **PC 14-14: 1014 S. Main Street (Glenbard East High School)**
Requests that the Village approve a conditional use for a planned development for the subject properties located within the CR Conservation Recreation District, with deviations from the Lombard Sign Ordinance, as follows:
1. A deviation from Section 153.210 (E) to allow for the replacement of an existing twenty-seven (27) square foot automatic changeable reader board sign with a new twenty-seven (27) square foot automatic

changeable reader board sign where nine (9) square feet is the maximum allowed; and

2. A deviation from Section 153.501 (B)(5)(f)(ii) to allow for a freestanding sign to be set back up to ten feet (10') from the public right-of-way where a minimum of twenty-five feet (25') is required.

(DISTRICT #2)

This Ordinance was waived of first reading and passed on second reading with suspension of the rules on the Consent Agenda

Enactment No: Ordinance 6967

I. [140244](#)

ZBA 14-07: 100 E. Taylor Road

Requests that the Village grant a variation from Section 155.205 (A)(1) (e) of the Lombard Zoning Ordinance to allow an existing fence, of a design less than seventy-five percent (75%) open space, to remain within the clear line of sight area, located within the R2 Single Family Residence District (United Home Builders Resubdivision). (DISTRICT #6)

This Ordinance was waived of first reading and passed on second reading with suspension of the rules on the Consent Agenda

Enactment No: Ordinance 6968

J. [140271](#)

Vacation of Technology Drive Right-of Way; Second Vacation (3/4 vote of the Trustees required 5 of 6)

Ordinance vacating a portion of the Technology Drive Public right-of-way (Parcel D Vacation). (DISTRICT #3)

This Ordinance was waived of first reading and passed on second reading with suspension of the rules on the Consent Agenda

Enactment No: Ordinance 6969

K. [140274](#)

Amending Title 11, Chapter 112, Section 112.13 (A) of the Lombard Village Code - Alcoholic Beverages

Revising the Class "A/B-III" liquor license category to reflect a change of more than 50% of the ownership interest of T.G.I. Friday's Inc. located at 601 E. Butterfield Road. (DISTRICT #3)

This Ordinance was waived of first reading and passed on second reading with suspension of the rules on the Consent Agenda

Enactment No: Ordinance 6970

Other Ordinances on First Reading

Ordinances on Second Reading

L. [140229](#)

Proposed Amendments to Section 92.13 of the Village Code - Waste Container Placement

Ordinance approving text amendments to the Lombard Village Code

Title 9, Chapter 92, Section 92.13 regarding placement of refuse containers. (DISTRICTS - ALL)

This Ordinance was passed on second reading on the Consent Agenda

Enactment No: Ordinance 6971

Resolutions

Other Matters

- M.** [140264](#) **FY2014 Bituminous Mix Purchase**
Request for a waiver of bids and award of a contract to DuPage Materials Company in an amount not to exceed \$274,866.00. Public Act 85-1295 does not apply. (DISTRICTS - ALL)
This Bid was approved on the Consent Agenda
- N.** [140279](#) **Fire Hydrant Painting**
Award of a contract to DMD Consultants, the lowest responsible bid of four bidders, in an amount not to exceed \$50,000.00. Bid in compliance with Public Act 85-1295. (DISTRICT #1)
This Bid was approved on the Consent Agenda
- O.** [140280](#) **Replacement of the Current Virtual Private Network (VPN) With a NetMotion VPN System**
Request that the Village Board approve the purchase and installation of NetMotion Mobility to be used for remote connection to the Village of Lombard internal network.
This Bid was approved on the Consent Agenda
- P.** [140276](#) **Lamar Companies Reimbursement Agreement**
Request for a motion to authorize a Reimbursement Agreement with Lamar Companies to explore opportunities to construct and operate automatic changeable copy (ACC) billboard signs on selected Village owned properties. (DISTRICT #1)
This Request was approved on the Consent Agenda

Approval of the Consent Agenda

A motion was made by Trustee Dan Whittington, seconded by Trustee Bill Ware, to Approve the Consent Agenda The motion carried by the following vote

Aye: 6 - Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Peter Breen, Laura Fitzpatrick, and Bill Ware

IX. Items for Separate Action

Ordinances on First Reading (Waiver of First Requested)**A. [140270](#) **Disconnection (De-Annexation) of Portions of Technology Drive Right-of-Way****

Ordinance consenting to the disconnection of certain property located within the Village Of Lombard, and the Annexation of same by the Village of Oak Brook, pursuant to the Provisions of 65 Ilcs 5/7-1-24 (Eastern Most Portion of Technology Drive). (DISTRICT #3)

Village Manager Scott Niehaus indicated that the companion ordinance for this item was listed on the Consent Agenda and had been approved. He indicated that a portion of the Technology Drive right-of-way is no longer necessary and pursuant to an Intergovernmental Agreement with Oak Brook, staff is looking to transfer ownership of this property to the Village of Oak Brook. Trustee Foltyniewicz indicated due to him working both the Village of Lombard and the Village of Oak Brook, he was going to abstain from voting on this matter.

A motion was made by Trustee Bill Ware, seconded by Trustee Dan Whittington, that the Ordinance regarding the disconnection of portions of Technology Drive Right-of-Way be waived of first reading and passed on second reading with suspension of the rules. The motion carried by the following vote:

Aye: 5 - Dan Whittington, Mike Fugiel, Peter Breen, Laura Fitzpatrick, and Bill Ware

Abstain: 1 - Reid Foltyniewicz

Enactment No: Ordinance 6972

Other Ordinances on First Reading**B. [140245](#) **ZBA 14-08: 551 N. LaLonde Avenue****

Requests that the Village grant a variation from Section 155.205 (A)(1) (c)(2) of the Lombard Zoning Ordinance to increase the maximum allowable fence height in a corner side yard from four feet (4') to six feet (6'), located within the R2 Single-Family Residence Zoning District (Lombard Vista Subdivision). (DISTRICT #4)

Village Manager Scott Niehaus introduced Director of Community Development Bill Heniff.

Director Heniff provided an overview of the request for a fence variation at 551 N. LaLonde. He indicated the six-foot high fence would provide some privacy to the home and residents from traffic southbound on LaLonde that t-intersects with the home. He spoke of the existing grade of the property. Staff recommendation was to

concur. The Zoning Board of Appeals had a split three-three vote. Trustee Breen questioned the three-three ZBA vote. Director Heniff indicated the ZBA did not want to set a precedent. At a Village Board workshop regarding fence regulations, the Board agreed to look at each request of this type on a case-by-case basis. He talked of the unique geography and configuration of the lot. Trustee Breen indicated that due to the circumstances, he would support this request. Trustee Ware asked if this type of approval had been done in the past. Director Heniff indicated that it had. It was noted the request met five of the seven conditions for a fence variation. Trustee Whittington asked if feedback had been received from any of the neighbors. Director Heniff indicated none of the neighbors had submitted or made any comments and that public hearing notices had been sent to the property owners as required.

A motion was made by Trustee Dan Whittington, seconded by Trustee Reid Foltyniewicz, that the Ordinance granting a variance for the property located at 551 N. LaLonde be passed on first reading. The motion carried by the following vote:

Aye: 6 - Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Peter Breen, Laura Fitzpatrick, and Bill Ware

Ordinances on Second Reading

Resolutions

Other Matters

X. Agenda Items for Discussion

XI. Executive Session

XII. Reconvene

XIII Adjournment

.

A motion was made by Trustee Reid Foltyniewicz, seconded by Trustee Mike Fugiel, that the rescheduled regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, July 17, 2014 in the Board Room of the Lombard Village Hall be adjourned a 4:59 p.m. The motion

carried by the following vote:

Aye: 6 - Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Peter Breen, Laura Fitzpatrick, and Bill Ware