

# Village of Lombard

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



## Minutes

**Thursday, October 7, 2021**

**6:00 PM**

**Village Hall Board Room**

## **Village Board of Trustees**

*Village President Keith Giagnorio*

*Village Clerk Liz Brezinski*

*Trustees: Brian LaVaque, District One; Anthony Puccio, District Two;  
Bernie Dudek, District Three; Andrew Honig, District Four;  
Dan Militello, District Five; and Bob Bachner, District Six*

## I. Call to Order and Pledge of Allegiance

The regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, October 7, 2021 in the Board Room of the Lombard Village Hall was called to order by Village President Keith Giagnorio at 6:00 pm. Director of Public Works Carl Goldsmith led the Pledge of Allegiance.

## II. Roll Call

8 - Keith Giagnorio, Liz Brezinski, Brian LaVaque, Anthony Puccio, Bernie Dudek, Andrew Honig, Dan Militello, and Bob Bachner

### 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 Roy Newton  
Deputy Chief of Police Joe Grage  
Fire Chief Rick Sander  
Assistant Village Manager Nicole Aranas  
Communications Coordinator Stephanie Calvillo  
Village Attorney Tom Bayer  
Assistant Village Attorney Jason Guisinger

## III. Public Hearings

## IV. Public Participation

Steve Stelter thanked the Village Public Works Department for their street resurfacing on Elizabeth Street; he noted they did great work and were very quick. He asked if the village had ever considered moving away from representation by districts and move to at-large representation. He stated he looked at election numbers and with the low turn-out of voters, and felt it was not very representative of the whole Village.

## V. Approval of Minutes

A motion was made by Trustee Dan Militello, seconded by Trustee Andrew Honig, that the minutes of the regular meeting of September 16, 2021 be approved. The motion carried by the following vote:

**Aye:** 6 - Brian LaVaque, Anthony Puccio, Bernie Dudek, Andrew Honig, Dan Militello, and Bob Bachner

## **VI. Committee Reports**

### **Community Promotion & Tourism - Trustee Bernie Dudek, Chairperson**

No report

### **Community Relations Committee - Trustee Dan Militello, Chairperson**

Trustee Dan Militello, Chairperson of the Community Relations Committee, reported the village held a hybrid version of the Senior Fair on Wednesday at the Madison Recreation Center. He thanked the volunteers, staff and everyone who helped at the Fair, as well as those who attended. He congratulated Senior man of the Year Ed Seagraves and Senior Woman of the Year Patti Comfort.

### **Economic/Community Development Committee - Trustee Anthony Puccio, Chairperson**

No report

### **Finance & Administration Committee, Trustee Andrew Honig, Chairperson**

Trustee Andrew Honig, Chairperson of the Finance & Administration Committee, provided an update on items that were discussed at the joint meeting of Finance & Administration Committee and ECDC on September 13th, and those items were discussed at the Village Board Budget Workshop on September 27th. It was the consensus of the Village Board to move forward with those three items that are listed on the agenda for tonight's meeting.

### **Public Safety & Transportation Committee - Trustee Brian LaVaque Chairperson**

No report

### **Public Works & Environmental Concerns Committee - Trustee Bob Bachner, Chairperson**

No report

### **Board of Local Improvements - Trustee Bob Bachner, President**

No report

### **Lombard Historic Preservation Commission - Village Clerk Liz Brezinski**

No report

## VII. Village Manager/Village Board/Village Clerk Comments

Village Manager Scott Niehaus introduced the new Communications Coordinator Stephanie Calvillo. He stated she most recently worked for the DuPage County Health Department for the last ten years as their Public Information Officer.

Village Clerk Liz Brezinski read the following announcements: Residents interested in receiving construction alerts and updates regarding the new Lilac Station development in downtown Lombard at 101 S. Main Street can sign up to receive e-mail updates at [www.villageoflombard.org/lilacstationnews](http://www.villageoflombard.org/lilacstationnews).  
<<http://www.villageoflombard.org/lilacstationnews>>.

The Village will be sharing updates regarding the new Helen Plum Library project at 411 S. Main Street, pertaining to construction impacts and the permitting process. Sign up at [www.villageoflombard.org/libraryconstructionnews](http://www.villageoflombard.org/libraryconstructionnews).  
<<http://www.villageoflombard.org/libraryconstructionnews>>.

Beginning Monday, October 11th, lane reductions will be in place on Main Street from Washington to Hickory as work on the Helen Plum Library construction project continues. Two-way traffic will remain open during this period of time with lane reductions with a tentative re-opening of lanes on October 20th.

For additional information on these and other upcoming events/projects, please check the Village website at [www.villageoflombard.org](http://www.villageoflombard.org).  
<<http://www.villageoflombard.org>>.

**A motion was made by Trustee Anthony Puccio, seconded by Trustee Dan Militello, that Consent item K (Settlement in the case of Spear v. Berlin et. al) be removed from the Consent Agenda. The motion carried by the following vote:**

**Aye:** 6 - Brian LaVaque, Anthony Puccio, Bernie Dudek, Andrew Honig, Dan Militello, and Bob Bachner

## VIII Consent Agenda

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### Payroll/Accounts Payable

- A. [210297](#) Approval of Village Payroll**  
For the period ending September 11, 2021 in the amount of \$952,617.05.  
**This Payroll/Accounts Payable was approved on the Consent Agenda**
- B. [210298](#) Approval of Accounts Payable**  
For the period ending September 17, 2021 in the amount of \$2,023,374.17.  
**This Payroll/Accounts Payable was approved on the Consent Agenda**
- C. [210305](#) Approval of Accounts Payable**  
For the period ending September 24, 2021 in the amount of \$1,581,122.05.  
**This Payroll/Accounts Payable was approved on the Consent Agenda**
- D. [210313](#) Approval of Village Payroll**  
For the period ending September 25, 2021 in the amount of \$864,534.68.  
**This Payroll/Accounts Payable was approved on the Consent Agenda**
- E. [210314](#) Approval of Accounts Payable**  
For the period ending October 1, 2021 in the amount of \$1,131,573.40.  
**This Payroll/Accounts Payable was approved on the Consent Agenda**

### **Ordinances on First Reading (Waiver of First Requested)**

- F. [210299](#) Village Equipment to be Declared Surplus**  
Ordinance approving the request of the Police and Public Works Departments to sell and/or dispose of surplus equipment as more specifically detailed in Exhibit "A" attached to the ordinance, to be sold at auction, sold for scrap, or recycled as these items have extended beyond their useful life or are obsolete to include: Police Department - Portable Breath Tester (PBT) including Pelican type hard cases: eight (8) Alco-Sensor 3 (intoximeters Inc) #1201451, #1208691, #1208694, #1092421, #1092415, #1208699, #1201450, #1201453, and (2) two spare hard cases for the PBT; thirty-nine (39) Premier Crown Corporation helmets; Public Works Department - one 2000 Ford E150 serial 1FTRE1426YHB94752 vehicle. These items to be sold at auction.  
**This Ordinance was waived of first reading and passed on second reading with suspension of the rules on the Consent Agenda**  
Enactment No: Ordinance 7989

**Other Ordinances on First Reading****Ordinances on Second Reading****Resolutions**

- F-2     [210315](#)     **A Resolution Authorizing A Change Order Involving an Increase in the Contract Price of \$10,000.00 or More and Approval of a Settlement Agreement (IL Route 53 Stormwater Improvements Contract)**  
Approving Change Order No. 6 to the contract with Rausch Infrastructure LCC in the amount of \$409,190.00; and approving a Settlement Agreement in the matter of Rausch Infrastructure, LLC v. Village of Lombard. The change order will amend the final contract amount to \$6,518,868.15.
- This Resolution was adopted on the Consent Agenda**

**Other Matters**

- G.     [210266](#)     **Purchase of Ford F-150 4x4**  
Request for a waiver of bids and award of a contract to Roesch Ford in the amount of \$27,639.00. This vehicle will be purchased through the Suburban Purchasing Cooperative, of which the Village is a member, Contract #187.
- This Bid was approved on the Consent Agenda**
- H.     [210312](#)     **Agreement with Water Resources**  
Request for a waiver of bids and authorization of a three (3) year Agreement with Water Resources for the WaterSmart software annual maintenance/hosting costs and subscription fees in the amount of \$142,199.82.
- This Bid was approved on the Consent Agenda**
- I.     [200030](#)     **Plat of Easement 880 E. Roosevelt Road (Public Storage)**  
Staff recommends acceptance of a Plat of Easement providing access for public utilities, drainage, landscaping, water service and stormwater detention, on the property located at 880 E. Roosevelt Road (Public Storage). (DISTRICT #6)
- This Request was approved on the Consent Agenda**
- Enactment No: Ordinance 7897 (Other Ordinance previously approved 7799)
- J.     [210290](#)     **Amendment to Village Board Policy 6.D. - Sidewalk Policy**

A recommendation of the Public Works and Environmental Concerns Committee to amend Village Board Policy 6.D. to add a 100% Village responsibility to replace severely deteriorated sidewalk as reported by residents. (DISTRICTS - ALL)

**This Request was approved on the Consent Agenda**

### **Approval of the Consent Agenda**

**A motion was made by Trustee Brian LaVaque, seconded by Trustee Bob Bachner, to Approve the Consent Agenda The motion carried by the following vote**

**Aye:** 6 - Brian LaVaque, Anthony Puccio, Bernie Dudek, Andrew Honig, Dan Militello, and Bob Bachner

**K. [210319](#)**

**Settlement in case of Spear v. Berlin et. al.**

*Spear v. Berlin, et al.*, Case No. 19 C 6027 (Northern District of Illinois), approval of the Release Of All Claims and contribution by the Village of Lombard of \$7,500.00 to a total settlement amount of \$40,000 paid to the Plaintiff by the Village of Lisle, DuPage County and the Village of Lombard to settle and dismiss the lawsuit with Prejudice.

**This item was removed from the Consent Agenda.**

## **IX. Items for Separate Action**

### **Ordinances on First Reading (Waiver of First Requested)**

#### **Other Ordinances on First Reading**

**A. [210311](#)**

**An Ordinance Establishing an Economic Development Fund**

Recommendation from the Finance & Administration Committee and the Economic & Community Development Committee to establish an Economic Development Fund pursuant to the authority provided by 65 ILCS 5/8-1-2.5. This recommendation was approved by both the Finance & Administration Committee and the Economic & Community Development Committee at their Joint Meeting on September 13, 2021. In addition, this was also discussed at the Village Board Budget Workshop on September 27, 2021.

Trustee Anthony Puccio, Chairperson of the Economic & Community Development Committee, reported the following: the need for the Economic Development Fund as well as a Business Retention Policy were discussed at the September 13, 2021 Joint ECDC/Finance & Administration Committee meeting and the September 27, 2021 Village Board Budget Workshop.

Director of Community Development Bill Heniff and Director of Finance Tim Sexton provided an overview of a Power Point relative to these

items.

**A motion was made by Trustee Anthony Puccio, seconded by Trustee Bernie Dudek, that the Ordinance Establishing an Economic Development Fund be passed on first reading. The motion carried by the following vote:**

**Aye:** 6 - Brian LaVaque, Anthony Puccio, Bernie Dudek, Andrew Honig, Dan Militello, and Bob Bachner

Enactment No: Ordinance 7990

**B. [210310](#)**

**An Ordinance Authorizing Additions and Amendments to the Village of Lombard Financial Policies Regarding the Year End General Fund Reserve Maintenance Policy Adopted July 21, 2016**

Recommendation of the Finance & Administration Committee and the Economic & Community Development committee approving changes to the Year End General Fund Reserve Maintenance Policy for purposes of funding the new Economic Development Fund. This recommendation was approved by both the Finance & Administration Committee and the Economic & Community Development Committee at their Joint Meeting on September 13, 2021. In addition, this was also discussed at the Village Board Budget Workshop on September 27, 2021.

**A motion was made by Trustee Anthony Puccio, seconded by Trustee Bernie Dudek, that the Ordinance Authorizing Additions and Amendments to the Village of Lombard Financial Policies Regarding the Year End General Fund Reserve Maintenance Policy Adopted July 21, 2016 be passed on first reading. The motion carried by the following vote:**

**Aye:** 6 - Brian LaVaque, Anthony Puccio, Bernie Dudek, Andrew Honig, Dan Militello, and Bob Bachner

Enactment No: Ordinance 7991

**C. [210223](#)**

**An Ordinance Approving a Lombard Business Retention Economic Incentive Policy**

The Economic & Community Development Committee and the Finance & Administration Committee recommend that the Village Board adopt a Business Retention Economic Incentive Policy. This Policy would be funded from the proposed Economic Development Fund and supplements the previously approved Economic Incentive Policy. It would establish funding parameters and would establish eligibility and qualification criteria. Authority to create such a Policy is provided by 65 ILCS 5/8-1-2.5. This recommendation was approved by both the Finance & Administration Committee and the Economic & Community Development Committee at their Joint Meeting on September 13, 2021. In addition, this was also discussed at the Village Board Budget Workshop on September 27, 2021.

**A motion was made by Trustee Anthony Puccio, seconded by Trustee Bernie Dudek, that the Ordinance Approving a Lombard Business Retention Economic**



**Incentive Policy be passed on first reading. The motion carried by the following vote:**

Enactment No: Ordinance 7922

## **Ordinances on Second Reading**

## **Resolutions**

## **Other Matters**

**D.      [210275](#)      **Police Department Small Unmanned Aircraft Systems "Drone" Proposal****

Staff recommendation to waive bidding and purchase one DJI Matrice 300 RTK sUAS with Zenmuse H20T camera and one DJI Mini 2 sUAS from Aerial Influence LLC in the amount of \$29,433.00. This purchase was reviewed by the Public Safety & Transportation Committee and the Community Relations Committee with a recommendation to approve the purchase.

Trustee Brian LaVaque spoke relative to the Police Department proposal to purchase a sUAS (small unmanned aircraft system - drone). He noted this matter was originally presented to the Public Safety & Transportation Committee on September 1st, and then presented to the Community Relations Committee on September 13th. Both committees approved the proposed purchase and recommended the matter be forwarded to the Village Board.

Deputy Chief of Police Joe Grage provided an overview of a Power Point presentation.

Trustee Honig asked: how quickly can the drone can be deployed?  
Answer: within 5 minutes of arrival.

President Giagnorio asked: who would be trained? Cost of class? Cost of certification? Asked about liability.

Answer: one officer per shift plus a supervisor for a total of four. Cost varies. Certification is \$160 every two years. If the Lombard Police Department is assisting another department with the drone, the Lombard officers would be responsible for following all of the same regulations. The LPD would only use the drone to assist under very specific circumstances.

Trustee Dudek asked: what is the lifespan of the drone? Training schedule? What happens when residents are recorded legally (possibly something embarrassing)? Noted he was concerned about the storage/destruction of recordings.

Answer: 5-7 years. Training schedule is quarterly or monthly. Deputy Chief Grage emphasized that all video NOT being used for active investigation MUST be destroyed within thirty (30) days.

Village Manager Scott Niehaus pointed out any FOIA requests for drone

video, the Lombard Police Department would be required by law to redact/obscure certain information.

Trustee Bachner asked: is there any way to identify the Police Department drove versus a privately owned drone?

Trustee LaVaque asked: what is the range?

Answer: 400 feet high maximum 9 mile range, but law states it must remain in line of site of drone spotter.

**A motion was made by Trustee Brian LaVaque, seconded by Trustee Andrew Honig, that this matter be continued to the October 21, 2021 Village Board meeting for further review and discussion. The motion carried by the following vote:**

**Aye:** 6 - Brian LaVaque, Anthony Puccio, Bernie Dudek, Andrew Honig, Dan Militello, and Bob Bachner

## **X. Agenda Items for Discussion**

## **XI. Executive Session**

## **XII. Reconvene**

## **XIII Adjournment**

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**A motion was made by Trustee Dan Militello, seconded by Trustee Bob Bachner, that the regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, October 7, 2021 in the Board Room of the Lombard Village Hall be adjourned at 7:07 p.m. The motion carried by the following vote:**

**Aye:** 6 - Brian LaVaque, Anthony Puccio, Bernie Dudek, Andrew Honig, Dan Militello, and Bob Bachner