

# **Village of Lombard**

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



## **Meeting Minutes**

**Thursday, June 2, 2011**

**7:30 PM**

**Village Hall Board Room**

## **Village Board of Trustees**

*Village President: William J. Mueller*

*Village Clerk: Brigitte O'Brien*

*Trustees: Greg Gron, District One; Keith Giagnorio, District Two;  
Zachary Wilson, District Three; Peter Breen, District Four;  
Laura Fitzpatrick, District Five; and Bill Ware, District Six*

## I. Call to Order and Pledge of Allegiance

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*The regular meeting of the President and Board of Trustees of the Village of Lombard was called to order by Village President William J. Mueller at 7:31 pm Thursday, June 2, 2011 in the Board Room of the Lombard Village Hall. Village Clerk Brigitte O'Brien led the Pledge of Allegiance.*

## II. Roll Call

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**Present:** Village President William J. Mueller, Village Clerk Brigitte O'Brien, Trustee Greg Gron, Trustee Keith Giagnorio, Trustee Zachary Wilson, Trustee Peter Breen, Trustee Laura Fitzpatrick and Trustee Bill Ware

*Staff Present:*

*Village Manager David Hulseberg (arrived at 8:15 pm)*

*Director of Finance Tim Sexton*

*Director of Public Works Carl Goldsmith*

*Assistant Director of Community Development Chris Stilling*

*Chief of Police Ray Byrne*

*Fire Chief Mike Torrence*

*Executive Coordinator Carol Bauer*

## III. Public Hearings

*None*

## IV. Public Participation

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### **Presentation - Virginia Lippig**

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*Village President Mueller invited Virginia and George Lippig to the front along with Chamber Director Yvonne Invergo and Lombard Town Centre President Dan Whittington. He presented Virginia with an award from the Village, the Chamber and Lombard Town Centre for 53 years of business in the community. He noted Virginia had sold her business and was retiring.*

### **Proclamation - Welcome Home 2011**

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*Village Clerk Brigitte O'Brien read the proclamation for Welcome Home 2011. President Mueller reminded residents of the events taking place.*

## V. Approval of Minutes

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**It was moved by Trustee Ware, seconded by Trustee Giagnorio, to approve Minutes of the Regular Meeting of May 19, 2011 The motion carried by the following vote:**

**Aye:** 6 - Gron, Giagnorio, Wilson, Breen, Fitzpatrick and Ware

## VI. Committee Reports

### **Community Relations Committee - Trustee Keith Giagnorio, Chairperson**

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*Trustee Keith Giagnorio, Chairperson of the Community Relations Committee, reported the committee had not met. The next meeting is scheduled for June 13th.*

### **Economic/Community Development Committee - Trustee Peter Breen, Chairperson**

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*Trustee Peter Breen, Chairperson of the Economic & Community Development Committee, reported the committee had not met. The next meeting is scheduled for July 6th. He reported there are vacancies on the committee and encouraged residents to fill out an application to serve on Village committees.*

### **Environmental Concerns Committee - Trustee Laura Fitzpatrick, Chairperson**

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*Trustee Laura Fitzpatrick, Chairperson of the Environmental Concerns Committee, reported the committee had not met. The next meeting is scheduled for June 28th. She noted there were some vacancies on the committee and also encouraged residents to consider serving on a committee.*

### **Finance Committee - Trustee Greg Gron, Chairperson**

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*Trustee Greg Gron, Chairperson of the Finance Committee, reported the committee had not met. The next meeting is scheduled for June 27th.*

### **Public Works Committee - Trustee Bill Ware, Chairperson**

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*Trustee Bill Ware, Chairperson of the Public Works Committee, reported the committee had not met. The next meeting is scheduled for June 14th.*

### **Transportation & Safety Committee - Trustee Zach Wilson, Chairperson**

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*Trustee Zach Wilson, Chairperson of the Transportation & Safety Committee, reported the committee had not met. The next meeting is scheduled for June 6th.*

### **Board of Local Improvements - Trustee Greg Gron, President**

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*Trustee Greg Gron, President of the Board of Local Improvements, reported the board had not met and the June meeting has been cancelled.*

### **Community Promotion & Tourism - President William J. Mueller, Chairperson**

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*Village President William Mueller, Chairperson of the Community Promotion & Tourism Committee, reported the committee had not met. He noted that the DuPage*

*Convention and Visitors Bureau had done some video taping of Lombard for inclusion on their website.*

### **Lombard Historical Commission - Clerk Brigitte O'Brien**

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*Village Clerk Brigitte O'Brien, member of the Historical Commission, reported the commission had not met. The next meeting is scheduled for July 19th.*

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

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*President William Mueller wished Trustee Bill Ware and Trustee Zach Wilson a happy birthday.*

*President Mueller reported that the Park District will be opening Paradise Bay on June 4th.*

## **VIII. Consent Agenda**

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*President Mueller requested a waiver of first reading on Consent Agenda Item G for PC 11-12, 500 E. Roosevelt Road.*

### **Payroll/Accounts Payable**

**A.**

#### **Approval of Accounts Payable**

For the period ending May 20, 2011 in the amount of \$106,940.54.

**This Matter was approved on the Consent Agenda.**

**B.**

#### **Approval of Village Payroll**

For the period ending May 21, 2011 in the amount of \$799,303.15.

**This Matter was approved on the Consent Agenda.**

**C.**

#### **Approval of Accounts Payable**

For the period ending May 27, 2011 in the amount of \$1,110,346.01.

**This Matter was approved on the Consent Agenda.**

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

**D.**

#### **PC 08-13: 19W471 Roosevelt Road and 351 E. Roosevelt Road (Lombard Crossing)**

Granting a time extension of Ordinance 6211, as amended by Ordinances 6344 and 6495, extending the time period in which to start construction of the approved project at 19W471 Roosevelt Road and 351 East Roosevelt Road for an additional 12-month period. (DISTRICT #6)

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

**Enactment No:** Ordinance 6623

**E. Prevailing Wage Rate**

Adoption of the most current Prevailing Wages for public works projects for DuPage County for June 2011.

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

**Enactment No:** Ordinance 6624

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

**F. PC 11-11: 23 W. Maple**

Requests that the Village approve the following relief for the subject property, located within the R2 Single-Family Residence District:

1. A conditional use (per Section 155.407(C)(1) of the Zoning Ordinance) to allow for a cultural facility/institution (museum); and
2. A variation from Section 155.407(F)(1) to allow an existing twenty-eight (28) foot front yard setback for a principal structure; and
3. A variation from Section 155.210(A)(3)(b) to allow an existing twenty-nine and one-half (29.5) foot high accessory structure; and
4. A variation from Section 155.210(B)(1)(a) to allow the combined area of all accessory buildings to exceed the ground floor area of the principal structure; and
5. A variation from Section 155.210(B)(2)(a) to allow an existing five (5) foot interior side yard setback for an accessory structure; and
6. A variation from Sections 155.407(J) and 155.602(C) to allow for zero off-street parking spaces. (DISTRICT #1)

**This Matter was passed on first reading on the Consent Agenda.**

**G. PC 11-12: 500 E. Roosevelt Road**

Requests that the Village take the following actions on the subject property:

1. Approve a planned development amendment (Major Change) to Ordinance 5163 for property located in the B4APD Roosevelt Road Corridor District, Planned Development, with the following companion conditional uses, deviations and variations, as follows:
  - a. A conditional use, per Section 155.417 (G) (2) (b) (9) of the Lombard Zoning Ordinance to allow for a new motor vehicle service facility; and
  - b. A conditional use, per Section 155.417 (G) (2) (a) (4) of the Lombard Zoning Ordinance to allow for outside display and sales of products; and
  - c. A variation from Sections 155.706 (C) and 155.709 (B) of the Zoning Ordinance reducing the required perimeter parking lot and perimeter lot landscaping from five feet (5') to zero feet (0') to provide for shared cross-access and parking; and
  - d. A deviation from Sections 154.406 & 154.507 of the Lombard Subdivision and Development Ordinance to allow for detention areas to not be in an outlot. In the alternative, should an outlot be required, the petitioner requests a deviation to Section 155.417 (G)(3) of the Zoning Ordinance to reduce the minimum lot area for detention outlots, a deviation from Section 155.417 (G)(4) of the Zoning Ordinance to reduce the minimum lot width for detention outlots, a deviation Section 154.507 of the Lombard

- Subdivision and Development Ordinance to allow an outlot to not have at least thirty feet (30') of frontage along a public street and a deviation from Section 154.507 of the Lombard Subdivision and Development Ordinance for single ownership of an outlot.
2. Site plan approval with the following deviations from the Lombard Sign Ordinance:
    - a. A deviation from Section 153.235 (F) to allow for a shopping center sign to be located closer than seventy-five feet (75') from the center line of the adjacent right-of-way; and
    - b. A deviation from Section 153.505 (B)(19)(2) to allow for 3 walls signs where 2 wall signs are permitted; and
  3. Approve a major plat of subdivision. (DISTRICT #6)

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

**Enactment No:** Ordinance 6627

- \*H. PC 11-13: 889 W. St. Charles Road (Moved to A-2)

- I. **Amending Title 11, Chapter 112 of the Lombard Village Code**  
Reducing the Class "L" liquor license category by one due to the closure of The Room Nightclub. (DISTRICT #3)

**This Matter was passed on first reading on the Consent Agenda.**

### **Ordinances on Second Reading**

- J. **PC 09-08: 331 W. Madison Street (CPSA)**  
Granting a further time extension to Ordinance 6347 extending the time period for construction of the conditional use for a planned development and a school for an additional twelve month period (June 18, 2012). (DISTRICT #6)

**This Matter was passed on second reading on the Consent Agenda.**

**Enactment No:** Ord. 6625

- K. **PC 09-15: 275 W. Roosevelt Road (Roundheads Pizza)**  
Granting a further time extension to Ordinance 6341 extending the time period for construction of the conditional use approval of an outdoor dining area for an additional twelve month period (June 3, 2012). (DISTRICT #2)

**This Matter was passed on second reading on the Consent Agenda.**

**Enactment No:** Ordinance 6626

### **Resolutions**

- L. **Agreement with Central DuPage Hospital**  
Approval of an Agreement between the Village of Lombard and Central DuPage

Hospital for an Employee Assistance Program.

**This Matter was adopted on the Consent Agenda.**

**Enactment No:** Resolution 1-12

**M. Annual Geotechnical Engineering and Construction Material Testing, Contract Amendment No. 4**

Authorizing a decrease to the contract with Testing Services Corporation in the amount of \$10,000 and an increase to the contract with Seeco in the amount of \$25,000.00 to perform geotechnical engineering and construction testing services.

**This Matter was adopted on the Consent Agenda.**

**Enactment No:** R 2-12 & 3-12

**N. Maintenance of Traffic Control Devices**

Authorizing the Village President and Clerk to sign an Intergovernmental Agreement for Local Agency Maintenance of Traffic Control Devices.

**This Matter was adopted on the Consent Agenda.**

**Enactment No:** Resolution 4-12

### **Other Matters**

**O. 2012 Sewer Televising and Cleaning**

Award of a contract to Pirtano Construction Company, the lowest responsible bid of four bidders, in the amount of \$86,375.00. Bid in compliance with Public Act 85-1295.

**This Matter was approved on the Consent Agenda.**

**P. Water & Sewer System Supplies**

Award of a contract to Ziebell Water Service Products, the lowest responsible bid of three bidders, in an amount not to exceed \$50,000.00. Bid in compliance with Public Act 85-1295.

**This Matter was approved on the Consent Agenda.**

**Q. Coarse Aggregate (CA-6)**

Award of a contract to Nagel Trucking & Materials, the lowest responsible bid of four bidders, in an amount not to exceed \$36,470.00. Bid in compliance with Public Act 85-1295.

**This Matter was approved on the Consent Agenda.**

**R. SUB 11-01: 355 Eisenhower Lane South**

Requests approval of a one-lot major plat of subdivision. (DISTRICT #3)

**This Matter was approved on the Consent Agenda.**

**S.**

**Agreement with Third Millennium Associates, Inc.**

Motion authorizing the execution of an Agreement with Third Millennium Associates, Inc. for vehicle sticker printing, mailing and processing services.

**This Matter was approved on the Consent Agenda.**

### **Passed The Consent Agenda**

**It was moved by Trustee Gron, seconded by Trustee Giagnorio, to approve the Consent Agenda. The motion carried by the following vote:**

**Aye:** 6 - Gron, Giagnorio, Wilson, Breen, Fitzpatrick and Ware

\*T- Appointments and Re-appointments - Various Committees (Moved to IX B)

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

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

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

**A.**

**ZBA 11-02: 403 W. Ethel Ave.**

Requests that the Village take the following actions for the subject property located within the R2 Single-Family Residence District:

1. 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').
2. A variation from Section 155.205(A)(1)(e) of the Lombard Zoning Ordinance to allow a solid wood fence six feet (6') in height in the clear line of sight area. (DISTRICT #2)

*President Mueller noted the resident is in the audience to answer any questions. Trustee Giagnorio spoke about the petitioner requesting a replacement of an existing fence. The Zoning Board of Appeals sent the request to the Village Board with no recommendation on the one variation and a denial on the second variation. He indicated the petitioner has now changed the one request to be more in compliance with the Code. Trustee Giagnorio requested a waiver of first reading. He noted that the petitioner would be required to get a building permit and provide for a clear line of sight for the area south of the driveway.*

**It was moved by Trustee Giagnorio, seconded by Trustee Wilson, that this matter be waived of first reading and passed on second reading with suspension of the rules. The motion carried by the following vote:**

**Aye:** 6 - Gron, Giagnorio, Wilson, Breen, Fitzpatrick and Ware



**Enactment No:** Ordinance 6628

**\*A-2.**

**PC 11-13: 889 W. St. Charles Road**

Requests that the Village take the following actions on the subject property located within the CR Conservation Recreation District:

1. A conditional use, per Section 155.404 (C) (5) of the Village of Lombard Zoning Ordinance, for a municipal facility. (DISTRICT #1)

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*Assistant Director of Community Development Chris Stilling reported this was a conditional use request for the Forest Preserve District for a compressed gas site to be located at the Churchill Forest Preserves. He spoke of the Forest Preserve District applying for and receiving a grant. He talked about intergovernmental cooperation between the Village and the District and the Village being able to benefit from this project. He said further discussions will take place regarding an Intergovernmental Agreement and possible future annexation. He stated condition 3 is being removed. A waiver of first reading is being requested.*

*President Mueller spoke of a request from the District for a sign, but indicated there was no area for the sign to be placed.*

*Joe Cantore, Forest Preserve Commissioner, stated he was the representative for District #2. He spoke of the District staff and Village staff working hard on this grant. He talked about saving the District, the Village and the taxpayers a lot of money by converting vehicles from gasoline to compressed natural gas and using compressed natural gas for fuel. He compared the current cost of gasoline at \$4.00 + per gallon to the compressed natural gas price of \$1.40 per gallon.*

*Justin Frederick, 3S580 Naperville Road, Wheaton, spoke on behalf of the Forest Preserve District.*

*Trustee Gron questioned the maintenance schedule.*

*Justin Frederick indicated that General Motors used these vehicles as test models.*

*Trustee Gron questioned if staff needed to be certified to use this facility.*

*Justin Frederick indicated it is a simple process with an air connector type of connection and employees will be trained.*

*Trustee Gron questioned the difference in mileage with this fuel.*

*Justin Frederick stated the mileage is about the same, but the cost savings is incredible.*

*He indicated this was a safe fuel to use and had been in use for 200 years.*

*President Mueller stated the Intergovernmental Agreement will come back to the Board in August or September.*

**It was moved by Trustee Gron, seconded by Trustee Breen, that this matter be waived of first reading and passed on second reading with suspension of the rules. The motion carried by the following vote:**

**Aye:** 6 - Gron, Giagnorio, Wilson, Breen, Fitzpatrick and Ware

**Enactment No:** Ordinance 6629

## Ordinances on Second Reading

## Resolutions

## Other Matters

\*B.

**Appointments and Re-appointments - Various Committees**

Request for concurrence in the appointments and re-appointment of members to the Community Relations Committee, Economic and Community Development Committee, Environmental Concerns Committee, Finance Committee, Public Works Committee, Transportation and Safety Committee, Board of Building Appeals, Board of Fire and Police Commissioners, Board of Local Improvements, Plan Commission, Police Pension Fund Board of Trustees and Zoning Board of Appeals, as submitted.

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*President Mueller indicated that not all of the Trustees had had an opportunity to talk to committee members regarding appointments. He asked each Trustee if they concurred with the appointments as noted.*

*Trustee Giagnorio indicated Community Relations was OK.*

*Trustee Breen indicated Economic and Community Development was OK. It was noted that Jim Hogan was transferred to the Finance Committee. Trustee Breen stated he had two residents who were interested in being appointed and that would be placed on the next Village Board agenda for action.*

*Trustee Fitzpatrick indicated Environmental Concerns Committee was OK. She noted that several members were not re-appointed as they had not responded.*

*Trustee Gron indicated the Finance Committee was OK.*

*Trustee Ware indicated the Public Works Committee was OK and Mike Kuderna was a new appointment.*

*Trustee Wilson indicated the Transportation and Safety Committee was OK and noted that one committee member had not been contacted.*

*President Mueller indicated there were vacancies on the committees and encouraged interested residents to complete an application. He talked about getting involved in the community.*

**It was moved by Trustee Giagnorio, seconded by Trustee Wilson, that this matter be approved. The motion carried by the following vote:**

**Aye:** 6 - Gron, Giagnorio, Wilson, Breen, Fitzpatrick and Ware

*President Mueller declared a 5 minute recess at 8:20 pm.*

## X. Agenda Items for Discussion

## XI. Executive Session

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*The regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, June 2, 2011 in the Board Room of the Lombard Village Hall was recessed to Executive Session at 8:25 pm for the purpose of discussion of Information Regarding the Performance and Compensation of Specific Employees of the Village; Information Regarding the Appointment, Employment, Compensation, Discipline, Performance or Dismissal of a Specific Employee or Employees of the Village and Pending Litigation.*

**It was moved, to recess to Executive Session. The motion carried by the following vote:**

**Aye:** 6 - Gron, Giagnorio, Wilson, Breen, Fitzpatrick and Ware

## XII. Reconvene

**XIII. Roll Call****XIV. Ordinances on First Reading (Waiver of First Requested)**

- A. **Salary Ordinance**  
Approving rates of pay for Village employees.

**XV. Executive Session****XVI. Reconvene**

*The recessed regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, June 2, 2011 in the Board Room of the Lombard Village Hall was called to order by Village President William Mueller at 10:08 pm. Upon roll call by Village Clerk O'Brien, the following were:*

**XVII. Roll Call**

**Present:** Village President William J. Mueller, Village Clerk Brigitte O'Brien, Trustee Greg Gron, Trustee Keith Giagnorio, Trustee Zachary Wilson, Trustee Peter Breen, Trustee Laura Fitzpatrick and Trustee Bill Ware

**XVIII. Adjournment**

*The regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, June 2, 2011 in the Board Room of the Lombard Village Hall was adjourned at 10:09 pm.*