

# **Village of Lombard**

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



## **Meeting Agenda**

**Thursday, October 3, 2019**

**7:00 PM**

**Revised October 1, 2019**

**Village Hall Board Room**

## **Village Board of Trustees**

*Village President Keith Giagnorio*

*Village Clerk Sharon Kuderna*

*Trustees: Dan Whittington, District One; Anthony Puccio District Two;*

*Reid Foltyniewicz, District Three; Andrew Honig, District Four;*

*Dan Militello, District Five; and Bill Ware, District Six*

## I. Call to Order and Pledge of Allegiance

## II. Roll Call

## III. Public Hearings

## IV. Public Participation

[190416](#) Proclamation - Fire Prevention Week 2019

## V. Approval of Minutes

*Minutes of the Regular Meeting of September 19, 2019*

*Minutes of the Special Meeting of August 26, 2019*

## VI. Committee Reports

Community Promotion & Tourism - Trustee Andrew Honig, Chairperson

Community Relations Committee - Trustee Dan Militello, Chairperson

Economic/Community Development Committee - Trustee Anthony Puccio, Chairperson

Finance & Administration Committee, Trustee Reid Foltyniewicz, Chairperson

Public Safety & Transportation Committee - Trustee Dan Whittington, Chairperson

Public Works & Environmental Concerns Committee - Trustee Bill Ware, Chairperson

Board of Local Improvements - Trustee Bill Ware, President

Lombard Historic Preservation Commission - Village Clerk Sharon Kuderna

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

## VIII. Consent Agenda

### Payroll/Accounts Payable

- A. [190404](#) Approval of Village Payroll  
For the period ending September 14, 2019 in the amount of \$896,850.63.
- B. [190405](#) Approval of Accounts Payable  
For the period ending September 20, 2019 in the amount of

\$1,144,122.18.

C. [190413](#)

**Approval of Accounts Payable**

For the period ending September 27, 2019 in the amount of \$361,110.96.

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

D. [190241](#)

**Ordinances Amending the Lombard Village Code-Title 5, Chapter 51, Section 51.10 in Regard to Water Meters and Title 5, Chapter 50, Section 50.114 in Regard to Water Rates**

Two (2) Ordinances Amending Title 5, of the Lombard Village Code in Regard to Adding an Administration Service Charge of \$35.00 per Billing Period for Customers That Choose to Opt-out of Having the Required Remote Water Meter Reading Device.

1. AN ORDINANCE AMENDING TITLE 5, CHAPTER 51, SECTION 51.10 OF THE LOMBARD VILLAGE CODE IN REGARD TO WATER METERS Effective January 1, 2020, this ordinance amends Section 51.10(C) to remove the name of the water meter manufacturer and adds a new Section 51.10(G) to establish a flat fee of \$35.00 per billing period fee for customers that choose to opt-out of having the required remote water meter reading device installed.

2. AN ORDINANCE ADDING TITLE 5, CHAPTER 50, SECTION 50.114 OF THE LOMBARD VILLAGE CODE IN REGARD TO WATER RATES Effective January 1, 2020, this ordinance adds a new Section 50.114(E) to establish a flat fee of \$35.00 per billing period as an administrative service charge to cover the Village's administrative expenses relating to providing for manual water meter reading and manual entry of water consumption for billing purposes, subject to a medical reasons fee waiver provision.

The Public Works & Environmental Committee unanimously recommended to the Village Board approval of the attached Ordinances on waiver of first reading.

**Legislative History**

6/11/19

Public Works &  
Environmental Concerns

recommend to the Board of Trustees for  
Approval

**Other Ordinances on First Reading**

**Ordinances on Second Reading**

**Resolutions**

**Other Matters**

E. [190401](#) **Street Lighting LED Replacement Project**  
 Request for a waiver of bids and award of a contract to Graybar Electric in the amount of \$54,272.00. Graybar Electric is the contractor that submitted the winning bid to U.S. Communities Government Purchasing Alliance for electrical supplies and fixtures. (DISTRICTS #2, #3, #4, & #5)

F. [190402](#) **Motion to Accept and File with the Village Clerk the 2018 Comprehensive Annual Financial Report (CAFR), Management Letter, Current Recommendation and Audit Finding with Corrective Action Plan**  
 The Finance and Administration Committee voted unanimously to recommend that the Village Board accept and place on file with the Village Clerk the FYE 2018 Comprehensive Annual Financial Report and Management Letter.

Legislative History

9/23/19	Finance & Administration Committee	recommended to the Board of Trustees for approval
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**IX. Items for Separate Action**

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

A. [190289](#) **ZBA 19-05: 244 E St. Charles Road**  
 The petitioner requests that the Village approve zoning variations from Section 155.205(A)(2)(c)(ii) of the Lombard Village Code for a fence of up to eight (8) feet, where a maximum of four (4) feet in height is permitted in the rear front yard of a through lot in the B2 General Neighborhood Shopping District. As this item received no recommendation from the Zoning Board of Appeals (ZBA) an Ordinance approving the variation requires a two-thirds vote of the Trustees (4 of the 6 Trustees). (DISTRICT #4)

Legislative History

7/24/19	Zoning Board of Appeals	motion
8/15/19	Village Board of Trustees	continued
9/5/19	Village Board of Trustees	continued
9/19/19	Village Board of Trustees	continued

B. [190315](#)**PC 19-19: An Ordinance Amending Title XV., Chapter 155 of the Lombard Village Code in Regard to the Zoning Regulations Applicable to Cannabis Business Establishments**

A recommendation from the Plan Commission to approve amendments to the following Sections of Village Code, and other relevant sections for clarity, as amended by the direction of the Village Board on September 19, 2019:

1. Amend Section 155.412(B) of the Village Code to add “Cannabis Dispensing Facility operated in strict compliance with State law applicable thereto” to the list of permitted uses in the O Office District; also delete Section 155.412 (C)(9) which established medical cannabis dispensing organization as a conditional use in the O Office District;
2. Amend Section 155.413(C) of the Village Code to add “Cannabis Dispensing Facility operated in strict compliance with State law applicable thereto” to the list of conditional uses in the B1 Limited Neighborhood Shopping District;
3. Amend Section 155.414(C) of the Village Code to add “Cannabis Dispensing Facility operated in strict compliance with State law applicable thereto” to the list of conditional uses in the B2 General Neighborhood Shopping District;
4. Amend Section 155.415(C) of the Village Code to add “Cannabis Dispensing Facility operated in strict compliance with State law applicable thereto” to the list of conditional uses in the B3 Community Shopping District;
5. Amend Section 155.416(C) of the Village Code to add “Cannabis Dispensing Facility operated in strict compliance with State law applicable thereto” to the list of conditional uses in the B4 Corridor Commercial Shopping District;
6. Amend Section 155.417(G)(1)(a) of the Village Code to add “Cannabis Dispensing Facility operated in strict compliance with State law applicable thereto” to the list of permitted uses in the B4A Roosevelt Road Corridor District;
7. Amend Section 155.418(C) of the Village Code to add “Cannabis Dispensing Facility operated in strict compliance with State law applicable thereto” to the list of conditional uses in the B5 Central Business District);
8. Amend Section 155.419(C) of the Village Code to add “Cannabis Dispensing Facility operated in strict compliance with State law applicable thereto” to the list of conditional uses in the B5A Downtown Perimeter District
9. Amend Section 155.420(B) of the Village Code to add “Cannabis Dispensing Facility operated in strict compliance with State law applicable thereto” to the list of permitted uses in the I Limited Industrial District;

- 10. Delete the definition for Medical Cannabis Dispensing Organization in Section 155.802 of the Village Code and add a definition of Cannabis Dispensing Facility in Section 155.802 of the Village Code;
- 11. Amend the definition for Smoking Establishment in Section 155.802 to delete the word “medical,” thereby prohibiting all types of cannabis in a Smoking Establishment; and
- 12. Create a new Section 155.225 of the Village Code: Cannabis Establishments:
  - a. Specifically excluding cultivation centers, craft growers, infuser organizations, processing organizations and transporting organizations as a permitted or a conditional uses in all zoning districts;
  - b. Specifically precluding on-site consumption of cannabis as part of any permitted or conditional land use activity.  
(DISTRICTS - ALL)

**Legislative History**

7/31/19	Special Meeting Board of Trustees	discussed
8/29/19	Plan Commission	recommended to the Corporate Authorities for approval
9/19/19	Village Board of Trustees	continued

**Other Ordinances on First Reading**

**Ordinances on Second Reading**

- C. [190394](#)      **BOT 19-01: Annexation Agreement - 600 W Pleasant Lane**  
 An Ordinance approving an annexation agreement. The annexation agreement provides for annexation to the Village of Lombard and a map amendment (rezoning) from the R0 Single-Family Residence District to the R3 Attached Single-Family Residence District. Upon annexation, the petitioner intends to demolish the current structure and build five (5) buildings each with four (4) units for a total of twenty (20) townhomes. This matter requires a two-thirds (2/3rds) vote of the Corporate Authorities (5 of 7). (DISTRICT #1)

**Legislative History**

9/19/19	Village Board of Trustees	passed on first reading
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- D. [190317](#)      **PC 19-07: Annexation, Map Amendment (Rezoning) and Approval of Major Plat of Subdivision - 600 W. Pleasant Lane**  
 A recommendation from the Plan Commission to approve:
  - 1. An Ordinance annexing the subject property in to the Village of Lombard
  - 2. An Ordinance approving a map amendment to rezone the property from the R-0 Single Family Residence District to the R-3 Attached Single Family Residence District
  - 3. An Ordinance approving a Major Plat of Subdivision (DISTRICT #1)

Legislative History

8/19/19	Plan Commission	recommend to the Corporate Authorities for approval with conditions
9/19/19	Village Board of Trustees	passed on first reading

E. [190397](#)**An Ordinance Amending Title IX., Chapter 98 Of The Lombard Village Code In Regard To The Imposition Of A Municipal Cannabis Retailers' Occupation Tax**

Ordinance imposing a three percent (3%) Municipal Cannabis Retailers' Occupation Tax, effective January 1, 2020, on the sale of cannabis at retail, as directed by the Village Board at the cannabis workshop held on July 31, 2019.

Legislative History

9/19/19	Village Board of Trustees	passed on first reading
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**Resolutions****Other Matters****X. Agenda Items for Discussion****XI. Executive Session****XII. Reconvene****XIII. Adjournment**