

# **Village of Lombard**

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



## **Meeting Minutes**

**Thursday, February 17, 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; Dana Moreau, 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 7:34 pm Thursday, February 17, 2011 in the Board Room of the Lombard Village Hall. Village Clerk Brigitte O'Brien led the Pledge of Allegiance.*

## II. Roll Call

[Play Video](#)

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

*Staff Present:*

*Village Manager David Hulseberg*

*Director of Finance Tim Sexton*

*Director of Community Development Bill Heniff*

*Director of Public Works Carl Goldsmith*

*Chief of Police Ray Byrne*

*Fire Chief Mike Torrence*

*Executive Coordinator Carol Bauer*

## III. Public Hearings

*None*

## IV. Public Participation

[Play Video](#)

[110036](#)

**Excellence in Cardiac Care Award to be presented to Police & Fire Personnel**

[Play Video](#)

*Fire Chief Mike Torrence spoke about opportunities to do great things and how this is one of those instances. He asked Lieutenant Paul DiRienzo to come to the front. Fire Lieutenant Paul DiRienzo stated that at about 8:15 am on December 6, 2010 the Police Department and Fire Department received a call of a person who had fallen at the Glass Court. Upon arrival of the first police officer, it was reported that a male victim was unconscious and in full cardiac arrest. CPR had already been started by someone who was at the Glass Court. The Police officers took over CPR. The police officers also used an AED from one of the squad cars and defibbed the patient. The Fire Department arrived and defibbed the patient twice and proceed to do advanced life support to the patient. Within 60 minutes of the call, the patient was being treated in a cardiac lab at the hospital. Paul called up Robert Bianco. He spoke of the bystander at Glass Court indicating he had not done CPR in 15 years, but rushed to the aid of this stricken person. He talked about learning CPR and, like riding a bike, it comes back to you. He spoke of the fact that without that initial CPR and the continued CPR of the police officers who arrived on the scene, that the outcome of this call may not have been as positive. He called Officers Scott Klecka, Joe Wagner and Scott Frieling to the front and presented them with the Excellence in Cardiac Care Award and congratulated them for their outstanding work in helping to save a life. He then proceeded to call up the firefighter/paramedics Lt. Brian Stuart, Anthony Goodman, Paul Jakusz, Alex Johnson,*

Anthony Sally, Joseph Shark, and EMT Scott Marshall. Each were presented with the Excellence in Cardiac Care Award and congratulated. Lt. DiRienzo also noted that Robert Bianco had suffered a fracture to his 3rd and 4th cervical spine in the original fall and that due to the extreme caution and care given the patient, not only did Robert Bianco survive his heart attack, but no additional damage was caused to this injury. He spoke of the importance of the squad cars carrying the AED's and this has been demonstrated on several occasions.

**110037**[Play Video](#)**Good Neighbor Award - John Adam**

Lt. DiRienzo stated CPR works and stated that Robert Bianco is an example of that. He spoke again about the call received about 8:15 am on December 6, 2010 at the Glass Court. A male victim was in full cardiac arrest. Someone asked if anyone knew CPR. John Adam had just walked into the Glass Court with his gym bag over his shoulder. Even though he had not practiced CPR in over 15 years, he came to the rescue. John Adam was presented with the Good Neighbor Award for his actions on December 6th and for performing CPR to help save a life.

Chief Torrence indicated this is why he is proud to live in the Village of Lombard and work for the Village and indicated he is proud to thank John Adam for coming to the aid of someone in need.

President Mueller thanked John Adam, the police officers and firefighters who all responded. He talked about having the best police and fire departments in the area. He talked about how lucky the residents in Lombard are because of the great services provided by both police and fire. He talked about the great equipment and techniques that have been provided for use by police and fire personnel. He talked about the Village Board making a decision to purchase the AED equipment for police cars and how this investment has paid off. He stated many communities do not have AED's in their squad cars.

**V. Approval of Minutes**[Play Video](#)

It was moved by Trustee Giagnorio, seconded by Trustee Ware, to approve minutes of the regular meeting of February 3, 2011 The motion carried by the following vote:

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

**VI. Committee Reports****Community Relations Committee - Trustee Laura Fitzpatrick, Chairperson**[Play Video](#)

Trustee Laura Fitzpatrick, Chairperson of the Community Relations Committee, reported the committee had met. The committee discussed the 2011 Senior Fair and have decided on October 5 as the date of the event. The committee reviewed the Downtown Revitalization Project Guidebook and provided feedback. She indicated two awards were approved and will come to the next Village Board meeting. The next meeting is scheduled for March 14.

**Economic/Community Development Committee - Trustee Bill Ware, Chairperson**[Play Video](#)

Trustee Bill Ware, Chairperson of the Economic and Community Development

*Committee, reported the committee had met. Representatives from Lombard Town Centre gave a presentation on their 6-month status. The committee discussed resale shops and allowing them in the Downtown Retail Grant Program. The committee discussed the Village-wide Economic Development Plan update. The committee received a TIF Fund update and projections to 2012. He indicated revenues are down. The next meeting is scheduled for April 6.*

#### **Environmental Concerns Committee - Trustee Dana Moreau, Chairperson**

[Play Video](#)

*Trustee Dana Moreau, Chairperson of the Environmental Concerns Committee, reported the committee had not met. The next meeting is scheduled for February 22.*

#### **Finance Committee - Trustee Zachary Wilson, Chairperson**

[Play Video](#)

*Trustee Zach Wilson, Chairperson of the Finance Committee, reported the committee had not met. A joint meeting with the Finance Committee and Village Board was held on February 9. The next meeting is scheduled for March 1.*

#### **Public Works Committee - Trustee Greg Gron, Chairperson**

[Play Video](#)

*Trustee Greg Gron, Chairperson of the Public Works Committee, reported the committee had not met. The next meeting is scheduled for March 8.*

#### **Transportation & Safety Committee - Trustee Keith Giagnorio, Chairperson**

[Play Video](#)

*Trustee Keith Giagnorio, Chairperson of the Transportation and Safety Committee, reported the committee not met. The next meeting is scheduled for March 7. He asked residents to make sure that sewer grates are kept clear of debris with the melting snow. This will help alleviate flooding and back-ups.*

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

[Play Video](#)

*Trustee Greg Gron, President of the Board of Local Improvements, reported the board had not met. The next meeting is scheduled for March 10.*

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

[Play Video](#)

*President William Mueller, Chairperson of the Community Promotion and Tourism Committee, reported the committee had not met.*

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

[Play Video](#)

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

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

[Play Video](#)

*Village Manager David Hulseberg stated he had no report.  
Village President William Mueller stated that committees usually meet once a month.  
He talked about how items are discussed at the committee level and recommendations*

brought forward. Meetings usually last 1.5 hours or so. He invited residents to attend meetings. He thanked the residents and Village Board members who serve on the committees.

Trustee Moreau reminded residents that there was a Village election coming up and that often times means openings on committees. She encouraged residents to complete a form and serve on a committee.

## VIII. Consent Agenda

[Play Video](#)

### Payroll/Accounts Payable

- A. [110027](#)      **Approval of Village Payroll**  
For the period ending January 29, 2011 in the amount of \$894,647.96.

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

- B. [110028](#)      **Approval of Accounts Payable**  
For the period ending February 4, 2011 in the amount of \$530,956.63.

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

- C. [110042](#)      **Approval of Accounts Payable**  
For the period ending February 11, 2011 in the amount of \$269,116.47.

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

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

- D. [100745](#)      **PC 11-01: 455 and 477 E. Butterfield Road**  
Requests that the Village take the following actions on the subject property located within the O Office District:
1. A variation from Section 155.602 (C), table 6.3 of the Lombard Zoning Ordinance, to reduce the required number of parking spaces for a sit down restaurant.
  2. A variation from section 155.412 (F) of the Lombard Zoning Ordinance to reduce the required front yard setback.
  3. A conditional use, per Section 155.412 (C) (9), for off-site parking.
  4. An amendment to Ordinances 5917 and 6162 for a new conditional use, per Section 155.412 (C) (15), for a restaurant establishment. (DISTRICT #3)

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

**Enactment No:** Ordinance 6582

### Other Ordinances on First Reading

- E. [090025](#)      **ZBA 03-27: 25 E. North Avenue**  
Granting a further time extension of Ordinances 5423, 5605, 5809, 5995, 6147, 6303 and 6443 relative to further extending the time period in which to start construction until December 31, 2012. (DISTRICT #4)
- This Matter was passed on first reading on the Consent Agenda.**
- Enactment No:** Ordinance 6584
- \*E1. [110041](#)      **Text Amendments Regarding Dumpsters and the Village Service Fee**  
Authorizing an amendment to the Village Code modifying the requirement to keep dumpsters from public view and to increase the Village Service Fee. (DISTRICTS - ALL)
- This Matter was passed on first reading on the Consent Agenda.**
- Enactment No:** Ordinance 6588
- F. [100747](#)      **PC 11-02: Text Amendments to the Lombard Subdivision and Development Ordinance**  
The Village of Lombard requests an amendment to Section 154.703 (and any other relevant sections for clarity) of the Subdivision and Development Ordinance relative to plats of subdivision. (DISTRICTS - ALL)
- This Matter was passed on first reading on the Consent Agenda.**
- Enactment No:** Ordinance 6585
- G. [110033](#)      **Liquor License Amendment - DMK Burger Bar, 2370 S. Fountain Square Drive**  
Amending Title 11, Chapter 112 of the Village Code reflecting an increase in the Class A/B III liquor license category. (DISTRICT #3)
- This Matter was passed on first reading on the Consent Agenda.**
- Enactment No:** Ordinance 6586
- H. [110034](#)      **Liquor License Amendment - Harmony Fresh Farms, 330 W. Roosevelt Road**  
Amending Title 11, Chapter 112 of the Village Code reflecting an increase in the Class G liquor license category. (DISTRICT #2)
- This Matter was passed on first reading on the Consent Agenda.**
- Enactment No:** Ordinance 6587

### **Ordinances on Second Reading**

- I. [100744](#)      **Liquor License Amendment - Ed Debevic's, 157 Yorktown**  
Amending Title 11, Chapter 112 of the Village Code reflecting a decrease in the Class A/B III liquor license category due to the closure of Yorktown Ed's LLC. (DISTRICT #3)

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

**Enactment No:** Ordinance 6583

## Resolutions

- J. [100258](#) **Madison Street/Illinois Route 53 Intersection Improvements, Design Engineering**  
Approving a contract with Christopher B. Burke Engineering in the amount of \$144,768.96. (Unincorporated)
- This Matter was adopted on the Consent Agenda.**
- Enactment No:** Resolution 73-11
- K. [100749](#) **DuPage County Case Z10-074: 1620 S. Highland Avenue**  
Resolution of Objection to a request for a conditional use to build a religious institution on the property located at 1620 S. Highland Avenue. (UNINCORPORATED)
- This Matter was adopted on the Consent Agenda.**
- Enactment No:** Resolution 74-11
- L. [110038](#) **Madison Street/Illinois Rt. 53 Intersection Improvements, Design Engineering MFT Resolution**  
Authorizing the use of Motor Fuel Tax funds in the amount of \$353,000.00 to be allocated for design engineering. (Unincorporated)
- This Matter was adopted on the Consent Agenda.**
- Enactment No:** Resolution 75-11
- M. [110040](#) **Signatories on Village Accounts**  
Regarding the designation of signatories on Village accounts due to the appointment of Jamie Cunningham as Assistant Finance Director.
- This Matter was adopted on the Consent Agenda.**
- Enactment No:** Resolution 76-11
- \*N. Text Amendments Regarding Dumpsters and the Village Service Fees (Moved to VIII-E1)
- O. [110043](#) **Appropriate Depositories for Village Funds**  
Resolution designating certain banks, investment brokers and municipal investment pools as approved depositories for Village funds and to designate agents to be used by the Director of Finance for Village Investments.
- This Matter was adopted on the Consent Agenda.**

**Enactment No:** Resolution 77-11

- P. [110047](#) **FY 2011 Sidewalk Snow and Ice Removal Change Order No. 1**  
Reflecting an increase of \$45,000.00 to the contract with Beverly Snow & Ice, Inc. to cover the costs incurred for the snow and ice removal of various sidewalks within the Village. (DISTRICTS - ALL)

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

**Enactment No:** Resolution 78-11

### **Other Matters**

- Q. [110039](#) **930 E. Roosevelt Road (Shell Oil Company)**  
Request to authorize the Village Manager to enter into an Agreement to Reimburse Costs with Shell Oil Company relative to a Highway Authority Agreement. (DISTRICT #6)

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

- \*R. [110050](#) **Settlement Agreement**  
Request for authorization to sign a Settlement Agreement in the amount of \$40,000 for the Felper v Village of Lombard law suit.

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

### **Passed The Consent Agenda**

**It was moved by Trustee Moreau, seconded by Trustee Gron, to approve the Consent Agenda. This approval includes suspension of the rules, waive first reading and pass on second reading, waive competitive bidding and award contracts, approve and adopt resolutions as needed for the preceding items as read by the Clerk on the Consent Agenda.**

**The motion carried by the following vote:**

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

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

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

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

### **Ordinances on Second Reading**



## Resolutions

## Other Matters

## X. Agenda Items for Discussion

## XI. Executive Session

### [Play Video](#)

*The regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, February 17, 2011 in the Board Room of the Lombard Village Hall was recessed to Executive Session for the purpose of discussion of the appointment, employment, compensation, discipline, performance or dismissal of a specific employee or employees of the Village at 8:05 pm.*

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

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

## XII. Reconvene

*The recessed regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, February 17, 2011 in the Board Room of the Lombard Village Hall was reconvened at 9:22 pm. Upon roll call by Village Clerk O'Brien, the following were:*

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

## XIII. Adjournment

*The regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, February 17, 2011 in the Board Room of the Lombard Village Hall was adjourned at 9:23 pm.*

**It was moved by Trustee Moreau, seconded by Trustee Giagnorio, adjourn. The motion carried by the following vote:**

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