

# Village of Lombard

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



## Minutes

**Thursday, March 5, 2015**

**7:30 PM**

**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; Bill Johnston, District Four;*

*Robyn Pike, District Five; and Bill Ware, 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, March 5, 2015 in the Board Room of the Lombard Village Hall was called to order by Village President Keith Giagnorio at 7:30 p.m. Acting Village Clerk Janet Downer led the Pledge of Allegiance.

## II. Roll Call

- 6 - Keith Giagnorio, Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Bill Johnston, and Bill Ware
- 1 - Sharon Kuderna

Staff Present:  
Village Manager Scott Niehaus  
Assistant Director of Finance Jamie Cunningham  
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  
Communications Coordinator Avis Meade  
Executive Coordinator Carol Bauer

Village President Keith Giagnorio wished his wife Angela a very happy birthday.

## III. Public Hearings

## IV. Public Participation

[150099](#)

### Recognition of Former Village Trustee Peter Breen

Village President Keith Giagnorio called Peter Breen and his wife Margie to the front. Keith thanked Peter for his service to the community, the Village Board and for serving as Acting Village President. Keith presented Peter with a parting gift and presented Margie with a bouquet of roses. Peter Breen thanked the Village and the community.

[150100](#)**Presentation - State Representative Peter Breen**

State Representative Peter Breen provided an updated on matters in Springfield. He spoke of the Governor giving his Budget Address a few weeks ago noting the State was \$1.6 billion in debt, but being a business man, he was looking at ways to turn that around and not continue to sustain government bureaucracy. He indicated the State has \$1.6 billion in reserves and the Governor is looking to take that money, not have to borrow money or go further in debt, and pay off the debt. This proposal has not as yet been agreed to by all of the legislators. He wants to increase spending on infrastructure and schools and will look to seek reform to make things better. He stressed the need to stop "back room deals" and "conflicts of interest". He felt that the Governor was working to resolve the deficit. He spoke of the proposed cutting of funds to municipalities and how cuts have affected day care facilities and prisons. Peter Breen then congratulated Bill Johnston, who had been sworn in as the District #4 Trustee, and Robyn Pike, who was to be sworn in as the District #5 Trustee. He felt that serving on a municipal Board, such as the Lombard Village Board, was most important, as the Board governs all services to the municipality including, police, fire water and streets.

[150098](#)**Appointment - Trustee #5 Vacancy**

Motion approving Robyn Pike to fill the remainder of the Trustee District #5 term of office until May 2015.

**A motion was made by Trustee Mike Fugiel, seconded by Trustee Bill Ware, that Robyn Pike be appointed to fill the vacancy of Trustee in District #5. The motion carried by the following vote:**

**Aye:** 5 - Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Bill Johnston, and Bill Ware

**Roll Call**

- 7 - Keith Giagnorio, Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Bill Johnston, Robyn Pike, and Bill Ware
- 1 - Sharon Kuderna

**V. Approval of Minutes**

A motion was made by Trustee Dan Whittington, seconded by Trustee Bill Johnston, that the minutes of the regular meeting of February 19, 2015, be approved. The motion carried by the following vote:

**Aye:** 6 - Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Bill Johnston, Robyn Pike, and Bill Ware

## **VI. Committee Reports**

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

No report

### **Economic/Community Development Committee - Vacancy, Chairperson**

No report

### **Environmental Concerns Committee - Trustee Mike Fugiel, Chairperson**

No report

### **Finance Committee - Vacancy, Chairperson**

No report

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

No report

### **Transportation & Safety Committee - Trustee Reid Foltyniewicz, Chairperson**

No report

### **Board of Local Improvements - Trustee Bill Ware, President**

No report

### **Community Promotion & Tourism - Vacancy, Chairperson**

No report

### **Lombard Historical Commission**

No report

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

Village Manager Scott Niehaus introduced Avis Meade, the new

Communications Coordinator for the Village. He noted that a lilac was named after her great uncle. He indicated that a recent Facebook post relative to the Police Department's apprehension of suspects wanted in armed robberies had received 12,900 hits and spoke of the importance of using social media to alert residents.

Trustee Bill Ware spoke relative to an item on the Consent Agenda pertaining to wall signage and how the Village is working with business owners to allow greater flexibility relative to wall signage in an effort to help better advertise their places of business.

Trustee Dan Whittington announced that he will host a District #1 meeting on March 25 at 7pm at the Wine Cellar.

Trustee Robyn Pike introduced her family in the audience.

## VIII Consent Agenda

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### Payroll/Accounts Payable

- A.     [150087](#)     **Approval of Accounts Payable**  
For the period ending February 20, 2015 In the amount of \$445,386.49.  
**This Payroll/Accounts Payable was approved on the Consent Agenda**
- B.     [150096](#)     **Approval of Accounts Payable**  
For the period ending February 21, 2015 in the amount of \$755,986.59.  
**This Payroll/Accounts Payable was approved on the Consent Agenda**
- C.     [150097](#)     **Approval of Accounts Payable**  
For the period ending February 27, 2015 in the amount of \$747,000.17.  
**This Payroll/Accounts Payable was approved on the Consent Agenda**

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

- D.     [150009](#)     **Amendments to Section 97.005 of Village Code**  
Ordinance approving an amendment to Title IX, Chapter 97, Section 97.005 of the Lombard Village Code pertaining to the placement of dumpsters within the public right-of-way. (DISTRICTS - ALL)  
**This Ordinance was passed on first reading on the Consent Agenda**  
  
Enactment No: Ordinance 7049

- E.**     [150063](#)     **PC 15-02: Amending the Definition of Public Improvement**  
The Village of Lombard, is requesting the following text amendments to the Lombard Subdivision and Development Ordinance: An amendment to Section 154.703 (and any other relevant sections for clarity) of the Lombard Subdivision and Development Ordinance regarding the definition for “improvement, public.” (DISTRICTS - ALL)  
**This Ordinance was waived of first reading and passed on second reading with suspension of the rules on the Consent Agenda**  
Enactment No: Ordinance 7050
- F.**     [150064](#)     **PC 15-03: Text Amendments to the Sign Ordinance - Wall Signage**  
The Village of Lombard is requesting text amendments to the Sign Ordinance (Section 153 of the Code of Ordinances), as follows:  
    1. Sections 153.503(B)(12), 153.504(B)(16), 153.505(B)(19), 153.506(B)(18), 153.507(B)(11), 153.508(B)(19): amending the permitted number of wall signs;  
    2. Section 153.602: amending and supplementing the definition of sign, area of: wall/awning/canopy signs; and  
    3. Any requisite companion amendments and references for clarity. (DISTRICTS - ALL)  
**This Ordinance was waived of first reading and passed on second reading with suspension of the rules on the Consent Agenda**  
Enactment No: Ordinance 7051
- G.**     [150074](#)     **Ordinance Amending Title 11, Chapter 112, Section 112.13(A) of the Village Code - Alcoholic Beverages**  
Revising the Class "P" overlay liquor license category reflecting the non-renewal of the license issued to Miller's Ale House located at 455 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 7052
- \*H. This item has been removed from the agenda**
- I.**     [150082](#)     **2015 Salary Ordinance**  
Ordinance setting rates of pay for Village of Lombard employees.  
**This Ordinance was waived of first reading and passed on second reading with suspension of the rules on the Consent Agenda**  
Enactment No: Ordinance 7053

### Other Ordinances on First Reading

- J. [150079](#) **Amendments to Sections 35.5 and 152 of Village Code**  
Ordinance amending, Title III, Chapter 35 and Title XV, Chapter 152 of the Lombard Village Code in regard to Annexation Agreements.  
(DISTRICTS - ALL)

This Ordinance was passed on first reading on the Consent Agenda

### Ordinances on Second Reading

#### Resolutions

- K. [150077](#) **Civic Center Reservoir, Garfield and Westmore Lift Stations, Standby Generator Improvements, Change Order No. 1**  
Granting a time extension of 93 days to the contract with Genco Industries, Inc. (DISTRICTS #4 & #6)  
**This Resolution was adopted on the Consent Agenda**  
Enactment No: Resolution 14-15
- L. [150089](#) **Circle Avenue and Lombard Meadows Phase 2, Resident Engineering**  
Approving a contract with Baxter & Woodman, Inc. in an amount not to exceed \$419,695.00. (DISTRICT #6)  
**This Resolution was adopted on the Consent Agenda**  
Enactment No: R15-15
- M. [150091](#) **Resolution for Fiscal Year 2015 General Maintenance, MFT Section 15-00000-00-GM**  
Authorizing the use of MFT funds in the amount of \$935,000 for the Concrete Rehabilitation and Utility Cuts Patching programs, the purchase of salt from the Joint State Purchasing Program and over-time & part time wages. (DISTRICTS - ALL)  
**This Resolution was adopted on the Consent Agenda**  
Enactment No: Resolution 16-15
- N. [150094](#) **Boundary Agreement with the Village of Downers Grove**  
Authorizing the execution of a Boundary Agreement with the Village of Downers Grove. (DISTRICTS #2 & #3)  
**This Resolution was adopted on the Consent Agenda**  
Enactment No: R 17-15

#### Other Matters

- O. [150043](#) **FY2015 Crack Sealing Program**

Request for a waiver of bids and award of a contract to Denler, Inc. in the amount of \$124,790.00. Public Act 85-1295 does not apply. (DISTRICTS - ALL)

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

P. [150095](#)

**Fairview Lift Station Improvements**

Recommendation from staff to reject bids and a request for approval to negotiate with all three bidders. (DISTRICT #6)

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

Q. [150081](#)

**Circle Avenue and Lombard Meadows Phase 2**

Award of a contract to R.W. Dunteman Company, the lowest responsible bid of five (5) bidders, in the amount of \$4,174,808.34. Bid in compliance with Public Act 85-1295. (DISTRICT #6)

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

R. [150058](#)

**Execution of a Three (3) Year Extension to the Agreement with Prescient Development, Inc.**

Request authorizing the execution of a three (3) year extension to the agreement with Prescient Development, Inc. for technical support services in the amount of \$482,600.25.

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

S. [150092](#)

**Contract with Dynegy Energy Services**

Request to ratify a contract with Dynegy Energy Services for the provision of electrical energy for street lighting.

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

T. [150078](#)

**Re-appointments - Historical Commission**

Request for concurrence in the re-appointment of Tom Feters, Jack Jones, Eileen Mueller, Marcy Novak, Stephanie Zabela and Rita Schneider to the Historical Commission for four year terms of office through January 2019.

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

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

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

**Aye:** 6 - Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Bill Johnston, Robyn Pike, and Bill Ware

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

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



## Other Ordinances on First Reading

### Ordinances on Second Reading

- A. [150065](#)      **License Agreement with St. John's Lutheran Church and School**  
Approving a License Agreement between the Village of Lombard and St. John's Evangelical Lutheran Church for the use of parking spaces. (DISTRICT #1)

**A motion was made by Trustee Dan Whittington, seconded by Trustee Bill Johnston, that this Ordinance be passed on second reading. The motion carried by the following vote:**

**Aye:** 7 - Keith Giagnorio, Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Bill Johnston, Robyn Pike, and Bill Ware

Enactment No: Ordinance 7054

### Resolutions

### Other Matters

## X. Agenda Items for Discussion

## XI. Executive Session

**A motion was made by Trustee Dan Whittington, seconded by Trustee Bill Ware, that the regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, March 5, 2015 in the Board Room of the Lombard Village Hall be recessed to Executive Session at 8:03 p.m. for the purpose of discussion of Acquisition of Real Property. The motion carried by the following vote:**

**Aye:** 6 - Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Bill Johnston, Robyn Pike, and Bill Ware

## XII. Reconvene

## XIII Adjournment

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