

# Village of Lombard

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



## Minutes

**Thursday, September 5, 2013**

**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; Peter Breen, District Four;*

*Laura Fitzpatrick, 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, September 5, 2013 in the Board Room of the Lombard Village Hall was called to order by Village President Keith Giagnorio at 7:32 p.m. The Fire Department Honor Guard posted the Colors. Village Clerk Sharon Kuderna led the Pledge of Allegiance.

## II. Roll Call

8 - Keith Giagnorio, Sharon Kuderna, Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Peter Breen, Laura Fitzpatrick, and Bill Ware

Staff Present:  
Acting Village Manager Tim Sexton  
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  
Executive Coordinator Carol Bauer

## III. Public Hearings

## IV. Public Participation

Tom Masterson, 128 W. St. Charles Road, spoke with regard to the parking garages for the Park West Condominiums located at 128 W. St. Charles Road.

Bill Habel, 28600 Bella Vista Parkway, Warrenville Local 701 Member, spoke in support of the development of Ken Loch. He talked about the jobs that would be created from the development and the revenue from the sale of building materials and supplies. He felt this would be good for Lombard.

John Hallman, 270 E. Harrison, Local 701 Member, stated he supported the development of Ken Loch.

Marty Igoe, 524 S. Edson, Local 701 Member, stated he supported the development of Ken Loch.

Matt Komel, 524 S. Edson, Local 701 Member, stated he supported the development of Ken Loch.

James Reed, 275 N. Grace, Local 701 Member, stated he supported the development of Ken Loch.

[130429](#)**Swearing-in Ceremony - Lieutenant Joe Kielczynski, Firefighters Adam Kruckenberg and Jeremy White**

Fire Chief Paul DiRienzo called Joe Kielczynski, Adam Kruckenberg and Jeremy White to the front. He gave bios on each of the individuals.

Village Clerk Sharon Kuderna issued the Oath of Office swearing in Adam Kruckenberg and Jeremy White as Firefighters and then issued the Oath of Office to Joe Kielczynski swearing him in as Lieutenant. Each introduced family and friends and thanked the Village.

[130431](#)**Proclamation - Prairie Day**

Village Clerk Sharon Kuderna read the proclamation for Prairie Day. President Giagnorio presented the proclamation to Rose Roth and Cher Herlache, members of the Garden Club, and Mary Kneehouse from the Park District.

Rose Roth encouraged residents to attend the Prairie Day event.

President Giagnorio called for a few minute recess at 7:46 p.m. The meeting was called to order at 7:48 p.m. with all present.

**V. Approval of Minutes**

**A motion was made by Trustee Peter Breen, seconded by Trustee Dan Whittington, that the minutes of the regular meeting of the Board of Trustees of August 15, 2013 be approved. The motion carried by the following vote:**

**Aye:** 6 - Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Peter Breen, Laura Fitzpatrick, and Bill Ware

**VI. Committee Reports****Community Relations Committee - Trustee Dan Whittington, Chairperson**

No report

**Economic/Community Development Committee - Trustee Laura Fitzpatrick, Chairperson**

No report

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

Trustee Mike Fugiel, Chairperson of the Environmental Concerns Committee, reported the committee had met. He reminded residents of the Recycling Extravaganza scheduled for September 21st to be held at the Village complex and urged residents to check the Village website for materials that will be collected. He asked the Board members to assist at the event.

### **Finance Committee - Trustee Peter Breen, Chairperson**

Trustee Peter Breen, Chairperson of the Finance Committee, reported the committee had met. He noted that the committee is reviewing the department budgets just as the Village Board is doing and going through items line-by-line. He talked about the financial backgrounds of members and felt the members were very qualified. He reported the committee will meet on September 16th and September 23rd.

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

Trustee Bill Ware, Chairperson of the Public Works Committee, reported the committee had not met, but there would be a joint meeting of the Village Board and Public Works Committee on September 10th to review the CIP.

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

No report

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

No report

### **Community Promotion & Tourism - Trustee Laura Fitzpatrick, Chairperson**

No report

### **Lombard Historical Commission**

No report

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

Trustee Breen thanked the people who spoke during Public Participation.

Trustee Laura Fitzpatrick welcomed Finance Director Tim Sexton as the Acting Village Manager.

President Giagnorio encouraged residents to attend the 9-11 Ceremony to be held at Fire Station One on Wednesday, September 11 at 8:59 a.m. He also reminded residents of the We Remember 9-11 Blood Drive scheduled for September 11th at Yorktown and the Village Hall.

## VIII Consent Agenda

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**A motion was made by Trustee Peter Breen, seconded by Trustee Bill Ware, that Separate Action item X-A - 130228, an Ordinance Amending Title 7, Chapter 73, Section 73.09 of the Lombard Village Code Regarding Fines/Penalties be moved to the Consent Agenda with a waiver of first reading. The motion carried by the following vote:**

**Aye:** 6 - Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Peter Breen, Laura Fitzpatrick, and Bill Ware

**A motion was made by Trustee Peter Breen, seconded by Trustee Dan Whittington, that Separate Action item X-B, 130430, the Glenbard Fire Protection District discussion be removed from the agenda as no action was felt to be necessary at this time. The motion carried by the following vote:**

**Aye:** 6 - Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Peter Breen, Laura Fitzpatrick, and Bill Ware

**A motion was made by Trustee Peter Breen, seconded by Trustee Mike Fugiel, that Separate Action items X-C, 130432, the Administrative Policy with regard to Public Communications be moved to a workshop with a date to be determined and Separate Action item X-D, 130433, consideration of a Formal Local Tourism Grant Program be moved to a workshop prior to the September 19, 2013 Village Board meeting. The motion carried by the following vote:**

**Aye:** 6 - Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Peter Breen, Laura Fitzpatrick, and Bill Ware

**A motion was made by Trustee Laura Fitzpatrick, seconded by Trustee Reid Foltyniewicz, that Consent item EE, 130440 - Request for Event Funding -**

Lombard Town Centre Spooktacular be forwarded to the Economic & Community Development Committee for reiview. The motion carried by the following vote:

**Aye:** 6 - Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Peter Breen, Laura Fitzpatrick, and Bill Ware

### **Payroll/Accounts Payable**

- A. [130382](#) Approval of Accounts Payable**  
For the period ending August 9, 2013 in the amount of \$839,199.16.  
This Payroll/Accounts Payable was approved on the Consent Agenda
- B. [130399](#) Approval of Village Payroll**  
For the period ending August 10, 2013 in the amount of \$792,305.04.  
This Payroll/Accounts Payable was approved on the Consent Agenda
- C. [130400](#) Approval of Accounts Payable**  
For the period ending August 16, 2013 in the amount of \$967,350.02.  
This Payroll/Accounts Payable was approved on the Consent Agenda
- D. [130413](#) Approval of Accounts Payable**  
For the period ending August 23, 2013 in the amount of \$1,110,821.62.  
This Payroll/Accounts Payable was approved on the Consent Agenda

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

- E. [130392](#) PC 13-14: Text Amendments to the Zoning Ordinance - Limited Industrial Distribution Definitions**  
The Village of Lombard is proposing the following texts amendment to the Lombard Zoning Ordinance:
1. An amendment to Section 155.802 (and any other relevant sections for clarity) of the Lombard Zoning Ordinance regarding the definitions of "cartage and express facilities," "motor freight terminal," and "warehousing, storage, and distribution facilities" and add provisions for "distribution center," "truck terminal," and "warehouse"; and
  2. An amendment to Section 155.420 (B) and (C) the permitted or conditional use status of "cartage and express facilities," "motor freight terminal," and "warehousing, storage, and distribution facilities" and add provisions for "distribution center," "truck terminal," and "warehouse."
- (DISTRICTS #1, #3, and #4)
- This Ordinance was waived of first reading and passed on second reading with suspension of the rules on the Consent Agenda**
- Enactment No: Ordinance 6857

- F. [130391](#) **PC 13-12: 1111 N. Ridge Avenue**  
Requests that the Village grant a conditional use, pursuant to Section 155.420 (C) (6) of the Village of Lombard Zoning Ordinance, to allow for a Cartage and Express Facility (or Distribution Center as amended by PC 13-14) within the I Limited Industrial Zoning District. (DISTRICT #1)  
**This Ordinance was waived of first reading and passed on second reading with suspension of the rules on the Consent Agenda**  
Enactment No: Ordinance 6858
- G. [130420](#) **PC 12-19: 300 W. 22nd Street - Special Service Area #7**  
Ordinance establishing the Village of Lombard Special Service Area (SSA) Number 7. (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 6859
- H. [130421](#) **Ordinance Amending Title 11, Chapter 112, Section 112.13(A) of the Lombard Village Code in regard to Alcoholic Beverages**  
Reducing the Class A/B-II liquor license category by one (1) with regard to Holy Mackerel's located at 70 Yorktown. (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 6860
- I. [13042](#) **Amending Title 7, Chapter 73, Section 73.09 of the Lombard Village Code In Regard to Vehicular Regulation Violations**  
Approval of a 90-day temporary fine payment amnesty program.  
**This Ordinance was waived of first reading and passed on second reading with suspension of the rules on the Consent Agenda**  
Enactment No: Ordinance 6861
- \*I-2. [130439](#) **Amending Title 11, Chapter 112, Section 112.18 (Alcoholic Beverages) and Title 11, Chapter 110, Section 110.47(B) (Temporary Events) of the Lombard Village Code (Two Ordinances)**  
Ordinance providing for the sale and consumption of alcohol in connection with up to two temporary events at 11 and 16 S. Park Avenue and an ordinance providing for a single permit covering both events. (DISTRICT #1)  
**This Ordinance was waived of first reading and passed on second reading with suspension of the rules on the Consent Agenda**  
Enactment No: Ordinance 6862 & 6863

[130228](#)**Ordinance Amending Title 7, Chapter 73, Section 73.09 of the Lombard Village Code Regarding Fines/Penalties**

Unanimous recommendation from the Finance Committee to bring their original recommendation back to the Village Board, with Finance Committee to review by May 1, 2014, and look at the percentage of fines collected last year to the percentage of fines collected with the new fee schedule.

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

Enactment No: Ordinance 6867

**Other Ordinances on First Reading**J. [130284](#)**Fairfield North of 16th Street**

Recommendation from the Transportation & Safety Committee to implement No Parking on the east side of Fairfield Avenue.  
(DISTRICT #6)

**This Ordinance was passed on first reading on the Consent Agenda**

Enactment No: Ordinance 6869

K. [130419](#)**Title 11, Chapter 121, Section 121.03A.(2) - Number of Taxicab Business Licenses**

Amending Title 11, Chapter 121, Section 121.03A.(2) decreasing the number of Taxicab Business Licenses from twelve (12) to ten (10).

**This Ordinance was passed on first reading on the Consent Agenda**

Enactment No: Ordinance 6870

**Ordinances on Second Reading**L. [120596](#)**PC 12-19: 300 W. 22nd Street (Covington/Cove Landing Planned Development) (Continued from August 15, 2013)**

Requests the following actions be taken on the subject property, located within an R5 General Residence District Planned Development:

1. Pursuant to Section 155.504(A) (major changes in a planned development) and Section 155.511 (Site Plan Approvals for planned developments) of the Lombard Zoning Ordinance, amend the conditional use for the Covington/Cove Landing Planned Development, as established by Ordinance 1174 and as amended by Ordinances 1321, 1390, 2977 and 3183, to allow for the construction of an eighty (80) unit assisted living facility on the subject property, per the submitted plans.

2. Pursuant to Section 155.410 (C) of the Lombard Zoning Ordinance, grant a Conditional Use for an assisted living facility



(convalescent and nursing home). (DISTRICT #3)

**This Ordinance was passed on second reading on the Consent Agenda**

Enactment No: Ordinance 6864

M. [130366](#)

**Coin-Operated Amusement Devices - King's Hall, 1000 N. Rohlwing Road**

Amending Title 11, Chapter 110, Section 110.21(C) of the Village Code decreasing the number of Class A coin-operated amusement device licenses to no more than ten (10) licenses. (DISTRICT #1)

**This Ordinance was passed on second reading on the Consent Agenda**

Enactment No: Ordinance 6865

N. [130374](#)

**Title 11, Chapter 110, Section 110.08(B)(2) of the Lombard Village Code in regard to Billiard/Pool Halls**

Ordinance amending Title 11, Chapter 110, Section 110.08(B)(2) of the Lombard Village Code clarifying that if a business has more than two billiard and/or pool tables at one business location it will be known as a billiard/pool hall for licensing purposes only.

**This Ordinance was passed on second reading on the Consent Agenda**

Enactment No: Ordinance 6866

## Resolutions

O. [130351](#)

**Addition to the Financial Policies Regarding a Facility Fund Policy**

Staff is requesting approval of an addition to the Financial Policies to provide funding for facilities.

**This Resolution was adopted on the Consent Agenda**

Enactment No: Resolution 129-13

P. [130393](#)

**Maple Street Concrete Rehabilitation, IDOT Local Agency Agreement**

Authorizing an agreement specifying the financial stipulations between IDOT and the Village of Lombard. (DISTRICT #5)

**This Resolution was adopted on the Consent Agenda**

Enactment No: Resolution 130-13

Q. [130404](#)

**Finley Road Pavement Rehabilitation, Phase 2, Acquisition of Permanent Sidewalk Easement**

Authorizing the acquisition a permanent easement at the northeast corner of Maple Street and Finley Road to properly install ADA ramps and to accommodate traffic turning northbound from westbound Maple Street. (DISTRICT #1)

**This Resolution was adopted on the Consent Agenda**

Enactment No: Resolution 131-13

**R. [130415](#) **Membership to Intergovernmental Personnel Benefit Cooperative (IPBC)****

Resolution authorizing initial membership in the Intergovernmental Personnel Benefit Cooperative (IPBC).

**This Resolution was adopted on the Consent Agenda**

Enactment No: Resolution 132-13

**S. [130416](#) **Membership to Intergovernmental Personnel Benefit Cooperative (IPBC)****

Resolution authorizing membership in the Intergovernmental Personnel Benefit Cooperative (IPBC) beginning July 1, 2014 through June 30, 2017.

**This Resolution was adopted on the Consent Agenda**

Enactment No: Resolution 133-13

### **Other Matters**

**T. [130409](#) **Snow Removal Equipment Purchase****

Request for a waiver of bids and approval to purchase two wing plows from Monroe Truck Equipment in the amount of \$24,552.00. Public Act 85-1295 does not apply.

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

**U. [130422](#) **Yorktown Watermain at Buca Di Beppo****

Award of a contract to Unique Plumbing Company in the amount of \$116,641.51. Bid in compliance with Public Act 85-1295. (DISTRICT #3)

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

**V. [130423](#) **Course Aggregate Material****

Request for a waiver of bids and a one year extension of a contract with Koz Trucking, Inc. in the amount of \$30,000.00. Public Act 85-1295 does not apply. (DISTRICTS - ALL)

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

**W. [130424](#) **Rebuild Well #11 High Service Pumps & Motors****

Request for a waiver of bids and award a contract to Dreisilker Electric Motors, Inc. in an amount not to exceed \$21,480.00. Public Act 85-1295 does not apply. (DISTRICT #3)

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

- X.**     [130428](#)           **Computer Network Equipment Purchase**  
Request for a waiver of bids and award of a contract to CMS Communications for the purchase of network equipment in an amount not to exceed \$103,280.00. Public Act 85-1295 does not apply.  
**This Bid was approved on the Consent Agenda**
- Y.**     [130288](#)           **Water System Network Analysis**  
A recommendation from the Public Works Committee to accept the report and consider moving forward with similar modeling efforts in no more than ten (10) years. (DISTRICT ALL)  
**This Request was approved on the Consent Agenda**
- Z.**     [130405](#)           **Banner Request, Glenbard East High School**  
Request from Glenbard East High School to place temporary banners on Village owned properties for the promotion of their Glenbard East High School Booster Ram Run 2013 event from October 25, 2013 through November 25, 2013. (DISTRICT #6)  
**This Request was approved on the Consent Agenda**
- AA.**    [130417](#)           **Grant Request - 2013 Chamber Business Expo**  
Recommendation from the Community Promotion and Tourism Committee approving a grant in the amount of \$1,500 to the Lombard Chamber of Commerce for costs associated with advertising for the Business Expo.  
**This Request was approved on the Consent Agenda**
- BB.**    [130425](#)           **Motion Authorizing Execution of an Addendum to the Contract with Prescient Development, Inc.**  
Request for an amendment to the contract with Prescient in the amount of \$105,305.60 for filling the IT Manager position.  
**This Request was approved on the Consent Agenda**
- CC.**    [130426](#)           **Appointment of Acting Village Manager**  
Appointment of Timothy Sexton as Acting Village Manager with a temporary increase in pay of 15% until a permanent Village Manager is appointed.  
**This Request was approved on the Consent Agenda**
- DD.**    [130435](#)           **Appointment - Economic & Community Development Committee**  
Request for concurrence in the appointment of Andrea Harnden to the Economic & Community Development Committee to fill a vacancy created by the resignation of Brenda Gannon with a term to May 2015.  
**This Appointment was approved on the Consent Agenda**

## Approval of the Consent Agenda

A motion was made by Trustee Reid Foltyniewicz, seconded by Trustee Peter Breen, to Approve the Consent Agenda The motion carried by the following vote

**Aye:** 6 - Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Peter Breen, Laura Fitzpatrick, and Bill Ware

- \*EE. [130440](#) **Request for Event Funding - Lombard Town Centre Spooktacular Fall Festival**  
Request from Lombard Town Centre for funding in the amount of \$5,000 for the Spooktacular event to be held October 13. (DISTRICT #1)  
  
This item was referred to the Economic & Community Development Committee for review.

## 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

- A. [130228](#) **Ordinance Amending Title 7, Chapter 73, Section 73.09 of the Lombard Village Code Regarding Fines/Penalties**  
Unanimous recommendation from the Finance Committee to bring their original recommendation back to the Village Board, with Finance Committee to review by May 1, 2014, and look at the percentage of fines collected last year to the percentage of fines collected with the new fee schedule.  
  
This item was moved to the Consent Agenda as item I-3.  
  
Enactment No: Ordinance 6867
- B. [130430](#) **Glenbard Fire Protection District**  
Discussion regarding a request from the Glenbard Fire Protection District regarding service to areas contiguous to their Fire Protection

District.

There was no action taken on this item.

C. [130432](#)

**Administrative Policy - Public Communications**

Request of Trustee Foltyniewicz to review the Administrative Policy adopted May 5, 2011 and revised on May 19, 2011 and October 10, 2011 with regard to responding to anonymous questions.

**A motion was made by Trustee Peter Breen, seconded by Trustee Mike Fugiel, that this matter be scheduled for a workshop with a date to be determined. The motion carried by the following vote:**

**Aye:** 6 - Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Peter Breen, Laura Fitzpatrick, and Bill Ware

D. [130433](#)

**Consideration of a Formal Local Tourism Grant Program**

Recommendation from the Community Promotion & Tourism Committee setting forth guidelines for the administration of a formal funding program for local events that promote tourism and increase overnight hotel stays.

**A motion was made by Trustee Peter Breen, seconded by Trustee Mike Fugiel, that this matter be scheduled for a workshop prior to the September 19th Village Board meeting. The motion carried by the following vote:**

**Aye:** 6 - Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Peter Breen, Laura Fitzpatrick, and Bill Ware

## XI. Executive Session

**A motion was made by Trustee Bill Ware, seconded by Trustee Dan Whittington, that the regular meeting of the President and Board of Trustees of the Village of Lombard be recessed to Executive Session at 8:30 p.m. for the following discussion: Setting the Price for the Sale or Lease of Property Owned by the Village, The Acquisition of Real Property; and Information Regarding the Appointment, Employment, Compensation, Discipline, Performance or Dismissal of a Specific Employee or Specific Employees of the Village. The motion carried by the following vote:**

**Aye:** 6 - Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Peter Breen, Laura Fitzpatrick, and Bill Ware

## XII. Reconvene

The recessed regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, September 5, 2013 in the Board Room of the Lombard Village Hall was called to order by President Giagnorio at 9:59 p.m. Upon roll call by Village Clerk Sharon Kuderna, the following were:

- 7 - Keith Giagnorio, Sharon Kuderna, Dan Whittington, Mike Fugiel, Peter Breen, Laura Fitzpatrick, and Bill Ware
- 1 - Reid Foltyniewicz

## XIII Adjournment

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**A motion was made by Trustee Dan Whittington, seconded by Trustee Peter Breen, that the regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, September 5, 2013 in the Board Room of the Lombard Village Hall be adjourned at 10:00 p.m. The motion carried by the following vote:**

**Aye:** 5 - Dan Whittington, Mike Fugiel, Peter Breen, Laura Fitzpatrick, and Bill Ware

**Absent:** 1 - Reid Foltyniewicz