

Village of Lombard

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



Minutes

Thursday, April 3, 2014

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, April 3, 2014 in the Board Room of the Lombard Village Hall was called to order by Village President Keith Giagnorio at 7:31 p.m. Acting Village Clerk Janet Downer led the Pledge of Allegiance.

II. Roll Call

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

Staff Present:
Village Manager Scott Niehaus
Director of Finance Tim Sexton
Director of Community Development Bill Heniff
Assistant Director of Public Works Dave Gorman
Chief of Police Ray Byrne
Fire Chief Paul DiRienzo
Assistant Village Manager Nicole Aranas
Executive Coordinator Carol Bauer

III. Public Hearings

IV. Public Participation

[140131](#)

Presentation - ComEd External Affairs Manager George Gaulrapp on Smart Meters

Village Manager Scott Niehaus introduced George Gaulrapp from Commonwealth Edison. George Gaulrapp provided an overview of the Smart Meters program. He noted that the program has been accelerated and that Lombard residents will receive Smart Meters in the next few months. Residents will be alerted by mailings and doorhangers. He explained the benefits of Smart Meters and how ComEd will be alerted with regard to residences that are without power. Residents will also be able to budget times as to when they want to run high-usage appliances. He thanked the Village for assisting with the notification to residents with e-News blasts, etc.

[140128](#)**Proclamation - Building Safety Month**

Acting Village Clerk Janet Downer read the proclamation for Building Safety Month.

President Giagnorio presented the proclamation to Director of Community Development Bill Heniff, Building Official Keith Steiskal, BOBA member and builder Bob Mueller, and Fire Chief Paul DiRienzo. Bill Heniff thanked the Village Board. He urged residents, business owners and property owners to contact the Building Department with any building code questions.

V. Approval of Minutes

A motion was made by Trustee Mike Fugiel, seconded by Trustee Dan Whittington, that the minutes of the Regular Meeting of March 20, 2014 be approved. The motion carried by the following vote:

Aye: 5 - Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Peter Breen, and Laura Fitzpatrick

Absent: 1 - 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

No report

Finance Committee - Trustee Peter Breen, Chairperson

Peter Breen, Chairperson of the Finance Committee, reported the committee had met. The committee reviewed the extension of a banking contract with Wheaton Bank for an additional three years; reviewed the list of the parking ticket top violators who owe thousands of dollars; and reviewed changes to the financial reports that are distributed by the Village. The next meeting is scheduled for April 28, but that meeting may be changed.

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 - Trustee Laura Fitzpatrick, Chairperson

No report

Lombard Historical Commission

No report

VII. Village Manager/Village Board Comments

Trustee Whittington, Chairperson of the Community Relations Committee, thanked staff for their work with the Youth Leadership Program, which he felt would be a huge success.

Trustee Foltyniewicz invited residents to a date night on April 6th with a concert at the Maple Street Chapel; reminded residents of the Village Blood Drive on April 9th; and invited residents to the Easter Egg Hunt at the Commons Park at 10:30 am and to come early on April 19th.

President Giagnorio also reminded residents of the Blood Drive on April 9th.

VIII Consent Agenda

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Payroll/Accounts Payable

- A. [140118](#) **Approval of Accounts Payable**
For the period ending March 21, 2014 in the amount of \$1,145,299.27.

This Payroll/Accounts Payable was approved on the Consent Agenda

- B. [140129](#) **Approval of Village Payroll**
For the period ending March 22, 2014 in the amount of \$853,124.17.

This Payroll/Accounts Payable was approved on the Consent Agenda

- C. [140130](#) **Approval of Accounts Payable**
For the period ending March 28, 2014 in the amount of \$530,597.44.

This Payroll/Accounts Payable was approved on the Consent Agenda

Ordinances on First Reading (Waiver of First Requested)

- D. [140106](#) **PC 14-03: 628 E St. Charles Road**
Requests that the Village grant approval of a conditional use, pursuant to Section 155.420 (C) of the Village of Lombard Zoning Ordinance, to allow for Motor Vehicle Repair and Motor Vehicle Sales within the I Limited Industrial Zoning District. (DISTRICT #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 6933

Other Ordinances on First Reading

- E. [140092](#) **Text Amendments to the Building Code - Building Permit Fee Schedule**
Ordinance approving text amendments to the Title 15, Chapter 150, Section 141 of the Code of Lombard, Illinois. (DISTRICTS - ALL)

This Ordinance was passed on first reading on the Consent Agenda

- F. [140093](#) **Text Amendments to the Building Code - Patios**
Ordinance approving text amendments to the Title 15, Chapter 150, Sections 141 and 310 of the Code of Lombard, Illinois. (DISTRICTS - ALL)

This Ordinance was passed on first reading on the Consent Agenda

Ordinances on Second Reading

Resolutions

- G. [140094](#) **Lombard Meadows Phase 1, Water Main Easement**
Approving the acquisition of a permanent water main easement in Madison Meadows Park. (DISTRICT #6)

This Resolution was adopted on the Consent Agenda

Enactment No: R 15-14

- H. [140125](#) **Acquisition of Real Property - IDOT/Fairfield Avenue**
Authorizing the signature of the Village President on a letter of intent relative to a jurisdictional transfer of right-of-way from the Illinois Department of Transportation to the Village of Lombard. (DISTRICT #3)

This Resolution was adopted on the Consent Agenda

Enactment No: R 16-14

- I. [140126](#) **Lombard Meadows Phase II, Design Engineering Services**
Approving a contract with Civiltech Engineering, Inc. in an amount not to exceed \$199,535.00. (DISTRICT #6)

This Resolution was adopted on the Consent Agenda

Enactment No: R 17-14

Other Matters

- J. [140123](#) **Off-Season Bulk Salt Purchase for Road Salt FY2014**
Request for a waiver of bids and approval to purchase 5,000 tons of road salt at a cost of \$51.69 per ton. This purchase is in addition to the annual State of Illinois Joint Purchase bid. Public Act 85-1295 does not apply.

This Bid was approved on the Consent Agenda

- K. [140124](#) **Lift Station Generators**
Request for a waiver of bids and award of a contract to Cummins NPower in the amount of \$39,877.00 for the purchase of generators for two lift stations. Public Act 85-1295 does not apply. (DISTRICTS #4 & #6)

This Bid was approved on the Consent Agenda

- L. [140132](#) **Route 53 Stormwater Liftstation Emergency Pump and Motor Repairs**
Request for a waiver of bids and approval to pay Flolo Corporation \$89,299.25 for emergency pump repairs. Public Act 85-1295 does not apply. (DISTRICT #1)

This Bid was approved on the Consent Agenda

- M. [140121](#) **Banking Services Contract Extension**
Recommendation from the Finance Committee to request approval for a three (3) year extension with Wheaton Bank & Trust Company.

This Request was approved on the Consent Agenda

- N. [140122](#) **State Joint Purchasing Requisition for Rock Salt FY2014**
Request for approval to participate in the State Joint Purchasing Requisition for rock salt for Fiscal Year 2014.

This Request was approved on the Consent Agenda

- O. [140127](#) **Appointment - Community Promotion & Tourism Committee**
Request for concurrence in the appointment of Lori Solyom to the Community Promotion & Tourism Committee.

This Appointment was approved on the Consent Agenda

Approval of the Consent Agenda

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

Aye: 5 - Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Peter Breen, and Laura Fitzpatrick

Absent: 1 - Bill Ware

IX. Items for Separate Action

Ordinances on First Reading (Waiver of First Requested)

- *A-1. [140137](#) **Abatement of a Portion of the Tax Levy for the Fiscal Year Beginning January 1, 2013 and Ending December 31, 2013**
Providing for the abatement of a portion of the 2013 tax levy (\$74,427) in order to make the 2013 tax levy the same as 2012.

Village Manager Niehaus noted the Village Board had voted at the November 12, 2013 meeting to freeze the 2013 tax levy, but due to the County automatically adding an additional 1%, the Village would need to adopt an ordinance to reduce the tax levy so that it was consistent with Board direction.

Director of Finance Tim Sexton noted that the abatement ordinance that is on the agenda is needed in order to keep the amount of the final levy consistent with the Board's vote to not increase the tax levy. The amount that was levied for 2013 was the same amount as the final levy in 2012. However, the County adds approximately 1% for loss and costs onto the levy that is submitted. Therefore, the Village needs an abatement to reduce the original levy by \$74,427 so that when loss and costs are added, the final levy is the same amount as the 2012 levy. This is consistent with what the Board voted on in November, which was to freeze the tax levy.

A motion was made by Trustee Peter Breen, seconded by Trustee Dan Whittington, that the ordinance providing for the abatement of a portion of the tax levy for the Village of Lombard for the fiscal year beginning January 1, 2013 and ending December 31, 2013 be waived of first reading and passed on second reading with suspension of the rules. The motion carried by the following vote:

Aye: 4 - Dan Whittington, Reid Foltyniewicz, Peter Breen, and Laura Fitzpatrick

Nay: 1 - Mike Fugiel

Absent: 1 - Bill Ware

Enactment No: Ordinance 6934

Other Ordinances on First Reading

Ordinances on Second Reading

Resolutions

Other Matters

A. [140133](#)

Contract for the Provision of Electrical Energy for Municipal Aggregation

Staff and NIMEC will present bid options to the Village Board at the Board meeting that evening for their selection. The bids will contain several different options.

Village Manager Scott Niehaus reported that the Village's broker NIMEC had opened bids at 1:30 p.m. relative to electric aggregation providers. He noted the Village had participated in the electric aggregation program for the past two years and that residents had realized a savings from the program. After reviewing the bids, staff was recommending that the Village Board reject all bids as the ComEd rates were projected to be competitive, and were currently less than the bids that had been submitted. He indicated staff recommended going out to bid again in about mid to late-May. Staff was not suggesting locking in a rate that ComEd may beat. The current electric provider is First Energy and residents would continue to have First Energy as their provider. He noted that if no other company beats the bid, the Village would revert to ComEd as the provider. Residents may look at individually purchasing energy, for instance if they prefer to have green/clean energy. He advised that residents would continue to be updated with any new information.

A motion was made by Trustee Laura Fitzpatrick, seconded by Trustee Peter Breen, that the Village Board concur with staff's recommendation and reject all bids and look at re-bidding electric aggregation in about mid-May. The motion carried by the following vote:

Aye: 5 - Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Peter Breen, and Laura Fitzpatrick

Absent: 1 - Bill Ware

B. [140136](#)

Rescheduling of April 17, 2014 Village Board Meeting

Discussion of rescheduling the April 17th Village Board Meeting.

Village Manager Niehaus indicated that Thursday, April 17th would be a busy day. Due to the fact that it was Holy Thursday and to allow those who wish to participate in religious services, it was being suggested to change the Village Board meeting to a 4:00 p.m. start time. He noted that the Village would also be hosting the Glenbard Wastewater EOC meeting at 5:30 p.m. and the full Glenbard Wastewater Board meeting at 6:30 p.m. that evening.

The Village Board concurred.

Attorney Bayer indicated the meeting would be a rescheduled Village Board meeting due to the change in time.

X. Agenda Items for Discussion

XI. Executive Session

A motion was made by Trustee Mike Fugiel, seconded by Trustee Laura Fitzpatrick, that the regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, April 3, 2014 in the Board Room of the Lombard Village Hall be recessed to Executive Session at 8:02 p.m for the purpose of discussion of Collective Negotiating Matters. The motion carried by the following vote:

Aye: 5 - Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Peter Breen, and Laura Fitzpatrick

Absent: 1 - Bill Ware

XII. Reconvene

The recessed regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, April 3, 2014 in the Board Room of the Lombard Village Hall was called to order by Village President Keith Giagnorio at 8:38 p.m.

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

XIII Adjournment

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A motion was made by Trustee Dan Whittington, seconded by Trustee Mike Fugiel, that the regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, April 3, 2014 in the Board Room of the Lombard Village Hall be adjourned at 8:39 p.m. The motion carried by the following vote:

Aye: 5 - Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Peter Breen, and Laura Fitzpatrick

Absent: 1 - Bill Ware