

Village of Lombard

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



Minutes

Thursday, February 4, 2016

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, February 4, 2016 in the Board Room of the Lombard Village Hall was called to order by President Keith Giagnorio at 7:35 p.m. Trustee Bill Ware led the Pledge of Allegiance.

II. Roll Call

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

Village Manager Scott Niehaus
Director of Finance Tim Sexton
Director of Community Development Bill Heniff
Director of Public Works Carl Goldsmith
Chief of Police Ray Byrne
Fire Chief Paul DiRienzo
Administrative Coordinator Diane Miller

III. Public Hearings

IV. Public Participation

[160064](#)

Proclamation Recognizing Carol Bauer's 50 Years of Service with the Village of Lombard

Village Clerk Sharon Kuderna read a proclamation honoring Carol Bauer for her 50 years of service to the Village and the community. Roses were presented to Carol. Carol thanked the Village and the community.

V. Approval of Minutes

A motion was made by Trustee Mike Fugiel, seconded by Trustee Bill Johnston, that the minutes of the regular meeting of the President and Board of Trustees held on January 21, 2016 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 Promotion & Tourism - Trustee Mike Fugiel, Chairperson

No report

Community Relations Committee - Trustee Robyn Pike, Chairperson

No report

Economic/Community Development Committee - Trustee Bill Johnston, Chairperson

No report

Finance & Administration Committee, Trustee Reid Foltyniewicz, Chairperson

Trustee Reid Foltyniewicz, Chairperson of the Finance and Administration Committee, reported that the committee had met. The Committee is reviewing the budget bit by bit and will be looking at ways to minimize spending. The next meeting is scheduled for February 22nd and will focus on review of expenditures.

Public Safety & Transportation Committee - Trustee Dan Whittington, Chairperson

Trustee Mike Fugiel, Co-Chairperson of the Public Safety & Transportation Committee, reported that the Committee had met. The Committee reviewed a request for no parking signs on 16th Street at Finley across from Four Seasons Park,

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

No report

Board of Local Improvements - Trustee Bill Ware, President

No report

Lombard Historical Commission

No report

VII. Village Manager/Village Board Comments

Village Clerk Sharon Kuderna read a proclamation from York Township recognizing Carol Bauer for her 50 years of service to the

residents and the Village of Lombard.

VIII Consent Agenda

Payroll/Accounts Payable

- A. [160053](#) **Approval of Accounts Payable**
For the period ending January 22, 2016 in the amount of \$436,683.90.
This Payroll/Accounts Payable was approved on the Consent Agenda
- B. [160062](#) **Approval of Village Payroll**
For the period ending January 23, 2016 in the amount of \$836,430.90.
This Payroll/Accounts Payable was approved on the Consent Agenda
- C. [160063](#) **Approval of Accounts Payable**
For the period ending January 29, 2016 in the amount of \$912,137.14.
This Payroll/Accounts Payable was approved on the Consent Agenda

Ordinances on First Reading (Waiver of First Requested)

- D. [160036](#) **PC 16-01: 1060 E. Roosevelt Road - Discount Tire Expansion**
Requests that the Village take the following actions regarding the expansion of an existing conditional use and various other site improvements for the subject property located in the B4A Roosevelt Road Corridor District:
 1. Amendments to Ordinance No. 5728 and 6949 which granted a conditional use approval, pursuant to Section 155.415 (C) of the Zoning Ordinance, for an automobile repair establishment and a companion building expansion; and
 2. An amendment to Ordinance No. 6396 which granted a conditional use approval, pursuant to Section 155.417 (G)(2)(a) (4) of the Zoning Ordinance, for outdoor display and sales of products. (DISTRICT #6)

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

Enactment No: Ordinance 7178

E. **PC 16-02; 610 S. Main Street (Moved to Separate Action IX-A)**

- F. [160050](#) **Waste Collection and Disposal Ordinance for Annual Fee Rates**
Recommendation from staff to amend the Village Code to reflect the fee rates that are adjusted each April 1st as authorized in the Solid Waste Contract. (DISTRICTS - ALL)

Enactment No: Ordinance 7179

- G. [160051](#) **Purchase of Skid-Steer Loader with Trailer & Attachments****
Request for a waiver of bids and award of a contract to Atlas Bobcat in the amount of \$53,983.00; and approval of an ordinance declaring Village Units ST375, ST912 and two attachments as surplus equipment and authorizing their trade-in/disposal. Staff requests a waiver of first reading. Public Act 85-1295 does not apply.

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

Enactment No: Ordinance 7180

- H. [160052](#) **Sale of Surplus Equipment****
Declaring two vehicles as surplus equipment and authorizing their sale at public auction. Staff requests a waiver of first reading.

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

Enactment No: Ordinance 7181

- H-2. [160072](#) **Amending Title 11, Chapter 112, Section 112.13 (A) of the Lombard Village Code - Alcoholic Beverages****
Revising the Class "A/B-II" liquor license category reflecting the sale and new ownership of Flat Top Grill located at 305 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 7182

Other Ordinances on First Reading

- I. [160038](#) **PC 16-03: 525 W. Phillips Court and 63 S. Columbine Avenue; Route 53 Storm Water Pump Station Improvements****
The petitioner, the Village of Lombard, requests that the Village grant:
1. Pursuant to Section 155.217(B), approve a conditional use for a pumping station;
 2. A variance to Section 155.205 (A)(1)(c) to allow for a fence of seven (7) feet in height in a residential district, where six (6) feet is permitted; and
 3. A variance to Section 155.205 (A)(1)(e) to allow for an open construction fence of seven (7) feet in height in the clear line of sight area, where four (4) feet is permitted. (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 7183

- J. [160039](#) **PC 16-04: Amendment to the Comprehensive Plan**
The petitioner, the Village of Lombard, requests the approval of amendments to the Village Comprehensive Plan pertaining to a bicycle and pedestrian master plan. (DISTRICTS - ALL)
This Ordinance was passed on first reading on the Consent Agenda
Enactment No: Ordinance 7192

Ordinances on Second Reading

- K. [160035](#) **BOT 16-01: Amendments to Sections 36 & 150 Provisions**
Amending Title III, Chapter 36, Section 36.21 and Title XV, Chapter 150, Section 150.141 of the Lombard Village Code in regard to engineering plan review and inspection fees. (DISTRICTS - ALL)
This Ordinance was passed on second reading on the Consent Agenda
Enactment No: Ordinance 7184
- L. [160043](#) **Natural Gas Franchise**
Approval to participate in a consortium to negotiate a modern day franchise agreement.
This Ordinance was passed on second reading on the Consent Agenda
Enactment No: Ordinance 7185

Resolutions

- M. [150532](#) **Hill Avenue Bridge, Resident Engineering (Revised)**
Approving a contract with Civiltech Engineering, Inc. in an amount not to exceed \$225,615.00. (DISTRICT #1)
This Resolution was adopted on the Consent Agenda
Enactment No: R 84-15, R 13-16
- N. [150578](#) **Hill Avenue Bridge, Local Public Agency Agreement (Revised)**
Approval of a Local Public Agency Agreement for Federal Participation. (DISTRICT #1)
This Resolution was adopted on the Consent Agenda
Enactment No: R 4-16, R 14-16
- O. [160065](#) **DuPage County Case Z15-061 Mohammed (1S060 Addison Avenue)**
Resolution of Objection to a request for a variation to reduce the south side yard setback from ten (10) feet to two (2) feet for a garage addition at 1S060 Addison Avenue. (UNINCORPORATED)
This Resolution was adopted on the Consent Agenda

Enactment No: R 15-16

Other Matters

- P.** [160029](#) **2016 SCADA System Software Upgrade**
Request for a waiver of bids and award of a contract to Energenecs, Inc. in an amount not to exceed \$84,567.00. Public Act 85-1295 does not apply.
This Bid was approved on the Consent Agenda
- Q.** [160042](#) **2016 Sewer Stub Rodding**
Request for a waiver of bids and award of a contract to All Plumbing & Sewer Services, inc. in an amount not to exceed \$60,000.00. Public Act 85-1295 does not apply. (DISTRICTS - ALL)
This Bid was approved on the Consent Agenda
- R.** [160046](#) **Specialty Landscaping and Bed Maintenance**
Request for a waiver of bids and renewal of a contract with Green Horizon Landscaping in the amount of \$66,350.00. Public Act 85-1295 does not apply. (DISTRICTS - ALL)
This Bid was approved on the Consent Agenda
- S.** [160047](#) **Grass and Weed Mowing**
Request for a waiver of bids and renewal of a contract with Green Horizon Landscaping LLC in the amount of \$74,160.00. Public Act 85-1295 does not apply. (DISTRICTS - ALL)
This Bid was approved on the Consent Agenda
- T.** [160040](#) **SUB 16-01: 1 E. 22nd Street**
Requests approval of a plat of resubdivision for a tract of land located at 1 E. 22nd Street to be entitled One Eleven Plaza Second Resubdivision of Lot 2 in One Eleven Plaza Resubdivision. The new plat depicts the proposed resubdivision of one property into two lots of record, as defined by the Zoning Ordinance. (DISTRICT #3)
This Request was approved on the Consent Agenda
- U.** [160056](#) **Plat of Easement - 411 E. North Avenue (Dunkin Donuts)**
Motion to approve a Plat of Easement providing stormwater detention and BMP easement on the property located at 411 E. North Avenue and known as Dunkin Donuts. (DISTRICT #4)
This Request was approved on the Consent Agenda
- V.** [160003](#) **Local Tourism Grant Application 2016 - Lilac Princess Program**
Grant request from Lombard Junior Women's Club in the amount of \$6,945, from Hotel/Motel funds, for expenses supporting the selection

of the Lilac Queen and her Court. The grant supports expenses associated with the participation of the Lilac Queen Court in numerous Lliac Time events and provides \$1,000 scholarships to five members of the court. The process begins in February and culminates in May 2016.

This Request was approved on the Consent Agenda

W. [160004](#)

Local Tourism Grant Application 2016 - Lilac Festival Parade

Recommendation from the Community Promotion & Tourism Committee to approve a grant request from the Lombard Lilac Festival Parade Committee in the amount up to \$17,000 from Hotel/Motel funds for costs associated with the Lilac Festival Parade to be held May 15, 2016 beginning at Main and Wilson.

This Request was approved on the Consent Agenda

Approval of the Consent Agenda

A motion was made by Trustee Dan Whittington, 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

A. [160037](#)

PC 16-02: 610 S. Main Street

The petitioner, 610 Building, LLC requests that the Village grant:

1. An amendment to Ordinances 4021, 4022, and 5594 along with a variance from Section 155.414(E)(1) to allow for a front yard setback of eighteen (18) feet where thirty (30) feet is required to provide for the expansion of the existing canopy;
2. An amendment to the conditions of approval associated with Ordinances 4021 and 4022 to allow for wall (canopy) signage on the canopy;
3. A variance from Section 153.208 (H) to allow for an existing freestanding sign to remain in the clear line of sight area; and
4. A variance from Section 153.223 (E) to allow for a reader board of twelve (12) square feet in area, where nine (9) square feet in area is allowed. (DISTRICT #6)

As a follow up to past neighborhood meeting, a review of the Plan Commission materials, and a review of comments from a neighbor during the public hearing process, options were discussed to help address potential impacts on the neighboring residents.

Property deficiencies are often included as conditions of approval in an ordinance, however, with this property, many of those items were addressed prior to the Plan Commission submittal. After a new owner acquired the property, past neighborhood concerns were addressed, including:

- reconstruction of the rear parking lot to address drainage concerns and the condition of the lot;
- painted the exterior fence;
- remediated noise concerns from a roof condenser unit; and
- removal of the excessive storage of motor vehicles on the property.

Additionally, other past improvements along the south property line include removal of pay phones, removal of vacuum hoses, and removal of a parking lot light pole that abutted and illuminated a neighboring resident.

Per Ordinance 5594, fuel truck unloading shall not occur between the hours of 7 PM and 7 AM. The provisions of this ordinance shall remain in full effect.

Through additional discussions with the petitioner and with the consent of Mobil, the petitioner is willing to modify the exterior canopy. The colored banding around the exterior canopy will not be illuminated and there will be no signage on the south elevation of the canopy. This should help address some of the concerns from the neighboring residential properties.

As such, I would like to make a motion to approve the revised ordinance submitted in the late agenda packet with a waiver of first reading.

Enactment No: Ordinance 7186

Ordinances on Second Reading

Resolutions

Other Matters

X. Agenda Items for Discussion

XI. Executive Session

XII. Reconvene

XIII Adjournment

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A motion was made by Trustee Dan Whittington, seconded by Trustee Reid Foltyniewicz, that the regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, February 4, 2016 in the Board

Room of the Lombard Village Hall be adjourned at 8:07 p.m. The motion carried by the following vote:

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