

Village of Lombard

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



Meeting Agenda

Thursday, October 15, 2015

7:30 PM

Revised October 15, 2015

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

Boy Scout Pack 140 will Post the Colors

II. Roll Call

III. Public Hearings

IV. Public Participation

[150475](#)

Presentation of the William J. Mueller Lombard Heritage Award

V. Approval of Minutes

Minutes of the Special Meeting of August 24, 2015

Minutes of the Special Meeting of August 27, 2015

Minutes of the Regular Meeting of October 1, 2015

VI. Committee Reports

Community Promotion & Tourism - Trustee Mike Fugiel, Chairperson

Community Relations Committee - Trustee Robyn Pike, Chairperson

**Economic/Community Development Committee - Trustee Bill Johnston,
Chairperson**

Finance & Administration Committee, Trustee Reid Foltyniewicz, Chairperson

**Public Safety & Transportation Committee - Trustee Dan Whittington,
Chairperson**

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

Board of Local Improvements - Trustee Bill Ware, President

Lombard Historical Commission

VII. Village Manager/Village Board Comments

VIII. Consent Agenda

Payroll/Accounts Payable

- A. [150471](#) **Approval of Accounts Payable**
For the period ending October 2, 2015 in the amount of \$2,816,648.07.
- B. [150489](#) **Approval of Village Payroll**
For the period ending October 3, 2015 in the amount of \$769,016.73.
- C. [150490](#) **Approval of Accounts Payable**
For the period ending October 9, 2015 in the amount of \$1,281,029.35.

Ordinances on First Reading (Waiver of First Requested)

- D. [140096](#) **Ordinance Amending the Lombard Traffic Code**
Recommendation from the Public Safety and Transportation Committee approving an amendment to the Lombard Traffic Code (DISTRICTS #1 & #4)
- E. [150386](#) **ZBA 15-11: 350 W. Grove Street**
Requests that the Village grant approval of a variation from Section 155.407 (F)(3) of the Lombard Zoning Ordinance to reduce the minimum interior side yard setback to two feet (2') where six feet (6') is required, to allow for an emergency generator unit within the R2 Single-Family Residence District (Henry's Resubdivision). (DISTRICT #1)
- Legislative History
- | | | |
|---------|-------------------------|---|
| 8/26/15 | Zoning Board of Appeals | continued |
| 9/23/15 | Zoning Board of Appeals | recommended to the Corporate Authorities for approval subject to conditions |
- F. [150420](#) **PC 15-24: 401 E. Roosevelt Road, Burger King**
Requests that the Village take the following actions on the subject property at 401 E. Roosevelt Road, located within the B4APD Roosevelt Road Corridor District, Planned Development:
1. A conditional use pursuant to Section 155.417(G)(2)(b)(vi) of the Lombard Zoning Ordinance for a drive-through and drive-in establishments;
 2. An amendment to the High Point Centre Planned Development, as approved in Ordinance 2867 to allow a third freestanding sign; and
 3. A deviation from Section 153.505(B)(19)(b)(i)(a) of the Lombard Sign Ordinance to increase the maximum allowable area of a wall sign from forty (40) square feet to eighty-four (84) square feet. (DISTRICT #6)
- Legislative History

9/21/15 Plan Commission recommended to the Corporate Authorities for approval subject to conditions

G. [150477](#)

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 fourteen (14) to thirteen (13) to reflect the voluntary non-renewal of taxicab licenses by FREETAXI.BIZ Dispatch, Inc.

G-2. [010876](#)

PC 01-25: 333-377 E. Butterfield Road (Highland Pointe Planned Development) Amended Ordinance of Approval

Ordinance to correct a Scrivener's error in the original ordinance of approval No. 5049 - a for a conditional use for a planned development with variations and exceptions. (DISTRICT #3)

Legislative History

1/3/02	Village Board	waiver of first reading and passed on second reading under suspension of the rules
3/25/02	Village Clerk	Received Recorded Documents to the Community Development Department

Other Ordinances on First Reading

H. Ordinances Providing for the Levy and Assessment of Taxes (Moved to Separate Action IX-B)

I. Ordinances Amending Title 5, Chapter 50 of the Lombard Village Board in Regard to Water and Sewer Rates (Moved to Separate Action IX-C)

Ordinances on Second Reading

J. [150380](#)

PC 15-21: 611 E. Butterfield Road - Sam's Club (Request for continuance to the November 19, 2015 meeting)

Requests that the Village take the following actions on the subject property located within the OPD Office Planned Development District:

1. Approve a Major Plat of Resubdivision;
2. Approve a Map Amendment rezoning the entire property to the B3 Community Shopping District; and
3. Approve a conditional use for a planned development with the following companion conditional uses, deviations, and variations, as follows:
 - a. A conditional use pursuant to Section 155.208 (C) of the Lombard Zoning Ordinance to increase the maximum number of principal structures on a lot-of-record from one (1) to two (2) to allow for a gasoline sales facility;
 - b. A conditional use pursuant to Section 155.415 (C)(9) of the Lombard Zoning Ordinance for gasoline sales;

- c. A conditional use pursuant to Section 155.415 (C)(17) of the Lombard Zoning Ordinance for motor vehicle service;
- d. A conditional use pursuant to Section 155.415 (C)(18) of the Lombard Zoning Ordinance for off-site parking;
- e. A conditional use pursuant to Section 155.415 (C)(19) of the Lombard Zoning Ordinance for outside display and sales of products the sale of which is a permitted or conditional use in this district;
- f. A variation from Section 155.205 (A)(c)(i) of the Lombard Zoning Ordinance to increase the maximum fence height in a business district from eight feet (8') to ten feet (10') for a loading dock screening wall;
- g. A variation from Section 155.210 (D)(1) of the Lombard Zoning Ordinance to allow for garbage dumpsters and recycling bins to be located within a corner side yard;
- h. A variation from Section 15.508 (C)(6)(a) and a deviation from Section 155.415 (F)(2) of the Lombard Zoning Ordinance to reduce the minimum corner side yard setback from thirty feet (30') to twenty-five feet (25');
- i. A variation from Section 155.706 (B)(1) of the Lombard Zoning Ordinance to reduce the minimum required landscaping of the interior of a parking lot from five percent (5%) to four percent (4%);
- j. A variation from Section 155.706 (B)(2)(c)(ii) of the Lombard Zoning Ordinance to reduce the required number of shade trees within the parking lot from 125 shade trees to fifty-five (55) shade trees;
- k. A variation from Section 155.706 (C)(1) of the Lombard Zoning Ordinance to reduce the minimum required perimeter parking lot landscape area width from five feet (5') to zero feet (0');
- l. A variation from Section 155.708 (A) of the Lombard Zoning Ordinance to reduce the minimum required building foundation landscape area width from ten feet (10') to zero feet (0');
- m. A variation from Section 155.710 of the Lombard Zoning Ordinance to increase the maximum height of refuse disposal and recycling bin fence screening from eight feet (8') to ten feet (10') and to allow for masonry screening where solid wood or an equivalent material is required;
- n. A deviation from Section 155.415 (G) of the Lombard Zoning Ordinance to increase the maximum building height from thirty feet (30') to thirty-five feet and four inches (35'4");
- o. A deviation from Section 155.508 (C)(7) of the Lombard Zoning Ordinance to reduce the minimum required open space in a planned development with deviations from

- twelve and one-half percent (12.5%) to eight percent (8%);
- p. A deviation from Section 155.602 (A)(5) of the Lombard Zoning Ordinance to reduce the required length of a parallel parking space from twenty-four feet (24') to twenty feet (20'); (Request withdrawn by the petitioner)
- q. A deviation from Section 155.602 (A)(10)(d)(ii) of the Lombard Zoning Ordinance to decrease the minimum parking lot lighting average intensity from 2.0 foot-candles to 1.0 foot-candles;
- r. A deviation from Section 155.602 (A)(10)(d)(iv) of the Lombard Zoning Ordinance to increase the maximum height for light poles used for a parking lot from forty feet (40') to forty-two feet (42');
- s. A deviation from Section 155.602 (C)(Table 6.3) of the Lombard Zoning Ordinance to reduce the minimum required parking spaces for freestanding stores and neighborhood and community centers (up to 200,000 square feet) from four (4) parking spaces per 1,000 square feet of gross floor area to 3.93 parking spaces per 1,000 square feet of gross floor area;
- t. A deviation from Section 155.603 (A)(1) of the Lombard Zoning Ordinance to not fully screen loading berths from adjacent property in an O Office District;
- u. A deviation from Section 153.208 (H) of the Lombard Sign Ordinance to allow for a freestanding sign within a clear line of sight area; (Request withdrawn by the petitioner)
- v. A deviation from Section 153.505 (B)(6)(c)(ii) of the Lombard Sign Ordinance to reduce the setback from the property line for the leading edge of a freestanding sign from five feet (5') to one foot (1'); (Request withdrawn by the petitioner) and
- w. A deviation from Section 153.505 (B)(19)(a)(i)(a) of the Lombard Sign Ordinance to allow for a sixty-four (64) square foot wall sign on a façade without a street front exposure (south façade). (DISTRICT # 3)

Legislative History

8/17/15	Plan Commission	recommended to the Corporate Authorities for approval subject to conditions
10/1/15	Village Board of Trustees	passed on first reading

K. [150403](#)

Building Code Amendments - National Electrical Code (NEC)

Granting approval of text amendments to Chapter 150, of the Lombard Village Code to provide for the adoption of the 2011 National Electrical Code (NEC), its companion publications and local amendments. (DISTRICTS - ALL)

Legislative History

8/26/15	Electrical Commission	approved
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10/1/15 Village Board of Trustees passed on first reading

- L. [150423](#) **Text Amendments to Title 15, Chapter 150 of the Lombard Village Code (Plumbing)**
Approving text amendments to Title 15, Chapter 150 of the Village Code pertaining to new plumbing code provisions. (DISTRICTS - ALL)

Legislative History

9/9/15 Board of Building Appeals recommended to the Board of Trustees for approval

10/1/15 Village Board of Trustees passed on first reading

Resolutions

- M. **Sam's Club Economic Incentive Agreement (This item has been removed from the Agenda)**

- N. [150476](#) **Lombard Meadows Phase 2 & Circle Avenue, Change Order No. 4**
Reflecting an increase to the contract with R.W. Dunteman Company in the amount of \$12,870.90. (DISTRICT #6)

Legislative History

10/8/15 Public Works & Environmental Concerns recommended to the Board of Trustees for approval

- O. [150488](#) **Legal Representation for Lombard Tax Consortium**
Requesting authorization for the Village to participate in a consortium with School District 44, the Lombard Park District and the Helen Plum Library and to hire Tressler, LLP to intervene in property tax appeals where the taxpayer is seeking a reduction in the assessment of property of at least \$100,000.

Other Matters

- P. [150478](#) **Asphalt Milling Lombard Circle and School Street**
Request for a waiver of bids and award of a contract to Arrow Road Construction in an amount not to exceed \$36,530.00. Public Act 85-1295 does not apply. (DISTRICT #6)
- Q. [150482](#) **Sidewalk Snow Removal Contract**
Award of a contract to Beverly Snow & Ice, the lowest responsible bid of four (4) bidders, in an amount not to exceed \$17,000.00. Bid in compliance with Public Act 85-1295. (DISTRICTS - ALL)
- R. [150483](#) **Parking Lot Snow Removal Contract**
Award of contract to Kozack Custom Landscaping, the lowest responsible bid of five (5) bidders, in an amount not to exceed \$15,000.00. Bid in compliance with Public Act 85-1295. (DISTRICTS - ALL)

- S. [150323](#) **PC 15-19: 27 W. Grove Street - Park Place of Lombard - Final Plat**
Requests approval of Park Place of Lombard Final Plat of Subdivision.
(DISTRICT #1)
- Legislative History
- | | | |
|---------|---------------------------|--|
| 7/20/15 | Plan Commission | recommended to the Corporate Authorities
for approval subject to conditions |
| 8/13/15 | Village Board of Trustees | waived of first reading and passed on
second reading with suspension of the rules |
- T. [150422](#) **SUB 15-03: 80 Yorktown**
Requests approval of a plat of resubdivision for a tract of land located at
80 Yorktown to be entitled Resubdivision of Lot 1 in Pehrson Second
Resubdivision. The new plat depicts the proposed resubdivision of one
property into two lots of record, as defined by the Zoning Ordinance.
(DISTRICT #3)
- Legislative History
- | | | |
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| 9/21/15 | Plan Commission | recommended to the Corporate Authorities
for approval |
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IX. Items for Separate Action

Ordinances on First Reading (Waiver of First Requested)

Other Ordinances on First Reading

- A. [150418](#) **ZBA 15-12: 251 N. Grace Street - Variances**
Requests a variation from Section 155.407(F)(1)(a) of the Lombard
Zoning Ordinance to reduce the required front yard setback from thirty
feet (30') to twenty-five feet (25') and a variation from Section
155.407(F)(4) of the Lombard Zoning Ordinance to reduce the required
rear yard setback from thirty-five feet (35') to thirty feet (30') for
proposed Lot 2 located at 251 N. Grace Street and within the R2
Single-Family Residence Zoning District. (DISTRICT #4)
- Legislative History
- | | | |
|---------|-------------------------|--|
| 9/23/15 | Zoning Board of Appeals | recommended to the Corporate Authorities
for approval |
| 9/23/15 | Zoning Board of Appeals | recommended to the Corporate Authorities
for denial |
- B. [150484](#) **Ordinance Providing for the Levy and Assessment of Taxes**
Ordinance providing for the levy and assessment of taxes for the fiscal
year beginning January 1, 2015 and ending December 31, 2015. The
Finance and Administration Committee voted unanimously to
recommend the statutorily permissible 2015 tax levy to the President
and Board of Trustees.

- C. [150486](#) **Ordinances Amending Title 5, Chapter 50 of the Lombard Village Code in Regard to Water and Sewer Rates**
Three Ordinances amending the Village Code as it relates to water and sewer rates for FY2016. The Finance Committee voted unanimously to recommend approval of the increase in water and sewer rates.

Ordinances on Second Reading

Resolutions

Other Matters

X. Agenda Items for Discussion

XI. Executive Session

XII. Reconvene

XIII. Adjournment