Village of Lombard

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



Minutes

Thursday, July 20, 2017 4:00 PM

RESCHEDULED REGULAR MEETING

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 rescheduled regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, July 20, 2017 in the Board Room of the Lombard Village Hall was called to order at 4:00 pm by Village President Keith Giagnorio. Chief of Police Ray Byrne 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

Staff Present:

Village Manager Scott Niehaus

Director of Finance Tim Sexton

Assistant Director of Community Development Jennifer Ganser

Director of Public Works Carl Goldsmith

Chief of Police Ray Byrne

Fire Chief Richard Sander

Assistant Village Manager Nicole Aranas

Human Resources Director Kathy Dunne

Communications Coordinator Avis Meade

Executive Coordinator Carol Bauer

III. Public Hearings

IV. Public Participation

170023 Lombard Town Centre Quarterly Report

Quarterly report presented by the Lombard Town Centre Executive Director to the Village Board.

Lombard Town Centre Executive Director Stephanie Schiszik provided the following quarterly report:

Thank you for the opportunity to give a quick update on some of the highlights at Lombard Town Centre during the second quarter of the year. In order to meet goals of bringing people to downtown, spotlighting businesses and helping us to become more self-sustaining, we have been very busy working on our Spooktacular Fall Festival which will be on Saturday, September 14th

- Committee of great volunteers is meeting regularly;
- A new logo has been developed to reflect the expanded event which

will extend into the evening hours with activities that will be more of interest to adults;

- Vendors are being contacted;
- · Sponsorships are being lined up;
- Meeting with Lou Dog Promotions who we have contracted to work with us on this event.

The number of volunteers involved in LTC is up 21% from last year. There are three new businesses in downtown - Schiller Real Estate, Ruff Life and Hurt and Associates.

Committee job descriptions are done and three new committees have been meeting - Governance has been working on bylaws and a schedule to evaluate the Executive Director; Membership has been working on making the membership program more valuable to participants and businesses; Promotions has been working on Spooktacular Fall Festival and is working to improve our website. Our Design Committee will be up and running very soon.

We are hosting the Family Movie Night on Saturday, showing Teenage Mutant Ninja Turtles, Sky Centers Martial Arts will do a demo and teach kids some of the moves in the movie and Helen Plum Library will be doing crafts and activities for the kids.

I have now been in the Executive Director position for about 4 ½ months and I continue to be impressed by how much people care about Lombard and from my standpoint, the downtown. I want to say thank you for supporting Lombard Town Centre and letting me be a part of it! Trustee Fugiel inquired about the advertising in the Purple Plans e-mails, if this was a funding source for LTC, and asked about fee for the service.

Stephanie Schiszik indicated there is no fee.

Recognition of Chief Ray Byrne

Village Clerk Sharon Kuderna read a proclamation recognizing Chief Ray Byrne on his retirement.

President Giagnorio presented a plaque to Chief Byrne. He noted the Village held a reception for Chief Byrne prior to the Village Board meeting. He spoke of pride in our Police Department and the men and women who keep our community safe. He noted the Lombard Police Department is one of only a few departments in the state that is CALEA accredited.

Chief Byrne thanked the Village Board for their support over the years and how that has made his job much easier. He stated that the men and women of the Lombard Police Department are some of the finest and most dedicated officers he has ever had the pleasure and honor of

working with over the years. He thanked his wife and stated he will continue to live in Lombard.

Public Participation

Kevin Olickal, Legislative and Community Outreach Coordinator for State Representative Deb Conroy, introduced himself and invited residents to reach out to their office with any concerns. He spoke of a Lombard resident who initiated a change in insurance coverage for a rare disease that was just signed into law.

V. Approval of Minutes

A motion was made by Trustee Dan Whittington, seconded by Trustee Bill Johnston, that the minutes of the Special Meeting of April 20, 2017, the minutes of the Special Meeting of April 27, 2017 and the minutes of the Regular Meeting of June 15, 2017 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

Trustee Bill Johnston, Chairperson of the ECDC, reported: At the July ECDC meeting, the committee heard a presentation from the State of

Illinois regarding business development, international trade, and workforce issues. Staff provided an update on the proposed Butterfield Yorktown TIF District and 101 S. Main Street. ECDC recommended approval for a grant at 101 W. St. Charles Road listed on the Board agenda this evening.

Finance & Administration Committee, Trustee Reid Foltyniewicz, Chairperson

Trustee Reid Foltyniewicz, Chairperson of the Finance and Administration Committee, reported the committee met on Monday and continued their review of the proposed FY 2018 budget.

Public Safety & Transportation Committee - Trustee Dan Whittington, Chairperson

Trustee Dan Whittington, Chairperson of the Public Safety and Transportation Committee, reported a joint meeting of the Transportation and Safety and the Public Works and Environmental Concerns Committees had been held.

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

Trustee Bill Ware, Chairperson of the Public Works and Environmental Concerns Committee, reported the committee had met to review the proposed CIP and the Public Works Committee held a joint meeting with the Public Safety and Transportation Committee relative to Westmore Meyers Road.

Board of Local Improvements - Trustee Bill Ware, President

No report

Lombard Historic Preservation Commission - Village Clerk Sharon Kuderna

Village Clerk Sharon Kuderna provided the following report:
I am happy to be the new Village Board Liaison for the Historic
Preservation Commission. The Commission met on Tuesday, July 18th.
The commission approved the application for a certificate of
Appropriateness for new awnings at 128-132 W. St. Charles Road Brick's Wood Fired Pizza Cafe.

The Civil War Reenactment is this weekend Saturday and Sunday from 10:00am to 4:00pm at Four Seasons Park.

Thanks to the Lombard Boy and Girl Scouts that cleaned up the cemetery. They are a big help in other projects of the LHPC. The Commission approved the recommend awards for the Heritage

Award which will be presented at the October 19th Village Board Meeting.

VII. Village Manager/Village Board Comments

Village Manager Scott Niehaus introduced two summer Community Development interns who were in the audience.

Trustee Bill Johnston reminded residents of the Sacred Heart German Fest this upcoming weekend.

Village Clerk Sharon Kuderna read the following announcements: Sacred Heart German Fest begins today and runs through Sunday. Come out and enjoy carnival rides, live music and German food. Check www.sacredheartgermanfest.com for additional details.

Come join the fun in downtown Lombard with Lombard Cruise Nights and Summer Concert series Saturday evenings through August 26th from 6-10 pm. Cruise Nights is back for its 19th season with free live concerts, lots of cool custom cars and a Kid's corner. The entertainment portion of Cruise Nights is hosted by Lombard Town Centre this weekend. There will be games, family fun and an outdoor showing of Teenage Mutant Ninja Turtles on Saturday beginning at 7pm.

The Lombard Historical Society will host their Civil War Reenactment this Saturday and Sunday at Four Seasons Park. Please check www.lombardhistory.org for additional details.

Our next regularly scheduled Village Board meeting is Thursday, August 17th.

Stay informed by signing up for weekly e-newsletters. Go to villageoflombard.org/enews.

VIII Consent Agenda

Payroll/Accounts Payable

A. <u>170272</u> Approval of Village Payroll

For the period ending June 10, 2017 in the amount of \$893,363.66.

This Payroll/Accounts Payable was approved on the Consent Agenda

B.	<u>170273</u>	Approval of Accounts Payable
		For the period ending June 16, 2017 in the amount of \$633,547.82.
		This Payroll/Accounts Payable was approved on the Consent Agenda
C.	<u>170278</u>	Approval of Village Payroll
		For the period ending May 13, 2017 in the amount of \$853,860.18.
		This Payroll/Accounts Payable was approved on the Consent Agenda
D.	<u>170279</u>	Approval of Accounts Payable
		For the period ending May 19, 2017 in the amount of \$847,328.58.
		This Payroll/Accounts Payable was approved on the Consent Agenda
E.	<u>170280</u>	Approval of Accounts Payable
		For the period ending June 23, 2017 in the amount of \$1,026,201.46.
		This Payroll/Accounts Payable was approved on the Consent Agenda
F.	<u>170281</u>	Approval of Village Payroll
		For the period ending June 24, 2017 in the amount of \$826,001.14.
		This Payroll/Accounts Payable was approved on the Consent Agenda
G.	170282	Approval of Accounts Payable
		For the period ending June 30, 2017 in the amount of \$3,277,583.62.
		This Payroll/Accounts Payable was approved on the Consent Agenda
Н.	<u>170285</u>	Approval of Accounts Payable
		For the period ending July 7, 2017 in the amount of \$817,468.48.
		This Payroll/Accounts Payable was approved on the Consent Agenda
l.	<u>170302</u>	Approval of Village Payroll
		For the period ending July 8, 2017 in the amount of \$903,986.01.
		This Payroll/Accounts Payable was approved on the Consent Agenda
J.	<u>170303</u>	Approval of Accounts Payable
		For the period ending July 14, 2017 in the amount of \$1,580,178,65.
		This Payroll/Accounts Payable was approved on the Consent Agenda
Ordinances on First Reading (Waiver of First Requested)		
V	160100	DC 46 09A, 400 406 442 420 and 440 S Finley Band Circula
K.	<u>160199</u>	PC 16-08A: 400, 406, 412, 420, and 440 S. Finley Road, Single Family Subdivision - Time Extension Request
		Ordinance granting a time extension to Ordinance 7259 granting

approval of a variance from Section 155.304 (D)(3) and Section 154.305 (D)(3)(B) of the Lombard Zoning Ordinance. (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 7258, 7259, 4392

L. 160248

PC 16-10: 550 E. 22nd Street - Time Extension Request

Ordinance granting a time extension to Ordinance 7243 granting a conditional use for a Planned Development pursuant to Title 15, Chapter 155, Section 155.409(C), a conditional use to allow for more than one building on a lot of record from Section 155.208(C) and a deviation for a rear yard setback from Section 155.409(F)(3)(D) of the Lombard Zoning Ordinance. (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 7243, 7393

M. 160249

PC 16-11: 211 E. Roosevelt Road; Pita Pita - Time Extension Request

Ordinance granting a time extension to Ordinance 7244 granting a conditional use pursuant to Title 15, Chapter 155, Section 155.417 (G) (2) (A) of the Lombard Zoning Ordinance. (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 7244, 7394

N. 170268

PC 17-21: Approval of a Major Plat of Subdivision with Companion Relief- 222 E. Windsor Avenue (Allied Drywall)

Recommendation from the Plan Commission to approve a Major Plat of Subdivision located within the R2 Single-Family Residence District, with the following companion relief:

- 1. Variance from the Zoning Ordinance for the proposed Lot 11:
 - A variation from Section 155.407(F)(1) to reduce minimum required front yard setback from thirty (30) feet to fifteen (15) feet where adjacent to the arc of the cul-de-sac turnaround;
- 2. Variances from the Zoning Ordinance for the proposed Lot 12:
 - a. A variation from Section 155.407(F)(1) to reduce minimum required front yard setback from thirty (30) feet to fifteen (15) feet; and
 - b. A variation from Section 155.407(F)(4) to reduce minimum required rear yard setback from twenty-five (25) feet to fifteen (15) feet;
- 3. Variances from the Subdivisions and Development Ordinance:

- A variation from Section 154.503(D)(1) to allow a cul-de-sac turnaround with a right-of-way diameter of 106 feet where a right-of-way diameter of 124 feet is required;
- b. A variation from Section 154.504(B) to allow a sidewalk that is two (2) feet from the street curb where a minimum separation of five (5) feet is required, for the sidewalk located adjacent to the north side of the cul-de-sac turnaround; and
- c. A variation from Section 154.304(D)(3) to eliminate the sidewalk from the new roadway adjacent to the south side of the cul-de-sac turnaround. (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 7395

O. <u>170288</u> 1 E. St. Charles Road; BP Gas Station

Ordinance terminating the Freestanding Sign Prohibition relative to the property located at 1 East St. Charles Road, and amending Ordinance No. 3352, adopted January 3, 1991, and Ordinance No. 5292, adopted May 15, 2003, in relation thereto. (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 7396

P. 170270 PC 17-20: Amend interior side yard setbacks for single-family homes in the Oak Creek Planned Development

Recommendation from the Plan Commission to take the following actions on the subject property located within the R5PD Planned Development District (Oak Creek Planned Development):

1. Pursuant to Section 155.504 (A) (major changes in a planned development) of the Lombard Zoning Ordinance, amend the Oak Creek Planned Development, as established by Ordinance No. 1351, and amended by the Consent Judgment and Decree entered on June 19, 1978 in the Circuit Court of DuPage County in Case No. 78 MR 28 and subsequent amendments thereto (collectively the "Consent Decree"), to allow for modifications to the interior side yard setback for single family residences, from 10 feet (10'), as originally established by Ordinance No 1351 and unaffected by the Consent Decree, to six feet (6'). (DISTRICT #2)

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

Enactment No: Ordinance 7397

Q. 170269 PC 17-22: 1 E. St. Charles Road

Recommendation from the Plan Commission to grant a variance from Section 153.506(A)(6)(c) to allow for a freestanding sign of seventeen feet (17') in height, where six feet (6') is allowed on the subject property located within the B5 Central Business 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 7398

R. <u>170298</u>

Reinstatement of and Second Amendment to the Woodmoor Development LLC Utility Service and Development Agreement for the Ken-Loch Golf Course Property

Ordinance authorizing reinstatement and Second Amendment to the Woodrmoor Development LLC Utility Service and Development Agreement for the Ken-Loch Golf Course property. (DISTRICT - UNINCORPORATED)

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

Enactment No: Ordinance 7399

Other Ordinances on First Reading

Ordinances on Second Reading

Resolutions

S-1. <u>170275</u>

Pavement Management - Pavement Inventory

Approving a contract with Cartegraph in a not-to-exceed amount of \$57,700.00 to perform a baseline inventory of all Village owned streets. (DISTRICTS - ALL)

This Resolution was adopted on the Consent Agenda

Enactment No: R 42-17

S. <u>170259</u>

IL Route 53 Storm Water Pump Station, Change Order No. 3

Approving Change Order No. 3 to the contract with Rausch Infrastructure LLC in the amount of \$273,341.29. (DISTRICT #1)

This Resolution was adopted on the Consent Agenda

Enactment No: R 43-17

T. 170264

Intergovernmental Agreement with the Village of Villa Park

Approving an agreement with the Village of Villa Park regarding a water interconnection in the Roosevelt Road right-of-way to allow the conveyance of potable water during emergency and maintenance conditions. (DISTRICT #6)

This Resolution was adopted on the Consent Agenda

Enactment No: R 44-17

U. This item has been moved to Consent (S-1)

V. <u>170284</u> Accepting the Public Improvements at 2760 S. Highland Avenue (APEX 41)

Resolution accepting the public watermain at 2760 S. Highland Avenue (APEX 41). (DISTRICT #3)

This Resolution was adopted on the Consent Agenda

Enactment No: R 45-17

W. 170295 Public Improvements at 2400 S. Finley Road (Beacon Hill)

Staff recommends approval of a proposed resolution to accept the public waterman and fire hydrants at 2400 S. Finley Road (Beacon Hill). (DISTRICT #3)

This Resolution was adopted on the Consent Agenda

Enactment No: R 46-17

X. <u>170299</u> Downtown Restaurant Forgivable Loan, 101 W. St. Charles Rd. (Babcock's Grove House)

Recommendation from ECDC approving a Forgivable Loan in an amount not to exceed \$24,555.15 for a restaurant expansion for Babcock's Grove House. (DISTRICT #1)

This Resolution was adopted on the Consent Agenda

Enactment No: R 47-17

Y. 170305 First Amendment-Water and Sanitary Sewer Service

Agreement-Pin Oak Community Center

Resolution approving the First Amendment to the Water and Sanitary Service Agreement for the Pin Oak Community Center (Muslim Community Association of the Western Suburbs) for the property located at 1208 W. Roosevelt Road. (UNINCORPORATED)

This Resolution was adopted on the Consent Agenda

Enactment No: R 48-17

Other Matters

Z. <u>170274</u> FY2017 Bituminous Asphalt Purchase

Request for a waiver of bids and award of a contract to DuPage Material Company in an amount not to exceed \$274,866.00. Public Act 85-1295

Staff recommendation to approve a Plat of Easement providing

waterman located at 2400 S. Finley Road (Beacon Hill). (DISTRICT #3)

This Request was approved on the Consent Agenda

Approval of the Consent Agenda

A motion was made by Trustee Reid Foltyniewicz, seconded by Trustee Bill Ware, 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)

Pursuant to Section 112.18(A)(13) of the Lombard Village Code, as an owner of a business which has been issued a Lombard liquor license, Trustee Whittington recused himself relative to agenda item A, B and C.

A. 170291 Amending Title 11, Chapter 112, Section 112.13(A) of the Lombard Village Code in regard to Alcoholic Beverages

Increasing the number of entries in the Class "GGG" liquor license category by one and issuing a new Class "GGG" liquor license to Roundy's Illinois, LLC d/b/a Mariano's #543 located at 345 W. Roosevelt Road. (DISTRICT #2)

A motion was made by Trustee Mike Fugiel, seconded by Trustee Bill Johnston, that the Ordinance amending Title 11, Chapter 112, Section 112.13(A) of the Lombard Village Code in regarding to alcoholic beverages be waived of first reading and passed on second reading with suspension of the rules. The motion carried by the following vote:

Aye: 5 - Mike Fugiel, Reid Foltyniewicz, Bill Johnston, Robyn Pike, and Bill Ware

Enactment No: Ordinance 7400

B. <u>170294</u> Amending Title 11, Chapter 112, Section 112.12(A) of the Lombard Village Code - Alcoholic Beverages

Amending Title 11, Chapter 112, Section 112.12(A) of the Lombard Village Code amending the Class "V" liquor license category description by changing "beauty salon service" to "full service beauty salon services (which may include spa services) and/or full service barber salon services".

A motion was made by Trustee Robyn Pike, seconded by Trustee Bill Johnston, that the Ordinance amending Title 11, Chapter 112, Section 112.12(A) of the

Lombard Village Code relative to alcoholic beverages be waived of first reading and passed on second reading. The motion carried by the following vote:

Aye: 5 - Mike Fugiel, Reid Foltyniewicz, Bill Johnston, Robyn Pike, and Bill Ware

Enactment No: Ordinance 7401

C. 170304

Amending Title 11, Chapter 112, Section 112.13(A) of the Lombard Village Code in regard to Alcoholic Beverages

Increasing the number of entries in the Class "V" liquor license by one and issuing a new Class "V" liquor license to Duafe I, LLC d/b/a 18/8 Fine Men's Salons-Lombard located at 314 Yorktown Shopping Center. (DISTRICT #3)

A motion was made by Trustee Reid Foltyniewicz, seconded by Trustee Robyn Pike, that the ordinance amending title 11, Chapter 112, Section 112.13(A) of the Lombard Village Code with regard to alcoholic beverages be waived of first reading and passed on second reading with suspension of the rules. The motion carried by the following vote:

Aye: 5 - Mike Fugiel, Reid Foltyniewicz, Bill Johnston, Robyn Pike, and Bill Ware

Enactment No: Ordinance 7402

D. 170260

Butterfield Yorktown Tax Increment Finance (TIF) District - Ordinance Establishing Meeting Dates

Ordinance calling for a public hearing and a Joint Review Board meeting to consider the designation of a redevelopment project area and the approval of a redevelopment plan and project for the Village of Lombard. (DISTRICT #3)

Village Manager Scott Niehaus noted that this item was placed on Separate Action so that residents could be updated on the next step in the process of the TIF District which is the TIF Joint meeting of all of the taxing districts scheduled for August 11 at 3pm. The Public Hearing is scheduled for September 21 and the earliest the TIF can be adopted is October 19th.

A motion was made by Trustee Bill Ware, seconded by Trustee Reid Foltyniewicz, that the Ordinance regarding the Butterfield Yorktown TIF Increment Financing (TIF) District ordinance establishing meeting dates be waived of first reading and passed on second reading with suspension of the rules. The motion carried by the following vote:

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

Enactment No: Ordinance 7403

Other Ordinances on First Reading

Ordinances on Second Reading

Resolutions

Other Matters

X. Agenda Items for Discussion

XI. Executive Session

A motion was made by Trustee Reid Foltyniewicz, seconded by Trustee Mike Fugiel, that the Rescheduled Regular Meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, July 20, 2017 in the Board Room of the Lombard Village Hall be recessed to Executive Session at 4:38 pm for the purpose of discussion of Probable or Imminent Litigation 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, Bill Johnston, Robyn Pike, and Bill Ware

XII. Reconvene

The recessed rescheduled regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, July 20, 2017 in the Board Room of the Lombard Village Hall was called to order at 5:18 pm by Village President Keith Giagnorio.

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

XIII Adjournment

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A motion was made by Trustee Bill Johnston, seconded by Trustee Bill Ware, that the Rescheduled Regular Meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, July 20, 2017 in the Board Room of the Lombard Village Hall be adjourned at 5:19 pm. The motion carried by the following vote:

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