

VILLAGE OF LOMBARD  
REQUEST FOR BOARD OF TRUSTEES ACTION  
For Inclusion on Board Agenda

  X   Resolution or Ordinance (Blue)   X   *Waiver of First Requested*  
\_\_\_\_ Recommendations of Boards, Commissions & Committees (Green)  
\_\_\_\_ Other Business (Pink)

TO: PRESIDENT AND BOARD OF TRUSTEES  
FROM: Scott Niehaus, Village Manager  
DATE: October 6, 2020 (B of T) Date: October 15, 2020  
TITLE: Ordinances to Extend COVID-19 Executive Orders

BACKGROUND/POLICY IMPLICATIONS:

The attached memo provides information regarding the extension of seven previously issued COVID-19 executive orders by Ordinance. The Ordinances are being proposed to continue the substance of COVID-19 Executive Orders 7, 8, 9, 11, 13, 14 and 15 beyond the return to regular Village Board meetings on October 15<sup>th</sup> and subsequent cessation of the local declaration of emergency.

Review (as necessary):  
Village Attorney X \_\_\_\_\_ Date \_\_\_\_\_  
Finance Director X \_\_\_\_\_ Date \_\_\_\_\_  
Village Manager X \_\_\_\_\_ Date \_\_\_\_\_

NOTE: All materials must be submitted to and approved by the Village Manager's Office by 12:00 noon, Wednesday, prior to the Agenda Distribution.



**MEMORANDUM**

**TO:** Scott Niehaus, Village Manager  
**FROM:** Nicole Aranas, Assistant Village Manager *NNA*  
**DATE:** October 6, 2020  
**SUBJECT:** DISPOSITION OF COVID-19 EXECUTIVE ORDERS

With the resumption of regular meetings on October 15, 2020 and subsequent cessation of the local state of emergency declaration, any previously issued local executive orders will no longer be in effect. Accordingly, this memo provides an overview of the proposed extension of seven local executive orders issued under the COVID-19 emergency declaration by ordinance at the November 15, 2020 Board of Trustees Meeting.

**EXTENDED BY ORDINANCE ON OCTOBER 15<sup>th</sup>**

The following executive orders are proposed to be extended by ordinance to be reviewed with a waiver of first reading on the October 15<sup>th</sup> Board of Trustees Agenda:

**The following orders would be extended through the duration of a COVID-19 emergency declaration by the State of Illinois by Ordinance:**

- **Executive Order 8** – AN ORDINANCE AMENDING TITLE IX, CHAPTER 94 OF THE LOMBARD VILLAGE CODE IN REGARD TO VIOLATIONS OF GUBERNATORIAL EXECUTIVE ORDERS, IN LIGHT OF THE COVID-19 PANDEMIC  
The adoption of local penalties for violations of State of Illinois Gubernatorial Executive Orders in furtherance of the State Disaster Proclamation issued relative to the COVID-19 Pandemic
- **Executive Order 9** – AN ORDINANCE AMENDING TITLE XI, CHAPTER 119, SECTION 119.22 OF THE LOMBARD VILLAGE CODE IN REGARD TO OUTDOOR DINING AREAS ON PRIVATE PROPERTY, IN LIGHT OF THE COVID-19 PANDEMIC  
Providing reductions in off-street parking requirements on private property to accommodate outdoor dining in relation to a restaurant with approval of the Community Development Director, for so long as full occupancy indoor dining is prohibited
- **Executive Order 11** – AN ORDINANCE AMENDING TITLE XI, CHAPTER 112 OF THE LOMBARD VILLAGE CODE IN REGARD TO THE SALE OF ALCOHOLIC LIQUOR PACKAGED GOODS AND COCKTAILS TO GO, IN LIGHT OF THE COVID-19 PANDEMIC  
Authorization for restaurants with on-premise only liquor licenses to permit the temporary sale of packaged goods sales of alcoholic beverages and cocktails to go for

sales in-person, to-go and by delivery for off-premises consumption, for so long as indoor occupancy for service is prohibited

**The following orders would be extended to a date certain by Ordinance:**

- **Executive Order 7** – AN ORDINANCE AMENDING TITLE III, CHAPTER 36 OF THE LOMBARD VILLAGE CODE IN REGARD TO LATE FEES, INTEREST AND PENALTIES ON MONETARY AMOUNTS OWED TO THE VILLAGE, IN LIGHT OF THE COVID-19  
The suspension of late fees, interest and penalties on monetary amounts due to the Village shall be extended through December 31, 2020.
- **Executive Order 13** – AN ORDINANCE AMENDING TITLE XI, CHAPTER 116 OF THE LOMBARD VILLAGE CODE IN REGARD TO THE EXTENSION OF THE LIFE OF CERTAIN BUSINESS LICENSES, IN LIGHT OF THE COVID-19 PANDEMIC  
Extending the expiration of certain business licenses that were up for renewal on July 1, 2020 through December 31, 2020 without additional fee and proration of license renewals shall be extended through December 31, 2020.
- **Executive Order 14** – AN ORDINANCE AMENDING TITLE XV, CHAPTER 153, SECTION 153.237 OF THE LOMBARD VILLAGE CODE IN REGARD TO TEMPORARY SIGNS, IN LIGHT OF THE COVID-19  
Authorization of special temporary signage in the B3 Community Shopping District through January 31, 2020
- **Executive Order 15** – AN ORDINANCE AMENDING TITLE XV, CHAPTER 153, SECTION 153.237(A) OF THE LOMBARD VILLAGE CODE IN REGARD TO TEMPORARY CENSUS SIGNS IN THE PARKWAY, IN LIGHT OF THE COVID-19 PANDEMIC  
Permitting temporary signage relative to the United States Census to be temporarily placed in the parkway shall be extended to one week following the end of the 2020 Census data collection operations period.

**NO FURTHER ACTION/AUTHORITY WILL LAPSE**

The following executive orders will not be extended or renewed and accordingly, will no longer have force or effect after October 15, 2020:

- **Executive Order 1** – Ban on peddlers, commercial solicitors and fund solicitors and the issuance of local licenses for peddling and soliciting
- **Executive Order 2** – Temporary suspension of the automatic termination provision of liquor licenses after 45 successive days of closure (closed businesses will be given the opportunity to request an extension individually in lieu of a blanket extension)
- **Executive Order 6** – Permission for limited consumption of alcoholic beverages on South Park Avenue for the Park Avenue Patio

**ORDERS PREVIOUSLY SUPERSEDED OR LAPSED**

The following executive orders have already lapsed or were superseded by other local executive orders or prior board action and accordingly no further action is being requested:

- Executive Order 3 – Waiver of commuter parking fees and extension of parking permits (ordinance passed)
- Executive Orders 4 and 10 – Providing for packaged good sales of alcoholic beverages (superseded)
- Executive Orders 5 and 12 – 90 days extension of business licenses and proration of license renewals (superseded)
- Executive Order 16 - Extension of building and construction permits (ordinance on agenda for 10/1)

The proposed ordinance above have been prepared in accordance with the extension dates and limits above. Please place them on the October 15, 2020 Board of Trustees agenda with waiver of first reading consistent. These proposed ordinances will become effective immediately upon passage and accordingly require a 2/3 vote of the Corporate Authorities.

Local executive orders may be reviewed in their entirety on the Village website at [www.villageoflombard.org/covid19](http://www.villageoflombard.org/covid19). Please feel free to reach out to with any questions or concerns whatsoever.

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE AMENDING TITLE XI, CHAPTER 116  
OF THE LOMBARD VILLAGE CODE IN REGARD TO  
THE EXTENSION OF THE LIFE OF CERTAIN BUSINESS LICENSES,  
IN LIGHT OF THE COVID-19 PANDEMIC**

**BE IT ORDAINED** by the President and Board of Trustees of the Village of Lombard, DuPage County, Illinois, as follows:

**SECTION 1:** That Title XI, Chapter 116 of the Lombard Village Code is amended by adding a new Section 116.07 thereto, which shall read in its entirety as follows:

**“§ 116.07 Extension of the Life of Certain Business Licenses.** Notwithstanding any other provision of this Code, in light of the COVID-19 pandemic, all liquor sales, video gaming, food handler, pool table, second hand dealer, food delivery vehicle, coin-operated amusement device, motion picture venue/movie theater and antique dealer licenses issued pursuant to this Code, which were up for renewal on July 1, 2020, and were extended pursuant to Executive Order No. 2020-13, issued by the Village President on July 17, 2020, are hereby extended through December 31, 2020, without need for the licensee to pay any additional license fee, and no late fees shall be assessed, in regard to the eventual renewal of said licenses as of January 1, 2021. If any such license is an annual fee license, the renewal of said license, as of January 1, 2021, shall be at a prorated fee, based upon the remaining term of the new license (50% of the annual license fee). All other terms and conditions of said licenses, as set forth in this Code, shall remain in full force and effect during said license extension period.”

**SECTION 2:** That, in light of the fact that Executive Order No. 2020-13 of the Village President, covering the topic of this Ordinance, will terminate as of the adjournment of the October 15, 2020 Village Board meeting, and, therefore, the provisions of this Ordinance need to take effect immediately upon the passage and approval of this Ordinance, so as to keep the provisions set forth in said Executive Order No. 2020-13 in effect, this Ordinance shall be in full force and effect from and

after its passage and approval by a two-thirds (2/3rds) vote of the members of the Corporate Authorities holding office as of the date of this Ordinance, as provided by law.

Passed on first reading this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

First reading waived by action of the Board of Trustees this 15th day of October, 2020.

Passed on second reading this 15th day of October, 2020, pursuant to a roll call vote as follows.

AYES: \_\_\_\_\_

NAYS: \_\_\_\_\_

ABSENT: \_\_\_\_\_

**APPROVED** by me this 15th day of October, 2020.

\_\_\_\_\_  
Keith Giagnorio, Village President

**ATTEST:**

\_\_\_\_\_  
Sharon Kuderna, Village Clerk