

Village of Lombard

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



Meeting Minutes

Thursday, June 18, 2009

7:30 PM

Village Hall Board Room

Village Board of Trustees

Village President: William J. Mueller

Village Clerk: Brigitte O'Brien

*Trustees: Greg Gron, District One, Richard J. Tross, District Two,
Zachary Wilson, District Three, Dana Moreau, District Four, Laura Fitzpatrick, District
Five and Bill Ware, District Six*

I. Call to Order and Pledge of Allegiance

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The regular meeting of the President and Board of Trustees of the Village of Lombard was called to order by Village President William Mueller at 7:30 pm Thursday, June 18, 2009 in the Board Room of the Lombard Village Hall. Acting Clerk Janet Downer led the Pledge of Allegiance.

Present: Village President William J. Mueller, Village Clerk Brigitte O'Brien, Trustee Greg Gron, Trustee Richard J. Tross, Trustee Zachary Wilson, Trustee Dana Moreau, Trustee Laura Fitzpatrick and Trustee Bill Ware

II. Roll Call

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Present: Village President William J. Mueller, Trustee Greg Gron, Trustee Richard J. Tross, Trustee Zachary Wilson, Trustee Dana Moreau, Trustee Laura Fitzpatrick and Trustee Bill Ware

Absent: Village Clerk Brigitte O'Brien

President Mueller noted that Village Clerk Brigitte O'Brien was absent from the meeting and that Janet Downer would be serving as the Acting Deputy Clerk.

Staff Present:

Village Manager David Hulseberg

Director of Finance Tim Sexton

Director of Community Development Bill Heniff

Director of Public Works Carl Goldsmith

Fire Chief Ed Seagraves

Chief of Police Ray Byrne

Administrative Coordinator Janet Downer

Executive Coordinator Carol Bauer

III. Public Hearings

President Mueller asked if anyone in the audience was there to speak about anything other than the CPSA item on the agenda. He noted that the item was on the Consent Agenda and asked the Village Board members if they would concur in moving it to Separate Action.

Trustee Tross questioned why there was a Consent Agenda and thought the item should remain on Consent.

Trustee Moreau suggested the residents and people wanting to speak be given the opportunity to speak now regarding this item.

Dr. M. T. Aliniazu, 5782 Galaxy, Hoffman Estates, spoke in favor of the CPSA and indicated they were creating a university within the community and had met all the codes.

Izabella Debowska, 598 S. Elizabeth, indicated she lived with her parents across the street from the school. She talked about the traffic congestion and parents walking their kids to school. She felt this would cause further traffic problems. She questioned what could be done about the traffic.

Jerzy Debowski, 598 S. Elizabeth, indicated residents have to wait between five and twenty minutes to get through the traffic on Madison because of the school. He felt

expanding the school would create bigger congestion problems for the neighbors. He was not objecting to allowing the school to expand, but questioned what can be done to help with the traffic issues.

Joseph Glazier, Jr., 304 W. Harding, questioned how the zoning laws could allow such a large structure within one-hundred yards of a residence.

John Hartley, 585 S. Elizabeth, spoke regarding the traffic. He noted that the Village Board members represent all the residents. He noted this proposed project was within Trustee Ware's district and questioned the compromises made for the school at the residents' expense. He spoke about Madison School just down the block and felt the Village Board should look at making things advantageous for everyone.

Thomas Johansson, 303 W. Harding, stated he applauded the success of the CPSA. He felt the lot size was too small for the proposed construction and questioned what would happen in five years. He indicated he had managed business his whole life and felt this was not a wise business decision. He noted the negative effect on the neighborhood with traffic and a large building in a residential area.

Mohammed Kothawala, 213 W. Harding, stated his kids attended the school and the school is changing. He talked about changing the starting time and the ending time to assist with traffic congestion.

James Lapinskas, 320 W. Harding, questioned how long Madison would be torn up for the construction. He spoke about the wall of the school behind his property. He questioned the starting and ending times for construction. He noted the traffic congestion issues with Madison School down the street. He noted there are cars at the school until 11 pm and questioned if the operation was a 24/7 operation. He asked if trees could be planted as a buffer and suggested pine trees so that the buffer was year round. He asked if the neighbors had any recourse if there were water issues later. He noted he never had water in his yard and asked about a retaining wall. He noted the retention pond on Finley has not stopped that flooding.

Abdul Majeed, 509 W. Wilson, stated he lived in Naperville and moved his family to Lombard so his kids could attend the school. He stated people have moved from Rockford, Boston, Texas and other areas for the same reason. He noted the school has helped increase the population of Lombard. He stated the school had a good name and there have been no complaints in the seven years the school has been open. He felt the students were well behaved.

Peter McNamara, 596 S. Elizabeth, stated he walks his dogs in the morning and evening and is concerned about the traffic and the speed limit on Madison. He inquired how the Village was going to police the traffic. He noted there have been a number of accidents and near-miss incidents. He suggested making the drive into the school a one-way in and one-way out.

Fran Pszanka, 615 S. Edson, indicated she had checked the school website and there was not to be any daycare or preschool and there was. She also noted the website of the school currently showed \$525,000 and pledges of \$1.1 million for the project and that the projected cost of the school is \$7.5 million. She questioned where the remainder of the money would be coming from for the project. She inquired as to how long the project was going to take for it to be completed and asked if the residents were going to have to put up with the construction and mess for an indefinite amount of time. She asked about evening events at the school and parking at night in residential areas. She asked about no parking signs on Madison and Edson. She stated cars park on both sides of the street causing a hazard. She suggested parking be limited to one side of the street. She felt that this item deserved more discussion from more residents in the community before action was taken.

Gabrielle Reczek, 225 W. Central, spoke regarding the traffic issues. She felt the children in the area were at risk. She spoke about the difficulty crossing the street. She noted she bikes with her children and is concerned for their safety. She also advised that there were problems at the school and indicated her six-year old son was sexually assaulted by a student from the school. She indicated there was a police

report filed but they had decided not to pursue this so that her son would not have to go to court and relive the situation. She felt the school was not crime-free. She again noted the traffic issue and requested the Village Board give more time for further review and discussion of the proposal. She felt many residents were not aware of the proposal and if they had known, would have voiced their concerns as well.

President Mueller noted there had been two public hearings on the proposed project held at the Plan Commission level, signs had been posted at the property site, and articles were in the papers. He also noted that residents located within 250 feet of the property also received notification pursuant to law. He felt the Village had met the requirements of notifying residents.

Mohammed Saeed, 1154 Brighton Place, Glen Ellyn, stated his sons had moved to Lombard so that his grandchildren could attend the school. He stated one grandson was in pre-school. He felt the school had great programs to offer students in preparation for college and careers. He supported the expansion and requested the Village Board approve the project.

Daniel Smothers, 560 Green Valley Drive, presented a petition to the Village Board with signatures that he had collected from residents opposed to the project. See attached. He noted the traffic issue. He asked the Village Board to listen to the residents who had voiced their opinions. He indicated that CPSA people made politically/racially incorrect statements about the residents opposed to the project at the June 8 Plan Commission meeting. He felt the racist remarks were not necessary and felt you should be able to win an argument on merit. He indicated he did not suggest the CPSA close their doors or was asking for a referendum regarding this proposal, he just felt the project was not suited for the neighborhood. He felt it would add to the congestion. He relayed that if a resident wanted to build a three-story home in the neighborhood and this would be felt a obtrusive to the neighbors, it would not be allowed and felt the same should be for the school. He noted that Madison is used as a thru-street on the south side of town and objected to the increasing traffic issues. He hoped the school would stay in Lombard, but felt the location was not suitable for the proposed construction. He felt the neighbors would be burdened with this forever and the school would find that the location is too small in years to come. He felt the change in hours was not going to help the traffic issues or decrease the number of cars. He noted that if the enrollment increased by 350, that would mean at least an additional 180 cars every morning and evening. He stated some of the students do not live in the Village. He felt the Village Board was more concerned about the needs of the school versus the needs of the neighbors. He questioned erecting a stop sign and asked if a stop light was next. He inquired about expanding the street. He noted the police can not be there every school day and allowing the expansion was going to make the traffic issues even worse. He did not feel the needs of the school should be imposed on the neighbors. He spoke about property values, equal rights and equal rights for the minority. He stated the neighbors are not asking them to close their doors, just not to expand at that location that will be too small for the proposed construction. He suggested they find a different location for the proposed construction. He asked the Village Board to not allow a nuisance in the neighborhood and to not allow the needs of the minority to supersede the will of the majority. He stated he has a small business and employs one person who is a Muslim. He spoke about the expansion at Sacred Heart and at St. John's and felt those expansions better suited the community. He felt that the CPSA comments at the June 8th Plan Commission meeting indicating that the Village allowed those expansions and should then allow the CPSA expansion were uncalled for. He asked as to what point is the Village Board going to think that the majority counts. He suggested the Village help the CPSA find a more suitable location for the needs now and in the future as well.

President Mueller asked Mr. Smothers if the petitions were to go into the record.

Mr. Smothers indicated yes.

Abdul-Bari Syed, 240 Cimarron, indicated he was a 1999 graduate of the CPSA and is

servicing his residency at Christ Hospital. He indicated when he attended CPSA, he moved to Lombard. At the time he attended the school, they did not have all the amenities they do now or will have with the expansion. He asked the Village Board to approve the request.

Andy Draus, 350 S. Fairfield, attorney for the CPSA, noted that his law office was in downtown Lombard. He stated the school was built in about 1930 and that a school has been on this site for over 80 years. He stated the CPSA purchased the building in 1994 and that nearly 100% of the students go on to a four-year college after graduating from CPSA. Thirty students will be graduating this year from the school. He noted the exceptional scholars who have graduated and that the alumni are now sending their children to the school. He noted the high standards of the school and that there was no crime, no vandals and no drug use allowed and there were few disciplinary problems. He stated the school is at its capacity and there is a waiting list. He talked about people moving for Tennessee, Texas, Massachusetts and other states to Lombard so that their children can attend the school. He stated there have been fundraising efforts to help with the school expansion. He noted that the CPSA staff have been working with the Village for two years on this proposal. A full traffic study was done, public hearings held, five hours of testimony heard and that most of the questions have been asked and answered. The CPSA has met all the requirements. He noted the architect had worked very hard on the project. He indicated CPSA was proud of the planned development, proud to be in Lombard and looked forward to working with the Village on the construction. He requested the Village Board approve the proposal.

Jamshid Jahedi, 105 Ogden Avenue, Clarendon Hills, architect for the project, noted the zoning requirements had been carefully followed and that the CPSA was able to provide this proposal with no variances other than the request to allow two buildings on one lot. He noted that no public hearings were needed for that variance. He was happy to hear all the comments. He spoke about the size of the building for the size of the lot. He noted that there was an independent consultant for the traffic study that the CPSA paid for. He felt when the project was completed, there would be a better traffic pattern with a right-in and right-out and no wait for left-turn vehicles and less congestion.

IV. Public Participation

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[090303](#)

Presentation - Elmhurst Symphony

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President Mueller called Ray Jagert, President of the Elmhurst Symphony, up to the front.

Mr. Jagert also asked Steven Altop to the front. Mr. Jagert thanked the Village and appreciated the welcome the Symphony had received and the support from the Village and residents. He noted there were three concerts last year that 2,500 plus people attended. The Symphony staff was impressed with the enthusiasm. He noted on March 14 the concert was unforgettable Broadway and distributed copies of the DVD and CD to the Village Board members.

Steve Altop expressed his gratitude to the community and indicated they were delighted to be a part of Lombard and be able to perform for the residents here. He indicated they are working on the plans for the coming year's programs to include a gifted cellist, a barouche program and a tribute to the Beatles. He indicated it was a great opportunity for residents to enjoy music at the Biester Auditorium at the high school. He noted it was great to be in Lombard and thanked the Village for the opportunity to partner with them to bring the concerts to the community.

President Mueller indicated the Village had been approached over a year ago by the

Elmhurst Symphony regarding this program. He noted the Village wants to bring the arts to Lombard. He noted the auditorium was great and the sound system was beautiful. He stated parking is free and residents could listen to the 180+ members of the symphony. He encouraged residents to participate in the concerts and to think about having dinner at one of the many fine restaurants in the Village. He thanked the Elmhurst Symphony and also the Village Board for supporting this program.

090357**[Play Video](#)****Good Neighbor Award - Steven M. Weidacher**

President Mueller requested Chief of Police Ray Byrne come to the front. Chief Byrne introduced Steven Weidacher. He indicated Mr. Weidacher was nominated for the Good Neighbor award following an incident where he was making a food delivering to a regular customer. When the customer did not answer the door after repeated knocking, he decided to contact the Police Department. The Fire Department was then called and forced entry was made to the condo. The occupant was found semi-conscious on the floor suffering from a diabetic incident. She was transported to the hospital and is expected to make a full recovery. Mr. Weidacher showed concern and acted with due diligence by contacting the Police Department. For these reasons, Mr. Weidacher is presented with the Good Neighbor Award. Mr. Weidacher thanked the Village.

090360**[Play Video](#)****Proclamation - Lightning Awareness Week**

Acting Village Clerk Janet Downer read the proclamation for Lightning Awareness Week. President Mueller presented the proclamation to Tom Willis of the Lombard Fire Department. Tom Willis advised residents to not take cover under a tree during a lightning storm.

090377**[Play Video](#)*****Proclamation - Olympic Day**

Acting Clerk Janet Downer read the proclamation for Olympic Day. President Mueller reported the proclamation would be sent to the US Conference of Mayors. He noted the Village also supported the City of Chicago for its efforts to bring the Olympics to Illinois.

090378**[Play Video](#)*****Proclamation - Fire Department Fill the Boot Days**

Acting Clerk Janet Downer read the proclamation for Fire Department Fill the Boot Days. President Mueller presented the proclamation to Tom Willis of the Lombard Fire Department, Mike Heimbecker and Chief Seagraves. Tom Willis encouraged residents to help the Fire Department support MDA and make a donation to the firefighters who will be out collecting donations at intersections throughout the community on July 17, 24 and 31. He stated the Fire Department had been supporting MDA for 20 years and this was one of the first charities that the Fire Department had partnered with. He noted the Fire Department was a great vehicle for the residents to use to make a donation to Muscular Dystrophy. He also noted that the monies collected stay to help people locally. President Mueller asked how much was donated last year. Tom Willis stated \$6,700 had been collected. He introduced Mike Heimbecker and

stated Mike Ringa, who is also involved in the MDA campaign, was in Hawaii on his honeymoon.

President Mueller reminded residents to help fill the boots that the firemen will have. Mike Heimbecker thanked the residents for their continued support. He noted the firemen will be at Main and St. Charles and Highland and 22nd.

President Mueller also reminded residents they can drop off a check made to MDA at the fire station.

Chief Seagraves also reminded residents that cash donations will be accepted by the Fire Department and that the money will be sent to MDA. He noted there will be a boot at the Village Hall for donations as well.

V. Approval of Minutes

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It was moved by Trustee Fitzpatrick, seconded by Trustee Moreau, to approve regular meeting of June 4, 2009. The motion carried by the following vote:

Aye: 5 - Gron, Wilson, Moreau, Fitzpatrick and Ware

Absent: 1 - O'Brien and Tross

VI. Committee Reports

Community Relations Committee - Trustee Laura Fitzpatrick, Chairperson

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Trustee Laura Fitzpatrick, Chairperson of the Community Relations Committee, reported the committee met on June 15. She advised that other committee members had been invited to attend the meeting and quite a few people had shown up. She noted in the fall the committee would be forwarding a recommendation to the Village Board regarding Social Service. The committee discussed multi-cultural celebrations and events. She noted committee appointments would be done at the next Village Board meeting in August. The next meeting is scheduled for July 20.

Economic/Community Development Committee - Trustee Bill Ware, Chairperson

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Trustee Bill Ware, Chairperson of the Economic and Community Development Committee, reported the committee had not met. The next meeting is scheduled for July 1.

Environmental Concerns Committee - Trustee Dana Moreau, Chairperson

[Play Video](#)

Trustee Dana Moreau, Chairperson of the Environmental Concerns Committee, reported the committee had not met. The June meeting is being cancelled. The next meeting is scheduled for July 28.

Finance Committee - Trustee Zach Wilson, Chairperson

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Trustee Zachary Wilson, Chairperson of the Finance Committee, reported the committee met on June 16. He noted the appointments will not be made until August so there was no quorum. Director of Finance Tim Sexton gave the committee an overview of Village finances and some homework. The next meeting is scheduled for

July 21.

Public Works Committee - Trustee Greg Gron, Chairperson

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Trustee Greg Gron, Chairperson of the Public Works Committee, reported the committee met on June 9. He advised there were three change orders on the Consent Agenda for the meeting. The committee is awaiting a report from Public Works on flooding. Any suggested changes to Vista Pond will be reviewed by the committee. The next meeting is scheduled for July 14.

Transportation & Safety Committee - Trustee Dick Tross, Chairperson

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Trustee Dick Tross, Chairperson of the Transportation and Safety Committee, reported the committee had not met. The July meeting has been cancelled.

Board of Local Improvements - Trustee Richard J. Tross, President

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Trustee Dick Tross, President of the Board of Local Improvements, reported the board had not met. The next meeting is scheduled for July 9. He stated there were two items on the agenda for 217B. The low interest loans came in with a much lower interest rate than anticipated. The board will not meet in August.

Community Promotion & Tourism - President William Mueller, Chairperson

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President Mueller, Chairperson of the Community Promotion and Tourism Committee, reported the committee had met. There was an item on the agenda from Embassy Suites for approval of a \$20,000 grant.

Lombard Historical Commission - Clerk Brigitte O'Brien, Member

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President Mueller asked Tom Fetters if he would give a report on the Cemetery Committee. Tom Fetters, Chairman of the Cemetery Committee, indicated the committee had renamed a portion of the cemetery at the corner of Park and Washington Babcock's Grove Memorial Garden commemorating the name of the Village when it was first founded. Restoration of the tombstones continues. He also noted that the Minx family had originally donated some of their farm for the cemetery. There will be a special stone in honor of the Minx family. A cemetery clean-up will be planned for July.

VII. Village Manager/Village Board Comments

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Trustee Ware thanked the staff for the hard work and understanding all of the issues presented regarding the CPSA which he noted was in his district. He also thanked the residents for attending the meetings and sharing their concerns. He noted that he had received a lot of calls and e-mails on this matter. He stated the residents had been heard and he understood the issues raised by residents in the area. He spoke about the opportunities that had been afforded to everyone to speak on this matter. He felt the issues had been addressed. He felt the traffic issues had been addressed with the limitation on students, the staggered shifts and the right-in and right-out ingress and egress to the school. He stated he would be supporting the proposal. He did request staff to monitor the traffic issues on Madison.

Trustee Gron noted a hazardous line-of-sight issue for eastbound Washington at Main Street by the cemetery. He thought the brick work and lights were beautiful, but that vision was obstructed. He requested staff to look into this matter.

Trustee Tross indicated the Public Works and Transportation & Safety Committees would be reviewing. He stated a resident had suggested changing the one-way from one side of the cemetery to the other to help with the line of sight issue.

Trustee Wilson felt the comments in support of and against the proposed CPSA development were about even. He also stated he had received calls and e-mails and that he also had concerns. He noted that he and Trustee Ware had spoken about the proposal. He stated he moved into the Village eleven years ago and the DuPage Theatre and the DuPage Medical Clinic were developments that also raised concerns of residents. He felt the DuPage Medical Group had been an excellent neighbor. He hoped that the CPSA would be an excellent neighbor and indicated he would support the request.

Trustee Moreau indicated the long-standing traffic issue should be referred to the Transportation and Safety Committee for review.

President Mueller spoke regarding the Open House that evening at Sunrise Senior Living. He welcomed them to the Village. He noted the DuPage Convention and Visitors Bureau held an Open House at the Weber Grille and about 140 members attended the event.

Trustee Tross inquired about the calendar of events.

President Mueller stated there would not be a Village Board meeting until August.

Trustee Tross indicated the Taste of Lombard would be held July 1 through July 5. The Jaycees will be spending \$35,000 for the fireworks for the event. There will be bingo and bands. This year you will purchase a wrist band for alcohol instead of having your hand stamped. There will be shuttle buses available. He said this was an event with good food and good entertainment and referred to it as a party in the park. He also noted that the Sacred Heart German Fest will take place July 23 to July 26. He invited residents to attend both events.

President Mueller reminded residents of the July 4th parade beginning at 11:30 am from the Village Hall and going to Madison Meadow. The parade is a family parade with no commercial vehicles. He indicated Elmhurst and Joliet had both cancelled their July 4th events. He noted Lombard was trying to do its best to continue with the community events. He stated with the economy and people not traveling, the Village wanted to continue to have events for residents to attend without having to pay a lot of money or travel very far. He encouraged residents to enjoy these community events. He also reminded residents of Cruise Nights every Saturday in downtown Lombard. He stated the downtown businesses are open and that there are hundreds of cool cars parked at Cruise Nights. He told residents to stay in town and be safe over the upcoming holiday.

VIII. Consent Agenda

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Payroll/Accounts Payable

- A. [090334](#) **Approval of Accounts Payable**
For the period ending June 5, 2009 in the amount of \$897,706.90.

This Matter was approved on the Consent Agenda.

- B. [090365](#) **Approval of Village Payroll**
For the period ending June 6, 2009 in the amount of \$922,988.90.

This Matter was approved on the Consent Agenda.

- C. [090366](#) **Approval of Accounts Payable**
For the period ending June 12, 2009 in the amount of \$1,090,543.57.

This Matter was approved on the Consent Agenda.

Ordinances on First Reading (Waiver of First Requested)

- D. [080319](#) **PC 08-13: 19W471 Roosevelt Road and 351 E. Roosevelt Road (Lombard Crossing)**
Granting a time extension of Ordinance 6211 extending the time period in which to start construction of the approved project at 19W471 Roosevelt Road and 351 E. Roosevelt Road for an additional 12-month period. (DISTRICT #6)

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

Enactment No: Ordinance 6344

- E. [090080](#) **PC 09-05: 300-312 S. Main Street**
Requests that the Village take the following action on the property located within the B5APD Central Business District Planned Development:
Pursuant to Section 155.504(A) of the Lombard Zoning Ordinance (major changes to a planned development), amend the conditional use for the Prairie Path Villas Planned Development, as established by Ordinance 5802, to allow for modifications to the approved signage plan. (DISTRICT #1)

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

Enactment No: Ordinance 6345

- F. [090246](#) **PC 09-08: 331 W. Madison Street (CPSA)**
Requests the Village take the following actions on the subject property:
1. Approval of a map amendment to rezone the subject property from CR Conservation Recreation District to R2 Single-Family Residence District.
2. Approval of a conditional use to allow for a School, Private, Full-time: Elementary, Middle and High in the R2 Single-Family Residence District, and;
3. Approval of a conditional use for a planned development with the following deviations:
a. To allow a variation from Section 155.407 (H) and Section 155.508 (C) (7), reducing the minimum required open space to 46.85% where a minimum of 62.5% is required; and
b. To allow a variation from Section 155.407 (G) to allow for a building height of up to thirty-five feet (35') from grade, where thirty feet (30') maximum height is allowed by

right. (DISTRICT #6)

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

Enactment No: Ordinances 6346 6347

G. [090298](#)

ZBA 09-04: 126 S. Lombard Avenue

Requests that the Village grant a variation from Section 155.407(F)(3) of the Lombard Zoning Ordinance to reduce the interior side yard setback to four and one-half feet (4.5') where six feet (6') is required within the R2 Single-Family Residence District. (DISTRICT #4)

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

Enactment No: Ordinance 6348

H. [090354](#)

Supplemental Act Assessment Bonds (Special Assessment Number 217B) Series 2009

Ordinance providing for the issuance of aggregate principal amount \$847,000 Supplemental Act Bonds (Special Assessment Number 217B) Series 2009. (DISTRICT #4)

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

Enactment No: Ordinance 6349

I. [090355](#)

Issuance of an Aggregate \$2,800,000 General Obligation Limited Tax Debt Certificates

Ordinance authorizing and providing for an Installment Contract, the Issuance of an Aggregate \$2,800,000 General Obligation Limited Tax Debt Certificates, Series 2009 for the Village of Lombard (Special Assessment 217B). (DISTRICT #4)

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

Enactment No: Ordinance 6350

J. [090356](#)

Prevailing Wage Act

Ordinance ascertaining the prevailing rate of wages for laborers, workers and mechanics employed on Public Works projects in the Village of Lombard.

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

Enactment No: Ordinance 6351

K. [090368](#)

Ordinance Amending Title 9 Chapter 92 of the Lombard Village Code

Amending Title 9, Chapter 92 of the Lombard Code with regard to Health and Sanitation Regulations, specifically administrative fees relating to grass/weeds.

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

Enactment No: Ordinance 6352

Other Ordinances on First Reading

Ordinances on Second Reading

- L. [090304](#) **Sale of Surplus Equipment**
Ordinance declaring the Police Department evidence van as surplus and authorizing its sale to the Glen Ellyn Police Department in the amount of \$10,000.

This Matter was passed on second reading on the Consent Agenda.

Enactment No: Ordinance 6353

- M. [090305](#) **Amending Title 3 of the Village Code**
With regard to the inauguration date for elected officials.

This Matter was passed on second reading on the Consent Agenda.

Enactment No: Ordinance 6354

Resolutions

- N. [090301](#) **Main Street Access Improvement Project, Final Balancing Change Order No. 1**
Authorizing a decrease to the contract with Chicagoland Paving Contractors, Inc. in the amount of \$44,767.80. (DISTRICTS #2 & #6)

This Matter was adopted on the Consent Agenda.

Enactment No: Resolution 3-10

- O. [090315](#) **FY2009 Sewer Televising and Cleaning, Change Order No. 2**
Authorizing an increase to the contract with United Septic, Inc. in the amount of \$99.99.

This Matter was adopted on the Consent Agenda.

Enactment No: Resolution 4-10

- P. [090327](#) **Main Street Lighting, Final Balancing Change Order No. 6**
Authorizing an increase to the contract with Utility Dynamics in the amount of \$11,399.43. (DISTRICTS #1, #2, #4, #5 & #6)

This Matter was adopted on the Consent Agenda.

Enactment No: Resolution 5-10

- Q.** [090328](#) **Concrete Rehabilitation, Final Balancing Change Order No. 2**
Authorizing a decrease to the contract with Triggs Construction in the amount of \$5,585.00.

This Matter was adopted on the Consent Agenda.

Enactment No: Resolution 6-10

- R.** [090329](#) **South Booster Station, Change Order No. 2**
Authorizing a decrease to the contract with Genco Industries, Inc. in the amount of \$3,675.25.

This Matter was adopted on the Consent Agenda.

Enactment No: Resolution 8-10

- S.** FY 2010 Driveway Apron & Sidewalk Restoration Program, Change Order No. 1 (This item is being removed pending approval by DuPage County)

- S2.** [090374](#) **Intergovernmental Agreement with Addison**
Resolution authorizing signatures of the Village President and Village Clerk on an intergovernmental agreement with Addison pertaining to the Circulator.

This Matter was adopted on the Consent Agenda.

Other Matters

- T.** [090333](#) **Oak Creek Drive and Finley Road, Traffic Signal Video Detection**
Requesting a waiver of bids and award of a contract to Meade Electric in the amount of \$30,000.00. Public Act 85-1295 does not apply. (DISTRICTS #2 & #3)

This Matter was approved on the Consent Agenda.

- U.** [090358](#) **Catch Basin Cleaning Project**
Request for a waiver of bids and award of a contract to Midwest Trenchless Technologies in the amount of \$50,000.00. Public Act 85-1295 does not apply.

This Matter was approved on the Consent Agenda.

- V.** [090359](#) **Water Meters & Accessories**
Request for a waiver of bids and award of a contract to HD Waterworks Supply in the amount of \$43,150.00. Public Act 85-1295 does not apply.

This Matter was approved on the Consent Agenda.

- W.** [090367](#) **Cross Connection and Grease Control Programs**
Request for a waiver of bids and award of a contract to Aqua Backflow, Inc. in the amount of \$85,800 for FY2010 and \$85,800 for FY2011. Public Act 85-1295 does not apply.

This Matter was approved on the Consent Agenda.

- X.** [090370](#) **Purchase of Video Laryngoscopes**
Request for a waiver of bids and award of a contract to Verathon of Bothell, Washington in the amount of \$27,085.00, the sole vendor, to purchase three video laryngoscopes. Public Act 85-1295 does not apply.

This Matter was approved on the Consent Agenda.

- Y.** [090373](#) **Landscaping Restoration Contract FY2009**
Requesting a waiver of bids and award of a contract to TLC Group, LTD in the amount of \$70,000.00. Public Act 85-1295 does not apply.

This Matter was approved on the Consent Agenda.

- Z.** [090271](#) **Grant Application From Embassy Suites**
Request from Embassy Suites Chicago/Lombard/Oakbrook for \$25,000 from Hotel/Motel funds, for costs associated with the promotion/advertising/marketing of their Lombard hotel.

This Matter was approved on the Consent Agenda.

- AA.** [090363](#) **LED Streetlight Retrofit Program**
Staff recommendation to pursue the LED Streetlight Retrofit Program for the Energy Efficiency and Conservation Block Grant of \$187,500.00.

This Matter was approved on the Consent Agenda.

- BB.** [090369](#) **Extension of a Temporary Special Event Permit and Temporary Signage (Taste of Lombard)**
Requests approval of an extension of a Temporary Special Event Permit and for the use of public rights-of-way for the display of temporary directional signs associated with the Taste of Lombard for the period July 1, 2009 through July 5, 2009. (DISTRICTS #1, #2, #4, #5 and #6)

This Matter was approved on the Consent Agenda.

Passed The Consent Agenda

It was moved by Trustee Ware, seconded by Trustee Wilson, to approve the Consent Agenda. This approval includes suspension of the rules, waive first reading and pass on second reading, waive competitive bidding and award contracts, approve and adopt resolutions as needed for the preceding items as read by the Clerk on the Consent Agenda

The motion carried by the following vote:

Aye: 6 - Gron, Tross, Wilson, Moreau, Fitzpatrick and Ware

Absent: 0 - O'Brien

IX. Items for Separate Action

Ordinances on First Reading (Waiver of First Requested)

Other Ordinances on First Reading

Ordinances on Second Reading

Resolutions

Other Matters

X. Agenda Items for Discussion

A. 090361

GIS Presentation

Informal presentation on GIS enhancements made over the past year and request the Village Board provide their thoughts and/or direction to staff.

[Play Video](#)

President Mueller introduced Director of Community Development Bill Heniff. Director Heniff indicated there would be two technology updates given. Each updated program provides additional information to the residents in hopes of providing 24/7 services to the public. He noted this first overview would be given by Dan Price, the Village's GIS Technician.

Dan Price indicated this technology takes information that the Village had and puts it into the hands of the staff, the residents and the various companies that work with the Village. He stated there are basic maps available for everyday use. There is a section for residents to leave feedback to help the Village with the services provided. He proceeded to give a powerpoint presentation.

Director Heniff indicated the process was user-friendly and the information is continually being updated.

Trustee Moreau thanked Community Development.

B. 090362

Web Site Presentation

Informal presentation on the Web Site enhancements made over the past year and request the Village Board provide their thoughts and/or direction to staff.

[Play Video](#)

President Mueller introduced Director of Community Development Bill Heniff. Director Heniff introduced Joelyn Kott, the Village's Communications and Marketing Coordinator. Joelyn gave a powerpoint presentation regarding the new streaming video for the Village Board meetings and the Plan Commission meetings. She advised that following a Village Board meeting or a Plan Commission meeting, the links through the website are available for residents to view the meeting. This interacts with Legistar, the program used to record actions and motions taken at various meetings. She stated the Village's website is updated daily and often more than once a day. She also advised that the cable channel will now be called the Lombard Channel as it will be available through Comcast and AT&T. It was noted the Lombard PRIDE newsletter will go to 16 pages instead of the current 12 with no additional cost to the Village. The PRIDE includes information on the Village, the Park District, the Library and the Historical Society.

Trustee Moreau questioned how many times the new program had been viewed. Joelyn Kott stated that was not known as this was the first the residents were being made aware of the new program.

Trustee Fitzpatrick indicated the Community Relations Committee will be looking at adding a social service directory.

Trustee Gron questioned if the rain barrel and block party information was available on the website.

Joelyn Kott indicated it was and the site is updated daily. She hoped the residents would be able to locate items more easily and that items are in several places.

President Mueller thanked staff. He indicated he had brought back a streaming video from a conference he attended. He noted the Village is trying to improve communications to the residents. He stated the Village can only provide the information and the residents need to seek it. He thanked staff for the enhancements updates.

C. 090371

Title 3 of the Lombard Village Code

Discussion of Title 3, Sections 30.20 - 30.99, Committees.

[Play Video](#)

President Mueller reported this item was on the agenda for discussion. Proposed changes include increasing the number of members on the standing committees and possible change in title of the alternate chairperson.

President Mueller asked if the Village Board wanted to change the title of the alternate chair to co-chair.

Trustee Gron questioned the difference.

President Mueller indicated co-chair meant the trustee was an active participant in the committee. He noted that a co-chair would attend the meetings just like the chairperson. He stated neither the chairperson or the co-chairperson were voting members unless there was a tie and then the chair or co-chair would vote. He felt having a co-chairperson and the trustee attending the meetings, would make for more cooperation and understanding for each of the co-chairpersons.

Discussion ensued about alternate chair versus co-chair and if the co-chair was a voting member of the committee.

Attorney Bayer noted that there needed to be three affirmative votes because of the recommendation requirements.

Trustee Moreau inquired as to the role of the co-chairperson.

President Mueller felt this would involve the trustees more in the committees.

Trustee Wilson questioned the co-chairperson being required to attend meetings.

Trustee Moreau felt she liked the co-chairperson being able to attend the meetings as

an option, not as a requirement.

President Mueller felt you could not run meetings with options. He felt this involved the trustees more in the committees. This would provide two trustees to each committee. Each trustee could express their opinions or concerns.

Trustee Tross indicated it was like that eight years ago. He noted that no committee had the chairperson and alternate up for election at the same time to give continuity to the committee. He questioned the trustees being required to attend another committee meeting each month.

Trustee Fitzpatrick noted that other trustees in the area are required to do more than that.

Trustee Wilson expressed concern about attending another committee meeting each month. He felt the co-chair would cover the meeting if the chair was not able to attend. President Mueller stated this was about six to eight more meetings in a year and that not all committees meet during the summer.

Trustee Ware indicated he understood both sides because because of being on the Finance Committee.

Trustee Tross stated no meetings are canceled because a chairperson can not attend the meeting, but because the resident members can not attend and there is not a quorum.

Trustee Moreau indicated six more meetings is not the issue, but felt it was difficult for those who are working fulltime and have family commitments. She stated it was not a matter of not wanting to go.

Trustee Gron agreed and indicated the chairperson and alternate chairperson converse so that the alternate was apprised of what was going on.

President Mueller stated he is hearing the Village Board would like the alternate chairperson not be required to attend the meetings.

Trustee Fitzpatrick indicated she only served as the alternate chair of the Finance Committee on one occasion.

Trustee Gron felt the Board members had other obligations.

Trustee Tross inquired why they needed alternate chairs. He felt that a Trustee could call any other Trustee to fill in at a meeting.

President Mueller felt this was not a good option. He asked the Village Board if they wanted to leave this as is. Village Board concurred.

President Mueller questioned increasing the number of members from 6 members to 8 members.

Trustee Wilson felt this was involving more residents. He questioned a resident only be allowed to serve on one committee at a time.

Trustee Tross noted that residents have served on more than one committee at a time.

President Mueller inquired if elected officials from other entities such as the School Board, Park Board and Library Board would be allowed to also serve on a Village committee.

Trustee Ware indicated he had been an elected Park Board member and served on a Village committee and did not see a conflict. He found it informative.

Trustee Tross indicated he would not have sought Bill Ware to be on a committee if he had been an elected official on another board. He felt it was creating a web of government and thought that there were many residents in the community who would be willing to serve on committees.

Trustee Gron felt that increasing membership was a way of expanding volunteerism and that if a resident served on more than one board, it was eliminating an option for another resident to serve.

President Mueller indicated this discussion was because trustees had brought these things to his attention.

Trustee Tross did not understand the rationale to expand the committee base.

Attorney Bayer stated you can set the quorum for the committee and you still need 4 of 8 members to make a recommendation.

Trustee Wilson questioned the chairperson not counting for the quorum.

Attorney Bayer indicated the code could be amended.

Trustee Tross indicated they are looking at increasing the number of committee members, but they are looking at ways of getting around the quorum. He inquired as to how many applications the Village had to serve on committees.

President Mueller indicated that he thought there were four.

Trustee Moreau felt there was no problem having eight members.

Trustee Tross questioned not mandating a committee have eight, but having a minimum of six.

Trustee Wilson felt the chairperson should be included.

President Mueller indicated the recommendation can come to the Village Board with a negative vote and the Village Board can then make the decision.

Trustee Gron questioned the chair only voting in a tie.

Attorney Bayer questioned the issue of the quorum and asked if the Board wanted the four affirmative votes to be able to include the chair as one vote.

Trustee Tross felt the chair should count as part of the quorum, but should only vote in a tie.

President Mueller noted the Board wanted to keep the chairperson and the alternate chair as has been the policy and the alternate chair is not required to attend meetings. The alternate chair will attend the meeting if the chair is not able to attend. The Board wanted to change the membership from 6 to 8 and that would constitute a change in the quorum wording.

Attorney Bayer indicated he would prepare the ordinance.

Trustee Fitzpatrick questioned having a youth on the committee as an advisory member.

President Mueller questioned the age of the youth.

Trustee Fitzpatrick stated juniors in high school.

President Mueller questioned how they would get juniors in high school and if they would be allowed to vote.

Trustee Fitzpatrick indicated they would not be allowed to vote.

Trustee Tross indicated she came out of the Community Relations Committee and thought it should have been shared with the Village Board. He felt there were many people with good thoughts, but implementing them is another question.

President Mueller indicated the suggestion was in the Community Relations Committee minutes. He questioned Trustee Fitzpatrick as to how the youth would be appointed.

Trustee Fitzpatrick indicated the Community Relations Committee would make recommendations based on applications. Trustee Fitzpatrick indicated the Village of Downers Grove has this program.

Trustee Tross questioned appointing a youth member to the committees and noted this came up when Trustee Vazquez was in office.

Trustee Ware indicated he would go along with the youth member, but felt the youth should not have a vote. He said he had seen mixed reviews at best and the program only lasted a few years. He felt if the youth are there to listen and learn, then it would be OK.

Trustee Tross questioned the commitment of the youth to the program and taking a 16-year-old and having him/her commit to two years. He felt that a lot of the members had been on the committee for many years and having new members means requiring them to be educated and updated on what has transpired over the years.

Trustee Fitzpatrick felt the youth member would walk away with something from participating on a committee. She felt it was about them and not about us.

Trustee Moreau questioned if each chair could be given the option of having a youth member.

President Mueller said what he is hearing is that you do what you want and that is not uniformity.

Trustee Gron asked if the dean at each school could submit names of interested youth.

President Mueller questioned if the youth was required to be a resident of Lombard or just attend a Lombard school.

Trustee Moreau felt the youth should be a Lombard resident as is required of the other members.

President Mueller felt the Board should continue on with the policy discussion.

Trustee Tross questioned if sub-committees were needed.

XI. Executive Session

[Play Video](#)

It was moved by Trustee Wilson, seconded by Trustee Moreau, to recess to Executive Session at 10:42 pm for the purpose of discussion of information regarding compensation of a specific employee of the Village and information regarding the employment of a specific employee of the Village. The motion carried by the following vote:

Aye: 6 - Gron, Tross, Wilson, Moreau, Fitzpatrick and Ware

Absent: 0 - O'Brien

XII. Reconvene

[Play Video](#)

The recessed regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, June 18, 2009 in the Board Room of the Lombard Village Hall was called to order by Village President William Mueller at 11:29 pm in the Board Room of the Lombard Village Hall.

Present: Village President William J. Mueller, Trustee Greg Gron, Trustee Richard J. Tross, Trustee Zachary Wilson, Trustee Dana Moreau, Trustee Laura Fitzpatrick and Trustee Bill Ware

Absent: Village Clerk Brigitte O'Brien

XIII. Other Business

A. [090372](#)

Approval of Contract

Between the Village of Lombard and Village Manager David Hulseberg.

[Play Video](#)

It was moved by Trustee Tross, seconded by Trustee Moreau, that this matter be approved and sign a four-year contract with Village Manager Dave Hulseberg.

The motion carried by the following vote:

Aye: 6 - Gron, Tross, Wilson, Moreau, Fitzpatrick and Ware

Absent: 0 - O'Brien

XIV. Adjournment

[Play Video](#)

The regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, June 18, 2009 in the Board Room of the Lombard Village Hall was adjourned at 11:32 pm.

It was moved by Trustee Tross, seconded by Trustee Fitzpatrick, adjourn to The motion carried by the following vote:

Aye: 6 - Gron, Tross, Wilson, Moreau, Fitzpatrick and Ware

Absent: 0 - O'Brien