

Village of Lombard

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



Meeting Minutes

Thursday, May 21, 2009

7:30 PM

DRAFT

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 J. Mueller at 7:33 pm, Thursday, May 21, 2009 in the Board Room of the Lombard Village Hall. Boy Scout Troops 242 and 349 presented the Colors and led the Pledge of Allegiance.

President Mueller announced that there would be a special service at 11 am on Monday rededicating the Lombard Cemetery and then a noon program at the Commons Park for the dedication of the Veterans Memorial.

II. Roll Call

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Present: Village President William J. Mueller, Village Clerk Brigitte O'Brien, Trustee Greg Gron, Trustee Richard J. Tross, Trustee Jack O'Brien, Trustee Dana Moreau, Trustee Laura Fitzpatrick and Trustee Rick Soderstrom

*Village Staff Present:
Village Manager David Hulseberg
Fire Marshall Jerry Howell
Chief of Police Ray Byrne
Director of Community Development Bill Heniff
Director of Finance Tim Sexton
Director of Public Works Carl Goldsmith
Executive Coordinator Carol Bauer*

III. Public Hearings

IV. Public Participation

[Play Video](#)

[090297](#)

Swearing-in Ceremony - President Bill Mueller; Clerk Brigitte O'Brien; Trustee Greg Gron; Trustee Zach Wilson; Trustee Bill Ware

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President Mueller thanked Trustee Jack O'Brien and Trustee Rick Soderstrom for their dedication and commitment to the community and the Village over their years of service. He spoke of the accomplishments that had occurred and noted the changes in health facilities in the Village including the Elmhurst Memorial Healthcare facility, the DuPage Health Care Facility and the Surgical Center. He talked about the development at Yorktown including the Shops on Butterfield, along with the restaurants along Butterfield and The Westin. He noted the activity in downtown Lombard. He talked about every town having a butcher, a baker and a candy store and reported that downtown Lombard had all three. He stated the downtown will continue to grow. He praised Trustee Jack O'Brien for his work on the circulator system that will occur in the fall. He congratulated both trustees on a fine job and invited them to the front. President Mueller presented a clock to Trustee Rick Soderstrom for his eight years of service on the Village Board and a clock to Trustee O'Brien for his four years of service on the Village Board. President Mueller then called Katie Soderstrom, wife of Trustee Soderstrom, to the

front. Eileen Mueller presented her a bouquet of flowers. President Mueller then called Brigitte O'Brien, wife of Trustee O'Brien, to the front. Eileen Mueller presented her with a bouquet of flowers.

Trustee Soderstrom stated it was a pleasure to serve the community for the last eight years. He thanked his family and wife Katie for all the support. He also expressed appreciation to his friends and the residents who worked on his campaign and who came out and voted for him. He noted that the residents were looking for a change and hoped that the Village Board would move forward on that note. He asked the Village Board and residents to support the current Board. He expressed appreciation to the Village staff and indicated the community was fortunate to have such dedicated individuals. He hoped the new Village Board would work together for the betterment of the community. He noted that the community had been divided too long and hoped that everyone would work together. He felt the sky was the limit for the Village. He thanked everyone.

Trustee Jack O'Brien stated he did not realize he was expected to speak. He thanked his family and friends for all the support. He noted the last six months had been difficult due to health issues as had the last few years. He expressed appreciation to everyone for their caring and support. He stated the health issues prohibited him from campaigning as he would have liked to and that was disappointing. He thanked the Village Board and everyone.

President Mueller introduced Judge Dorothy French.

Judge French proceeded to issue the Oath of Office to Trustee Greg Gron, Trustee Zachary Wilson, Trustee Bill Ware, Village Clerk Brigitte O'Brien, and Village President Bill Mueller.

President Mueller thanked Judge French for taking time out of her schedule to attend the Village Board meeting.

President Mueller introduced David Brown and requested Mr. Brown give the invocation.

[090282](#)

[Play Video](#)

Proclamation - David Brown Day

Village Clerk Brigitte O'Brien read the proclamation in recognition of David Brown. President Mueller presented the proclamation to David Brown.

President Mueller asked each of the newly-sworn in Village Board members to speak. Trustee Greg Gron thanked his family and the residents who voted for him. He thanked his wife for thirty-six years of marriage. He stated he will continue to work for the residents.

Trustee Zachary Wilson acknowledged Trustee O'Brien for all the work he had done. He thanked him for keeping his seat warm. He thanked his wife and family and the friends who worked and supported him.

Trustee Bill Ware thanked his wife, family and friends. He indicated he will serve the residents of District #6 to best of his ability.

Clerk Brigitte O'Brien thanked everyone for their support during this tough time.

President Mueller thanked the residents for their continued support for his next four years in office. He stated he was proud of the past accomplishments of the Village Board and the Board will work on the future. He thanked his wife and family and all the people who had supported him. He wanted to remember a Monica Brown who had passed away a few weeks earlier for her support and enthusiasm for the community. He was proud of the accomplishments that had occurred in the last 16 years that he had been in office and was looking forward to the next four years.

Recess

President Mueller called a recess at 8:10 pm for a time to greet guests.

Reconvene

*The recessed regular meeting held Thursday, May 21, 2009 in the Board Room of the Lombard Village Hall was called to order by President William Mueller at 8:25 pm.
Upon roll call:*

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

090283**[Play Video](#)****Proclamation - Buddy Poppy Day**

Village Clerk Brigitte O'Brien read the proclamation for Buddy Poppy Day. President Mueller presented the proclamation to Tom Zilla, the retiring commander of the VFW, George Wilkes and John Pierce. Tom Zilla thanked the Village for recognizing Buddy Poppy Day. He indicated the VFW was out selling poppies today. He invited residents to come to Yorktown on Saturday where they will be set up. He encouraged everyone to attend the rededication of the cemetery and the dedication of the Veterans Memorial on Monday.

090296**[Play Video](#)****Proclamation - Memorial Day**

Village Clerk Brigitte O'Brien read the proclamation for Memorial Day. President Mueller again reminded residents of the Memorial Day Service to be held at the Cemetery at 11 am and then at the Commons Park at noon. He noted that Abe Lincoln will be there. He encouraged residents to attend in honor of the Veterans.

090294**[Play Video](#)****Presentation - Churchill Woods Dam Removal Project**

President Mueller called Assistant Director of Public Works Dave Gorman to the front. Assistant Director Dave Gorman introduced Steven McCracken of the DuPage River Salt Creek Work. Steve McCracken proceeded to give an overview and powerpoint of the project. Trustee Gron asked if this would alleviate flooding. Steve McCracken responded that the current levels will only change upstream. Trustee Moreau questioned how immediate would the impact be on habitat. Steve McCracken responded that there would be an immediate impact. Trustee Tross questioned if the dam was removed and that pushes water back, if there would be pockets. He asked how this affects clear water/stormwater sent to the basins and rivers. Steve McCracken stated there would be no impact on water quality.

Andy Draus, 350 S. Fairfield, Attorney for the CPSA, congratulated the newly elected and re-elected Village Board members. He stated he was working with the CPSA and had met with the neighbors at several meetings that had been held. Various issues that were brought up from the meetings and the traffic study that was done have been

incorporated into the project. He asked the Village Board to move forward on this item and not to remand it back to the Plan Commission. He stated he was unclear as the reasoning for remanding it back to the Plan Commission.

Brad Janisch, 109 S. Charlotte, thanked the Mayor for the nice letter and certificate for his newborn daughter. He spoke regarding downtown and the Lombard Towne Center funding. He noted there is a significant amount of focus on the downtown and the passion is felt in trying to boost the area. He questioned the changes proposed to the Downtown Business Grant Program. He stated that 70% of the businesses in the downtown are service orientated and he felt that the downtown needed to have more retail. He questioned filling the vacancies or filling the vacancies with businesses that would have a longtime benefit. He encouraged the Village Board to fund the Lombard Town Center. He stated six months ago he did not feel that way, but felt the new director had done a great job.

Marymae Meyer, 414 W, Windsor, stated the Mayor had given her a title of devoted citizen. She noted she had joined the Lombard Town Center last fall. She also has found her niche in that she is immersed in Lilacia Park and felt it was a treasure. She reported that she had mapped out the 25 flower beds in the Park which includes an inventory of every lilac bush in the Park with its official name and history. She was proud to say that Lombard had more information on lilacs than the Morton Arboretum and the Chicago Botanical Society. She felt this would be an asset to the community. She stated that she and Rose Roth would be leaving next week to attend the International Society of Lilacs Convention in Canada. It is her desire to bring the convention to Lombard in 2011. She encouraged the Village Board to approve the funding for the Lombard Town Center as she felt that Laura had the same enthusiasm for downtown Lombard as she did for lilacs.

President Mueller advised Marymae that she was now an ambassador for the Village.

V. Approval of Minutes

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It was moved by Trustee Tross, seconded by Trustee Moreau, to approve the minutes of the regular meeting of May 7, 2009 The motion carried by the following vote:

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

VI. Committee Reports

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President Mueller indicated that he wanted to waive the committee reports unless a Trustee had something they needed to report.

Clerk O'Brien, member of the Historical Commission, noted that there had been significant work done at the cemetery. The fence had been installed and the tombstones leveled. She also reminded residents of the Rededication on Monday at 11 am at the cemetery and the ceremony at noon at the Commons Park.

President Mueller noted that he would be announcing the new committee chairs so that staff can begin working with the trustees on their committees and this would be on the next agenda. He noted the following committee assignments:

Community Relations - Chairperson Laura Fitzpatrick and Co-chair Bill Ware;

Economic and Community Development - Chairperson Bill Ware and Co-chair Greg Gron;

Environmental Concerns - Chairperson Dana Moreau and Co-chair Laura Fitzpatrick;

Finance Committee - Chairperson Zachary Wilson and Co-chair Dana Moreau;

Public Works - Chairperson Greg Gron and Co-chair Dick Tross

Transportation and Safety - Chairperson Dick Tross and Co-chair Zach Wilson;

*BOLI - President Dick Tross;
Community Promotion and Tourism - Chairperson Mueller; and
Historical Commission - Member Brigitte O'Brien.*

Community Relations Committee - Trustee Laura Fitzpatrick, Chairperson

**Economic/Community Development Committee - Trustee Dana Moreau,
Chairperson**

Environmental Concerns Committee - Trustee Greg Gron, Chairperson

Finance Committee - Trustee Rick Soderstrom, Chairperson

Public Works Committee - Trustee Richard J. Tross, Chairperson

Transportation & Safety Committee - Trustee Jack O'Brien, Chairperson

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

Community Promotion & Tourism - President William J. Mueller, Chairperson

Lombard Historical Commission - Brigitte O'Brien

VII. Village Manager/Village Board Comments

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Village Manager Hulseberg indicated that two bills had passed HB 255 and HB 312 that related to capital projects. He stated the Village hoped to be able to receive some funding on capital projects.

VIII. Consent Agenda

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Payroll/Accounts Payable

A. [090281](#) Approval of Accounts Payable

For the period ending May 8, 2009 in the amount of \$601,115.64.

This Matter was approved on the Consent Agenda.

- B. [090291](#) **Approval of Village Payroll**
For the period ending May 15, 2009 in the amount of \$801,902.23.

This Matter was approved on the Consent Agenda.

- C. [090292](#) **Approval of Accounts Payable**
For the period ending May 15, 2009 in the amount of \$332,148.11.

This Matter was approved on the Consent Agenda.

Ordinances on First Reading (Waiver of First Requested)

- D. [080458](#) **Downtown Retail Business Grant Program (DRBG) Assessment**
1. Amending Title 3, Chapter 36 of the Lombard Village Code in regard to Amendments to the Downtown Retail Business Grant Program.
2. Adopting the Downtown Retail Business Grant Program Policy.
(DISTRICTS #1, #4 and #5)

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

Enactment No: Ordinances 6335 6336

- E. [090247](#) **PC 09-09: 612 Western Avenue (Bellyrub Klub)**
Requests that the Village grant a conditional use, pursuant to Section 155.420(C) of the Zoning Ordinance to allow an "Animal Day Care Facility" within the I - Limited Industrial 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 6337

- F. [090293](#) **Declaration of Surplus Equipment**
Declaring four vehicles as surplus equipment and authorizing their sale at auction. Staff is requesting a waiver of first reading.

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

Enactment No: Ordinance 6338

- *F2. [090299](#) **Declaration of Surplus Equipment**
Declaring computer equipment as surplus and authorizing its sale at auction. Staff is requesting a waiver of first reading.

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

Enactment No: Ordinance 6339

Other Ordinances on First Reading

- G. [090246](#) **PC 09-08: 331 W. Madison Street (CPSA) (Per the request of Trustee Ware, this petition is being remanded to the Plan Commission in its entirety)**
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 remanded to the Plan Commission on the Consent Agenda.

Ordinances on Second Reading

- H. [090225](#) **PC 09-07: 355 Eisenhower Lane South (Soaring Eagle Academy)**
Requests that the Village grant a conditional use, pursuant to Section 155.420 (C) of the Zoning Ordinance to allow a "Private School" within the I - Limited Industrial District. (DISTRICT #3)

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

Enactment No: Ordinance 6340

Resolutions

- I. [090163](#) **Lombard Town Centre - 2009 Request for Funding**
1. Request for \$75,000 to fund Lombard Town Centre's activities.
 2. Resolution Providing for Funding for Lombard Town Centre as the Official Illinois Main Street Program Organization Serving the Village of Lombard.

This Matter was adopted on the Consent Agenda.

Enactment No: Resolution 102-09

- J. [090268](#) **112 W. St. Charles Road - Downtown Retail Business Grant**
Request to approve a Downtown Retail Business Grant in an amount not to exceed \$10,300. (DISTRICT #1)

This Matter was adopted on the Consent Agenda.

Enactment No: Resolution 103-09

- K.** [090273](#) **FY2009 Total Landscape Maintenance, Change Order No. 1**
Reflecting an increase to the contract with The TLC Group in the amount of \$29,483.00.

This Matter was adopted on the Consent Agenda.

Enactment No: Resolution 104-09

- L.** [090295](#) **2010 Census - Ad Hoc Committee**
Establishing an Ad-hoc Committee to investigate, analyze, advise, and make recommendations to the President and Board of Trustees with regard to the Census Complete Count Committee.

This Matter was adopted on the Consent Agenda.

Enactment No: Resolution 105-09

Other Matters

- M.** [090287](#) **FY2010 Driveway Apron, Curb and Sidewalk Restoration**
Award of a contract to Lorusso Cement Contractors, Inc., the lowest responsible bid of eight bidders, in the amount of \$225,000.00. Bid in compliance with Public Act 85-1295.

This Matter was approved on the Consent Agenda.

- N.** [090290](#) **FY2010 Bituminous Mix**
Request for a waiver of bids and award of a contract to DuKane Asphalt Company in the amount of \$192,500.00. Public Act 85-1295 does not apply.

This Matter was approved on the Consent Agenda.

- O.** [090285](#) **Kiwanis House Walk Signage**
Request for use of the public right-of-way for temporary signage.

This Matter was approved on the Consent Agenda.

Passed The Consent Agenda

It was moved by Trustee Gron, seconded by Trustee Ware, 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, Moreau, Fitzpatrick, Wilson and Ware

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

XI. Executive Session

[Play Video](#)

The regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, May 21, 2009 in the Board Room of the Lombard Village Hall was recessed to Executive Session at 9:12 pm to discuss pending litigation, probable or imminent litigation and collective negotiating matters.

It was moved by Trustee Gron, seconded by Trustee Ware, to recess to Executive Session. The motion carried by the following vote:

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

Reconvene

The recessed regular meeting of the President and Board of Trustees of the Village of Lombard was called to order by Village President William Mueller at 9:53 pm on Thursday, May 21, 2009 in the Board Room of the Lombard Village Hall. Upon roll call:

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

XII. Adjournment

The regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, May 21, 2009 was adjourned at 9:54 pm.

It was moved by Trustee Moreau, seconded by Trustee Gron, to adjourn. The motion carried by the following vote:

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