

Village of Lombard

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



Minutes

Thursday, November 6, 2014

7:30 PM

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; Peter Breen, District Four;

Laura Fitzpatrick, District Five; and Bill Ware, District Six

I. Call to Order and Pledge of Allegiance

The regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, November 6, 2014 in the Board Room of the Lombard Village Hall was called to order by Village President Keith Giagnorio at 7:33 pm. Village Clerk Sharon Kuderna led the Pledge of Allegiance.

II. Roll Call

8 - Keith Giagnorio, Sharon Kuderna, Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Peter Breen, Laura Fitzpatrick, and Bill Ware

Staff Present:
Assistant Village Manager Nicole Aranas
Director of Finance Tim Sexton
Director of Community Development Bill Heniff
Director of Public Works Carl Goldsmith
Chief of Police Ray Byrne
Fire Chief Paul DiRienzo
Executive Coordinator Carol Bauer

President Giagnorio congratulated Trustee Peter Breen on his recent election to the office of State Representative of the 48th District. Trustee Breen indicated that in the 140 year history of the Village of Lombard, he was excited to be the first resident to be elected to a State office position. He stated he hoped to implement reforms in Springfield after he is sworn in as State Representative.

III. Public Hearings

[140421](#)

BOT 14-01: 19W231 17th Street

A Public Hearing regarding a proposed Annexation Agreement for the property located at 19W231 17th Street.
(UNINCORPORATED/DISTRICT #3)

The Public Hearing regarding a proposed Annexation Agreement for the property located at 19W231 17th Street was called to order by Village Attorney Tom Bayer at 7:36 p.m. Attorney Bayer reviewed the details of the Annexation Agreement. Being that no one spoke for or against the petition, the Public Hearing was closed at 7:37 pm.

IV. Public Participation

[140425](#)

Proclamation - German Foreign Exchange Students Day

Village Clerk Sharon Kuderna read the proclamation for German Foreign Exchange Students Day.

Village President Giagnorio called Glenbard East German Teacher Molly Gstalter and the students and teachers on the Exchange Program to the front and presented them with the proclamation.

Molly Gstalter thanked the Village for their hospitality and the recognition.

V. Approval of Minutes

A motion was made by Trustee Dan Whittington, seconded by Trustee Bill Ware, that the minutes of the Special meeting of October 16, 2014 and the minutes of the Regular Meeting of October 16, 2014 be approved. The motion carried by the following vote:

Aye: 6 - Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Peter Breen, Laura Fitzpatrick, and Bill Ware

VI. Committee Reports

Community Relations Committee - Trustee Dan Whittington, Chairperson

No report

Economic/Community Development Committee - Trustee Laura Fitzpatrick, Chairperson

No report

Environmental Concerns Committee - Trustee Mike Fugiel, Chairperson

No report

Finance Committee - Trustee Peter Breen, Chairperson

Trustee Breen, Chairperson of the Finance Committee, reported the committee had met and reviewed the FY 2015 proposed budget. The next meeting is scheduled for December 1st.

Public Works Committee - Trustee Bill Ware, Chairperson

No report

Transportation & Safety Committee - Trustee Reid Foltyniewicz, Chairperson

No report

Board of Local Improvements - Trustee Bill Ware, President

No report

Community Promotion & Tourism - Trustee Laura Fitzpatrick, Chairperson

No report

Lombard Historical Commission

No report

VII. Village Manager/Village Board Comments

Trustee Foltyniewicz reminded residents of the Bill Mueller Memorial Blood Drive scheduled for Monday, November 10th at the Yorktown Shopping Center and the Village Hall. He noted that Glenbard East had a rough end of the season and Montini would be playing in Joliet this Saturday with hopes of winning another championship. He thanked all of the Veterans for their service.

Trustee Whittington reminded residents of the Bears vs. Packers Viewing Event in downtown Lombard on Sunday with game time at 7:30 pm. Jingle Bell Jubilee is scheduled for Saturday, December 6 in downtown Lombard with the tree lighting to be held at Lilacia Park. President Giagnorio reminded residents of the Veterans Ceremony on November 11th beginning at 11 am at the Sunken Garden in Commons Park.

VIII Consent Agenda

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Payroll/Accounts Payable

- A. [140416](#) **Approval of Accounts Payable**
 For the period ending October 17, 2014 in the amount of \$1,649,519.16.
 This Payroll/Accounts Payable was approved on the Consent Agenda

- B. [140419](#) **Approval of Village Payroll**

For the period ending October 18, 2014 in the amount of \$765,266.34.

This Payroll/Accounts Payable was approved on the Consent Agenda

C. [140420](#)

Approval of Accounts Payable

For the period ending October 24, 2014 in the amount of \$828,164.39.

This Payroll/Accounts Payable was approved on the Consent Agenda

D. [140430](#)

Approval of Accounts Payable

For the period ending October 31, 2014 in the amount of \$855,129.68.

This Payroll/Accounts Payable was approved on the Consent Agenda

Ordinances on First Reading (Waiver of First Requested)

E. [140413](#)

PC 14-31: 105 E. Roosevelt Road - Conditional Use for a Bank and Financial Institution (Payday Loan Store)

Requests that the Village grant approval of a conditional use, pursuant to Section 155.417(G)(2)(b) of the Village of Lombard Zoning Ordinance to allow for a bank and financial institution within the B4A Roosevelt Road Corridor Zoning District. (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 7012

F. [140414](#)

PC 14-30: 649 E. Roosevelt Road - Conditional Use for a Bank and Financial Institution (Springleaf Financial Services)

Requests that the Village grant approval of a conditional use, pursuant to Section 155.417(G)(2)(b) of the Village of Lombard Zoning Ordinance to allow for a bank and financial institution within the B4A Roosevelt Road Corridor Zoning District. (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 7013

G. [140415](#)

PC 14-35: 1125 E. St Charles Road, Lombard Motors Inc.

Requests that the Village grant approval of a conditional use, pursuant to Section 155.416 (C) of the Village of Lombard Zoning Ordinance, to allow for Motor Vehicle Sales within the B4 Corridor Commercial Zoning District. (DISTRICT #5)

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

Enactment No: Ordinance 7014

H. [140423](#)

Sale of Surplus Equipment

Declaring one 2003 Chevrolet Impala and one 1999 Harley Davidson

as surplus and authorizing their sale. Staff is requesting a waiver of first.

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

Enactment No: Ordinance 7015

- I. [140427](#) **Amending Title 11, Chapter 112, Section 113.13(A) of the Lombard Village Code**
Revising the Class "U" liquor license category and granting a Class "U" liquor license to Golden 1 Inc. d/b/a Thai Sushi Inn located at 719 E. Roosevelt Road. (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 7016

Other Ordinances on First Reading

Ordinances on Second Reading

Resolutions

- J. [130213](#) **Local Landmark Survey - 2014 Historic Survey (Survey of Sites)**
Resolution accepting an update to the historic sites and structures inventory according to Section 32.079(B). (DISTRICTS - ALL)
This Resolution was adopted on the Consent Agenda
Enactment No: R 47-14
- K. [140417](#) **Highway Authority Agreement, 930 E. Roosevelt Road**
Approving a Limited Environmental Indemnity Agreement and Highway Authority Agreement for the property located at 930 E. Roosevelt Road. (DISTRICT #6)
This Resolution was adopted on the Consent Agenda
Enactment No: R 48-14

Other Matters

- L. [140426](#) **Call One Contract**
Request for a waiver of bids and award of a contract to Call One for a three (3) year telephone communication contract. Public Act 85-1295 does not apply.
This Bid was approved on the Consent Agenda
- M. [140424](#) **Agreement with Teamsters Local 700**

Approval of an Agreement between the Village of Lombard and Teamsters 700 representing the Police Records Clerks, Police Front Desk Clerks, Community Service Officers, Property Clerk and Administrative Towing Coordinator for the period June 1, 2014 through December 31, 2017.

This Request was approved on the Consent Agenda

***N. 20 Yorktown Shopping Center - Lombard Commonwealth Christmas Haunted House Special A=Event and Signage (Moved to Separate Action IX-D)**

***O. [140433](#)**

Holiday Decorations 2014

Request for a waiver of bids and award of a contract to Liberty Flag & Banner in an amount not to exceed \$43,000 for the 2014 Holiday Decorations Program. (DISTRICTS - All)

This Bid was approved on the Consent Agenda

Approval of the Consent Agenda

A motion was made by Trustee Bill Ware, seconded by Trustee Peter Breen, to Approve the Consent Agenda The motion carried by the following vote

Aye: 6 - Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Peter Breen, Laura Fitzpatrick, and Bill Ware

IX. Items for Separate Action

Ordinances on First Reading (Waiver of First Requested)

A. [140422](#)

BOT 14-01: 19W231 17th Street - Annexation & Map Amendment (Rezoning)

1. Ordinance Authorizing the Execution of an Annexation Agreement (2/3 of Corporate Authorities Vote required)
 2. Ordinance Annexing Certain Territory to the Village of Lombard.
 3. Ordinance approving a map amendment (rezoning) from the R0 Single-Family Residence District to the R2 Single-Family Residence District.
- (UNINCORPORATED/DISTRICT #3)

Village Attorney Tom Bayer reminded the Village Board that the Annexation Agreement requires the Village President to vote. The Ordinance annexing certain territory to the Village and the Ordinance approving a map amendment can be voted on as one item.

A motion was made by Trustee Reid Foltyniewicz, seconded by Trustee Dan

Whittington, that the Ordinance authorizing the execution of an Annexation Agreement for the property located at 19W231 17th Street (BOT 14-01) be waived of first reading and passed on second reading with suspension of the rules. The motion carried by the following vote:

Aye: 7 - Keith Giagnorio, Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Peter Breen, Laura Fitzpatrick, and Bill Ware

Enactment No: Ordinances 7017 7018 7019

A motion was made by Trustee Reid Foltyniewicz, seconded by Trustee Mike Fugiel, that the Ordinance annexing certain territory to the Village of Lombard located at 19W231 17th Street (BOT 14-01) 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, Peter Breen, Laura Fitzpatrick, and Bill Ware

Enactment No: Ordinances 7017 7018 7019

A motion was made by Trustee Reid Foltyniewicz, seconded by Trustee Mike Fugiel, that the Ordinance approving a map amendment (rezoning) from the R0 Single-Family Residence District to the R2 Single-Family Residence District for the property located at 19W231 17th Street (BOT 14-01) 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, Peter Breen, Laura Fitzpatrick, and Bill Ware

Enactment No: Ordinances 7017 7018 7019

Other Ordinances on First Reading

B. [140412](#)

PC 14-32: 510 E. 22nd Street; MMRE, LLC.

Requests that the Village grant approval of a conditional use, pursuant to Section 155.412 (C) of the Village of Lombard Zoning Ordinance, to allow for a medical cannabis dispensing organization within the Office Zoning District. (DISTRICT #3)

Village President Keith Giagnorio noted that the Village Board would be reviewing the request and petition of MMRE, Inc. for a conditional use to provide for a medical cannabis dispensing facility at 510 E. 22nd Street. The Village Board will be considering the recommendation from the Plan Commission for approval subject to seven conditions for the proposed use. He requested Attorney Bayer to provide information regarding the actions the Village Board will be considering.

Attorney Bayer noted as follows:

The petition being considered by the Village Board is for a conditional use approval for a medical marijuana dispensing facility. As defined in the Lombard Zoning Ordinance, conditional use is a which, because of its unique characteristics, cannot be properly classified as a permitted use in a particular zoning districts. After due consideration, in each

case, of the impact of such use upon neighboring land and of the public need for the particular use at the particular location, such "conditional use" may or may not be granted, subject to the terms of this ordinance.

A conditional use permit can be approved by the Village Board based on a determination of compliance with standards set forth in the underlying district regulations (in this case the underlying O Office District) and a review of the location, design, configuration, intensity and density of the use. The Village Board's decision to ultimately approve or deny the petitioner's request must be based exclusively upon the materials presented, the testimony offered and a determination whether the petition meet the standards for conditional uses.

As a precursor to this discussion, the Village Board and the public must be aware of those items that are not under the Village Board's purview in consideration of this petition. In 2013, the Illinois State Legislature approved the Compassionate Use of Medical Cannabis Pilot Program (P.A. 98-0122). This Act sets forth the parameters for individuals seeking to grow, dispense or consume cannabis exclusively for medical purposes. The Act also distinguishes between cultivation centers which grow marijuana plants and a dispensing facility, which is what the petitioner is seeking approval for this evening. Key components of the Act, pertaining to dispensing facilities and land use are as follows:

- The Act identified medical benefits of marijuana and has established the program to advance the legal use of marijuana for limited medical purposes.
- Municipalities must provide for locations within their respective communities for such facilities. Lombard cannot prohibit dispensaries from the communities.
- The Village does not have control over who will secure a medical cannabis license, as such dispensing licenses are determined by the Illinois Department of Professional Regulation with the program being administered by the Illinois Department of Public Health.
- Individuals seeking to acquire medical marijuana must be pre-approved by the State of Illinois and must follow their provisions regarding the acquisition and consumption of medical marijuana.
- The Act provides for a buffer requirement of 1,000 feet in distance from schools.
- The Act does not provide for buffers from residential properties.

The Village Board can only consider the zoning and land use aspects of the proposed dispensing facility. Items which cannot be considered by the Village Board in this matter include:

- Whether marijuana has medicinal benefits or not;
- The impact drugs have on the community;
- Whether it is good public policy to provide for medical cannabis

facilities;

- What individuals are entitled to be a part of the program; and
- The criteria for approval of such facilities, outside of the zoning provisions.

For reference purposes, even if this petition is ultimately approved by the Village Board, the petitioner will still need to seek approval from the State to operate the facility. As of now, the State has determined that up to three dispensing facilities will be available in DuPage County. To date, we understand that about 23 applicants have filed for approval of one of the three dispensing facility licenses.

President Giagnorio noted that the Village Board is aware that a number of individuals would like to speak relative to this matter. In order to best accommodate everyone, the following procedures will be followed:

1. We are going to ask the petitioner to provide opening comments first and then we will provide an opportunity for anyone in the audience to speak regarding the petition.
2. If you already spoke at the Plan Commission public hearing on October 20, your comments are part of the public hearing proceedings.
3. Any letters or emails previously sent to the Village regarding this petition have been transmitted to the Village Board and are a part of the public record. Therefore, you do not have to read the correspondences into the record this evening.
4. If anyone wants to speak this evening, please complete a public participation form at the rear of the room and bring it up the dais in order to be heard.
5. To provide ample time to hear all comments, please keep your presentation to three minutes in length.
6. If you concur with a statement or comment by a previous presenter, you do not have to repeat the statement; simply state that you agree with any such past comments.
7. If answers to questions are sought, they should be directed to the Village Board who will then direct the question to the appropriate individuals to respond.
8. Please no applause, booing or other public output during the participation process.

President Giagnorio noted that Sean Daly, petitioner for MMRE, Inc., will be called first to speak relative to the petition. Upon completion of the petitioner's presentation, members of the public will be called to offer any comments. As you come to the podium, we ask that you state your name and proceed with your comments and that you keep your comments to three minutes. Upon completion of public comment, Director of Community Development Bill Heniff will provide a brief overview of the existing zoning regulations pertaining to medical cannabis facilities, a summation of the petitioner's request and the recommendation by the Plan Commission. The Village Board

will then be allowed to make any statements or ask questions.

Sean Daly, petitioner for MMRE, Inc. provided an overview on the petition for a medical cannabis dispensing facility proposed for 510 E. 22nd Street. He noted that only persons with a medical card are allowed to enter the facility to purchase medical cannabis. These individuals have been diagnosed with a medical condition and been provided a prescription from a licensed doctor to receive the medical cannabis. These individuals will be fingerprinted and background checks will be done on every individual. He spoke regarding reports showing a decrease in crime by allowing a medical cannabis dispensary. He spoke of the security at the facility and the staffing. He spoke about the pricing and noted that medical cannabis is far more costly than street cannabis. He requested the Village Board support the petition of MMRE, Inc.

Jim Segredo, President of the Montini Catholic High School Board, noted that there are 684 students at Montini and 120 families live in Lombard. He spoke of the many issues that they feel would be relevant should the medical cannabis dispensary be allowed to open at the proposed location including: the safety risk to the students; how Fairfield is used by many students to and from school and on their way to Yorktown; that the proposed site is only 3,000 feet away from Montini; criminal activity that may arise from the facility; felt there were too many avenues already available for students to purchase cannabis; 110 of the 230 parking passes are issued to students who drive to Montini from the west and southwest; he supported the medical aspect of cannabis; felt there could be a dramatic increase in use of cannabis by students due the location of the facility; felt that many individuals will purchase cannabis for medical reasons, but that many will not; spoke of the cannabis and the amount of cash on hand at the facility; felt the location was too close to the residential community - 200 feet from the front door of the first residence on Fairfield Court, 420 feet from St. Regis Condominiums, 880 feet from the first home on 18th Court; threat to property values and homeowners have their life savings invested in their homes; increase in traffic; felt the location was not conducive to the operation. On behalf of Montini, he asked the Board to not support the request. He submitted signed petitions.

Maryann O'Neill, Principal of Montini Catholic High School, thanked the Board for allowing her to speak. She noted that she agreed with all that Jim Segredo said; that she had been a resident since 1971; that she was a parent and grandparent; that 3 of her 4 children loved Lombard and had moved here to raise their families; spoke of family values; concerns regarding safety of the students, the residents and the buses entering and leaving the school; spoke of the cross country runners who use the streets for practice; questioned the location; bus stop is 450 feet away from the proposed facility; questioned why the medical cannabis is not dispensed at local pharmacies like CVS,

Jewel or Walmart; questioned precautions; urged the Village Board to listen to their constituents.

Wally Weisenberg indicated that he was a 57-year resident of Lombard, a graduate of Montini and Chairman of the Montini Board of Directors. He spoke of Montini being a private school and that each year they are required to reestablish themselves in the eyes of the parents and students; provide a safe environment of learning for the students and staff; Montini a safe haven for students; questioned increase in crime; could threaten the existence of Montini. He requested the Board to deny the petition.

Angela Pritz indicated she is the first townhome in Abbey Woods and the proposed dispensary is 250 feet from her door. She was aware of the 7 standards and referenced standard #2 with regard to use and enjoyment of your property. She spoke of the friendly and safe community she lives in including children, widowed adults and young couples, and felt that would be jeopardized. She indicated she would not feel safe or comfortable with the dispensary so close to Abbey Woods. She spoke of the bullet proof glass at the facility; the 24-hour surveillance cameras; the issuance of a card for entry; unethical doctors writing prescriptions; bad people being attracted to the opportunity to get cannabis and cash; not allowing credit cards meaning a lot of cash being brought in for purchases; the bus stop on the corner; the value of the homes; felt the site was not appropriate for the facility. She requested the Board deny the petition.

Ken Wojcik indicated he concurred with the previous speakers; spoke of the safety issue and large amount of cash; criminal activity; the cost to the Village for added police patrol; a pilot program; the issues at local hotels with drugs. He asked the Board to deny the petition.

Harold Hoffman indicated his residence fronted on Fairfield; spoke of the pilot program; having no historical data; requested the Board not make the residents a guinea pig; felt other locations would better be served by this facility; felt the facility was too close to Montini and the residents.

Jeff Pierce spoke of the current traffic issues and congestion at 22nd Street and Fairfield; felt this would add to the issues; questioned adding a third traffic light putting three traffic lights in 1/4 mile; dispensary 135 feet from the corner to that location. Asked the Board to deny.

Anne Lipira indicated she resides in the condos across from the office building; agreed with all that had been said; has lived 13 years in Lombard; she is a registered nurse and not opposed to medical marijuana; there are 8 buildings in the Fairfield Townhomes complex that are only 135 feet away from the site; very secluded area; large amounts of cash; safety issue; not the right location. Requested the Board to deny.

Trustee Breen questioned the diminished property values.

Carl Orr noted he was a parent and a resident; spoke of pilot program;

secondary sales; felt he did not have to worry about his children's safety at Montini; property values; felt the Board should do the best for the residents. Asked that the Board deny.

Sue Kramer spoke regarding zoning and office use versus the proposed use; traffic concerns; increase in accidents; secluded building; brush and tree line screening the property even more and encouraging criminal activity; clients carrying large sums of money and cannabis; appeal to the criminal element; increase in crime; gunfire possible; felt the location was not suitable. Asked the Board to deny.

Submitted signed petitions.

Director of Community Development provided an overview of the petition and provided the following: identified area in which a cannabis dispensing facility could be located; did analysis in 2013; O Office District was deemed an appropriate consideration for facility; should be focused on medical and not retail; similar to a medical office; spoke of permitted uses and conditional use; one petition submitted to the Village; 23 applications submitted in DuPage County; State will review and could allow 3 dispensaries in DuPage County; State will make final determination; Plan Commission recommended subject to 7 conditions; no exterior wall signs permitted.

Trustee Foltyniewicz thanked the people who came out to speak and indicated they cared about their community.

Trustee Breen indicated the Board was serving as judges over the petition and reviewing the 7 factors. He spoke of the General Assembly stripping the powers away from local government. He spoke of the testimony provided by those who spoke. He felt the Board wanted to review all of the material before making a decision and felt that waiting a month would give them additional time to do that.

A motion was made by Trustee Reid Foltyniewicz, seconded by Trustee Laura Fitzpatrick, that the request for a Conditional Use to allow a medical cannabis dispensing organization within the O Office Zoning District located at 510 E. 22nd Street (PC 14-32) be tabled to December 4, 2014. The motion carried by the following vote:

Aye: 6 - Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Peter Breen, Laura Fitzpatrick, and Bill Ware

Ordinances on Second Reading

Resolutions

***C. [110741](#) Resolution Adopting Procedures for Electronic Attendance at**

Village Board Meetings

Adopting rules that conform with the requirements and restrictions of the Open Meetings Act.

Assistant Village Manager Nicole Aranas provided an update on the Resolution regarding procedures for electronic attendance at Village Board meetings. This policy had been adopted by the Village Board previously but included a Sunset Clause. This policy requires a Board member to provide written notice to the Village Clerk one week prior to a Board meeting of his or her request to attend the meeting through electronic means; a quorum of the Corporate Authorities must still be in attendance at the meeting in person; and being on vacation was not a reason to invoke the policy.

Trustee Foltyniewicz suggested that this policy be reviewed following the first time that it is used by a Board member.

Trustee Whittington inquired about a Sunset Clause after a year.

Trustee Fitzpatrick inquired about legal issues.

Attorney Bayer indicated that the State law requires a policy in place for a Board member to be able to attend a meeting via electronic provisions. He noted the policy can be terminated. He spoke of the last policy having a Sunset Clause after six months and that no Board member took advantage of this provision thus the policy expired.

Trustee Ware inquired about the taped minutes and ramifications.

Attorney Bayer indicated the minutes will need to reflect electronic attendance by a Board member.

A motion was made by Trustee Laura Fitzpatrick, seconded by Trustee Dan Whittington, that the Resolution adopting procedures for electronic attendance at Village Board meetings be adopted. The motion carried by the following vote:

Aye: 6 - Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Peter Breen, Laura Fitzpatrick, and Bill Ware

Enactment No: Resolution 49-14

Other Matters

***D. 140429 20 Yorktown Shopping Center - Lombard Commonwealth Christmas Haunted House Special Event and Signage**

Request from Lombard Commonwealth (formerly Lombard Jaycees) to allow the use of temporary signage in the public right-of-way and for a time extension for a temporary special event valid from December 5, 2014 to December 21, 2014. (DISTRICT #3)

Trustee Ware reported that he had concerns relative to safety and traffic with the proposed Christmas Haunted House and it being the peak season for shopping at Yorktown. He stated that he did not support the request.

Trustee Whittington noted that he was uncomfortable with the concept of a Christmas Haunted House.

Trustee Fugiel inquired about financial reports from the Taste of Lombard and the Haunted House.

Trustee Foltyniewicz inquired about attendance at the Haunted House and any projected attendance for the Christmas Haunted House.

Jackie West, President of Lombard Commonwealth, indicated that approximately 3,000 patrons had attended the Haunted House producing \$24,000 in revenue. She indicated she was not sure if they had broken even on the event. She stated they have not ever hosted a Christmas Haunted House and had not attendance projections for the event. She indicated that the event was scheduled in the convenience center and not in the main mall at the same location that the Haunted House was held. The costs would be less since the majority of the work was done and they would just be doing redecorating. Expenses would include the rent, utilities and advertising. She noted that she had signed a lease with Yorktown three weeks ago and that Yorktown was excited to have this event. She did not know if Yorktown would hold them to the lease if the approval was not granted by the Village.

A motion was made by Trustee Bill Ware, seconded by Trustee Mike Fugiel, that the request of Lombard Commonwealth for a special event and signage for a Christmas haunted House be denied. The motion carried by the following vote:

Aye: 6 - Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Peter Breen, Laura Fitzpatrick, and Bill Ware

X. Agenda Items for Discussion

XI. Executive Session

XII. Reconvene

XIII Adjournment

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A motion was made by Trustee Reid Foltyniewicz, seconded by Trustee Mike Fugiel, that this Regular Meeting of the President and board of Trustees of the Village of Lombard held on Thursday, November 6, 2014 in the Board Room of the Lombard Village Hall be adjourned at 9:14 p.m. The motion carried by the following vote:

Aye: 6 - Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Peter Breen, Laura Fitzpatrick, and Bill Ware