

Village of Lombard

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



Minutes

Thursday, June 17, 2021

6:00 PM

Village Hall Board Room

Village Board of Trustees

Village President Keith Giagnorio

Village Clerk Liz Brezinski

*Trustees: Brian LaVaque, District One; Anthony Puccio, District Two;
Bernie Dudek, District Three; Andrew Honig, District Four;
Dan Militello, District Five; and Bob Bachner, 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, June 17, 2021 in the Board Room of the Lombard Village Hall was called to order at 6:00 pm by Village President Keith Giagnorio. Director of Public Works Carl Goldsmith led the Pledge of Allegiance.

II. Roll Call

8 - Keith Giagnorio, Liz Brezinski, Brian LaVaque, Anthony Puccio, Bernie Dudek, Andrew Honig, Dan Militello, and Bob Bachner

Staff Present:
Village Manager Scott Niehaus
Director of Finance Tim Sexton
Director of Community Development Bill Heniff
Director of Public Works Carl Goldsmith
Chief of Police Roy Newton
Fire Chief Richard Sander
Village Attorney Tom Bayer
Assistant Village Attorney Jason Guisinger
Assistant Village Manager Nicole Aranas
Executive Coordinator Carol Bauer

III. Public Hearings

IV. Public Participation

V. Approval of Minutes

A motion was made by Trustee Bob Bachner, seconded by Trustee Andrew Honig, that the minutes of the Regular Meeting of May 20, 2021, the minutes of the Special Meeting of May 27, 2021, the minutes of the Special Meeting of June 3, 2021 and the minutes of the Special Meeting of June 5, 2021 be approved. The motion carried by the following vote:

Aye: 6 - Brian LaVaque, Anthony Puccio, Bernie Dudek, Andrew Honig, Dan Militello, and Bob Bachner

VI. Committee Reports

Community Promotion & Tourism - Trustee Bernie Dudek, Chairperson

Trustee Bernie Dudek, Chairperson of the Community Promotion &

Tourism Committee reported the following: committee met on June 1st; met members and in the process of speaking with each of them privately to gauge interest in remaining on the committee as their terms are currently expired. There are (as of now) 2 openings that will need to be filled.

Beth Marchetti with the DuPage Convention and Tourism Bureau gave us an update on hospitality and tourism in DuPage County, as well as her thoughts on what we might expect as we emerge from the pandemic. Committee conducted a mid-year review of the 2021 Hotel/Motel Tax Budget and discussed the budget outlook and revenue projections relative to pandemic recovery.

Preliminary discussion concerning possible American Rescue Plan Funding and the potential to use federal funding to support the hospitality and tourism sector within the Village. The committee will continue to explore funding rules and options for program funds.

Community Relations Committee - Trustee Dan Militello, Chairperson

No report

Economic/Community Development Committee - Trustee Anthony Puccio, Chairperson

Trustee Anthony Puccio, Chairperson of the Economic & Community Development Committee, reported the following:

The ECDC unanimously recommended to the Village Board to authorize the signature of the Village Manager on the Project Charter associated with a multi-jurisdictional local technical assistance grant that will incorporate economic development, land use, transportation, housing and open space components. To facilitate the planning process, this item has been placed on tonight's Village Board agenda for approval. A façade grant for a new projecting sign was approved for the property at 18 West St. Charles Road, which is now the Corridor Restaurant. The ECDC supported the concept of Economic Incentive Signage program for project grant recipients. This advertising effort will recognize that the Village's grant program helped facilitate the underwriting of construction activity that was undertaken as part of the overall project. The members also offered additional branding comments and suggestions that can be incorporated into the larger efforts.

Staff introduced a Downtown Lombard Story Map which incorporates past recent economic efforts by property, before and after pictures, and a narrative of the investments.

Staff informed the members of the business outreach activities and approach we will be undertaking with the business community as the State moves into Phase 5 (Illinois Restored) Plan.

An update was also offered relative to the State of Illinois Humane Care

Act that received legislative approval in the State House and Senate and awaits final consideration by the Governor.

Finance & Administration Committee, Trustee Andrew Honig, Chairperson

No report

Public Safety & Transportation Committee - Trustee Brian LaVaque Chairperson

Trustee Brian LaVaque, Chairperson of the Public Safety & Environmental Concerns Committee, reported the following: The committee met on June 2nd. The Police and Fire Departments presented their monthly annual reports. The July meeting will be cancelled as the committee will be taking time to participate in ride-along with our Police Department. Special thank you to the Fire Department for their efforts to support our neighbors to the north in Rockton, IL that are dealing with a terrible chemical plant fire. The Fire Department sent an EMS unit staffed with 2 off-duty firemen to support Rockton as they worked to getting the fire under control.

Public Works & Environmental Concerns Committee - Trustee Bob Bachner, Chairperson

No report

Board of Local Improvements - Trustee Bob Bachner, President

No report

Lombard Historic Preservation Commission - Village Clerk Liz Brezinski

No report

VII. Village Manager/Village Board/Village Clerk Comments

Village President Keith Giagnorio noted: exciting week for the Village with groundbreaking for two major development projects both on Main Street - Helen Plum Library at 411 S. Main, groundbreaking on June 15th and Lilac Station at 101-109 S. Main groundbreaking on June 17th; thanked Village Board and staff for all of their hard work in getting these projects approved; always receives compliments from developers on Village staff and how great it is to work with the Village of Lombard employees; a lot of great development happening in Lombard; residents are excited to see both of these projects move forward; thank you all; met earlier in the week with the Mayors/Presidents and

Managers/Administrators from Elmhurst, Villa Park and Glen Ellyn to get acquainted, provide updates on the communities and their projects as well as reinforce working relationships among the communities.

Village Clerk Liz Brezinski read the following announcements:

The July 1st Village Board meeting has been cancelled. The next regularly scheduled Board meeting is July 15th.

Absent any further State COVID-19 restrictions, the Village plans to host the Fourth of July Fireworks on Sunday, July 4th at Madison Meadow Park. The following weekend, the Village welcomes back Cruise Nights Car Shows and Summer Concerts to downtown Lombard. To help make up for a later start, this year's lineup has been extended, with the final event scheduled for Saturday, September 4th. Check the Village website for further details.

Residents interested in receiving construction alerts and updates regarding the new Lilac Station development in downtown Lombard at 101 S. Main Street, please sign up at

www.villageoflombard.org/lilacstationnews.

The Village will be sharing updates regarding the new Helen Plum Library project at 411 S. Main Street, pertaining to construction impacts and the permitting process. Sign up at

www.villageoflombard.org/libraryconstructionnews.

With Fourth of July around the corner, Lombard Police are reminding residents about a most important holiday tradition - driving sober. To help keep our roads safe, Lombard Police will have [extra enforcements](#) cracking down on drunk and impaired drivers from June 17 - July 6, including a roadside safety checkpoint on Friday, July 2nd.

Thank you blood donors for donating at yesterday's blood drive. With the urgent call for critically low blood supplies, donors stepped up to the plate and 104 units were collected. That blood will help save 312 lives. Be a hero, donate blood, it saves lives.

VIII Consent Agenda

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Payroll/Accounts Payable

A. [210168](#)

Approval of Accounts Payable

For the period ending May 21, 2021 in the amount of \$1,116,179.48.

This Payroll/Accounts Payable was approved on the Consent Agenda

- B.** [210174](#) **Approval of Village Payroll**
For the period ending May 22, 2021 in the amount of \$880,509.11
This Payroll/Accounts Payable was approved on the Consent Agenda
- C.** [210175](#) **Approval of Accounts Payable**
For the period ending May 28, 2021 in the amount of \$1,482,098.18.
This Payroll/Accounts Payable was approved on the Consent Agenda
- D.** [210179](#) **Approval of Accounts Payable**
For the period ending June 4, 2021 in the amount of \$101,151.42.
This Payroll/Accounts Payable was approved on the Consent Agenda
- E.** [210190](#) **Approval of Village Payroll**
For the period ending June 5, 2021 in the amount of \$979,755.50.
This Payroll/Accounts Payable was approved on the Consent Agenda
- F.** [210191](#) **Approval of Accounts Payable**
For the period ending June 11, 2021 in the amount of \$1,232,593.26.
This Payroll/Accounts Payable was approved on the Consent Agenda

Ordinances on First Reading (Waiver of First Requested)

- G.** [210162](#) **An Ordinance Amending Title V, Chapter 51, Section 51.15 of the Lombard Village Code in Regard to Inaccurate Water Meters**
Ordinance amending Title V, Chapter 51, Section 51.15 of the Lombard Village Code to provide an alternative method for water billing when a water meter is found to not accurately be recording water usage.

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

Enactment No: Ordinance 7954
- H.** [210163](#) **An Ordinance amending Title IX, Chapter 98, Section 98.114(A) of the Lombard Village Code in Regard to the Amusement Tax**
Approval of an ordinance amending Title IX, Chapter 98, Section 98.114 (A) of the Lombard Village Code as it pertains to Amusement Tax removing language relative to lessons and demonstrations being considered as services and not as amusement.

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

Enactment No: Ordinance 7955
- I.** [210164](#) **ZBA 21-02: 1024 E Adams Street**
The Zoning Board of Appeals submits its recommendation to approve

the petitioner's request that the Village grant a variation from Section 155.205(A)(1)(c)(ii) of the Lombard Village Code for a fence of up to six (6) feet, where a maximum of four (4) feet in height is permitted in the front yard for the subject property located within the R2 Single-Family Residence 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 7956

J. [210178](#)

Village Equipment To Be Declared Surplus

Ordinance approving the request of the Fire and IT Departments to sell and/or dispose of surplus equipment as more specifically detailed in Exhibit "A" attached to the Ordinance, to be sold at auction, sold for scrap, or recycled as these items have extended beyond their useful life or are obsolete to include:

Fire Department (to be sold at auction):

One Motorola Radius P1225-Portable 475FBN4040; One Motorola Radius P1225-Portable 475FZJC208; One Motorola Radius P1225-Portable 475FBN4023; One Motorola HT1000-Portable 402TAC3397Z; One Vertex Standard- Portable 6K170317; One Vertex Standard- Portable 6E100052; One Vertex Standard- Portable 6K170318; One Vertex Standard- Portable 6K170316; One Vertex Standard- Portable 6L180396; One Vertex Standard- Portable 6E100055; One Vertex Standard- Portable 6K170354; Seven Vertex Portable Chargers CD31; Two Appollo Radio Pagers & Chargers VP220-v1.0.6; Four Motorola New-Desk Microphones RMN5070A; One Motorola Mobile Speaker HSN4018A; One Motorola Mobile Speaker HSN4031A; One Motorola Spectra Mobile 566ARS0048 D45KGA5JB7AK; One Kenwood FM Dual Bander -Mobile 70800293 TM-D700A; One Motorola Astro XTL5000- Mobile 585CFH166 M20KSS9PW1AN; One Kenwood Mobile Radio 60900020 TK-780H-1; One Kenwood Mobile Radio 80100042 TK-6110-2; One Motorola CDM1250- Mobile 103TJJ4227 AAM258HD9AA2AN; One Motorola CDM1250 Mobile 103TJJ4226 AAM258HD9AA2AN; One Motorola MAX TRAC Mobile 428ATU3269 D44MJA7DA5CK; One Motorola Radius GM300-Mobile 159TWAL034 M44GMC29C4AA; One Motorola CDM1250- Mobile 103TKCB596 AAM258HD9AA2AN; One VAR Voice Alerting Receiver LOEM-9807029; Two Federal Signal New-Tone Alert Receiver Model IH; One Argus Battery Charger 01537/0800 PN # 010-523-20; One Trip-Lite Power Verter M# BP-260A; One Astron Power Supply 201010011 RM60M; One Kenwood TK200-Portable Radio SNO/5070390; One Motorola HT-90-Portable Radio 476AGQ1470; One Motorola HT-90-Portable Radio 476AGQ1472; One Kenwood New-KMC-9C Desk Mic;

Fire Department (to be sold for scrap):

Seven Motorola Portable Spare Batteries HNN9049A; One Vertex Standard- Portable 6K170319; Three Vertex Spare Batteries FNB-V87L1;
IT Department Servers (to be sold for scrap):
Dell PowerVault TL2000 (H79851F); Dell PowerEdge R320 (HGK7J02);
Dell PowerEdge R420 (20KY9Y1); Dell PowerEdge 2950 (CVGD3F1);
Dell PowerEdge R420 (HGK9J02); Lenovo M-7268 (MJQ9463);
UNITRENDS RECOVERY ARCHIVE (CSE-813M). Staff is requesting a waiver of first reading.

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

Enactment No: Ordinance 7957

K. [210181](#)

Amending Title XI, Chapter 112, Section 112.13(A) of the Lombard Village Code (Alcoholic Beverages)

Effective July 1, 2021 an Ordinance amending Title XI, Chapter 112, Section 112.13(A) of the Lombard Village Code decreasing the number of entries in the Class "A-B-I" liquor license category by one due to the voluntary non-renewal of the liquor license issued to LFJ, LLC d/b/a Lawrence's Fish & Shrimp located at 908 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 7958

L. [210182](#)

Amending Title XI, Chapter 112, Section 112.13(A) of the Lombard Village Code - Alcoholic Beverages

An Ordinance increasing the number of authorized licenses in the Class "C" liquor license category by one and issuing a Class "C" liquor license to Tereneo 3634 LLC d/b/a Bat 17 located at 2770 S. Highland Avenue, Suite 102. (DISTRICT #3)

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

Enactment No: Ordinance 7959

M. [210183](#)

Amending Title XI, Chapter 112, Section 112.13(A) of the Lombard Village Code (Alcoholic Beverages)

Effective July 1, 2021, an Ordinance amending Title XI, Chapter 112, Section 112.13(A) of the Lombard Village Code in regard to the termination of a Class "F" liquor license issued to Jay Hari, Inc. d/b/a Royal Liquors and the issuance of a new Class "F" liquor license to Jay Hari, Inc. d/b/a Royal Liquors located at 338 S. Main Street due to new ownership. (DISTRICT #1)

This Ordinance was waived of first reading and passed on second reading with

suspension of the rules on the Consent Agenda

Enactment No: Ordinance 7960

- N. [210201](#) **An Ordinance Amending Title XI, Chapter 112, Section 112.41 of the Lombard Village Code In Regard to the Sale of Cocktails, Mixed Drinks and Single Servings of Wine to Go**
Pursuant to Public Act 102-0008, the Ordinance amends Section 112.41 of the Village Code to extend the service of cocktails, mixed-drinks and single servings of wine, to go, through January 3, 2024.
This Ordinance was waived of first reading and passed on second reading with suspension of the rules on the Consent Agenda
Enactment No: Ordinance 7961

Other Ordinances on First Reading**Ordinances on Second Reading****Resolutions**

- O. [210187](#) **First Review of Executive Session Minutes - 2021**
Resolution authorizing the Village Clerk to make certain Closed Session Meeting Minutes available for public inspection First Review 2021.
This Resolution was adopted on the Consent Agenda
Enactment No: R 27-21

Other Matters

- P. [210167](#) **FY2021 Crack Sealing Program**
Request for a waiver of bids and award of a contract to Denler, Inc. in the amount of \$97,288.18. This item was initially bid on March 21, 2019, with possible contract extensions at the same fixed price for years two and three. This contract represents year 3. (DISTRICT ALL)
This Bid was approved on the Consent Agenda
- Q. [210188](#) **Motion to Ratify a Three (3) Year Contract with AEP Energy, Inc. for the Provision of Electrical Energy for Street Lighting**
Motion to ratify a three-year contract through July 2024 with AEP Energy, INC. for the provision of electrical energy for street lighting with pricing at \$0.02848/kWh.
This Bid was approved on the Consent Agenda
- R. [210193](#) **FY2021 Bituminous Asphalt Purchase**
Request for a waiver of bids and award of a contract to DuPage

Materials Company in an amount not to exceed \$228,000.00. Of the three (3) asphalt companies that provided quotes, DuPage Material is the closest geographically to provide a quote for both asphalt binder and surface. (DISTRICT ALL)

This Bid was approved on the Consent Agenda

- S.** [210192](#) **General Release and Settlement of All Claims - Jason Baygood v. Village of Lombard**
Approval of a Settlement Agreement and General Release in the matter of Jason Baygood v. the Village of Lombard in the amount of \$10,000.
This Request was approved on the Consent Agenda
- T.** [210197](#) **FY2021 Asphalt Paving and Patching Program**
Award of a contract to R.W. Dunteman Company, the lowest responsible bid of six (6) bids received, in the amount of \$1,244,054.50. (DISTRICTS - ALL)
This Bid was approved on the Consent Agenda
- U.** [210198](#) **FY2021 Concrete Rehabilitation**
Awarding a contract to G&M Cement Construction, the lowest bid of six (6) bids received, in the amount of \$602,007.75. (DISTRICTS - ALL)
This Bid was approved on the Consent Agenda
- V.** [210185](#) **Butterfield Road Corridor Plan - CMAP Planning Grant**
The Economic & Community Development Committee (ECDC) recommends that the Village Board approve, and authorize the signature of the Village Manager on, a Project Charter to undertake a professional service planning study effort. This study will include properties within the Villages of Lombard, Oak Brook, Downers Grove and unincorporated DuPage County and will address land use planning, economic development, transit/transportation, housing and open space components. The overall two-year project effort is anticipated to have a project budget of over \$160,000 in professional service costs, with the Village of Lombard contributing a pro rata share of the funding in an amount of \$10,680.87. (DISTRICT #3)
This Request was approved on the Consent Agenda
- W.** [210196](#) **DuPage Managers and Mayors Conference Membership**
Approval of the annual membership dues to the DuPage Managers and Mayors Conference in the amount of \$36,776.40.
This Request was approved on the Consent Agenda
- X.** [210200](#) **Power of Attorney and Declaration of Representative - Internal Revenue Service**

Approval of the filing of IRS Form 2848, entitled "Power of Attorney and Declaration of Representative," with the Internal Revenue Service, and authorizing the Village President to execute same on behalf of the Village, with Finance Director Tim Sexton, Assistant Finance Director Jamie Cunningham, Accounting Coordinator Jessica Nawracaj, and Accountant Phuong Uhlir set forth therein as the designated representatives of the Village, for purposes of contacting and interacting with the Internal Revenue Service on behalf of the Village.

This Request was approved on the Consent Agenda

Y. [210125](#)

Technology Updates for Village Board Room and Community Room at Village Hall

Recommendation of the Community Relations Committee relative to an AV upgrade to the Board Room and the installation of a live feed to the Community Room for overflow attendance with a request for a waiver of bids and award of a contract with Progressive Communications in the amount of \$98,903.00.

This Request was approved on the Consent Agenda

Approval of the Consent Agenda

A motion was made by Trustee Anthony Puccio, seconded by Trustee Dan Militello, to Approve the Consent Agenda The motion carried by the following vote

Aye: 7 - Keith Giagnorio, Liz Brezinski, Brian LaVaque, Anthony Puccio, Bernie Dudek, Andrew Honig, Dan Militello, and Bob Bachner

IX. Items for Separate Action

Ordinances on First Reading (Waiver of First Requested)

A. [210165](#)

Ordinance Amending the Village's Fiscal Year 2020 Budget Ordinance

Ordinance providing for an increase of \$679,802 to the Capital Projects fund relative to the \$2,500,000 reimbursement to the LPFC in regards to Ordinance #7855 RDA, and an increase of \$417,682 to the Water and Sewer O&M fund for GWA sewer treatment services over budget by \$367,737, engineering services originally budgeted in the Water and Sewer reserve fund for \$37,134, and gas for lift/pump stations was over budget by \$16,699. Waiver of first reading is requested. (2/3 vote of Corporate Authorities required)

A motion was made by Trustee Andrew Honig, seconded by Trustee Dan Militello, that the Ordinance amending the Village's Fiscal Year 2020 Budget Ordinance 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, Brian LaVaque, Anthony Puccio, Bernie Dudek, Andrew Honig, Dan Militello, and Bob Bachner

Enactment No: Ordinance 7962

Other Ordinances on First Reading

Ordinances on Second Reading

Resolutions

Other Matters

X. Agenda Items for Discussion

XI. Executive Session

A motion was made by Trustee Anthony Puccio, seconded by Trustee Bob Bachner, that the regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, June 17, 2021 in the Board Room of the Lombard Village Hall be recessed to Executive Session for the purpose of discussion of Pending Litigation and Approval of Executive Session Minutes and the Review of Executive Session Minutes to Determine Whether the Need for Confidentiality Still Exists as to Those Executive Session Minutes Which Have Not Previously Been Made Available for Public Inspection at 6:25 p.m. to Ex be to recess. The motion carried by the following vote:

Aye: 6 - Brian LaVaque, Anthony Puccio, Bernie Dudek, Andrew Honig, Dan Militello, and Bob Bachner

XII. Reconvene

The recessed regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, June 17, 2021 in the Board Room of the Lombard Village Hall was called to order at 6:50 pm by Village President Keith Giagnorio.

8 - Keith Giagnorio, Liz Brezinski, Brian LaVaque, Anthony Puccio, Bernie Dudek, Andrew Honig, Dan Militello, and Bob Bachner

XIII Adjournment

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A motion was made by Trustee Bernie Dudek, seconded by Trustee Bob Bachner, that the regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, June 17, 2021 in the Board Room of the Lombard Village Hall be adjourned at 6:52 p.m. The motion carried by the

following vote:

Aye: 6 - Brian LaVaque, Anthony Puccio, Bernie Dudek, Andrew Honig, Dan Militello, and Bob Bachner