

Village of Lombard

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



Meeting Agenda

Thursday, September 5, 2019

6:00 PM

RESCHEDULED REGULAR MEETING/Revised September 3, 2019

Village Hall Board Room

Village Board of Trustees

Village President Keith Giagnorio

Village Clerk Sharon Kuderna

Trustees: Dan Whittington, District One; Anthony Puccio District Two;

Reid Foltyniewicz, District Three; Andrew Honig, District Four;

Dan Militello, District Five; and Bill Ware, District Six

I. Call to Order and Pledge of Allegiance

II. Roll Call

III. Public Hearings

IV. Public Participation

V. Approval of Minutes

Minutes of Special Meeting of August 1, 2019

Minutes of the Regular Meeting of August 15, 2019

VI. Committee Reports

Community Promotion & Tourism - Trustee Andrew Honig, Chairperson

Community Relations Committee - Trustee Dan Militello, Chairperson

**Economic/Community Development Committee - Trustee Anthony Puccio,
Chairperson**

Finance & Administration Committee, Trustee Reid Foltyniewicz, Chairperson

Public Safety & Transportation Committee - Trustee Dan Whittington, Chairperson

**Public Works & Environmental Concerns Committee - Trustee Bill Ware,
Chairperson**

Board of Local Improvements - Trustee Bill Ware, President

Lombard Historic Preservation Commission - Village Clerk Sharon Kuderna

VII. Village Manager/Village Board/Village Clerk Comments

VIII. Consent Agenda

Payroll/Accounts Payable

- A. [190361](#) **Approval of Accounts Payable**
For the period ending August 16, 2019 in the amount of \$1,255,813.70.
- B. [190363](#) **Approval of Village Payroll**
For the period ending August 17, 2019 in the amount of \$834,658.51.

C. [190364](#) **Approval of Accounts Payable**
 For the period ending August 23, 2019 in the amount of \$571,526.04.

D. [190372](#) **Approval of Accounts Payable**
 For the period ending August 30, 2019 in the amount of \$1,171,444.74.

Ordinances on First Reading (Waiver of First Requested)

E. [190368](#) **Butterfield - Yorktown TIF District Scrivener's Error Ordinance.**
 Ordinance reconfirming the provisions of the Ordinance no. 7451, adopted December 7, 2017, Amending Ordinance nos. 7437, 7438 and 7439, adopted November 2, 2017, in regard to the Village of Lombard Butterfield-Yorktown Tax Increment Financing District, to correct a scrivener's error, and making certain findings in relation thereto. The Ordinance reconfirms the previously made technical correction to the legal description for Butterfield Yorktown TIF District so as to be consistent with the map of the TIF District, the list of permanent tax index numbers for the TIF District and the common boundary description for the TIF District. Staff requests a waiver of first reading. (DISTRICT #3)

F. [190304](#) **Local Landmark Request: 515 N West Road**
 The Historic Preservation Commission (HPC) is recommending that the Village Board approve the designation for 515 N West Road as a Landmark site.
 (DISTRICT #1)

Legislative History

7/16/19	Lombard Historic Preservation Commission	recommended to the Corporate Authorities for approval
7/16/19	Lombard Historic Preservation Commission	approved
8/13/19	Lombard Historic Preservation Commission	approved
8/20/19	Lombard Historic Preservation Commission	recommended to the Corporate Authorities for approval subject to conditions

G. [190333](#) **Village Equipment To Be Declared Surplus**
 Ordinance approving requests from the Village 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 One (1) 2012 Ford Focus, Six (6) HON conference chairs and two (2) 10 foot by 4 foot tables. Staff requests a waiver of first reading.

H. [190369](#) **800 E. Roosevelt Road - Noon Whistle Brewing Special Event**
 Amending Title 11, Chapter 112, Section 112.18(B) of the Lombard Village Code with regard to alcoholic beverages, providing for the sale and consumption of beer in connection with a temporary event (Oktoberfest) on

September 21, 2019 located at 800 E. Roosevelt Road. Staff requests a waiver of first reading. (DISTRICT #6)

I. [190370](#)

Amending Title 11, Chapter 112, Section 112.13(A) of the Lombard Village Code - Alcoholic Beverages

Decreasing the number of entries in the Class "A/B-II" liquor license category by one to reflect the voluntary cancellation of the liquor license issued to Anthony's Coal Fired Pizza of Lombard LLC d/b/a Anthony's Coal Fired Pizza located at 783 E. Butterfield Road. Staff requests a waiver of first reading. (DISTRICT #3)

J. [190374](#)

Redevelopment Agreement for The Hotel and Conference Center in Regard to the Butterfield - Yorktown TIF District

An Ordinance authorizing a Redevelopment Agreement for the Hotel and Conference Center comprising a part of the Butterfield-Yorktown TIF District of the Village of Lombard, Illinois. The Ordinance approves a TIF redevelopment agreement, between the Village and the Lombard Public Facilities Corporation (LPFC), for the funding of up to \$3,700,000 in TIF eligible redevelopment project costs incurred by the LPFC, in regard to capital improvements at the Hotel and Conference Center, from TIF incremental revenues generated by the Butterfield-Yorktown TIF District, as contemplated by the previously approved Restructuring Support Agreement and Plan of Reorganization relative to the LPFC, and approves the issuance of a TIF Note and a Debt Certificate in relation thereto. Staff requests a waiver of first reading. (DISTRICT #3)

J-2. [190381](#)

Amending Title 11, Chapter 112, Section 112.13(A) of the Lombard Village Code - Alcoholic Beverages

Revising the number of authorized liquor licenses in the Class "A/B I" liquor license category and issuing a liquor license to GroundLevel 105, LLC d/b/a GroundLevel 105 located at 105 W. St. Charles Road. (DISTRICT #1)

Other Ordinances on First Reading

K. Harding Road License Agreement (this item has been moved to Separate Action IX-C)

L. An Ordinance Amending Title IX, Chapter 92 of the Lombard Village Code Relative to the Changes Made by the Solid Waste Contract Third Amendment (moved to IX-A-1)

Ordinances on Second Reading

Resolutions

- M. [190376](#) **Third Amendment to the Solid Waste Contract****
- A resolution approving a Third Amendment to the Solid Waste Contract with Waste Management of Illinois, Inc. to provide for a new definition, terms and conditions in regard to commercial recycling contamination. (DISTRICTS - ALL)

Other Matters

- N. [190342](#) **Pavement Marking Replacement Program****
- Request for a waiver of bids and award of a contract to Superior Road Striping, Inc. in the amount of \$27,633.98. This work was competitively bid by DuPage County in April 2019 and pricing was extended to other taxing bodies in the county. (DISTRICTS - ALL)
- O. [190367](#) **Highland Elevated Tank Rehabilitation Project****
- Request for a waiver of bids and award of a contract to Utility Service Company, Inc., the lowest submitted proposal of three (3) proposals requested, in the amount of \$530,395.00. (DISTRICT #3)
- P. [190371](#) **FY2019 Surface Treatment Program****
- Award of a contract to CAM, LLC, the lowest responsible bid of three bidders, in the amount of \$72,685.75. (DISTRICTS - ALL)
- Q. [190373](#) **Sewer Line Cleaning and Televising****
- Request for a waiver of bids and award of a contract to Midwest Water Group in the amount of \$82,500. Midwest Water Group is the sole source of the proprietary inspection/coding software used for this program. (DISTRICTS - ALL)
- R. [190325](#) **Long Range Plan (LRP) Reserve Fund - Policy Options****
- Recommendation to approve the proposed distribution of the \$1.15 million balance in the LRP Fund through the Waterfall (per Year-End General Fund Reserve Maintenance Policy) for the 2019 LRP amount. The Finance and Administration Committee voted 5-1 to recommend approval of Option 1 - Mirror Policy on Year-End Revenues over Expenditures(Waterfall) as it will help pay down pension liabilities and provide some flexibility for the future if needed.

Legislative History

8/14/19	Finance & Administration Committee	recommended to the Board of Trustees for approval
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- S. [190326](#) **Proceeds From Sale of 101 S. Main St. - Policy Options**
 The Finance and Administration Committee recommended a blend of Option 1- Mirror Policy on Year-End Revenues over Expenditures (Waterfall) and Option 7- TIF Replacement/Economic Incentive, which would help pay down pension liabilities and provide some flexibility for the future if needed. The F&A Committee recommended that \$1 million of the proceeds go through the Waterfall (Option 1) and the remaining balance will be set aside for potential replacement of current TIF funding and/or to be used for an economic incentive as needed throughout the Village and (Option 7). The Finance and Administration Committee voted unanimously to recommend approval to the Village Board of Trustees.
- Legislative History**
- | | | |
|---------|------------------------------------|---|
| 8/14/19 | Finance & Administration Committee | recommended to the Board of Trustees for approval |
|---------|------------------------------------|---|
- T. [190375](#) **Butterfield Yorktown Tax Increment Finance (TIF) District - Announcement of the Availability of a proposed First Amendment to the Butterfield Yorktown TIF Plan**
 Announcement of the availability of a proposed First Amendment to the Butterfield Yorktown TIF Plan, as prepared by Kane McKenna Associates, to facilitate formalizing a technical correction to the current TIF Plan. (DISTRICT #3)
- U. [190377](#) **Recommendation to Approve Memorandum of Understanding - Lombard Police Department Use of Aurora Police Department Range Facility**
 Memo of Understanding to be signed so that Lombard Police personnel can have access to Aurora Police Department, its range facility, and the ATF equipment.

IX. Items for Separate Action

Ordinances on First Reading (Waiver of First Requested)

- A-1. [190366](#) **An Ordinance Amending Title IX, Chapter 92 of the Lombard Village Code Relative to the Changes Made by the Solid Waste Contract Third Amendment**
 Recommendation from the Public Works and Environmental Concerns Committee to amend the Village Code pertaining to a new definition, terms and conditions regarding commercial recycling contamination as a result of the Solid Waste Contract Third Amendment, Item #190376 approved on the Consent Agenda. Staff requests a waiver of first reading.

Other Ordinances on First Reading

A. [190289](#)

ZBA 19-05: 244 E St. Charles Road

The petitioner requests that the Village approve zoning variations from Section 155.205(A)(2)(c)(ii) of the Lombard Village Code for a fence of up to eight (8) feet, where a maximum of four (4) feet in height is permitted in the rear front yard of a through lot in the B2 General Neighborhood Shopping District. As this item received no recommendation from the Zoning Board of Appeals (ZBA) an Ordinance approving the variation requires a two-thirds vote of the Trustees (4 of the 6 Trustees). (DISTRICT #4)

Legislative History

7/24/19	Zoning Board of Appeals	motion
8/15/19	Village Board of Trustees	continued

B. [190300](#)

Six (6) Ordinances - Amending Title 5, Chapter 50, Section 50.114 Of The Lombard Village Code in Regard to Water Rates; Title 5, Chapter 50, Sections 50.106(B) and 50.107 of the Lombard Village Code in Regard to Wastewater Collection and Treatment Charges; Title 5, Chapter 50, Section 50.113(A) of the Lombard Village Code in Regard to Sanitary Sewer Service Only Rates; Title 5, Chapter 50, Section 50.110(A) of the Lombard Village Code in Regard to Non-Village Metered Sewer Charges; Title 5, Chapter 50, Section 50.103 of the Lombard Village Code in Regard to the Billing Period for Sewer Service; Title 5, Chapter 50, Section 50.117 of the Lombard Village Code in Regard to the Billing for Water Service and Sanitary Sewer Service

- January 1, 2020 change to monthly billing instead of bi-monthly billing
- Annual \$0.40 increase per 1,000 gallons of water used effective January 1st (2020, 2021, 2022, 2023, 2024)
- January 1, 2020 a new \$5.00 fixed capital fee per monthly bill increasing \$0.25 per year (\$5.00 in 2020, \$5.25 in 2021, \$5.50 in 2022, \$5.75 in 2023, \$6.00 in 2024)
- \$5.05 service charge per monthly bill effective January 1, 2020 thru January 31, 2024
- Cross Connection charge per monthly bill for each non-residential customer account (\$4.50 in 2020, \$4.65 in 2021, \$4.80 in 2022, \$4.95 in 2023, \$5.10 in 2024)

The Finance and Administration Committee and the Public Works & Environmental Concerns Committee unanimously recommends these amendments.

Legislative History

8/14/19 Finance & Administration recommend to the Board of Trustees for
Committee Approval

C. [190343](#) **Harding Road License Agreement**

An Ordinance approving a license agreement for the use of a portion of the Harding Road right-of-way west of IL Route 53 to accommodate the development of a charitable farm at 649 W. Harding Road serving returned Veterans. This matter requires a three-fourths (3/4ths) vote of the Corporate Authorities (6 of 7).

Ordinances on Second Reading

Resolutions

Other Matters

X. Agenda Items for Discussion

XI. Executive Session

XII. Reconvene

XIII. Adjournment