

Village of Lombard

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



Minutes

Thursday, August 17, 2017

7:00 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; Bill Johnston, District Four;

Robyn Pike, 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, August 17, 2017 in the Board Room of the Lombard Village Hall was called to order by Village President Keith Giagnorio at 7:00 pm. Chief of Police Roy Newton led the Pledge of Allegiance.

II. Roll Call

President Giagnorio welcomed newly appointed Chief of Police Roy Newton.

- 7 - Keith Giagnorio, Sharon Kuderna, Mike Fugiel, Reid Foltyniewicz, Bill Johnston, Robyn Pike, and Bill Ware
- 1 - Dan Whittington

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
Assistant Village Manager Nicole Aranas
Executive Coordinator Carol Bauer

III. Public Hearings

IV. Public Participation

John Smolak, 25-year resident, spoke about traffic concerns and speeders in the 500 block of S. Fairfield. He requested that the Village consider lowering the speed limit on Fairfield to 25 miles-per-hour. President Giagnorio stated that Trustee Whittington, Chairperson of the Public Safety & Transportation Committee, was absent due to illness and that this request would be forwarded to the committee for review.

V. Approval of Minutes

A motion was made by Trustee Mike Fugiel, seconded by Trustee Bill Johnston, that the minutes of the Regular Meeting of July 20, 2017 and the minutes of the Special Meeting of July 25, 2017 be approved. The motion

carried by the following vote:

Aye: 5 - Mike Fugiel, Reid Foltyniewicz, Bill Johnston, Robyn Pike, and Bill Ware

Absent: 1 - Dan Whittington

VI. Committee Reports

Community Promotion & Tourism - Trustee Mike Fugiel, Chairperson

No report

Community Relations Committee - Trustee Robyn Pike, Chairperson

Trustee Robyn Pike, Chairperson of the Community Relations Committee, reported the committee is working on the Senior Fair and encouraged residents to nominate a senior man and senior woman for Senior of the Year awards.

Economic/Community Development Committee - Trustee Bill Johnston, Chairperson

Trustee Bill Johnston, Chairperson of the ECDC, reported the committee met noted the following:

At last Monday's Economic and Community Development Committee meeting, the following actions were taken:

Tim Sexton, Finance Director, provided the Committee with an update regarding the actions taken by the Village Board relative to the LPFC Restructuring Agreement.

The ECDC unanimously approved a Downtown Renovation and Improvement Grant for the Brick's Wood Fired Pizza Restaurant tenant space at 130-132 W. St. Charles Road in the amount of \$1,200.

The ECDC heard the request and presentation from the Lombard Town Centre regarding their Strategic Plan Activities as well as their funding request to the Village for their 2018 activities in the amount of \$50,000 which is \$5,000 less than last year. The ECDC unanimously recommended approval of their funding request.

Staff provided an update regarding the 101-109 S. Main Street Request for Proposals (RFP) process.

Staff presented an update regarding the proposed Butterfield /Yorktown Tax Increment Financing (TIF) District including an overview of the presentation made to the Joint Review Board. This presentation was offered for informational purposes. The Joint Review Board will be forwarding its recommendation and support for the creation of the TIF District.

Lombard Town Centre reported on their efforts, with a focus upon their

Spooktacular Event slated for Saturday, October 14. Village staff also provided an update regarding the status of projects with a companion Economic Incentive Agreement from the Village.
The next ECDC meeting will be on September 11.

Finance & Administration Committee, Trustee Reid Foltyniewicz, Chairperson

No report

Public Safety & Transportation Committee - Trustee Dan Whittington, Chairperson

No report

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

Trustee Ware, Chairperson of the Public Works Committee, reported he was out of town for the last meeting, and thanked Trustee Whittington for chairing the meeting. The committee reviewed the Westmore-Meyers Road proposed improvements. This matter will be further discussed by the Public Works and Environmental Concerns Committee as well as the Public Safety and Transportation Committee.

Board of Local Improvements - Trustee Bill Ware, President

No report

Lombard Historic Preservation Commission - Village Clerk Sharon Kuderna

No report

VII. Village Manager/Village Board Comments

Village President Keith Giagnorio welcomed newly-appointed Chief of Police Roy Newton and wished Trustee Reid Foltyniewicz a happy early birthday.

Trustee Foltyniewicz indicated there are a lot of good things happening on his birthday Monday including budget meetings, the solar eclipse, the grand opening of Mariano's.

Village Clerk Sharon Kuderna noted the following: Summer fun continues in downtown Lombard with Cruise Nights! There are only two weeks left of the classic car show and live summer concert series event. This week's entertainment is provided by Fool House, playing 1990's pop and

dance hits and then on August 26th join us for the local favorite 7DEEZ band. It all begins at 6pm. More information can be found at www.villageoflombard.org/cruisenights.

The Village of Lombard is seeking nominations for its 12th Annual Senior of the Year Awards, which recognizes outstanding seniors who volunteer and go above and beyond to positively benefit Lombard. The Senior Man and Senior Woman of the Year Awards will be presented at the Village's Senior Fair scheduled for Wednesday, October 4th from 9 am until 1pm at the Lombard Community Building at Lombard Commons Park, Grace and St. Charles. Nominations must be received by September 8th. Details can be found online at villageoflombard.org/seniorfair.

Stay informed by signing up for weekly e-newsletters. Go to villageoflombard.org/notifyme and select Village E-News e-mail to register.

The Village Board and Public Works and Environmental Concerns Committee will host a joint special meeting relative to the Village's Capital Improvement Plan on Monday, August 21 beginning at 6pm in the Community Room. This will be followed by a Special Meeting of the Village Board relative to review of the Water and Sewer Fund and proposed Public Works Department FY 2018 budget.

VIII Consent Agenda

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Payroll/Accounts Payable

- A. [170308](#) **Approval of Accounts Payable**
For the period ending July 21, 2017 in the amount of \$2,092,665.48.
This Payroll/Accounts Payable was approved on the Consent Agenda
- B. [170321](#) **Approval of Village Payroll**
For the period ending July 22, 2017 in the amount of \$822,506.41.
This Payroll/Accounts Payable was approved on the Consent Agenda
- C. [170322](#) **Approval of Accounts Payable**
For the period ending July 28, 2017 in the amount of \$1,533,277.57.
This Payroll/Accounts Payable was approved on the Consent Agenda
- D. [170327](#) **Approval of Accounts Payable**
For the period ending August 4, 2017 in the amount of \$1,362,530.76.
This Payroll/Accounts Payable was approved on the Consent Agenda

- E. [170345](#) **Approval of Village Payroll**
For the period ending August 5, 2017 in the amount of \$861,390.37.
This Payroll/Accounts Payable was approved on the Consent Agenda
- F. [170346](#) **Approval of Accounts Payable**
For the period ending August 11, 2017 in the amount of \$1,826,703.78.
This Payroll/Accounts Payable was approved on the Consent Agenda

Ordinances on First Reading (Waiver of First Requested)

- G. [170271](#) **PC 17-19: Sign Deviations, Yorkbrook Business Park at Eisenhower Lane**
Requests that the Village grant a conditional use for a planned development with a deviation to Section 153.208 (H) to allow for signs in the clear line of sight area. (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 7405
- H. [170307](#) **ZBA 17-01, 54 S Highland Avenue**
The petitioner requests that the Village grant a variation from the Lombard Zoning Ordinance to provide for a front yard setback of thirty-five (35) feet in lieu of the formulated front yard setback requirements set forth within Section 155.407 (F)(1) for a principal structure located within in the R2 Single-Family Residence 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 7406
- I. [170334](#) **Title 11, Chapter 121, Section 121.03(A)(2) - Number of Taxicab Business Licenses**
Amending Title 11, Chapter 121, Section 121.03(A)(2) decreasing the number of Taxicab Business Licenses from eleven (11) to six (6) to reflect the voluntary non-renewal of taxicab licenses by Oak Brook Taxi & Limo Company, MTP - My Personal Taxi & Livery, The One Taxi, Center Ice Taxi and Metro Yellow Cab.
This Ordinance was waived of first reading and passed on second reading with suspension of the rules on the Consent Agenda
Enactment No: Ordinance 7407
- J. [170339](#) **Village Surplus Equipment**
Ordinance declaring a seizure vehicle listed on Exhibit "A" as surplus and

authorizing its sale at auction.

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

Enactment No: Ordinance 7408

Other Ordinances on First Reading

Ordinances on Second Reading

Resolutions

- K.** [170325](#) **Intergovernmental Agreement Between Village of Lombard and Glenbard Township HS District No. 87**
Resolution authorizing an Agreement between the Village of Lombard and Glenbard Township High School District No. 87 to provide paramedic services during football games held at the Glenbard East High School. (DISTRICT #2)
This Resolution was adopted on the Consent Agenda
Enactment No: R 50-17
- L.** [170326](#) **Intergovernmental Agreement - DuPage Judicial Information System (DuJIS)**
Resolution approving an Intergovernmental Agreement between the Village of Lombard, County of DuPage and the Emergency Telephone Safety Board approving participation in the countywide CAD/RMS DuPage Judicial Information System (DuJIS).
This Resolution was adopted on the Consent Agenda
Enactment No: R 51-17
- M.** [170340](#) **Extension of Temporary Fire Marshal Agreement**
Resolution authorizing the signatures of the Village President and Village Clerk on the extension of the Agreement with James French to provide Temporary Fire Marshal services for two months.
This Resolution was adopted on the Consent Agenda
Enactment No: R 52-17
- N.** **Sale of Village-Owned Property - 115 W. Crystal (This item has been moved to Separate Action IX-D)**
- N-2.** [170348](#) **Roosevelt and Finley Intersection Improvements, Change Order #1**
Reflecting an increase to the contract with Alliance Contractors in the

amount of \$34,545.00. (DISTRICT #2)

This Resolution was adopted on the Consent Agenda

Other Matters

- O. [170344](#) **FY2017 Water Meter Replacement Project PWU-17-15**
Award of a contract to Water Resources, Inc., in an amount not to exceed \$3,742,552.25. Bid in compliance with Public Act 85-1295. (DISTRICTS - ALL)
This Bid was approved on the Consent Agenda
- P. [170311](#) **2016 Comprehensive Annual Financial Report (CAFR)**
Motion to accept and file with the Village Clerk the 2016 Comprehensive Annual Financial Report (CAFR), Management Letter and Recommendations regarding the Management Letter Comments.
This Request was approved on the Consent Agenda
- Q. [170317](#) **PC 17-23: Text Amendments to the Sign Ordinance - Off-Premise Interstate Signs**
The Village of Lombard and the Lamar Companies, request the following actions be taken:
- A. Add definitions to Section 153.602 for the following terms: Federal Interstate Highway, NIT and SIGN, Off-Premise Interstate; and any other definitional edits for clarity.
 - B. Add a new Section 153.244 Off-Premise Interstate Signs, with renumbering of existing Section 153.244 accordingly.
 - C. Add the following text to the new Section 153.244: Off-Premise Interstate Signs, establishing regulations and provisions for placement of such signs, in the following respects:
 - 1) Deeming such signs to be a principal structure on a lot and regulate such signs as a conditional use per Sections 155.103(F) and 155.208(C) of the Zoning Ordinance.
 - 2) Limiting such signs to placement on a lot within the I Limited Industrial Zoning District and abutting a Federal Interstate Highway right-of-way. In addition, the amendments are intended to establish:
 - a) Distance regulations pertaining to the placement of any such signs from a Federal Interstate Highway right-of-way, maximum height provisions, maximum sign face requirements, the maximum number of faces per sign structure, the orientation and visibility of such structures, limitations on sign projections over structures, limitations on the number of permitted display panels, permitted distance between such signs and non-conforming sign provisions;

- also
- b) Operational requirements for off-premise interstate signs that include an automatic changeable copy sign component, which limit the frequency of changing message, other operational messaging aspects, default provisions for malfunctions, light intensity requirements for daytime and nighttime periods based upon nits and foot candles and contact requirements.
 - D. Include the following regulations in a new Section 153.507(C) and 153.507(C) (1) to establish Off-Premise Interstate Signs, as a conditional use in the I Limited Industrial District.
 - E. Approve any other related amendments to the Sign Ordinance, as it pertains to off-premise interstate signs, for clarity purposes.
(DISTRICTS - ALL)

This Ordinance was continued on the Consent Agenda

R. [170318](#)

PC 17-24: Text Amendments to the Zoning Ordinance - Off-Premise Interstate Signs

The Village of Lombard and the Lamar Companies, request the following actions be taken:

- A. Establishing definitions for the following terms: Federal Interstate Highway, NIT and sign, Off-Premise Interstate; and any other definitional edits for clarity.
- B. Include the following regulations in Section 155.420 (C), as follows:
(42) Off-Premise Interstate Signs, as a principal structure on a lot and as a conditional use, pursuant to this Sub-section as well as Sections 155.103(F) and 155.208(C) of the Zoning Ordinance.
- C. Include the following regulations in Section 155.420 (F), as follows:
(5) In lieu of the required front yard setback requirements set forth within Section 155.420(F) (1) or (2), off-premise interstate signs may be located up to the applicable front or corner side yard lot line abutting a Federal Interstate Highway.
- D. Approve any other related amendments to the Zoning Ordinance, as it pertains to off-premise interstate signs, for clarity.
(DISTRICTS - ALL)

This Ordinance was continued on the Consent Agenda

S. [170319](#)

PC 17-25: 630 Crescent Boulevard (Petitioner Requests to Withdraw Their Petition)

The Village of Lombard and the Lamar Companies, request to approve the following actions for the property at 630 Crescent Boulevard:

- A. Approve a map amendment to rezone the subject property from the Conservation/Recreational (C/R) District to the I Limited Industrial Zoning District; and

- B. Grant conditional uses, pursuant to Sections 155.208(C) and proposed Section 155.420(C) (42) of the Zoning Ordinance allow for an off-premise interstate sign on the subject property. (DISTRICT #1)

This Ordinance was continued on the Consent Agenda

T. [170320](#)

PC 17-26: 625 W. Glen Oak Road (Glenbard Wastewater Authority (GWA facility))

The Village of Lombard and the Lamar Companies, request to approve the following actions for the property at 625 W. Glen Oak Road (Glenbard Wastewater Authority (GWA) facility):

- A. Approve a map amendment to rezone the subject property from the Conservation/Recreational (C/R) District to the I Limited Industrial Zoning District; and
- B. Grant conditional uses, pursuant to Sections 155.208(C) and proposed Section 155.420(C) (42) of the Zoning Ordinance allow for up to two off-premise interstate signs on the subject property. (Two Ordinances Attached) (DISTRICT #1)

This Ordinance was continued on the Consent Agenda

U. [170335](#)

Plat of Easement 345 W. Roosevelt Rd. (Mariano's)

Staff recommendation to approve a Plat of Easement for watermain and fire hydrants located at 345 W. Roosevelt Road (Mariano's). (DISTRICT #2)

This Request was approved on the Consent Agenda

V. [170342](#)

Yorktown Mall Special Event - Adidas Tent Sale

Request for a Temporary Special Event Permit for the Adidas Tent Sale to take place at Yorktown Shopping Center from August 23 to August 29, 2017. (DISTRICT #3)

This Request was approved on the Consent Agenda

W. [170343](#)

Two Rivers Nation Family Fun Night - Public Signage Request

Request from Two Rivers Nation to allow the use of public rights-of-way and public property for the display of signage associated with the Family Fun Night event through September 9, 2017. (DISTRICTS - ALL)

This Request was approved on the Consent Agenda

X. [170313](#)

PUSH for Wellness Program

Recommendation from the Finance and Administration Committee to approve a PUSH for Wellness Program as a supplement to the existing wellness programs offered to Village employees.

This Request was approved on the Consent Agenda

Approval of the Consent Agenda

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

Aye: 5 - Mike Fugiel, Reid Foltyniewicz, Bill Johnston, Robyn Pike, and Bill Ware

Absent: 1 - Dan Whittington

IX. Items for Separate Action

Ordinances on First Reading (Waiver of First Requested)

- A. [170331](#) **Amending Title 11, Chapter 112, Section 112.13(A) of the Lombard Village Code - Alcoholic Beverages**
Decreasing the number of entries in the Class "C" liquor license category by one to reflect the voluntary cancellation of the liquor license issued to Noodle Shop Co. Colorado Inc. d/b/a Noodles & Company, 342 Yorktown Shopping Center. (DISTRICT #3)

A motion was made by Trustee Reid Foltyniewicz, seconded by Trustee Robyn Pike, that the Ordinance Amending Title 11, Chapter 112, Section 112.13(A) of the Lombard Village Code be waived of first reading and passed on second reading with suspension of the rules. The motion carried by the following vote:

Aye: 5 - Mike Fugiel, Reid Foltyniewicz, Bill Johnston, Robyn Pike, and Bill Ware

Absent: 1 - Dan Whittington

Enactment No: Ordinance 7409

- B. [170332](#) **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 23, 2017 located at 800 E Roosevelt Road. (DISTRICT #6)

A motion was made by Trustee Bill Ware, seconded by Trustee Robyn Pike, that the Ordinance relative to a Special Event for Noon Whistle Brewing be waived of first reading and passed on second reading with suspension of the rules. The motion carried by the following vote:

Aye: 5 - Mike Fugiel, Reid Foltyniewicz, Bill Johnston, Robyn Pike, and Bill Ware

Absent: 1 - Dan Whittington

Enactment No: Ordinance 7410

- C. [170333](#) **Amending Title 11, Chapter 112, of the Lombard Village Code - Alcoholic Beverages**
Amending Title 11, Chapter 112, Section 112.12(A) of the Lombard

Village Code relative to the Class "S" liquor license category description by allowing the sale and consumption of beer, cider and wine products (including tastings) not manufactured on the licensed premises, with sales for off-site consumption limited to only beer manufactured on the licenses premises, and increases the licensing fee from \$625.00 to \$750.00. (DISTRICT #6)

A motion was made by Trustee Bill Ware, seconded by Trustee Reid Foltyniewicz, that the Ordinance Amending Title 11, Chapter 112 of the Lombard Village Code be waived of first reading and passed on second reading with suspension of the rules. The motion carried by the following vote:

Aye: 5 - Mike Fugiel, Reid Foltyniewicz, Bill Johnston, Robyn Pike, and Bill Ware

Absent: 1 - Dan Whittington

Enactment No: Ordinance 7411

C-2. [170300](#)

Vacation of a Portion of Stewart Avenue Public Right-of-Way North of St. Charles Road

Ordinance vacating a portion of the Stewart Avenue right-of-way north of St. Charles Road and South of Windsor Avenue, Lombard Veterinary Hospital at 244 E. St. Charles Road. (DISTRICT #4) (3/4 Vote of the Trustees Required - 5 of 6)

A motion was made by Trustee Bill Johnston, seconded by Trustee Robyn Pike, that the Ordinance vacating a portion of the Stewart Avenue Right-of-Way north of St. Charles Road be waived of first reading and passed on second reading with suspension of the rules. The motion carried by the following vote:

Aye: 5 - Mike Fugiel, Reid Foltyniewicz, Bill Johnston, Robyn Pike, and Bill Ware

Absent: 1 - Dan Whittington

Enactment No: Ordinance 7412

Other Ordinances on First Reading

Ordinances on Second Reading

Resolutions

D. [170341](#)

Sale of Village Owned Property - 115 W. Crystal Avenue

Resolution approving an Agreement providing for the sale of one (1) foot of Village-owned property at 115 W. Crystal Avenue to the property owners at 111 W. Crystal Avenue. This sale is intended to address an existing fence encroachment on to the Village property. (DISTRICT #1) (2/3rds Vote of the Corporate Authorities Required - 5 of 7)

A motion was made by Trustee Reid Foltyniewicz, seconded by Trustee Mike Fugiel, that the Resolution approving the sale of Village-owned property at 115 W. Crystal be adopted. The motion carried by the following vote:

Aye: 6 - Keith Giagnorio, Mike Fugiel, Reid Foltyniewicz, Bill Johnston, Robyn Pike, and Bill Ware

Absent: 1 - Dan Whittington

Enactment No: R 54-17

Other Matters

X. Agenda Items for Discussion

XI. Executive Session

XII. Reconvene

XIII Adjournment

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A motion was made by Trustee Mike Fugiel, seconded by Trustee Bill Johnston, that the Regular Meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, August 17, 2017 in the Board Room of the Lombard Village Hall be adjourned at 7:21 p.m. The motion carried by the following vote:

Aye: 5 - Mike Fugiel, Reid Foltyniewicz, Bill Johnston, Robyn Pike, and Bill Ware

Absent: 1 - Dan Whittington