

Village of Lombard

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



Minutes

Thursday, March 15, 2012

7:30 PM

Village Hall Board Room

Village Board of Trustees

Village President: William J. Mueller

Village Clerk: Brigitte O'Brien

*Trustees: Greg Gron, District One; Keith Giagnorio, District Two;
Zachary Wilson, 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, March 15, 2012 was called to order by Village President William J. Mueller at 7:30 p.m. in the Board Room of the Lombard Village Hall. Village Clerk Brigitte O'Brien led the Pledge of Allegiance.

II. Roll Call

Present 7 - William J. Mueller, Brigitte O'Brien, Greg Gron, Keith Giagnorio, Peter Breen, Laura Fitzpatrick, and Bill Ware

Absent 1 - Zachary Wilson

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

III. Public Hearings

IV. Public Participation

Rita Schneider, 5 E. View, Chairperson of the Historical Commission, gave a short summary of each of the four properties listed on the agenda and recommended to receive historic designation. She thanked Village staff for all of their hard work and assistance.

[120135](#)

Proclamation - Earth Hour

Village Clerk Brigitte O'Brien read the proclamation for Earth Hour.

V. Approval of Minutes

Minutes of the Special Meeting of January 31, 2012 and Minutes of the Regular Meeting of March 1, 2012

A motion was made by Trustee Laura Fitzpatrick, seconded by Trustee Bill

Ware, that this be approved. The motion carried by the following vote:

Aye: 5 - Greg Gron, Keith Giagnorio, Peter Breen, Laura Fitzpatrick, and Bill Ware

Absent: 1 - Zachary Wilson

VI. Committee Reports

Community Relations Committee - Trustee Keith Giagnorio, Chairperson

Trustee Keith Giagnorio, Chairperson of the Community Relations Committee, reported the committee had met. The committee welcomed their new member Gladys Piper. The committee discussed another prescription program through the National League of Cities. The committee reviewed the Social Services Program and felt that it was working and beneficial. The next meeting is scheduled for April 9th.

President Mueller congratulated Trustee Giagnorio and the Community Relations Committee members for all completing their Open Meetings Act training.

Economic/Community Development Committee - Trustee Peter Breen, Chairperson

Trustee Peter Breen, Chairperson of the Economic & Community Development Committee, reported the committee had met. The committee discussed encouraging more businesses to be able to offer outdoor cafes in the downtown area. The committee will look at reviewing and revising ordinances to help encourage outdoor cafes. The next meeting is scheduled for April 3rd.

President Mueller thanked Bill Heniff and Keith Steiskal for the presentation they recently made to the Lombard Town Centre.

Environmental Concerns Committee - Trustee Laura Fitzpatrick, Chairperson

Trustee Laura Fitzpatrick, Chairperson of the Environmental Concerns Committee, reported the committee had not met. She encouraged residents to participate in Earth Hour. She reminded residents that the first electronics recycling event was scheduled for April 7th at Main and Parkside. The March 27th meeting has been cancelled and the next meeting is scheduled for April 24th.

Finance Committee - Trustee Greg Gron, Chairperson

Trustee Greg Gron, Chairperson of the Finance Committee, reported the committee had not met. The next meeting is scheduled for March 26th.

Public Works Committee - Trustee Bill Ware, Chairperson

Trustee Bill Ware, Chairperson of the Public Works Committee, reported the committee had met. The committee approved a change order and discussed improvements to Phillips Court. The next meeting is scheduled for April 10th.

Transportation & Safety Committee - Trustee Zachary Wilson, Chairperson

Trustee Zach Wilson, Chairperson of the Transportation & Safety Committee, was absent. Director Goldsmith reported the committee had not met. The next meeting is scheduled for April 2nd.

Board of Local Improvements - Trustee Greg Gron, President

Trustee Greg Gron, President of the Board of Local Improvements, reported the board had not met. The next meeting is scheduled for April 12th.

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

President William Mueller, Chairperson of the Community Promotion & Tourism Committee, reported the committee had not met.

Lombard Historical Commission - Clerk Brigitte O'Brien

Village Clerk Brigitte O'Brien, member of the Historical Commission, reported the commission had not met. The next meeting is scheduled for April 17th.

VII. Village Manager/Village Board Comments

Trustee Breen reported that he had received an e-mail from a resident with regard to not being able to purchase a Village vehicle sticker on March 14th when the stickers were scheduled to be sold on March 15th. He suggested changing the ordinance.

Village President William Mueller congratulated Paramedics Wilmot and Noon on receiving recognition from Elmhurst Memorial Hospital for excellence in cardiac care.

Trustee Zach Wilson arrived at 7:46 p.m.

Present 8 - William J. Mueller, Brigitte O'Brien, Greg Gron, Keith Giagnorio, Zachary Wilson, Peter Breen, Laura Fitzpatrick, and Bill Ware

VIII Consent Agenda

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Trustee Breen stated that he thought Trustee Wilson wanted to have the EMS fees ordinance removed from the agenda.

Manager Hulseberg indicated that item was listed on Separate Action. Trustee Wilson questioned Consent Agenda item K, a change order in the amount of \$3.20. He felt it took more paperwork than the change order was worth.

Director Goldsmith indicated staff was going by Village Board policy, which states any change order that exceeds \$10,000, must be brought to the Board for approval.

Payroll/Accounts Payable

- A. [120120](#) **Approval of Village Payroll**
For the period ending February 25, 2012 in the amount of \$778,109.79.
This Payroll/Accounts Payable was approved on the Consent Agenda
- B. [120121](#) **Approval of Accounts Payable**
For the period ending March 2, 2012 in the amount of \$582,057.98.
This Payroll/Accounts Payable was approved on the Consent Agenda
- C. [120134](#) **Approval of Accounts Payable**
For the period ending March 9, 2012 in the amount of \$115,118.12.
This Payroll/Accounts Payable was approved on the Consent Agenda

Ordinances on First Reading (Waiver of First Requested)

- D. [110443](#) **241 W. Maple Street (Chatfield Residence)**
Approving landmark site designation pursuant to Title 3, Chapter 32, Section 32.079 of the Lombard Village Code. (DISTRICT #1)
This Ordinance was waived of first reading and passed on second reading with suspension of the rules on the Consent Agenda
- E. [110595](#) **460 S. Main Street (Lombard Cemetery)**
Approving landmark site designation pursuant to Title 3, Chapter 32, Section 32.079 of the Lombard Village Code. (DISTRICT #6)

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

F. [120020](#)

215 S. Stewart (Leffingwell-Gray Residence)

Approving landmark site designation pursuant to Title 3, Chapter 32, Section 32.079 of the Lombard Village Code. (DISTRICT #5)

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

G. [120021](#)

305 E. Morningside (Lustron home)

Approving landmark site designation pursuant to Title 3, Chapter 32, Section 32.079 of the Lombard Village Code. (DISTRICT #5)

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

H. [120093](#)

Sale of Surplus Property

Declaring five vehicles surplus property and authorizing their sale at America's Auto Auction Chicago. 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

I. [120136](#)

Waste Collection and Disposal Ordinance for Annual Fee Rates

Ordinance updating the Village Code to reflect the solid waste and recycling collection and disposal rates that become effective on April 1, 2012. 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

Other Ordinances on First Reading

J. [120085](#)

ZBA 12-01: 91 S. Chase Ave.

Requests that the Village grant a variation from Section 155.407(F)(3) of the Lombard Zoning Ordinance to reduce the interior side yard setback to four and one-half (4.5) feet where six (6) feet is required within the R2 Single-Family Residence District. (DISTRICT #5)

This Ordinance was passed on first reading on the Consent Agenda

Ordinances on Second Reading

Resolutions

K. [120061](#)

FY 2012 Sewer Cleaning and Televising Program, Change Order No. 2

Authorizing a decrease to the contract with Pirtano Construction in the amount of \$3.20.

This Resolution was adopted on the Consent Agenda

- L. [120113](#) **Village of Lombard Financial Policies**
Authorizing adoption of additions and amendments to the Village of Lombard Financial Policies regarding the Fund Balance/Net Assets Policy.

This Resolution was adopted on the Consent Agenda
- M. [120122](#) **Cruise Nights Parking License Agreements**
Resolution authorizing the signatures of the President and Village Clerk on three license agreements authorizing Village use of parking lots at 118, 126 and 211 W. St. Charles Road for 2012 Cruise Nights parking. (DISTRICT #1)

This Resolution was adopted on the Consent Agenda
- N. [120124](#) **Cruise Nights Temporary Parking Restrictions**
Resolution temporarily limiting parking along St. Charles Road between Main Street and Lincoln Avenue and along Park Avenue between Orchard Terrace and Michael McGuire Drive for 2012 Cruise Nights. (DISTRICT #1)

This Resolution was adopted on the Consent Agenda
- O. [120126](#) **Intergovernmental Agreement with Village of Villa Park**
Approving an Intergovernmental Agreement with the Village of Villa Park regarding construction of a twelve (12) inch stormsewer in the Washington Boulevard right-of-way which will connect to an existing sewer in the Addison Street right-of-way and is jointly owned by the Village of Lombard and the Village of Villa Park. (DISTRICT #5)

This Resolution was adopted on the Consent Agenda

Other Matters

- P. [120127](#) **Grass & Weed Mowing**
Award of a contract to The TLC Group, LTD, the lowest responsible bid of two (2) bidders, in the amount of \$27,468.00. Bid in compliance with Public Act 85-1295.

This Bid was approved on the Consent Agenda
- Q. [120128](#) **Landscape Maintenance**
Award of a contract to Green Horizon, Inc., the lowest responsible bid of three (3) bidders, in the amount of \$59,210.00. Bid in compliance with Public Act 85-1295.

This Bid was approved on the Consent Agenda

- R. [120129](#) **Landscape Restoration**
Award of a contract to The TLC Group, LTD, the lowest responsible bid of three (3) bidders, in the amount \$29,510.00. Bid in compliance with Public Act 85-1295.
This Bid was approved on the Consent Agenda
- S. [120112](#) **2011 Comprehensive Annual Financial Report, Management Letter and Recommendations**
Motion to accept and file with the Village Clerk the 2011 Comprehensive Annual Financial Report, Management Letter and Recommendations regarding the Management Letter Comments.
This Request was approved on the Consent Agenda
- T. [120130](#) **Plat of Easement - Yorktown Mall (JC Penney)**
Motion approving a Plat of Easement for public watermain on a portion of Lot 2. (DISTRICT #3)
This Request was approved on the Consent Agenda
- U. [120131](#) **Rock Salt**
Request for approval to participate in the State Joint Purchasing Requisition for the purchase of rock salt.
This Request was approved on the Consent Agenda
- V. [120132](#) **Prescient Development Contract Extension**
Motion authorizing execution of a three year extension to the Agreement with Prescient Development, Inc. for technical support services.
This Request was approved on the Consent Agenda
- W. [120105](#) **Mosquito Abatement**
Recommendation from the Environmental Concerns Committee to waive bids and award a contract to Clarke Environmental Mosquito Management in the amount of \$88,710.00. Public Act 85-1295 does not apply.
This Request was approved on the Consent Agenda

Approval of the Consent Agenda

A motion was made by Trustee Keith Giagnorio, seconded by Trustee Greg Gron, to Approve the Consent Agenda The motion carried by the following vote

Aye: 6 - Greg Gron, Keith Giagnorio, Zachary Wilson, Peter Breen, Laura Fitzpatrick, and Bill Ware

IX. Items for Separate Action

Ordinances on First Reading (Waiver of First Requested)

Other Ordinances on First Reading

Ordinances on Second Reading

A. [120088](#)

Ordinance Amending EMS Fees

Ordinance Amending Title 9, Chapter 91, Section 91.21 (A) of the Lombard Village Code with regard to fees for emergency medical services.

Trustee Wilson stated that he had the opportunity to speak to other Village Board members and to Acting Chief Jerry Howell with regard to this proposed ordinance. He spoke of the Village approving the hiring of a Social Worker to help provide assistance to residents. He felt the number of calls had been reduced. He was leery to proceed with this ordinance at this time. He spoke of a resident in need not calling because they had possibly heard about a charge that may be billed to them.

Acting Chief Howell stated that the Fire Department will always respond. He spoke of staff having the latitude to waive fees in certain circumstances. He indicated the ordinance served as a mechanism to track calls, recognize a resident in need and help steer them to other assistance that might be available.

Trustee Wilson felt that adopting this ordinance may cause a resident in need not to call for assistance. He felt the Fire Department knew the residents who called for assistance regularly and they should try to assist them.

Trustee Giagnorio questioned having the Social Services Program become more involved with these particular residents. He felt this would be more beneficial than putting the fees in place and felt this gave a negative perception to residents.

Acting Chief Howell felt the Social Services Program has helped with reducing calls. He spoke of a small group of users with medical issues and that those calls may actually increase.

Trustee Gron asked how the Social Services Program has turned this around.

Acting Chief Howell indicated the Social Services Program can offer various other agencies, interventions and volunteer organizations that are available to assist residents in need. He indicated they contact the family members and try to help in various ways, such as helping to find better living arrangements such as a first floor apartment instead of a third floor apartment for the resident.

Trustee Ware questioned how long the Social Services Program had been used by the Village.

Manager Hulseberg indicated about six months.

Trustee Ware suggested delaying action on this item at this time and waiting for six months to see what additional progress had been made. Acting Chief Howell indicated there had been a decrease in calls. Trustee Fitzpatrick asked if insurance pays for invalid assist calls. She asked if the Social Services staff have met with all of the frequent users.

Acting Chief Howell indicated he did not know about the insurance and felt the Social Services people had reached out to all of the frequent users.

Trustee Giagnorio felt the Social Services Program should be given more time to reach out to the individuals and that the ordinance not be adopted at this time. .

Trustee Gron asked what was the percentage of decrease in calls. Acting Chief Howell indicated he did not know the percentage. Manager Hulseberg recommended that the calls be tracked for six months and that a workshop be held in October before a Village Board meeting so this matter could be reviewed and discussed.

Trustee Wilson thanked the Social Services staff for their assistance and asked about the Fire Department continuing to respond to the invalid assist calls.

Acting Chief Howell indicated the Fire Department will always respond and can try to explore other options with family members. He noted that some residents do not have family close by to provide the needed assistance. He also spoke about educating the individuals and families on various ways to help.

Trustee Wilson asked about risk to officers and fire department personnel.

Acting Chief Howell stated there is always that potential for injury to staff.

Manager Hulseberg indicated EMS calls are the highest risk for injuries to staff. He stated that one paramedic is out on disability caused by an invalid assist call. He spoke about the cost of a PSEBA claim being over \$800,000. He stated staff had previously looked at other areas of service provided by the Village where there were a high number of injuries and that is the reason the tree trimming services have now been privatized.

President Mueller asked for consensus of the Village Board to review this matter in six months and that staff will provide the necessary reports to the Village Board.

The Village Board unanimously concurred.

President Mueller asked Acting Chief Howell about calls for assistance.

Acting Chief Howell urged residents to call 9-1-1 for assistance and the Fire Department will respond.

Trustee Breen asked about sending this matter to committee.

President Mueller stated staff will provide the reports needed and the Village Board will review this matter in October. He indicated, if

needed, this matter can be sent to committee at that time.

By consensus of the Village Board, this matter was continued to October.

Resolutions

Other Matters

X. Agenda Items for Discussion

XI. Executive Session

The regular meeting of the President and Board of Trustees held on Thursday, March 15, 2012 in the Board Room of the Lombard Village Hall was recessed to Executive Session at 8:08 p.m. for the purpose of discussion of Information Regarding the Appointment, Employment, Compensation, Discipline, Performance or Dismissal of a Specific Employee or Specific Employees of the Village; Collective Negotiating Matters and Acquisition of Real Property.

A motion was made by Trustee Bill Ware, seconded by Trustee Zachary Wilson, that this be to recess. The motion carried by the following vote:

Aye: 6 - Greg Gron, Keith Giagnorio, Zachary Wilson, Peter Breen, Laura Fitzpatrick, and Bill Ware

XII. Reconvene

The recessed regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, March 15, 2012 in the Board Room of the Lombard Village Hall was called to order by Village President William J. Mueller at 9:27 p.m.

Present 8 - William J. Mueller, Brigitte O'Brien, Greg Gron, Keith Giagnorio, Zachary Wilson, Peter Breen, Laura Fitzpatrick, and Bill Ware

XIII Adjournment

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The regular meeting of the President and Board of Trustees of the Village of Lombard held in the Board Room of the Lombard Village Hall on Thursday, March 15, 2012 in the Board Room was adjourned

at 9:30 p.m.

A motion was made by Trustee Peter Breen, seconded by Trustee Zachary Wilson, that this be adjourn. The motion carried by the following vote:

Aye: 6 - Greg Gron, Keith Giagnorio, Zachary Wilson, Peter Breen, Laura Fitzpatrick, and Bill Ware