

Village of Lombard

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



Minutes

Thursday, September 19, 2013

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, September 19, 2013 in the Board Room of the Lombard Village Hall was called to order by Village President Keith Giagnorio at 7:30 p.m. 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:
Acting Village Manager Tim Sexton
Director of Community Development Bill Heniff
Director of Public Works Carl Goldsmith
Chief of Police Ray Byrne
Fire Chief Paul DiRienzo
Assistant Village Manager Nicole Aranas
Executive Coordinator Carol Bauer

III. Public Hearings

IV. Public Participation

Joe Orsolini, 914 Aspen Drive, President of the Lombard Chamber of Commerce reported that Lombard had made it to the finals for the Rand McNally contest in the most fun category. He indicated the Village will need to produce a video regarding Lombard being a fun town. He urged everyone to go on line and post fun things in Lombard as that counted for 25% of the vote.

Tom Masterson, 128 W. St. Charles Road, spoke regarding the Park West Condominiums located at 105 West St. Charles Road. He felt the Village should transfer the parking and garages to the condominium owners.

[130463](#)

Proclamation - Knights of Columbus

Village Clerk Sharon Kuderna read the proclamation for the Knights of Columbus.

Village President Keith Giagnorio presented the proclamation to Ed Schumann and representatives from the Knights of Columbus.

Ed Schumann thanked the Village. He reported that all of the money collected except for the price of the tootsie rolls is given to local charities. He asked resident to donate.

[130464](#)**Proclamation - Susan Komen Race for the Cure**

Village Clerk Sharon Kuderna read the proclamation for Susan Komen Race for the Cure Day.

Village President Keith Giagnorio presented the proclamation to Joan Knippen, Marymae Meyer, and Rose Roth.

Joan Knippen thanked the Village and encouraged residents to participate in the race on Sunday. She noted that Trustee Foltyniewicz is participating in the race. She stated this is the fourth race in Lombard and talked about a Komen race that is held in Chicago on Mother's Day.

[130465](#)**Proclamation - Kiwanis Peanut Days**

Village Clerk Sharon Kuderna read the proclamation for Kiwanis Peanut Day.

Village President Keith Giagnorio presented the proclamation to Dee Thompson and Peg Mannion.

Dee Thompson thanked the Village. She then proceeded to present a check to the Lombard Fire Department for the Trauma Teddy program and a check to the Lombard Police Department for their Torch Run event.

Chief Dirienzo thanked the Kiwanis for their donation.

Chief Byrne thanked the Kiwanis for their donation.

[130466](#)**Proclamation - Illinois Prairie Path Days**

Village Clerk Sharon Kuderna read the proclamation for Illinois Prairie Path Days.

Village President Keith Giagnorio indicated the proclamation would be mailed to the Illinois Prairie Path Corporation.

[130467](#)**Proclamation - Drive 4 Pledges Day**

Village Clerk Sharon Kuderna read the proclamation for Drive 4 Pledges Day.

Village President Keith Giagnorio indicated the proclamation would be mailed to the Illinois Municipal League.

Chief Byrne reminded residents of this important issue and noted that 30% of accidents are caused by some distraction and 10% are linked to texting.

Trustee Fitzpatrick stated that a law goes into effect in January that requires drivers to have a hands-free phone in the vehicle if the phone is to be used while driving.

V. Approval of Minutes

A motion was made by Trustee Dan Whittington, seconded by Trustee Mike Fugiel, that the minutes of the Regular Meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, September 5, 2013 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

Trustee Dan Whittington, Chairperson of the Community Relations Committee, reported the committee had met. The committee reviewed final plans for the Senior Fair scheduled for October 2. The next meeting is scheduled for October 14th.

Economic/Community Development Committee - Trustee Laura Fitzpatrick, Chairperson

Trustee Laura Fitzpatrick, Chairperson of the Economic & Community Development Committee, reported the committee had met. Director of Community Development Bill Heniff provided an overview of the Code Administration Division and their budget. The committee reviewed and approved the grant request for Spooktacular. The committee also reviewed and has forwarded a recommendation with regard to the parking of recreational vehicles on private property. The next meeting is scheduled for October 14th.

Environmental Concerns Committee - Trustee Mike Fugiel, Chairperson

Trustee Mike Fugiel, Chairperson of the Environmental Concerns Committee, reported the committee would be hosting the Recycling Extravaganza this Saturday at the Village complex. The next meeting is scheduled for October 22nd.

Finance Committee - Trustee Peter Breen, Chairperson

Trustee Peter Breen, Chairperson of the Finance Committee, reported the committee had met. The committee reviewed the FY proposed budget for the Finance Department and General Services, the Public Works Department and the Fire Department. The committee will review revenues at the next meeting. The next meeting is scheduled for October 2nd.

Public Works Committee - Trustee Bill Ware, Chairperson

Trustee Bill Ware, Chairperson of the Public Works Committee, reported the committee had met with the Village Board to review the proposed Capital Improvement Program. The next meeting is scheduled for October 8th.

Transportation & Safety Committee - Trustee Reid Foltyniewicz, Chairperson

Trustee Reid Foltyniewicz, Chairperson of the Transportation & Safety, reported the committee had met. The committee reviewed several requests. The next meeting is scheduled for October 14th.

Board of Local Improvements - Trustee Bill Ware, President

No report

Community Promotion & Tourism - Trustee Laura Fitzpatrick, Chairperson

Trustee Laura Fitzpatrick, Chairperson of the Community Promotion and Tourism Committee, reported the committee had met with the Village Board prior to tonight's meeting with regard to grants.

Lombard Historical Commission

No report

VII. Village Manager/Village Board Comments

Trustee Breen spoke with regard to the dead and dying ash trees throughout the Village. He wanted residents to know that staff was working on removal and spoke of the safety of residents. He urged residents to call Public Works if they felt a tree was a danger. Trustee Foltyniewicz asked about scheduling a workshop with regard to communications.

Trustee Breen was not certain he could attend if it was scheduled for Thursday, October 3rd. He felt that was an important topic and asked that the meeting not be scheduled until he was able to confirm his availability.

President Giagnorio indicated Carol Bauer will follow-up with scheduling the meeting.

Trustee Foltyniewicz congratulated Carol Bauer on her award of the Most Dedicated Blood Drive Coordinator in the state of Illinois.

President Giagnorio also congratulated Carol Bauer.

VIII Consent Agenda

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Payroll/Accounts Payable

- A. [130442](#) **Approval of Village Payroll**
For the period ending August 24, 2013 in the amount of \$762,752.33.
This Payroll/Accounts Payable was approved on the Consent Agenda
- B. [130443](#) **Approval of Accounts Payable**
For the period ending August 30, 2013 in the amount of \$1,513,123.95.
This Payroll/Accounts Payable was approved on the Consent Agenda
- C. [130444](#) **Approval of Accounts Payable**
For the period ending September 6, 2013 in the amount of \$246,023.67.
This Payroll/Accounts Payable was approved on the Consent Agenda
- D. [130471](#) **Approval of Village Payroll**
For the period ending September 7, 2013 in the amount of \$857,136.19.
This Payroll/Accounts Payable was approved on the Consent Agenda
- E. [130472](#) **Approval of Accounts Payable**
For the period ending September 13, 2013 in the amount of \$787,742.51.

This Payroll/Accounts Payable was approved on the Consent Agenda

Ordinances on First Reading (Waiver of First Requested)

***F. Proposed Text Amendments to Chapter 94 - Parking/Storage of Recreational Vehicles (Moved to IX-A)**

- G. [130397](#) **ZBA 13-04: 616 E. Madison Street**
Requests that the Village grant a variation from Section 155.212 of the Lombard Zoning Ordinance to allow an unenclosed roofed-over front porch to be set back twenty-three (23) feet where twenty-five (25) feet is required for the front yard, all 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 6868

Other Ordinances on First Reading

Ordinances on Second Reading

- H. [130284](#) **Fairfield North of 16th Street**
Recommendation from the Transportation & Safety Committee to implement No Parking on the east side of Fairfield Avenue. (DISTRICT #6)

This Ordinance was passed on second reading on the Consent Agenda

Enactment No: Ordinance 6869
- I. [130419](#) **Title 11, Chapter 121, Section 121.03A.(2) - Number of Taxicab Business Licenses**
Amending Title 11, Chapter 121, Section 121.03A.(2) decreasing the number of Taxicab Business Licenses from twelve (12) to ten (10).

This Ordinance was passed on second reading on the Consent Agenda

Enactment No: Ordinance 6870

Resolutions

- J. [130412](#) **FY2013 Sanitary Sewer Lining Program, Change Order No. 2**
Reflecting an increase to the contract with Insituform Technologies USA, LLC in the amount of \$7,961.10. (DISTRICTS - ALL)

This Resolution was adopted on the Consent Agenda

Enactment No: Resolution 134-13

- K.** [130448](#) **Terrace View Pond Improvements, Change Order No. 2**
Reflecting an increase to the contract with Martam Construction, Inc. in the amount of \$56,109.90. (DISTRICT #1)
This Resolution was adopted on the Consent Agenda
Enactment No: Resolution 135-13
- L.** [130449](#) **Sewer Rodding, Change Order No. 1**
Reflecting an increase to the contract with All Plumbing & Sewer Services, Inc. in the amount of \$16,200.00. (DISTRICTS - ALL)
This Resolution was adopted on the Consent Agenda
Enactment No: Resolution 136-13
- M.** [130450](#) **FY2013 Sewer Cleaning and Televising, Change Order No. 2**
Reflecting a decrease to the contract with Chicagoland Trenchless Rehab, Inc. in the amount \$170.00. (DISTRICTS - ALL)
This Resolution was adopted on the Consent Agenda
Enactment No: Resolution 137-13
- N.** [130452](#) **Landscape Restoration, Change Order No. 1**
Reflecting an increase to the contract with TNT Landscape Construction, Inc. in the amount of \$49,750.00. (DISTRICTS - ALL)
This Resolution was adopted on the Consent Agenda
Enactment No: Resolution 138-13
- O.** [130454](#) **Great Western Trail Bridges, Amendment No. 1**
Authorizing Amendment No. 1 to the contract with Thomas Engineering Group LLC reflecting an increase of \$147,111.80 for resident engineering services for the Great Western Trail Bridges. (DISTRICTS #4 & #5)
This Resolution was adopted on the Consent Agenda
Enactment No: Resolution 139-13
- P.** [130455](#) **Great Western Trail Bridges, Local Agency Agreement Amendment No. 1**
Authorizing Amendment No. 1 to the Local Agency Agreement amending the financial agreement between IDOT and the Village of Lombard with regard to the Great Western Trail Bridges Agreement. (DISTRICTS #4 & #5)
This Resolution was adopted on the Consent Agenda
Enactment No: Resolution 140-13

- Q.** [130473](#) **Yorktown Water Main at Buca Di Beppo, Easement**
Approving the acquisition of a permanent easement to properly install a new segment of water main to service the restaurant. (DISTRICT #3)

This Resolution was adopted on the Consent Agenda

Enactment No: Resolution 141-13

Other Matters

- R.** [130411](#) **Sidewalk Snow Removal**
Request for a waiver of bids and renewal of a contract with Beverly Snow & Ice, Inc. in an amount not to exceed \$17,000.00. Public Act 85-1295 does not apply. (DISTRICTS - ALL)
This Bid was approved on the Consent Agenda
- S.** [130456](#) **FY2014 Emergency Water & Sewer Repairs**
Request for a waiver of bids and award of a contract to John Neri Construction Company in an amount not to exceed \$75,000.00. Public Act 85-1295 does not apply. (DISTRICTS - ALL)
This Bid was approved on the Consent Agenda
- T.** [130457](#) **Catch Basin Cleaning**
Request for a waiver of bids and award of a contract to United Septic in an amount not to exceed \$59,200.00. Public Act 85-1295 does not apply. (DISTRICTS - ALL)
This Bid was approved on the Consent Agenda
- U.** [130458](#) **FY2013 Emergency Water & Sewer Repairs**
Request for a waiver of bids and award of a contract to John Neri Construction Company in the amount of \$50,000.00. Public Act 85-1295 does not apply. (DISTRICTS - ALL)
This Bid was approved on the Consent Agenda
- V.** [130459](#) **Public Works Entrance Improvements**
Award of a contract to FBG Corporation, the lowest responsible bidder of five bids received, in the amount of \$49,805.50. Bid in compliance with Public Act 85-1295. (DISTRICT #6)
This Bid was approved on the Consent Agenda
- W.** [130461](#) **Printing of the Lombard PRIDE Newsletter**
Award of a contract to Creekside Printing, the lowest responsible bid of 5 bidders, in an amount of \$45,936 for a 2-year contract for the printing of the Lombard PRIDE Newsletter. Bid in compliance with Public Act 85-1295.

This Bid was approved on the Consent Agenda

- X. [130437](#) **Norbury Avenue and Taylor Road, Request for a Stop Sign**
Recommendation from the Transportation & Safety Committee to replace existing Yield signs with Stop signs. Waiver of first reading is requested by staff. (DISTRICT #6)

This Request was approved on the Consent Agenda

Enactment No: Ordinance 6875

- Y. [130440](#) **Request for Event Funding - Lombard Town Centre Spooktacular Fall Festival**
Recommendation from the Economic and Community Development Committee approving funding for actual expenses in an amount not to exceed \$5,000 for the Spooktacular event to be held on October 13, 2013. (DISTRICT #1)

This Request was approved on the Consent Agenda

- Z. [130447](#) **LTC Spooktacular Event Signage**
Request from the Lombard Town Centre to place temporary banners on Village owned properties for the promotion of their Spooktacular event from September 16, 2013 through October 13, 2013. (DISTRICTS #1 & #6)

This Request was approved on the Consent Agenda

- AA. [130460](#) **Plat of Easement - 1 E. Progress Rd.**
Motion approving a Plat of Easement providing sidewalk on the property located at 1 E. Progress Road and known as Adjustable Forms. (DISTRICT #1)

This Request was approved on the Consent Agenda

- BB. [130469](#) **Village of Lombard 2014 Strategic Plan**
Approving the Village of Lombard 2014 Strategic Plan.

This Request was approved on the Consent Agenda

Approval of the Consent Agenda

A motion was made by Trustee Reid Foltyniewicz, seconded by Trustee Bill Ware, 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.** [130381](#)**Proposed Text Amendments to Chapter 94 - Parking/Storage of Recreational Vehicles**

Recommendation from the Economic and Community Development Committee regarding the parking and storage of recreational vehicles. (DISTRICTS - ALL)

Trustee Laura Fitzpatrick noted that staff had forwarded to the committee for review a proposed text amendments with regard to the storage of recreational vehicles on private property. She spoke of recreational vehicles being stored from November through March and not being used. The committee felt recreational vehicles should not be stored on driveways and in view from the street during this period of time that they most likely are not being used. She talked about a clear line of sight being obstructed in certain circumstances. The committee felt this was not aesthetically appealing and in some circumstances, the recreational vehicle is in a state of disrepair. The committee unanimously agreed and is recommending that recreational vehicles be allowed to be stored during the summer months when in use and that they be moved to a storage facility or out of the clear line of sight of the front of the home during the off-months.

Trustee Fitzpatrick moved that the Village Board adopt an ordinance amending Chapter 94 with regard to the storage of recreational vehicles.

Director of Community Development Bill Heniff indicated this matter had been brought to the department's attention through code enforcement. He spoke of recreational vehicles being stored in the garage or in the side or rear yard of homes on a hard surface and at least thirty feet from the front yard. He spoke of aesthetics of the property and clear line of sight.

Trustee Ware indicated that he is not opposed to the proposed text amendments as a whole and felt that something needed to be done. He questioned the storage of a small fishing boat in front of the home as he knew residents that had these types of boats that are only about fourteen to sixteen feet in length and about four feet high and no bigger than a car or SUV. He indicated he has no access to his backyard from his front yard and thus it would not be impossible for him to store his boat in his backyard. He questioned snowmobiles and the fact that they are used during the winter months and that the proposed ordinance is prohibiting the storage of recreational vehicles from November through March. He asked the Board to reconsider portions of the proposed ordinance.

Trustee Whittington indicated he did not want to see snowmobiles in driveways in June.

Trustee Fitzpatrick indicated the concern was not the size per se, but that some recreational vehicles are stored and not used and fall to disrepair.

Trustee Foltyniewicz felt that snowmobiles could be stored on

driveways in the winter months when they are being used and felt they should be allowed from November through March.

Trustee Breen stated that he feels that property owners should be allowed to use their property as they see fit, but also felt this has a big impact on the neighbors and the neighborhoods and can cause a decline in property values. He talked about the homes being close together in the Village and felt that regulations are appropriate. He was amazed at the number of communities that totally ban the parking of recreational vehicles. He felt that prohibiting the storage of RV's from November 1 through March 31 was appropriate and felt that snowmobiles should be the reverse and be allowed to be parked during that time. He suggested that this ordinance not take effect until next year to allow residents time to find suitable storage for RV's. Director Heniff indicated the ordinance was written to take effect as of January 1, 2014 and that staff would make certain that press releases and appropriate notification were given to residents.

Trustee Ware indicated that he has a pontoon boat and knows that if you have not already made arrangements for storage, that it will be very difficult to find storage at this time. He suggested having the ordinance take effect November 1, 2014.

President Giagnorio suggested issuing a warning ticket instead of a violation if the ordinance was passed to take effect as of January 1, 2014.

Trustee Breen suggested the ordinance take place immediately for any vehicles parked that are without wheels or in a state of disrepair. Trustee Fitzpatrick questioned how many vehicles were up on blocks, etc.

Director Heniff indicated that his staff has not done an inventory, but felt there may be some sitting in driveways with flat tires and in a state of disrepair.

Trustee Fugiel spoke about residents being unable to find storage at this time.

Trustee Fitzpatrick agreed to amend the ordinance to take effect November 1, 2014.

Trustee Breen asked for clarification and wanted the effective date for RV's in a state of disrepair with no wheels or flat tires to be immediately.

Trustee Ware indicated he supported the ordinance with the November 1, 2014 effective date and striking of snowmobiles.

Trustee Fitzpatrick requested a waiver of first reading.

A motion was made by Trustee Laura Fitzpatrick, seconded by Trustee Reid Foltyniewicz, that this Ordinance 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: Ordinance 6871

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 Peter Breen, seconded by Trustee Mike Fugiel, that the regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, September 19, 2013 in the Board Room of the Lombard Village Hall be recessed to Executive Session for the purpose of discussion of Collective Negotiating Matters at 8:37 p.m. . The motion carried by the following vote:

Aye: 6 - Dan Whittington, Mike Fugiel, Reid Foltyniewicz, 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, September 19, 2013 in the Board Room of the Lombard Village Hall was called to order by President Keith Giagnorio at 8:49 p.m. Upon roll call by Village Clerk Sharon Kuderna, the following were:

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

XIII Adjournment

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A motion was made by Trustee Mike Fugiel, seconded by Trustee Dan Whittington, that the regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, September 19, 2013 in the Board Room of the Lombard Village Hall be adjourned at 8:50 p.m. The motion carried by the following vote:

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