

# Village of Lombard

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



## Minutes

**Thursday, March 21, 2013**

**7:30 PM**

**Village Hall Board Room**

## **Village Board of Trustees**

*Acting Village President Bill Ware*

*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 was called to order by Acting Village President William Ware at 7:30 p.m. Thursday, March 21, 2013 in the Board Room of the Lombard Village Hall. Village Clerk Brigitte O'Brien led the Pledge of Allegiance.

## II. Roll Call

7 - Brigitte O'Brien, Greg Gron, Keith Giagnorio, Zachary Wilson, Peter Breen, Laura Fitzpatrick, and Bill Ware

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  
Fire Chief Paul DiRienzo  
Assistant Village Manager Nicole Aranas  
Executive Coordinator Carol Bauer

## III. Public Hearings

## IV. Public Participation

[130113](#)

### Swearing In - Firefighter Candidate Daniel Campbell

Fire Chief Paul DiRienzo called Daniel Campbell to the front. Village Clerk Brigitte O'Brien issued the Oath of Office to Firefighter Candidate Daniel Campbell. Daniel Campbell introduced his family.

[130125](#)

### Proclamation - Child Abuse Prevention Month

Village Clerk Brigitte O'Brien read the proclamation for Child Abuse Prevention Month. Acting President Ware presented the proclamation Diane Addante of the Lombard Junior Women's Club. Diane Addante thanked the Village. She reminded residents of the Lombard Junior's Fashion Show to be held on April 7 at the Bolingbrook Golf Club.

[130142](#)**Proclamation - Earth Hour**

Village Clerk Brigitte O'Brien read the proclamation for Earth Hour. Acting President Ware presented the proclamation to Trustee Laura Fitzpatrick, Chairperson of the Environmental Concerns Committee. Trustee Fitzpatrick spoke of Earth Hour and encouraged residents to turn off their lights and spend quality time with their family. She spoke of her tour of the ComEd plant and the new SmartGrid technology that automatically alerts ComEd of any power outages.

**V. Approval of Minutes**

A motion was made by Trustee Keith Giagnorio, seconded by Trustee Zachary Wilson, that the minutes of the Regular Meeting of March 7, 2013 be approved. The motion carried by the following vote:

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

**VI. Committee Reports****Community Relations Committee - Trustee Keith Giagnorio, Chairperson**

No report

**Economic/Community Development Committee - Trustee Peter Breen, Chairperson**

No report

**Environmental Concerns Committee - Trustee Laura Fitzpatrick, Chairperson**

No report

**Finance Committee - Trustee Greg Gron, Chairperson**

No report

**Public Works Committee - Trustee Bill Ware, Chairperson**

Trustee Bill Ware, Chairperson of the Public Works Committee, reported the committee had met. The committee reviewed the amended Alley Maintenance Policy. He asked for concurrence of the Village Board on this item which was on the Consent Agenda.

**Transportation & Safety Committee - Trustee Zachary Wilson, Chairperson**

No report

**Board of Local Improvements - Trustee Greg Gron, 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. The committee reviewed a request from the Lombard Historical Society with regard to the Civil War Encampment in the amount of \$6,000. The committee discussed implementing a Strategic Plan with goals for the future. The committee also discussed Lilac Time grants and will hold a workshop in the fall to provide information to those requesting grants. She spoke of a hotel survey and the ebb and flow of hotel occupancy. She spoke of communications in general. The committee will be looking at trying to promote Lombard hotels as overflow from Chicago hotels and promoting hotels to the residents for holidays. She spoke of data management and providing a phone application for Lombard restaurants.

**Lombard Historical Commission - Clerk Brigitte O'Brien**

No report

**VII. Village Manager/Village Board Comments**

Trustee Fitzpatrick commended Director of Public Works Goldsmith on the renovation of the Village Hall front counter and reception area. Trustee Breen thanked Trustee Fitzpatrick for the work she had done on the mural that is located above the front reception area at the Village Hall. He felt it was a show piece for the community. Acting President Ware reminded residents that the Easter Bunny would be at the Commons Park on Saturday and encouraged people to attend the event. Acting President Ware indicated the Village Board had a special meeting regarding the Budget and Oversight Pilot Program proposal prior to the regular meeting. He asked Manager Hulseberg to provide

a timeline with regard to the program request.

Manager Hulseberg noted that on January 3rd the Board heard a request from Trustee Breen, who at the time was serving as the Acting Village President, with regard to the Budget and Oversight Pilot Program. The Board had agreed to discuss this at a meeting with a date to be determined. He spoke of his communication to the Village Board through Managers Notes and noted that as part of that communication, three Trustees had indicated they wanted to wait to discuss this until after the election. At the March 7th Village Board Meeting, Trustee Breen commented that this action had been done behind closed doors. He indicated that Trustees Breen, Fitzpatrick and Wilson called for a Special Meeting to be held with regard to this proposal and the meeting/workshop was held at 6:00 pm on Thursday, March 21 prior to the regular meeting. He stated the matter has been referred to April 18th before the regular Village Board Meeting with a time to be determined.

Trustee Breen stated that he felt the action of the three Trustees who wanted to wait to hold a meeting with regard to this proposal was done behind closed doors and not in public view after the discussion was held at a Board meeting to hold a workshop on the matter. He spoke of this being a disputed issue among the Trustees and talked about politics, policy and purse. He felt waiting until May to discuss this matter was not appropriate. He stated the matter was discussed in public and should continue to be discussed in public and before the new Village Board members were sworn into office.

## VIII Consent Agenda

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Trustee Fitzpatrick questioned Consent Agenda item P with regard to the amount of the award of the contract compared to the engineer's estimate

Director of Public Works Goldsmith indicated that due to a lack of maintenance over the years, it was determined that a full roof

replacement was necessary instead of the repairs as originally thought and thus the reason for the difference in the estimate and the actual award.

Trustee Fitzpatrick felt this was an item that should have been referred to committee.

### **Payroll/Accounts Payable**

- A.     [130117](#)           **Approval of Accounts Payable**  
For the period ending March 8, 2013 in the amount of \$328,601.65.  
This Payroll/Accounts Payable was approved on the Consent Agenda
- B.     [130132](#)           **Approval of Village Payroll**  
For the period ending March 9, 2013 in the amount of \$807,116.93.  
This Payroll/Accounts Payable was approved on the Consent Agenda
- C.     [130133](#)           **Approval of Accounts Payable**  
For the period ending March 15, 2013 in the amount of \$731,082.50.  
This Payroll/Accounts Payable was approved on the Consent Agenda

### **Ordinances on First Reading (Waiver of First Requested)**

- D.     [130126](#)           **Ordinance Amending Title 11, Chapter 112, of the Village Code with regard to Alcoholic Beverages**  
Revising the Class L liquor license category reflecting the issuance of a liquor license to Beer House located at 322 Yorktown Center.  
(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 6805
- E.     [130127](#)           **Ordinance Amending Title 11, Chapter 112, Section 112.13 of the Village Code with regard to Alcoholic Beverages**  
Revising the Class "C" liquor license category reflecting the issuance of a Class "C" liquor license to Buona located at 498 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 6806
- \*E2.   [130129](#)           **Agreement Regarding a Wireless Alarm Monitoring System**  
Ordinance authorizing an Agreement between the Village of Lombard & Tyco/ADT of Oakbrook to provide all equipment necessary for

DuComm to receive alarm signals.

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

Enactment No: Ordinance 6807

### Other Ordinances on First Reading

- F. [130059](#) **Cortland Avenue, Amend Parking Restrictions**  
Recommendation from the Transportation & Safety Committee to amend the current parking restrictions to allow on-street parking of non-commercial vehicles weekdays from 5 PM to 2 AM and all day parking on Saturday and Sunday. (DISTRICT #1)  
**This Ordinance was passed on first reading on the Consent Agenda**

### Ordinances on Second Reading

- G. [120596](#) **PC 12-19: 300 W. 22nd Street (Covington/Cove Landing Planned Development) (Request to Continue to August 15, 2013)**  
Requests the following actions be taken on the subject property, located within an R5 General Residence District Planned Development:
1. Pursuant to Section 155.504(A) (major changes in a planned development) and Section 155.511 (Site Plan Approvals for planned developments) of the Lombard Zoning Ordinance, amend the conditional use for the Covington/Cove Landing Planned Development, as established by Ordinance 1174 and as amended by Ordinances 1321, 1390, 2977 and 3183, to allow for the construction of an eighty (80) unit assisted living facility on the subject property, per the submitted plans.
  2. Pursuant to Section 155.410 (C) of the Lombard Zoning Ordinance, grant a Conditional Use for an assisted living facility (convalescent and nursing home). (DISTRICT #3)

**tabled to August 15, 2013**

### Resolutions

- H. [130092](#) **FY2012B Sewer Cleaning and Televising, Final Balancing Change Order No. 2**  
Reflecting a decrease to the FY 2012B Sewer Cleaning and Televising Contract with Chicago Trenchless Rehabilitation in the amount of \$40,736.41.

**This Resolution was adopted on the Consent Agenda**

Enactment No: Resolution 94-13

- I. [130128](#) **PC 12-19: 300 W. 22nd Street - Reimbursement Agreement**  
Resolution authorizing the signature of the Village President on an Agreement to reimburse costs with Spectrum Acquisition Lombard LLC in an amount not to exceed \$10,000 to compensate the Village for costs associated with establishing a Special Service Area. (DISTRICT #3)

**This Resolution was adopted on the Consent Agenda**

Enactment No: Resolution 95-13

**\*J. Agreement Regarding a Wireless Alarm Monitoring System (moved to VIII-E2)**

- K. [130130](#) **Plat of Abrogation - 950-1000 N. Main St.**  
Resolution authorizing signatures of the Village President and Clerk on a Plat of Abrogation of Reservation and Easement for Utilities on the properties located at 950-1000 N. Main Street in order to abrogate the eastern 10 feet of an existing 25 foot easement for public utilities located along the west property line in order to allow the owner of 1000 N. Main Street to expand their building. (DISTRICT #1)

**This Resolution was adopted on the Consent Agenda**

Enactment No: Resolution 96-13

- L. [130131](#) **Agreement with Roger C. Marquardt & Company**  
Resolution authorizing an Agreement with Roger C. Marquardt & Company to provide lobbying services to the Village from June 1, 2013 through December 31, 2013.

**This Resolution was adopted on the Consent Agenda**

Enactment No: Resolution 97-13

**Other Matters**

- M. [130064](#) **Amended Alley Maintenance Policy**  
Staff recommendation to adopt the amended Alley Maintenance Policy, to include the Alley Improvements in the 2014-2023 CIP for consideration, and to proceed with the vacation of Alley 16 in accordance with Village policies and Illinois Statutes. (DISTRICTS - ALL).

**This Request was approved on the Consent Agenda**

- N. [130112](#) **FY2013 Concrete Rehabilitation and Utility Cuts Patching Project**  
Award of a contract to G & M Cement Construction, Inc., the lowest



responsible bid of ten bidders, in the amount of \$763,165.01 for the FY 2013 Concrete Rehabilitation and Utility Cuts Patching Program. Bid in compliance with Public Act 85-1295. (DISTRICTS - ALL)

**This Bid was approved on the Consent Agenda**

O. [130120](#)

**FY2013 Asphalt Paving and Patching Program**

Award of a contract to James D. Fiala Paving Company, Inc., the lowest responsible bid of ten bidders, in the amount of \$1,118,716.20 for the FY 2013 Asphalt Paving and Patching Program. Bid in compliance with Public Act 85-1295. (DISTRICTS - ALL)

**This Bid was approved on the Consent Agenda**

P. [130123](#)

**Roof Rehabilitation for Fire Station #1 (Project #FM13-03), Civic Center (Project #FM13-06) and Underground Utilities Building (Project #FM13-05)**

Award of a contract to Garland/DBS, the lowest responsible bid of three bidders, in an amount not to exceed \$353,620.00. Bid in compliance with Public Act 85-1295. (DISTRICTS #4 & #6)

**This Bid was approved on the Consent Agenda**

Q. [130124](#)

**Roof Replacements, Central Pumping Station, Public Works Vehicle Storage Garage and Public Works Administration Building**

Request to void a contract with Riddiford Roofing Company and approve a contract with Garland/DBS in the amount of \$417,999.00. Bid in compliance with Public Act 85-1295. (DISTRICTS #4 & #6)

**This Bid 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. [130081](#)

**PC 13-02: 837 South Westmore-Meyers Road**

Requests an amendment to Ordinance 4636, which established alternate wall sign regulations for tenants within the Eastgate Shopping

Center, located within the B3PD Community Shopping Planned Development District. The amendment requests that the design provisions as set forth within Section 3-H of Ordinance 4636 be removed, which would result in the underlying wall signage regulations as set forth within the Lombard Sign Ordinance to apply for the center. (DISTRICT #6)

Acting President Ware indicated that he would abstain from voting on this item.

**A motion was made by Trustee Greg Gron, seconded by Trustee Keith Giagnorio, that the Ordinance with regard to PC13-02 for 837 South Westmore-Meyers Road be passed on second reading. The motion carried by the following vote:**

**Aye:** 5 - Greg Gron, Keith Giagnorio, Zachary Wilson, Peter Breen, and Laura Fitzpatrick

**Abstain:** 1 - Bill Ware

Enactment No: Ordinance 6808

## Resolutions

## Other Matters

## X. Agenda Items for Discussion

## XI. Executive Session

**A motion was made by Trustee Greg Gron, seconded by Trustee Zachary Wilson, that the regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, March 21, 2013 in the Board Room of the Lombard Village Hall be recessed to Executive Session at 8:07 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. 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 21, 2013 in the Board Room of the Lombard Village Hall was called to order by Acting President William Ware at 9:00 p.m. Upon roll call by Village Clerk Brigitte O'Brien, the following were:

- 7 - Brigitte O'Brien, Greg Gron, Keith Giagnorio, Zachary Wilson, Peter Breen, Laura Fitzpatrick, and Bill Ware

### **XIII Adjournment**

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**A motion was made by Trustee Peter Breen, seconded by Trustee Greg Gron, that the Regular Meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, March 21, 2013 in the Board Room of the Lombard village Hall be adjourned at 9:01 p.m. The motion carried by the following vote:**

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