

Village of Lombard

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



Minutes

Thursday, May 15, 2014

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, May 15, 2014 in the Board Room of the Lombard Village Hall was called to order by Village President Keith Giagnorio at 7:30 p.m. The Lombard Police Honor Guard Posted the Colors and led the Pledge of Allegiance.

II. Roll Call

6 - Keith Giagnorio, Sharon Kuderna, Dan Whittington, Mike Fugiel, Laura Fitzpatrick, and Bill Ware

Excused: Reid Foltyniewicz and Peter Breen

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 Ray Byrne
Fire Chief Paul DiRienzo
Assistant Village Manager Nicole Aranas
Human Resources Administrator Kathy Dunne
Executive Coordinator Carol Bauer

III. Public Hearings

IV. Public Participation

Lori Solyom, 22 S. Highland, spoke regarding the Village Board considering the lifting of the ban on video gaming. She spoke of video gaming not financially benefitting the Village and relayed cost comparisons for replacing sidewalks. She did not feel this was family-friendly and talked about a negative impact on the Village. Colleen Whittington, 39 N Elizabeth, spoke about the pros and cons of video gaming. She noted the State would regulate video gaming in Lombard. She talked of the survey conducted four years ago, that much had changed in four years, and felt that a new survey should be taken. She asked the Board members to listen to their constituents.

[140208](#)**Recognition - Award of Valor - Officer Scott Jean**

Chief Ray Byrne called Officer Scott Jean to the front. Chief Byrne proceeded to provide information about Officer Jean responding to a call, following up on the complaint, later being confronted by an armed individual and how he was able to subdue that person resulting in no injuries. Chief Byrne presented Officer Jean with the Award of Valor.

[140169](#)**Proclamation - Police Week**

Village Clerk Sharon Kuderna read the proclamation for Police Week. President Keith Giagnorio called Chief Byrne to the front and presented the proclamation to the Chief. Chief Byrne thanked the Village.

[140207](#)**Proclamation - Public Works Week**

Village Clerk Sharon Kuderna read the proclamation for Public Works Week. President Keith Giagnorio called Director of Public Works Carl Goldsmith to the front and presented him the proclamation. Director Goldsmith thanked the Village Board. He spoke of the difficult year due to the weather for staff and residents. Flooding and snow storms have resulted in significant challenges. He noted that Public Works touches every house and business in Lombard by providing water and sewer services.

V. Approval of Minutes

A motion was made by Trustee Laura Fitzpatrick, seconded by Trustee Mike Fugiel, that the Minutes of the Regular Meeting of May 1, 2014 be approved. The motion carried by the following vote:

Aye: 4 - Dan Whittington, Mike Fugiel, Laura Fitzpatrick, and Bill Ware

VI. Committee Reports**Community Relations Committee - Trustee Dan Whittington, Chairperson**

No report

Economic/Community Development Committee - Trustee Laura Fitzpatrick, Chairperson

Trustee Laura Fitzpatrick, Chairperson of the Economic/Community Development Committee, reported that the committee had met. She noted that the Village supports new businesses and the ECDC members want to attend ribbon cuttings in the future.

Environmental Concerns Committee - Trustee Mike Fugiel, Chairperson

Trustee Mike Fugiel, Chairperson of the Environmental Concerns Committee, thanked those who assisted with the Pride clean-up. He indicated there would be a fall clean-up as well. River Sweep is scheduled for Saturday and asked those who want to participate to contact the Public Works Department.

Finance Committee - Trustee Peter Breen, Chairperson

No report

Public Works Committee - Trustee Bill Ware, Chairperson

Trustee Bill Ware, Chairperson of the Public Works Committee, reported the committee had met and had reviewed the Complete Streets Program. Recommendation for approval will be coming to the Board.

Transportation & Safety Committee - Trustee Reid Foltyniewicz, Chairperson

No report

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. She noted that Communications Coordinator Bridget Doyle had been with the Village for almost a year and talked about the increase in

communications. Lilac Time discounts are being offered at hotels to encourage overnight stays. There are currently 2300 residents signed up to receive E-news, and the Village has 1200 Facebook friends. Talked about various communications avenues including Twitter, Pinterest, YouTube, as well as the redesigned newsletter and website. The Village Banner program is being expanded and will include South Main Street. The committee is reviewing the proposed policy with regard to grants to family members of Village officials and staff.

Lombard Historical Commission

No report

VII. Village Manager/Village Board Comments

Trustee Whittington noted the Metra groundbreaking for the pedestrian underpass was held yesterday. President Giagnorio reminded residents of Lilac Time events including beer tasting in the Park, Lilac Time Mutt Strut, the pancake breakfast, wine tasting and the Lilac Parade to be held on Sunday. He reminded residents of a fundraiser Remembering Lauren to be held at Willowbrook High School on June 21st.

VIII Consent Agenda

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Payroll/Accounts Payable

- A. [140210](#) Approval of Accounts Payable**
For the period ending May 2, 2014 in the amount of \$644,831.46.
This Payroll/Accounts Payable was approved on the Consent Agenda
- B. [140203](#) Approval of Village Payroll**
For the period ending May 3, 2014 in the amount of \$737,426.27.
This Payroll/Accounts Payable was approved on the Consent Agenda
- C. [140204](#) Approval of Accounts Payable**

For the period ending May 9, 2014 in the amount of \$1,025,785.29.

This Payroll/Accounts Payable was approved on the Consent Agenda

Ordinances on First Reading (Waiver of First Requested)

- D. [140189](#) **Sale of Surplus Equipment**
Declaring three Village vehicles as surplus equipment and authorizing their sale. Staff requests 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
Enactment No: Ordinance 6943
- E. [140193](#) **Amending Title 11, Chapter 112, Section 112.18 (Alcoholic Beverages)**
Ordinance 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 alcohol in connection with a temporary event at 11 and 16 South Park Avenue, between May 16, 2014 and May 31, 2014. (DISTRICT #1)
This Ordinance was waived of first reading and passed on second reading with suspension of the rules on the Consent Agenda
Enactment No: Ordinance 6944
- F. [140194](#) **Ordinance Amending Title 3, Chapter 34 of the Lombard Village Code - Indemnification Agreement**
Ordinance authorizing the Chief of Police to execute release and indemnification agreements relative to the use of properties within the Village for police training.
This Ordinance was waived of first reading and passed on second reading with suspension of the rules on the Consent Agenda
Enactment No: Ordinance 6945

Other Ordinances on First Reading

Ordinances on Second Reading

- G. [140105](#) **PC 13-09: 951 N. Main Street**
Requests that the Village grant approval of a conditional use, pursuant to Section 155.420 (C) of the Village of Lombard Zoning Ordinance, to allow for Motor Vehicle Service within the I Limited Industrial Zoning District. (DISTRICT #1)
This Ordinance was passed on second reading on the Consent Agenda
Enactment No: Ordinance 6946

- H. [140107](#) **PC 14-04: Comprehensive Plan**
The Village of Lombard requests the approval of an overall update to the Comprehensive Plan. (DISTRICTS - ALL)
This Ordinance was passed on second reading on the Consent Agenda
Enactment No: Ordinance 6947

Resolutions

- I. [140195](#) **Geographic Information System (GIS) Mapping & Implementation Project**
Approving a contract with Baxter & Woodman in an amount not to exceed \$24,961.00 for design engineering services.
This Resolution was adopted on the Consent Agenda
Enactment No: R 25-14
- J. [140205](#) **Contract for Social Services Program**
Resolution authorizing the signature of the Village Manager on a one-year contract with the Association for Individual Development (AID) to provide social services to the Village in the amount of \$25,000.
This Resolution was adopted on the Consent Agenda
Enactment No: R 26-14

Other Matters

- *L. [140214](#) **2014 Sewer Lining**
Award of a contract to Hoerr Construction, Inc., the lowest responsible bid of four bidders, in the amount of \$76,570.50. Bid in compliance with Public Act 85-1295. (DISTRICTS - ALL)
This Bid was approved on the Consent Agenda
- *M. [140215](#) **Water Meter Testing and Repair**
Award of a contract to Vanguard Utility Service, the lowest responsible bid of two bidders, in an amount not to exceed \$12,500.00. Bid in compliance with Public Act 85-1295. (DISTRICTS - ALL)
This Bid was approved on the Consent Agenda
- *N. [140216](#) **Water System Leak Detection and Survey Services**
Award of a contract to ADS, LLC, the lowest responsible bid of four bidders, in an amount not to exceed \$11,347.50. Bid in compliance with Public Act 85-1295. (DISTRICTS - ALL)
This Bid was approved on the Consent Agenda

- K. [140188](#) **Kiwanis Club of Lombard Event Signage Request**
Request from the Kiwanis Club of Lombard to place temporary banners on Village owned properties for the promotion of their House Walk from May 12 through May 19, 2014. (DISTRICT #6)
This Request was approved on the Consent Agenda

Approval of the Consent Agenda

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

Aye: 4 - Dan Whittington, Mike Fugiel, Laura Fitzpatrick, and Bill Ware

IX. Items for Separate Action

Ordinances on First Reading (Waiver of First Requested)

Other Ordinances on First Reading

- A. [140143](#) **ZBA 14-03: 304 N. Park Avenue**
Requests that the Village take the following actions for the subject property located at the above referenced address and within the R2 Single-Family Residential Zoning District (E.W. Zander's Broadview Addition Subdivision):
1. A variation from Section 155.407 (F)(2) of the Lombard Zoning Ordinance to reduce the required corner side yard setback from twenty feet (20') to eleven and nine-tenths feet (11.9'); and
 2. A variation from Section 155.407 (F)(4) of the Lombard Zoning Ordinance to reduce the required rear yard setback from thirty-five feet (35') to twenty-five feet (25'). (DISTRICT #1)
- Director of Community Development Bill Heniff provided at overview and Powerpoint presentation with regard to the petition for a reduction in the corner side yard setback and reduction in the rear yard setback submitted for the property located at 304 N. Park. He noted that this property is a reverse corner lot as the rear of the property abuts the front yard of the adjacent property. He noted that there are additional considerations when this occurs.
- The Zoning Board of Appeals had a 2-2 vote on the recommendation for this petition.
- Don Campo, 304 N. Park, spoke regarding the petition. He noted he purchased the property in 2007 and it was a rental property. The current renter wants to make this a permanent residence and due to the fact that he has a lot of hobbies, he wants a three-car garage. The current non-conforming garage is an eyesore. He wants to improve the property and the neighborhood with these improvements.
- Tom Knapp, 320 N. Main Street, architect for the property, indicated he reviewed various options for an attached and detached garage.

The attached garage provided a larger improvement to the home and a better improvement to the property.

President Giagnorio inquired about flooding.

Tom Knapp indicated it should not cause flooding.

Trustee Whittington indicated he had inspected the property and felt this would be an improvement.

A motion was made by Trustee Dan Whittington, seconded by Trustee Laura Fitzpatrick, 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: 4 - Dan Whittington, Mike Fugiel, Laura Fitzpatrick, and Bill Ware

Enactment No: Ordinance 6948

Ordinances on Second Reading

Resolutions

Other Matters

B. [140133](#)

Contract for the Provision of Electrical Energy for Municipal Aggregation

Staff and NIMEC will present bid options to the Village Board at the Board meeting for their selection. The bids will contain several different options.

Village Manager Scott Niehaus noted that on April 3rd the Village through the Village's consultant NIMEC had gone out to bid for pricing to renew the electric aggregation program for residents. The bids were not deemed to be attractive enough to renew the current electric aggregation contract and bids were again going to be sought on May 15th. May 15th is the last day the Village has to make a decision to renew the current contract or to suspend the program and revert back to ComEd as the electricity provider for residents. Staff has reviewed the rates and since ComEd currently has the best rate, staff is recommending reverting back to ComEd as the electricity provider for the Village.

Trustee Fitzpatrick spoke about residents having a choice to contract with another provider should they choose to do that. She wanted residents to understand why the Village is recommending reverting to ComEd as the provider. This will be monitored and revisited.

Trustee Whittington indicated the Village was looking out for the best

interests of the residents.

Manager Niehaus talked about communication to the residents regarding electric aggregation. He reminded residents that they can choose another provider.

A motion was made by Trustee Laura Fitzpatrick, seconded by Trustee Bill Ware, that the Village Board concur with staff's recommendation to reject all bids for the joint purchase of electricity for the Village of Lombard Electricity Aggregation Program and move all aggregation participants back to ComEd. The motion carried by the following vote:

Aye: 4 - Dan Whittington, Mike Fugiel, Laura Fitzpatrick, and Bill Ware

X. Agenda Items for Discussion

XI. Executive Session

A motion was made by Trustee Dan Whittington, seconded by Trustee Bill Ware, that the regular meeting of the President and Board held on May 15, 2014 be recessed to Executive Session at 8:35 p.m. for the purpose of Discussion of Collective Negotiating Matters. The motion carried by the following vote:

Aye: 4 - Dan Whittington, Mike Fugiel, 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, May 15, 2014 in the Board Room of the Lombard Village Hall was called to order by Village President Keith Giagnorio at 8:39 p.m.

6 - Keith Giagnorio, Sharon Kuderna, Dan Whittington, Mike Fugiel, Laura Fitzpatrick, and Bill Ware

Excused: Reid Foltyniewicz and Peter Breen

XIII Adjournment

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A motion was made by Trustee Bill Ware, seconded by Trustee Dan Whittington, that the regular meeting of the President and Board of Trustees held on Thursday, May 15, 2014 in the Board Room of the Lombard Village Hall be adjourned at 9:00 p.m. The motion carried by the following vote:

Aye: 4 - Dan Whittington, Mike Fugiel, Laura Fitzpatrick, and Bill Ware