

Village of Lombard

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



Meeting Agenda

Thursday, August 15, 2013

7:30 PM

Revised August 14, 2013

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**II. Roll Call****III. Public Hearings**[130361](#)**PC 12-19: 300 W. 22nd Street**

A Public Hearing for the property located 300 W. 22nd Street relative to the formation of Special Service Area Number 7 in the Village of Lombard. (DISTRICT #3)

IV. Public Participation[130370](#)**Swearing-in Ceremony - Deputy Chief Roy Newton, Lieutenant William Collins and Sergeant Joseph Grage****V. Approval of Minutes**

Minutes of the Special Meeting of May 4, 2013
Minutes of the Special Meeting of May 22, 2013
Minutes of the Regular Meeting of June 20, 2013
Minutes of the Special Meeting of July 26, 2013

VI. Committee Reports

Community Relations Committee - Trustee Dan Whittington, Chairperson

Economic/Community Development Committee - Trustee Laura Fitzpatrick, Chairperson

Environmental Concerns Committee - Trustee Mike Fugiel, Chairperson

Finance Committee - Trustee Peter Breen, Chairperson

Public Works Committee - Trustee Bill Ware, Chairperson

Transportation & Safety Committee - Trustee Reid Foltyniewicz, Chairperson

Board of Local Improvements - Trustee Bill Ware, President

Community Promotion & Tourism - Trustee Laura Fitzpatrick, Chairperson

Lombard Historical Commission

VII. Village Manager/Village Board Comments**VIII. Consent Agenda****Payroll/Accounts Payable**

- A. [130306](#) **Approval of Village Payroll**
For the period ending June 15, 2013 in the amount of \$776,451.00.
- B. [130307](#) **Approval of Accounts Payable**
For the period ending June 21, 2013 in the amount of \$609,383.20.
- C. [130318](#) **Approval of Accounts Payable**
For the period ending June 28, 2013 in the amount of \$1,463,101.34.
- D. [130320](#) **Approval of Village Payroll**
For the period ending June 29, 2013 in the amount of \$758,195.96.
- E. [130321](#) **Approval of Accounts Payable**
For the period ending July 5, 2013 in the amount of \$2,508,935.81.
- F. [130347](#) **Approval of Accounts Payable**
For the period ending July 12, 2013 in the amount of \$892,713.38.
- G. [130348](#) **Approval of Village Payroll**
For the period ending July 13, 2013 in the amount of \$952,045.86.
- H. [130349](#) **Approval of Accounts Payable**
For the period ending July 19, 2013 in the amount of \$2,014,114.30.
- I. [130362](#) **Approval of Accounts Payable**
For the period ending July 26, 2013 in the amount of \$865,265.34.
- J. [130375](#) **Approval of Village Payroll**
For the period ending July 27, 2013 in the amount of \$771,396.83.
- K. [130376](#) **Approval of Accounts Payable**
For the period ending August 2, 2013 in the amount of \$1,100,036.36.

Ordinances on First Reading (Waiver of First Requested)

- L. [120355](#) **PC 12-13: 401 E. North Ave.**
Ordinance granting a time extension to Ordinance 6746 granting a conditional use for a drive-through establishment; a conditional use for an outside service area; a variation to allow signage within clear line of sight areas; a variation to allow wall signs that are two times the lineal front footage of the tenant space; variations to reduce the transitional landscape yard; and a minor plat of subdivision with a variation from lot area. (DISTRICT #4)

Legislative History

6/18/12

Plan Commission

continued

7/16/12	Plan Commission	recommended to the Corporate Authorities for approval
9/6/12	Village Board of Trustees	waived of first reading and passed on second reading with suspension of the rules

M. [120375](#)**PC 12-14: 1150 S. Main Street (Speedway)**

Ordinance granting a time extension to Ordinance 6747, which granted approval for an amendment to Ordinance 4026 and companion conditional uses and variations to provide for the redevelopment of the existing Speedway gas station, extending the time period to start construction of the project to September 6, 2014 for the property located at 1150 S. Main Street and known as the Speedway Development Project. (DISTRICT #2)

Legislative History

7/16/12	Plan Commission	Recommended for approval to the Corporate Authorities subject to the amended condition(s)
9/6/12	Village Board of Trustees	waived of first reading and passed on second reading with suspension of the rules

N. [130315](#)**PC 13-08: 21W551 Bemis Road**

Requests that the Village grant a four (4) foot fence height variation from Section 155.205 (A) (4) (c) (i) of the Village of Lombard Zoning Ordinance to allow for the replacement of an existing chain link fence with barbed wire rap with a new eight (8) foot tall aluminum ornamental spade top style fence, where four (4) feet is the maximum fence height permitted within thirty (30) feet of an improved public right-of-way and within the CR Conservation/Recreation Zoning District. (DISTRICT #2)

Legislative History

7/15/13	Plan Commission	recommended to the Corporate Authorities for approval
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O. [130316](#)**PC 13-10: 600-612 Western Ave.**

Requests that the Village grant a conditional use, pursuant to Section 155.420 (C) (20) of the Village of Lombard Zoning Ordinance, to allow for a Learning Center (indoor athletic training facility) within the I Limited Industrial Zoning District. (DISTRICT #4)

Legislative History

7/15/13	Plan Commission	recommended to the Corporate Authorities for approval
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P. [130317](#)**PC 13-11: Text Amendments to the Zoning Ordinance - Fences in the B5 District**

The Village of Lombard is proposing amendments to Section 155.205 (and any other relevant sections for clarity) of the Lombard Zoning Ordinance establishing additional requirements and limitations for fences and walls within the B5 Downtown Lombard zoning district. (DISTRICTS #1 and #4)

Legislative History

7/15/13 Plan Commission recommended to the Corporate Authorities
for approval

- Q. [130354](#) **Sale of Surplus Equipment**
Declaring two Bobcat attachments as surplus equipment and authorizing their sale to Atlas Bobcat for the amount of \$2,000.00. Waiver of first requested by staff.**
- R. [130369](#) **Sale of Surplus Equipment**
Declaring three vehicles as surplus and authorizing their sale through Obenauf Auction Service. Staff is requesting a waiver of first reading.**

Other Ordinances on First Reading

- S. [130366](#) **Coin-Operated Amusement Devices - King's Hall, 1000 N. Rohlwing Road**
Amending Title 11, Chapter 110, Section 110.21(C) of the Village Code decreasing the number of Class A coin-operated amusement device licenses to no more than ten (10) licenses. (DISTRICT #1)**
- T. [130374](#) **Title 11, Chapter 110, Section 110.08(B)(2) of the Lombard Village Code in regard to Billiard/Pool Halls**
Ordinance amending Title 11, Chapter 110, Section 110.08(B)(2) of the Lombard Village Code clarifying that if a business has more than two billiard and/or pool tables at one business location it will be known as a billiard/pool hall for licensing purposes only.**

Ordinances on Second Reading

- U. [130286](#) **Jackson Street East of Westmore-Meyers Road**
Recommendation from the Transportation & Safety Committee to amend the Lombard Traffic Code with regard to No Parking on the south side of Jackson Street east of Westmore-Meyers Road. (DISTRICTS #5 & #6)**

Legislative History

6/10/13	Transportation & Safety Committee	recommended to the Board of Trustees for approval
6/20/13	Village Board of Trustees	passed on first reading

Resolutions

- V. [130324](#) **FY2013 Asphalt Paving and Patching, Change Order No. 2**
Resolution reflecting an increase to the contract with James D. Fiala Paving in the amount of \$8,414.50. This change order reflects the amount necessary to bring the contract to the budget amount. (DISTRICTS - ALL)**

- W. [130325](#) **FY2013 Sewer Cleaning & Televising, Change Order No. 1**
Resolution reflecting an increase to the contract with Chicagoland Trenchless Rehab, Inc. in the amount of \$27,105.99. This change order reflects the amount necessary to bring the contract to the budget amount. (DISTRICTS - ALL)
- Legislative History*
- 7/9/13 Public Works Committee recommended to the Board of Trustees for approval
- X. [130326](#) **2013 Sanitary Sewer Lining Program, Change Order No. 1**
Resolution reflecting an increase to the contract with Insituform Technologies USA, LLC in the amount of \$15,986.60. This change order reflects the amount necessary to bring the contract to the budget amount. (DISTRICTS - ALL)
- Legislative History*
- 7/9/13 Public Works Committee recommended to the Board of Trustees for approval
- Y. [130353](#) **2013 Driveway Apron, Curb and Sidewalk Restoration Program, Change Order No. 1**
Reflecting an increase in the contract with Kings Point General Cement, Inc. in the amount of \$80,300.00. This change order reflects the amount necessary to bring the contract to the budget amount. (DISTRICTS - ALL)
- Z. [130358](#) **Terrace View Pond Improvements, Change Order No. 1**
Reflecting an increase to the contract with Martam Construction in the amount of \$32,218.33 for supplying and installing a pond aeration system. (DISTRICT #1)
- AA. [130359](#) **Garfield Street Public Works Facility, Amendment No. 1**
Resolution approving an amendment to the contract with Thomas Engineering Group reflecting an increase of \$11,601.30 for additional expenditures incurred for reconstruction observation/inspection services. (DISTRICT #4)
- BB. [130360](#) **Finley Road Pavement Rehabilitation, Phase 1, Final Balancing Change Order No. 4**
Resolution reflecting an increase to the contract with "D" Construction in the amount of \$39,743.24 due to major dollar items for time and material billings related to difficulties, conflicts and delays encountered during the construction of the underground utility improvements. (DISTRICTS #1, #2 & #6)

- CC.** [130365](#) **Technology Drive - Plat of Dedication**
As part of the Technology Drive Four- Party Agreement, Resolution 93-12 previously approved by the Village board, the parties agreed to provide for the dedication to the Village of a new cul-de-sac bulb for turn-around purposes along Technology Drive and immediately south of the existing DuPage Medical Group facility. The roadway improvements associated with the bulb will be constructed as part of the closing of the eastern end of Technology Drive. (DISTRICT #3)
- *DD.** **Village Manager Contract (this item has been moved to XIII-A)**
- EE.** [130373](#) **Village Manager Recruitment Contract**
Resolution authorizing a contract with Voorhees Associates, LLC for Village Manager recruitment services in the amount of \$16,400.00.
- FF.** [130377](#) **Intergovernmental Agreement with Glenbard Township High School District #87**
Resolution authorizing an Agreement between the Village and Glenbard Township High School to provide paramedic services during football games held at the school.

Other Matters

- GG.** [130352](#) **Tree & Stump Removal**
Request for a waiver of bids and award of a contract to Ciosek Tree Service in the amount of \$176,400.00 for additional tree and stump removal due to the Emerald Ash Borer infestation. Public Act 85-1295 does not apply.
- HH.** [130355](#) **Ambulance Re-Chassis**
Request for a waiver of bids and award of a contract to Foster Coach in the amount of \$115,329. Public Act 85-1295 does not apply.
- II.** [130363](#) **FY2013 Greenfield Avenue Sanitary Sewer**
Award of a contract to John Neri Construction Co., the lowest responsible bidder of two bids, in the amount of \$54,316.00. Bid in compliance with Public Act 85-1295. (DISTRICT #1)
- JJ.** [130367](#) **Multi-Space Parking Pay Station**
Award of a contract to VenTek International, the lowest responsible bid of three bidders, in the amount of \$27,908.00 for the purchase and installation of three venSTATION pay stations. Bid in compliance with Public Act 85-1295. (DISTRICT #1)
- KK.** [130378](#) **Computer Backup System Purchase**
Request for a waiver of bids and award of a contract to CCC Technologies, Inc in an amount not to exceed \$29,999.00 for the purchase of a disk to disk complete backup system/disaster recovery software. Public Act 85-1295 does not apply.

- LL.** [130314](#) **Village Board Policy Amendment 7.B. and Section 50.027 of the Village Code**
Recommendation from the Public Works Committee to approve amendments to Village Board Policy 7.B. regarding private property flooding to modify the conditions during which the policy is activated and the inclusion of a map. Staff does not recommend amending Section 50.027 (E) to reduce the required 72 hours prior to pumping stormwater from a depressional area.
- Legislative History
- 7/9/13 Public Works Committee recommended to the Board of Trustees for approval
- MM.** [130328](#) **Overhead Sewer Grant Program**
Recommendation from the Public Works Committee to revise Village Board Policy 4.C recommending amendments to the program that would require compliance with Section 50.026 (Clear Water Disconnections) of the Lombard Village Code in order to be eligible to receive grant funds for the installation of an overhead sewer.
- Legislative History
- 7/9/13 Public Works Committee recommended to the Board of Trustees for approval
- NN.** [130329](#) **Clear Water Disconnect Program**
Recommendation from the Public Works Committee to revise Village Board Policy 4.E providing a greater level of funding to residents disconnecting downspouts, sump pumps and perimeter drainage systems from the Village's sanitary or combined sewer systems.
- Legislative History
- 7/9/13 Public Works Committee recommended to the Board of Trustees for approval
- OO.** [130364](#) **Appointments - Finance Committee**
Request for concurrence in the appointment of Ambareen Ahmed and Benjamin Pelz to the Finance Committee to fill two vacancies with terms to May 2015.
- *PP.** [130395](#) **Illinois Department of Transportation, Motor Fuel Tax Audit Report**
Audit Report No. 67 covering the receipt and disbursement of Motor Fuel Tax (MFT) Funds by the Village for the period beginning January 1, 2008 and ending December 31, 2011.
- *QQ.** [130396](#) **Tri-Town YMCA Family Fun Night - Public Signage Request**
Tri-Town YMCA will be hosting its annual Family Fun Night event which will take place on September 6, 2013. They are requesting the ability to display ground signage at selected locations within the public rights-of-way and public property. (DISTRICTS - ALL)

- *RR. [130398](#) **Temporary Special Event - 98 Yorktown Shopping (Spirit Halloween) (Staff Recommendation for Denial)**
 Motion granting a temporary special event permit to Spirit Halloween for the sale of Halloween costumes and merchandise from September 2 through November 16, 2013 on the property located at the Yorktown Center parking lot north of Fifth Third Bank and south of McDonald’s Restaurant (98 Yorktown Shopping Center). (DISTRICT #3)

IX. Items for Separate Action

Ordinances on First Reading (Waiver of First Requested)

Other Ordinances on First Reading

Ordinances on Second Reading

- A. [120596](#) **PC 12-19: 300 W. 22nd Street (Covington/Cove Landing Planned Development) (Request to Continue to September 5, 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)

Legislative History

11/19/12	Plan Commission	continued
12/17/12	Plan Commission	continued
1/28/13	Plan Commission	continued
2/18/13	Plan Commission	recommended to the Corporate Authorities for approval subject to conditions
3/7/13	Village Board of Trustees	passed on first reading
3/21/13	Village Board of Trustees	tabled

Resolutions

Other Matters

X. Agenda Items for Discussion

XI. Executive Session

To Discuss: Collective Negotiating Matters

To Discuss: Setting the Price for the Sale or Lease of Property Owned by the Village

To Discuss: Information Regarding the Appointment, Employment, Compensation, Discipline, Performance or Dismissal of a Specific Employee or Specific Employees of the Village

**To Discuss: The Acquisition of Real Property*

XII. Reconvene

XIII. Items for Separate Action

***A. [130372](#) Village Manager Contract**

Resolution authorizing the signatures of the Village President and Clerk on the Second Amendment to the Village Manager's Agreement.

XIV. Adjournment