

Village of Lombard

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



Meeting Minutes

Thursday, September 2, 2010

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; Dana Moreau, District Four;
Laura Fitzpatrick, District Five; and Bill Ware, District Six*

I. Call to Order and Pledge of Allegiance

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The regular meeting of the President and Board of Trustees of the Village of Lombard was called to order by Village President William J. Mueller at 7:33 pm, Thursday, September 2, 2010 in the Board Room of the Lombard Village Hall. Village Clerk Brigitte O'Brien led the Pledge of Allegiance.

II. Roll Call

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Present: Village President William J. Mueller, Village Clerk Brigitte O'Brien, Trustee Greg Gron, Trustee Keith Giagnorio, Trustee Zachary Wilson, Trustee Dana Moreau, Trustee Laura Fitzpatrick and Trustee Bill Ware

Staff Present:

Village Manager David Hulseberg

Chief of Police Ray Byrne

Interim Fire Chief Bill Balling

Director of Finance Tim Sexton

Director of Community Development Bill Heniff

Director of Public Works Carl Goldsmith

Executive Coordinator Carol Bauer

III. Public Hearings

None

IV. Public Participation

[100429](#)

Swearing-in of Firefighter Candidate Scott Marshall

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Interim Fire Chief Bill Balling called Firefighter Candidate Scott Marshall to the front and gave a bio on Scott Marshall.

Village Clerk Brigitte O'Brien issued the Oath of Office to Scott Marshall.

Scott Marshall introduced his wife and family. He thanked the Village and stated he was excited to be working for the Village of Lombard.

[100343](#)

President's Community Service Award

Request to present the President's Community Service Award to Marilyn Flanagan for her contributions and support of RRAF.

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Village President Mueller asked Trustee Laura Fitzpatrick, Chairperson of the Community Relations Committee, to come forward.

Trustee Fitzpatrick introduced Marilyn Flanagan, Director of RRAF, and spoke about her contributions. She talked about her dedication and waiving her salary to help keep the organization afloat.

President Mueller presented a certificate to her.

Marilyn Flanagan thanked the Village Board and stated this was an extreme honor to

her. She did not feel it was anything special that she had done.
Trustee Fitzpatrick asked Marilyn to speak about the organization.
Marilyn Flanagan reported that the organization services adults with various developmental disabilities. She indicated they currently have 28 adults in their program. She spoke of the help that they receive from other organizations such as the Knights of Columbus. She spoke of the assistance provided by the Fire Department. She noted they will be hosting a benefit on October 3rd and extended an invitation to all residents to attend.
President Mueller stated the Village was proud to have them in the Village.

100449[Play Video](#)**Proclamation - George E. Seagraves**

Village Clerk Brigitte O'Brien read the proclamation honoring Ed Seagraves for 25 years of service to the Village of Lombard and the Lombard Fire Department.
President Mueller stated the proclamation would be presented to Ed at a recognition event that was being held in his honor.

100450[Play Video](#)**Proclamation - Always Remember 9-1-1**

Village Clerk Brigitte O'Brien read the proclamation for Always Remember 9-1-1.
Village President Mueller presented the proclamation to Interim Fire Chief Bill Balling, Chief of Police Ray Byrne and Director of Public Works Carl Goldsmith.
Interim Fire Chief Balling stated the Fire Department will host a commemoration of the event at Fire Station Two at 8:46 am, the approximate time the first plane hit one of the Twin Towers. He stated it will be inspirational and reflective in nature.
President Mueller invited all residents to attend the ceremony. He thanked the fire, police and public works departments for all of the work they do and reflected on the many lives that were lost on that day. He stated Lombard will always remember.

100451[Play Video](#)**Proclamation - Knights of Columbus**

Village Clerk Brigitte O'Brien read the proclamation for the Knights of Columbus.
Village President Mueller presented the proclamation to Ed Schumann and members of the Knights of Columbus. He noted the Knights help Ray Graham and other organizations with the funds they raise.
Ed Schumann spoke regarding the Knights of Columbus holding their fundraising event on September 18 and 19th. He indicated he hoped for a successful event so that they can help other charities. He asked people to give.
President Mueller stated that about 98% of the money raised by the Knights goes to help other organizations and there is very little money used for operations. He asked if there were enough sponsors for the candy. He congratulated the Knights on the great job that they do.
Ed Schumann noted they did purchase new aprons this year.

100469[Play Video](#)*** Proclamation - Christ the King 50 Year Anniversary**

Village Clerk Brigitte O'Brien read the proclamation for Christ the King Parish 50 year anniversary.
President Mueller presented the proclamation to Eileen Maggiore of Christ the King. Eileen Maggiore thanked the Village. She stated the Parish was honored to have the proclamation. She spoke about how active the Parish was and how the Parish serves

the community on a spiritual basis. She said they were looking forward to the next 50 years of service to the residents and invited residents to come to the church. President Mueller spoke of the people like former Village Trustee Jack and Village Clerk Brigitte O'Brien, Trustee Zach Wilson and Mike Ditka who all were members of the church.

V. Approval of Minutes

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It was moved by Trustee Fitzpatrick, seconded by Trustee Wilson, to approve minutes of the Special Meeting of August 11, 2010. The motion carried by the following vote:

Aye: 6 - Gron, Giagnorio, Wilson, Moreau, Fitzpatrick and Ware

VI. Committee Reports

Community Relations Committee - Trustee Laura Fitzpatrick, Chairperson

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Trustee Laura Fitzpatrick, Chairperson of the Community Relations Committee, reported the committee had not met. The next meeting is scheduled for September 13 where the Social Services Program will be discussed. She reminded residents of the Senior Fair and asked for nominations for Senior of the Year.

Economic/Community Development Committee - Trustee Bill Ware, Chairperson

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Trustee Bill Ware, Chairperson of the Economic and Community Development Committee, reported the committee had met. The committee discussed revisions to the downtown Retail Grant Program and they are looking at making some possible revisions. The committee will review the changes and make a recommendation to the Village Board in the upcoming months. He thanked Trustee Giagnorio for attending the meeting as he had been a member of the committee before being appointed Trustee. The next meeting is scheduled for October 6.

Environmental Concerns Committee - Trustee Dana Moreau, Chairperson

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Trustee Dana Moreau, Chairperson of the Environmental Concerns Committee, reported the committee had met. She spoke of the Recycling Extravaganza that will be held on September 18th at the Village Hall from 9 am to 3 pm. She reminded residents that they can donate books and stated you can take home donated books as well. She spoke of the electronics, batteries, cell phones and scrap metal that can be dropped off. She also noted that bikes, non-motorized wheel chairs, glasses, hearing aids and non-high-heel shoes can also be dropped off. She spoke of working with the Rotary Club and VFW on certain donations. She stated American flags can be brought in and will be properly disposed of. She reported that the Garden Club will be accepting clay and ceramic pots at the event. She stated document shredding will also be available. Trustee Moreau spoke of the questionnaire for food handlers asking if they recycle and if they are aware they can receive a free toter. She noted that most businesses were not aware and that staff is working with Yorktown businesses to promote recycling. She noted the committee recommended approval of the Solid Waste Contract. She stated the Clean Air Counts Program was discussed. President Mueller questioned the electronics that could be dropped off at the

Extravaganza.

Trustee Moreau stated it is mostly computers, but encouraged residents to go on the Village website for more detailed information. She noted that no lumber, paint or hazardous materials were being collected on that day and to contact the County regarding disposal of those items.

President Mueller questioned the shredding.

Trustee Moreau stated shredding will be done at the Extravaganza, but not a whole dump truck load can be brought in. The next meeting is scheduled for September 28.

Finance Committee - Trustee Zachary Wilson, Chairperson

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Trustee Zach Wilson, Chairperson for the Finance Committee, reported the committee had not met. The next meeting is scheduled for September 21.

Public Works Committee - Trustee Greg Gron, Chairperson

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Trustee Greg Gron, Chairperson of the Public Works Committee, reported the committee had not met. The next meeting is scheduled for September 14.

Transportation & Safety Committee - Trustee Keith Giagnorio, Chairperson

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Trustee Keith Giagnorio, Chairperson of the Transportation and Safety Committee, reported the committee had not met. The next meeting is scheduled for October 4. President Mueller asked Trustee Giagnorio if he wanted to give an update on the Park District Skateboard Park that had opened and an update on the Madison Meadows project.

Trustee Giagnorio congratulated the Park District on the opening of the Skateboard Park. He noted that and the Skateboard Park opened at Madison Meadows by the tennis courts.

President Mueller questioned the Sunset Knolls project.

Trustee Giagnorio stated the project was moving along and due to the strike they were trying to get the project back on schedule. He talked about some water management issues that entailed deeper ponds and larger pipes. He spoke about the new soccer fields, new bubbler, upgrades to the baseball diamonds and bench area and the walking/running track.

Board of Local Improvements - Trustee Greg Gron, President

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Trustee Greg Gron, President of the Board of Local Improvements, reported the board had not met. The next meeting is scheduled for September 9.

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

[Play Video](#)

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

Lombard Historical Commission - Clerk Brigitte O'Brien

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Village Clerk Brigitte O'Brien, member of the Historical Commission, reported the commission had not met. She stated that public hearings will be held on September 7th and September 13th at 7:30 pm at the Village Hall with regard to the designation of

125 E. Washington as a Landmark Site. Anyone interested in speaking should attend the hearings. She noted that Rita Schneider, Tom Fetters and Jeanne Schultz Angel gave a presentation in Springfield in hopes of qualifying for the Governor's Home Town Award. The results will be announced on September 10th. The next meeting is scheduled for October 19th.

President Mueller mentioned that the Historical Society is holding a Trivia Night on October 1st in downtown Lombard and that various restaurants are participating. He talked about going from one restaurant to another and answering trivia questions.

VII. Village Manager/Village Board Comments

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Village Manager David Hulseberg asked the Village Board to get back to him with which date would work better for the Strategic Planning event - October 12 or October 19.

Manager Hulseberg stated there was some good news referring to item G on the Consent Agenda. He stated the interest rate for SA 217C Phase 5 dropped from 3.6% last year to 1.996%. He noted that is why the Village is looking at moving ahead with capital projects as the interest rates are so low.

Manager Hulseberg stated that accurate information had not been given to the Village Board regarding the agreement with RedSpeed. He noted there were three items listed on the agenda regarding the RedSpeed agreement.

VIII. Consent Agenda

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Payroll/Accounts Payable

- A. [100439](#) **Approval of Village Payroll**
For the period ending August 14, 2010 in the amount of \$829,280.08
- This Matter was approved on the Consent Agenda.**
- B. [100440](#) **Approval of Accounts Payable**
For the period ending August 20, 2010 in the amount of \$551,637.44.
- This Matter was approved on the Consent Agenda.**
- C. [100448](#) **Approval of Accounts Payable**
For the period ending August 27, 2010 in the amount of \$792,232.68.
- This Matter was approved on the Consent Agenda.**

Ordinances on First Reading (Waiver of First Requested)

- D. [060677](#) **PC 05-42: 218-226 W. St. Charles Road (The Pointe at Lombard)**
Granting a further time extension (September 18, 2011) to Ordinance 5816, as amended by Ordinances 5973, 6141, 6327 and 6374 relative to the property located at 218-226 W. St. Charles Road. (DISTRICT #1)

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

Enactment No: Ordinance 6510

E. [100447](#)

Sale of Surplus Equipment

Declaring five (5) Village-owned vehicles as surplus property and authorizing their sale at the Tri State Automobile Auction. Staff is requesting a waiver of first reading.

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

Enactment No: Ordinance 6511

F. [100456](#)

Supplemental Act Assessment Bonds (Special Assessment 217C)

Providing for the amendment of Ordinance #6422 reducing the interest rate to property owners for Special Assessment #217C from 9% to 5.3773%.

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

Enactment No: Ordinance 6512

G. [100457](#)

Aggregate \$6,700,000 General Obligation Limited Tax Debt Certificates, Series 2010

Authorizing and providing for an Installment Contract, the Issuance of an Aggregate \$6,700,000 General Obligation Limited Tax Debt Certificate, Series 2010 for the Village of Lombard (Special Assessment 217C, Olde Towne East, Phase 5, Meter Replacement, North Industrial Park Pavement. (DISTRICTS - ALL)

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

Enactment No: Ordinance 6513

H. [100458](#)

Liquor License Amendment - Tom & Eddie's Better Burgers

Amending Title 11, Chapter 112 of the Village Code reflecting a change to Tom & Eddie's corporate structure. (DISTRICT #3)

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

Enactment No: Ordinance 6514

Other Ordinances on First Reading

I. 100345

PC 10-08: Text Amendments to the Zoning Ordinance (Green Code)

The Village of Lombard is proposing text amendments to the Lombard Zoning Ordinance, amending Section 155.200 to establish provisions for geothermal systems, rain barrels, cisterns, Small Scale Wind Energy Systems and solar panels, Section

155.212 to establish geothermal systems, rain barrels, cisterns and solar panels as permitted obstructions in certain required yards and Section 155.800 establishing definitions for Small Scale Energy Systems while amending the definition of "Rooftop Mechanical Equipment". (DISTRICTS - ALL)

This Matter was passed on first reading on the Consent Agenda.

J. 100378

PC 10-11: 600 W. North Ave (Shell Gas Station)

Requests amendments to Ordinance #4920 to provide for the following variations from the Lombard Sign Ordinance for the property located within the B4 Corridor Commercial District:

1. A variation from Section 153.210 to allow for an Automatic Changeable Copy Sign to be located on a property with less than 500 lineal front footage;
2. A variation from Section 153.210(D) to allow for a changeable message board of an Automatic Changeable Copy Sign to exceed two (2) feet in height;
3. A variation from Section 153.210(D) to allow for a display screen of an Automatic Changeable Copy Sign to exceed eighteen (18) inches in height;
4. A variation from Section 153.210(F) to allow for a changeable message board of an Automatic Changeable Copy Sign to be located outside of the twelve (12) foot to fifteen (15) foot height range;
5. A further variation to Section 153.505(B)(19)(a)(2)(a) to increase the total number of wall signs on the subject property to a total of ten (10) signs. (DISTRICT #1)

This Matter was passed on first reading on the Consent Agenda.

K. 100379

PC 10-12: 930 E. Roosevelt Rd. (Shell Gas Station)

Requests amendments to Ordinance #5120 to provide for the following variations from the Lombard Sign Ordinance for the property located within the B4A Roosevelt Road Corridor District:

1. A variation from Section 153.210 to allow for an Automatic Changeable Copy Sign to be located on a property with less than 500 lineal front footage;
2. A variation from Section 153.210(F) to allow for a changeable message board of an Automatic Changeable Copy Sign to be located outside of the required twelve (12) foot to fifteen (15) foot height range;
3. A variation from Section 153.505(B)(6)(e) to allow more than one freestanding sign on the subject property.
4. A further variation to Section 153.505(B)(19)(a)(2)(a) to increase the total amount of wall signs on the subject property to a total of nine (9) signs. (DISTRICT #6)

This Matter was passed on first reading on the Consent Agenda.

*L. SPA 10-02ph: 215 E. Roosevelt (V-Land Highland/Roosevelt Planned Development) (Moved to IX-A1)

M. 100442

Liquor License Amendment - Beacon Hill, 2400 S. Finley Road

Amending Title 11, Chapter 112 of the Village Code reflecting an increase in the Class "I" liquor license category. (DISTRICT #3)

This Matter was passed on first reading on the Consent Agenda.

- N. **100453** **Amending Title 9, Chapter 98 of the Village Code (Amusement Tax)**
Further amending Title 9, Chapter 98, Section 98.114(A)(1) of the Lombard Village Code to include archery, shooting galleries and shooting ranges with the list of sport or games subject to the amusement tax. (DISTRICTS - ALL)

This Matter was passed on first reading on the Consent Agenda.

Ordinances on Second Reading

- O. **060542** **ZBA 06-21: 820 E. St. Charles Road**
Granting a further time extension to Ordinance 5935, as amended by Ordinances 6094, 6247 and 6373 relative to the approval of a reduction in the minimum required lot area for the property located at 820 E. St. Charles Road. (DISTRICT #4)

This Matter was passed on second reading on the Consent Agenda.

Enactment No: Ordinance 6515

- P. **100352** **ZBA 10-05: 208 S. Westmore-Meyers Rd**
Requests a variation from Section 155.212 of the Lombard Zoning Ordinance to allow two (2) central air-conditioning units as a permitted obstruction within an interior side yard in the R2 Single-Family Residence District. (DISTRICT #5)

This Matter was passed on second reading on the Consent Agenda.

Enactment No: Ordinance 6516

- Q. **100373** **Harding East of Fairfield**
Resident request to install No Parking signage. (DISTRICT #6)

This Matter was passed on second reading on the Consent Agenda.

Enactment No: Ordinance 6517

- R. **100376** **PC 10-10: 1150 E. Jackson Street**
Requests that the Village grant a conditional use, pursuant to Section 155.206 (A)(2) of the Lombard Zoning Ordinance, to allow an antenna associated with a personal wireless service facility for the subject property located within the R4 - Limited General Residential District. (DISTRICT #6)

This Matter was passed on second reading on the Consent Agenda.

Enactment No: Ordinance 6518

- S. **100377** **PC 10-06: 229 W. St. Charles Road**
Requests that the Village grant a conditional use amending Ordinance 3623 to allow for an expansion and changes to the existing outdoor dining area and amendments to the original conditions of approval pursuant to Section 155.103 (F) (13) of the Lombard

Zoning Ordinance. (DISTRICT #1)

This Matter was passed on second reading on the Consent Agenda.

Enactment No: Ordinance 6519

T. [100395](#)

ZBA 10-08: 322 E. Elm Street

Requests that the Village take the following actions for the subject property located within the R2 Single-Family Residence District:

1. A variation from Section 155.407(F)(2) of the Lombard Zoning Ordinance to reduce the corner side yard setback to (17.68) feet where 20 feet is required to allow for a second-story addition.
2. A variation from Section 155.407(F)(2) of the Lombard Zoning Ordinance to reduce the corner side yard setback to (13.69) feet where 20 feet is required to allow for the enclosure of an existing roofed-over porch, which was granted per Ordinance 5033. (DISTRICT #4)

This Matter was passed on second reading on the Consent Agenda.

Enactment No: Ordinance 6520

U. [100408](#)

Title 15, Chapter 150, Section 150.141 - Overtime Building Inspection Fees

Amending Title 15, Chapter 150, Section 150.141 of the Lombard Village Code to add a subsection for overtime building inspection fees. (DISTRICTS - ALL)

This Matter was passed on second reading on the Consent Agenda.

Enactment No: Ordinance 6521

Resolutions

V. [100444](#)

323 N. Elizabeth

Authorizing signatures of the Village President and Clerk on a Plat of Easement Abrogation for the property located at 323 N. Elizabeth. (DISTRICT #1)

This Matter was adopted on the Consent Agenda.

Enactment No: Resolution 21-11

W. [100454](#)

Emergency Telephone System Board

Authorizing the Village President and Village Clerk to sign a Letter of Intent to participate in the county-wide emergency radio interoperability project with DuPage County and the Emergency Telephone System Board. Request that this item be forwarded to the Finance Committee for a final recommendation prior to the Village binding itself to said project.

This Matter was adopted on the Consent Agenda.

Enactment No: Resolution 22-11

- X. [100455](#) **100 S. Main Street**
Authorizing the signatures of the President and Clerk on a Parking Lot Lease with West Suburban Bank for the property located at 100 S. Main Street. (DISTRICT #1)

This Matter was adopted on the Consent Agenda.

Enactment No: Resolution 23-11

- Y. [100460](#) **Discovery Benefits Flexible Spending Plan**
Authorizing an Amendment to the Discovery Benefits Flexible Spending Plan to include the Genetic Information Nondiscrimination Act.

This Matter was adopted on the Consent Agenda.

Enactment No: Resolution 24-11

Other Matters

- Z. [100244](#) **Alley Maintenance Program**
Recommendation from the Public Works Committee to approve an Alley Maintenance Policy.

This Matter was approved on the Consent Agenda.

- AA. [100452](#) **Lombard Town Centre - Temporary Signage**
Motion granting approval to place temporary signage on Village-owned properties for the purpose of promoting the Swap Meet on September 12 and Golf Outing on September 25, 2010. (DISTRICTS #3, #4 & #6)

This Matter was approved on the Consent Agenda.

- BB. [100462](#) **Overhead Sewer Grant Program**
Staff request for additional funding in the amount of \$50,000.00.

This Matter was approved on the Consent Agenda.

- *CC. [100464](#) **Appointment - Economic and Community Development Committee**
Request for concurrence in the appointment of Joe Glazier to fill a vacancy on the Economic and Community Development Committee to May 2011.

This Matter was approved on the Consent Agenda.

Passed The Consent Agenda

It was moved by Trustee Moreau, seconded by Trustee Giagnorio, to approve the Consent Agenda. This approval includes suspension of the rules, waive first reading and pass on second reading, waive competitive bidding and award contracts, approve and adopt resolutions as needed for the preceding items as read by the Clerk on the Consent Agenda. The motion carried by the following vote:

Aye: 6 - Gron, Giagnorio, Wilson, Moreau, Fitzpatrick and Ware

IX. Items for Separate Action

Ordinances on First Reading (Waiver of First Requested)

Other Ordinances on First Reading

- *A1. [100425](#) **SPA 10-02ph: 215 E. Roosevelt (V-Land Highland/Roosevelt Planned Development)**
Requests site plan approval of a deviation from Section 153.505(B)(19)(b)(1)(a) of the Lombard Sign Ordinance to increase the maximum allowable area of a wall sign from thirty-two and one-half (32.5) square feet to eighty-eight and four-tenths (88.4) square feet in the B4APD Roosevelt Road Corridor District, Planned Development. (DISTRICT #6)
The petitioner is requesting an appeal of the Plan Commission's decision of denial.

[Play Video](#)

Village Manager David Hulseberg noted he had no comments.

Trustee Ware stated that he met with staff and requested that this matter be tabled to September 16.

It was moved by Trustee Ware, seconded by Trustee Moreau, that this matter be tabled to September 16, 2010 The motion carried by the following vote:

Aye: 6 - Gron, Giagnorio, Wilson, Moreau, Fitzpatrick and Ware

Ordinances on Second Reading

Resolutions

- A. [100330](#) **300-310 S. Main Street (Prairie Path Villas) (Request to re-table to October 7, 2010)**
Authorizing the Village of Lombard to notify the Illinois Environmental Protection Agency that the Village will no longer agree to have certain right-of-ways act as an engineered barrier. (DISTRICT #1)

[Play Video](#)

It was moved by Trustee Gron, seconded by Trustee Giagnorio, that this matter be tabled re-tabled to October 7, 2010 The motion carried by the following vote:

Aye: 6 - Gron, Giagnorio, Wilson, Moreau, Fitzpatrick and Ware

B. [100445](#) Technology Drive (Four-Party Intergovernmental Agreement)(3/4 Vote of the Trustees Required 5 of 6)

Authorizing the signatures of the Village President and Clerk on an Agreement relative to future actions to be undertaken relative to Technology Drive. (DISTRICT #3)

[Play Video](#)

Village Manager David Hulseberg noted that this was a housekeeping issue with Oakbrook relative to no signs or billboards. He noted this will be a cost reduction to the Village relative to not having to maintain the roadway.

It was moved by Trustee Wilson, seconded by Trustee Ware, that this matter be adopted. The motion carried by the following vote:

Aye: 6 - Gron, Giagnorio, Wilson, Moreau, Fitzpatrick and Ware

Enactment No: Resolution 26-11

Other Matters

***C. [100409](#) First Amendment to the First Amendment to the Agreement Between RedSpeed Illinois, LLC and the Village of Lombard**

Reconsideration of the Motion to Reject the First Amendment to the First Amendment to the Agreement between RedSpeed Illinois, LLC and the Village.

[Play Video](#)

Village Manager Hulseberg noted that he had spoken to the trustees regarding this matter.

Trustee Ware thanked Manager Hulseberg for the additional information on this matter.

It was moved by Trustee Ware, seconded by Trustee Gron, that this matter be adopted that the previously approved motion to reject the First Amendment to the First Amendment to the Agreement between RedSpeed Illinois, LLC and the Village be reconsidered. The motion carried by the following vote:

Aye: 6 - Gron, Giagnorio, Wilson, Moreau, Fitzpatrick and Ware

***D. [100465](#) First Amendment to the First Amendment to the Agreement Between RedSpeed Illinois, LLC and the Village of Lombard**

New vote on the Motion to Reject the First Amendment to the First Amendment to the Agreement between RedSpeed Illinois, LLC and the Village of Lombard.

[Play Video](#)

Village Manager Hulseberg indicated he had no comments and it was staff's recommendation to vote no.

Village Attorney Tom Bayer noted that in light of the approval of the reconsideration motion, a new vote on the original motion to reject the First Amendment to the First Amendment to the Agreement between RedSpeed Illinois, LLC and the Village, which had been made by Trustee Ware, and seconded by Trustee Giagnorio, at the August 19, 2010 Village Board meeting, was required.

Attorney Bayer noted that only a roll call vote was needed, and not a new motion, as the Village Board was voting on the original motion to reject for a second time.

It was moved by Trustee Ware that this matter be approved. The motion failed by the following vote:

Aye: 1 - Wilson

Nay: 5 - Gron, Giagnorio, Moreau, Fitzpatrick and Ware

Upon a new roll call vote, the motion failed.

Attorney Tom Bayer noted the motion to reject failed and the floor was open to an alternate motion.

*E. [100466](#) **First Amendment to the First Amendment to the Agreement Between RedSpeed Illinois, LLC and the Village of Lombard**

Motion to approve a Resolution approving the First Amendment to the First Amendment to the Agreement between RedSpeed Illinois, LLC and the Village of Lombard with regard to upgrading the signals at North Avenue and Route 53. (DISTRICT #1)

[Play Video](#)

Village Manager Hulseberg noted the staff recommends a positive vote.

It was moved by Trustee Ware, seconded by Trustee Fitzpatrick, that this matter be adopted. The motion carried by the following vote:

Aye: 5 - Gron, Giagnorio, Moreau, Fitzpatrick and Ware

Nay: 1 - Wilson

Enactment No: Resolution 25-11

X. Agenda Items for Discussion

XI. Executive Session

[Play Video](#)

The regular meeting of the President and Board of Trustees of the Village of Lombard was adjourned to Executive Session at 8:28 pm Thursday, September 2, 2010 for the discussion of information regarding the appointment, employment, compensation, discipline, performance, or dismissal of a specific employee or employees of the Village.

It was moved by Trustee Moreau, seconded by Trustee Giagnorio, to recess to Executive Session. The motion carried by the following vote:

Aye: 6 - Gron, Giagnorio, Wilson, Moreau, Fitzpatrick and Ware

XII. Reconvene

The recessed regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, September 2, 2010 in the Board Room of the Lombard Village Hall was called to order at 8:39 pm by Village President William Mueller.

Present: Village President William J. Mueller, Village Clerk Brigitte O'Brien, Trustee Greg Gron, Trustee Keith Giagnorio, Trustee Zachary Wilson, Trustee Dana Moreau, Trustee Laura Fitzpatrick and Trustee Bill Ware

XIII. Adjournment

The regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, September 2, 2010 in the Board Room of the Lombard Village Hall was adjourned at 8:40 pm.

**It was moved by Trustee Giagnorio, seconded by Trustee Moreau, adjourn to
The motion carried by the following vote:**

Aye: 6 - Gron, Giagnorio, Wilson, Moreau, Fitzpatrick and Ware