

Village of Lombard

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



Minutes

Thursday, February 7, 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 Bill Ware at 7:31 p.m. Thursday, February 7, 2013 in the Board Room of the Lombard Village Hall. Village Clerk Brigitte O'Brien led the Pledge of Allegiance.

II. Roll Call

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

Trustee Peter Breen arrived at 7:33 pm.

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

Acting President Bill Ware noted that the Ken Loch item was listed on the Consent Agenda.

Terry Fedirka, 36 W. 19th Street, indicated that she wanted qualifications with regard to the 75% open space and the 25% area that could be developed. She asked what that exactly meant. She asked if any of the schools had been contacted with regard to the proposal to develop the property and how the increase in population might affect the schools. She spoke of overcrowding and some lunch

periods starting at 10:30 a.m. to accommodate all of the students. She was opposed to condominiums and developing the property.

Reid Foltyniewicz, 456 Collen Drive, felt that Ken Loch affected all of the residents and not just those in Districts 2 and 3. He spoke of open space and felt the Plan Commission recommendation with regard to allowing 25% of the property to be developed was too high. He requested tabling this item until after the election.

Leslie Lies, 1130 Surrey Drive, Bloomingdale, spoke on behalf of this family who owns the Ken Loch property. He felt the Plan Commission recommendation to leave 75% of the property undeveloped was unrealistic. He felt the family was not being given the option to sell their property. He talked about the highest and best use of the property. He indicated the family has a developer interested in purchasing the property and developing it. He indicated it is no longer economically feasible to run the property as a golf course and that family has been doing this at a loss. He requested the Village Board not concur with the recommendation of the Plan Commission.

Robert Row, 201 W. 17th Street, requested the Village Board delay any vote on the Ken Loch property until after the election.

Nancy Shukat, 1801 S. Elizabeth, indicated that most of the residents in the audience had attended the Plan Commission meetings with regard to this matter. She indicated she was pleased to hear about the open space recommendation, but wanted the 25% development to be reconsidered. She suggested this be discussed after the election.

Rafi Hamid, 31 W. 17th Street, asked that Ken Loch be 100% open space. He also asked that this matter be considered after the election.

[130057](#)

Proclamation - Gareld L. Bird

Village Clerk Brigitte O'Brien read the proclamation honoring former Trustee Gary Bird.

Acting Village President Bill Ware indicated the proclamation would be mailed to the family.

[130066](#)

Proclamation - Reverend Rob Hatfield

Village Clerk Brigitte O'Brien read the proclamation honoring Reverend Rob Hatfield. Acting Village President Ware presented the proclamation to the family of Reverend Hatfield.

Acting President Ware asked for a Moment of Silence for Gary Bird and Reverend Hatfield.

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 January 17, 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

Trustee Breen, Chairperson of the Economic & Community Development Committee, reported the next meeting would be held on March 11th.

Environmental Concerns Committee - Trustee Laura Fitzpatrick, Chairperson

Trustee Laura Fitzpatrick, Chairperson of the Environmental Concerns Committee, reported the committee had met. She noted the committee discussed the budget for the grant program and is recommending allocating \$5,000 in FY 2013 from a surplus in the Community Recycling Fund to be split between the Rain Barrel and Compost Bin Grant Programs. She noted that educational entities can purchase these items and submit a voucher for reimbursement. She indicated Dan Richardt, a new member, had attended the meeting. She stated that Lombard residents had realized a \$4.5 million savings with the Electric Aggregation Program and that was about \$344 per household. She reported that 97.2% of the households had opted for this program and spoke of the program's huge success. The next meeting is scheduled for February 28th.

Finance Committee - Trustee Greg Gron, Chairperson

Trustee Greg Gron, Chairperson of the Finance Committee, reported the next meeting will be held on February 11th.

Public Works Committee - Trustee Bill Ware, Chairperson

No report

Transportation & Safety Committee - Trustee Zachary Wilson, Chairperson

Trustee Zach Wilson, Chairperson of the Transportation & Safety Committee, indicated the committee spoke about succession planning after the election. The committee reviewed having traffic signals in a flash mode during low traffic volume periods, and it was decided to do this on a case-by-case basis. The committee reviewed parking restrictions on Cortland Avenue. He noted that there will be an article in the PRIDE with regard to crosswalks. The next meeting will be March 4th.

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 & Tourism Committee, reported the committee would be meeting on February 12th.

Lombard Historical Commission - Clerk Brigitte O'Brien

Village Clerk Brigitte O'Brien, member of the Historical Commission, reported that at the January 22nd Historical Commission meeting, the following business was discussed:

The Commission was updated on maintenance activities associated with the Lombard Cemetery including the pending selection of a new landscape contractor. The Commission was very pleased with the way in which the contractor issues are being addressed and felt that staff (specifically Carl Goldsmith) should be commended for their attention to detail in this matter. Liz Opholt from Energy Impact Illinois presented information on their energy efficiency program with an

emphasis on benefits for older/historic structures. The Commission discussed and approved their annual report to the Village Board. The Commission re-elected the current officers: Rita Schneider, Tami Urish, and Lyn Myers. The Commission and Historical Society came in \$720 over budget for the fiscal year ending December 31, 2012, with a slight increase in expenses due to the Carriage House expansion project. The Historical Society staff and volunteers were recognized for their above-and-beyond contributions associated with the Carriage House expansion project. The Historical Society reported on its activities of the past quarter, including the opening of the Carriage House, award of a \$45,000 grant from IL-DNR for exhibits, and new exhibit celebrating the 100th anniversary of the Lombard Fire Department. The Lombard Heritage Award was renamed the William J. Mueller Lombard Heritage Award.

VII. Village Manager/Village Board Comments

Village Manager Hulseberg introduced the new Assistant Village Manager Nicole Aranas and provided a bio on her. Trustee Wilson asked that the Ken Loch item be removed from the Consent Agenda and placed on Separate Action.

VIII Consent Agenda

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Payroll/Accounts Payable

- A. [130016](#) **Approval of Accounts Payable**
For the period ending January 11, 2013 in the amount of \$3,400,369.31.
This Payroll/Accounts Payable was approved on the Consent Agenda
- B. [130018](#) **Approval of Village Payroll**
For the period ending January 4, 2013 in the amount of \$881,614.78.
This Payroll/Accounts Payable was approved on the Consent Agenda
- C. [130036](#) **Approval of Accounts Payable**
For the period ending January 25, 2013 in the amount of \$874,428.09

This Payroll/Accounts Payable was approved on the Consent Agenda

- D. [130052](#) **Approval of Village Payroll**
For the period ending January 26, 2013 in the amount of \$854,168.06.
This Payroll/Accounts Payable was approved on the Consent Agenda
- E. [130053](#) **Approval of Accounts Payable**
For the period ending February 1, 2013 in the amount of \$1,494,597.03.
This Payroll/Accounts Payable was approved on the Consent Agenda
- F. [130055](#) **Approval of Village Payroll**
For the period ending January 18, 2013 in the amount of \$918,032.93.
This Payroll/Accounts Payable was approved on the Consent Agenda
- G. [130056](#) **Approval of Accounts Payable**
For the period ending January 18, 2013 in the amount of \$1,486,946.08.
This Payroll/Accounts Payable was approved on the Consent Agenda

Ordinances on First Reading (Waiver of First Requested)

- H. [130029](#) **ZBA 13-01; 236 E. Morningside Avenue**
Requests that the Village take the following actions for the subject property located within the R2 Single-Family Residence District for the purposes of constructing a two and one half (2-1/2) car garage with second floor storage/loft space:
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 fifteen and seven-tenths feet (15.7').
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-nine and one half feet (29.5'). (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 6794
- I. [130047](#) **Ordinance Amending Title 15, Chapters 150, Sections 150.030 and 150.105 of the Village Code with Regard to Fire Alarm System Supervision**
Ordinance modifying the existing ordinance requiring all fire protection systems to be supervised and monitored by the Village of Lombard Communications Center (DuComm).
This Ordinance was waived of first reading and passed on second reading with

suspension of the rules on the Consent Agenda

Enactment No: Ordinance 6795

- J. [130054](#) **Ordinance Amending Title 11, Chapter 121, Section 121.03 of the Lombard Village Code with regard to Public Passenger Licenses**
Revising the number of Taxi Cab Company Licenses reflecting an increase and granting a license to Flat Rate Cab Dispatch Incorporated.

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

Enactment No: Ordinance 6796

Other Ordinances on First Reading

PC 12-18: Village Comprehensive Plan Amendment (1S535 Finley Road - Ken Loch Golf Course) was moved to Separate Action

- L. [130033](#) **PC 13-01: 416 W. 22nd Street**
Requests conditional use approval to allow for a physical culture and massage establishment (as defined and regulated by Chapter 12, Section 122 of the Code of Ordinances) in the B3 Community Shopping District. (DISTRICT #3)

This Ordinance was passed on first reading on the Consent Agenda

Ordinances on Second Reading

Resolutions

- M. [130038](#) **592 E. Roosevelt Road (Firestone) - Acceptance of Public Improvements**
Resolution accepting the public watermain, fire hydrants and street lights for the project located at 592 E. Roosevelt Road and known as Firestone. (DISTRICT #6)

This Resolution was adopted on the Consent Agenda

Enactment No: Resolution 80-13

- N. [130048](#) **Resolution Authorizing an Agreement regarding a Wireless Alarm Monitoring System**
Resolution authorizing an Agreement between the Village of Lombard and Tyco/ADT of Oakbrook to provide all equipment necessary for DuComm to receive wireless alarm signals.

This Resolution was adopted on the Consent Agenda

Enactment No: Resolution 81-13

O. [130049](#) **Agreement with the Illinois Fraternal Order of Police with regard to Police Sergeants**

Authorizing an Agreement between the Village of Lombard and the Illinois Fraternal Order of Police Labor Council with regard to the Police Sergeants in the Lombard Police Department.

This Resolution was adopted on the Consent Agenda

Enactment No: Resolution 82-13

O-2. [130063](#) **Amendment to Human Resources Manual**

Amending the Village of Lombard Human Resources Manual revising the policy with regard to Village Workplace Violence.

This Resolution was adopted on the Consent Agenda

Enactment No: Resolution 83-13

Other Matters

P. [130035](#) **Fire Station 1 HVAC Replacement Project**

Request for a waiver of bids and acceptance of a proposal from Season's Comfort in the amount of \$96,400.00 for the replacement of the HVAC system at Fire Station 1. Public Act 85-1295 does not apply. (DISTRICT #4)

This Bid was approved on the Consent Agenda

Q. [120269](#) **Downtown Satellite Office**

Recommendation from the Finance and Economic and Community Development Committees to not advance the concept of opening a Satellite Village Hall Office in Downtown Lombard. (DISTRICTS #1 & #4)

This Request was approved on the Consent Agenda

R. [130030](#) **FY2013 Funding for Rain Barrel and Compost Bin Grant Programs**

Recommendation from the Environmental Concerns Committee to allocate \$5,000 in FY 2013 from a surplus in the Community Recycling Fund to be split between the Rain Barrel and Compost Bin Grant Programs.

This Request was approved on the Consent Agenda

S. [130045](#) **Healthy Lombard Fitness February Banner Request**

Request from Healthy Lombard to place temporary banners on Village owned property for the promotion of their Fitness February Fair at Yorktown Center from February 4, 2013 through February 16, 2013. (DISTRICT #6)

This Request was approved on the Consent Agenda

- T. [130046](#) **Lombard School District #44 Kindergarten Registration Banner Request**
Request from School District 44 to place temporary banners on Village owned property for the promotion of Kindergarten Registration from February 18,2013 through March 2, 2013. (DISTRICT #6)
This Request was approved on the Consent Agenda
- U. [130062](#) **Glenbard East Booster Club Banner Request**
Request from the Glenbard East Booster Club to place temporary banners on Village owned property for the promotion of their Red & Black Ball on March 8, 2013 from February 17, 2013 through March 8, 2013. (DISTRICT #6)
This Request was approved on the Consent Agenda

Approval of the Consent Agenda

A motion was made by Trustee Zachary Wilson, 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

- *V. **Re-appointments - Board of Local Improvements, Electrical Commission, Plan Commission, Police Pension Fund Board of Trustees, and Zoning Board of Appeals (Moved to IX-A)**

IX. Items for Separate Action

Ordinances on First Reading (Waiver of First Requested)

Other Ordinances on First Reading

- [120489](#) **PC 12-18: Village Comprehensive Plan Amendment (1S535 Finley Road - Ken Loch Golf Course)**
Ordinance amending Ordinance Number 4403, adopted January 22, 1998, as amended by Ordinance 6500, adopted June 17, 2010 to amend the Comprehensive Plan for the Village of Lombard. The Plan Commission recommended that the Open Space Plan component of the Comprehensive Plan be amended to clarify the phrase "open space/golf course amenity" for the Ken-Loch Golf Links property and that the property be designated primarily Open Space with a preference for golf course and an option of accessory land uses that complement and facilitate the preservation of the property, not to exceed 25% of the principal open space use. (UNINCORPORATED)
Trustee Wilson felt this was not a black-and-white issue. He stated

the Ken Loch property was in unincorporated Lombard and was private property. He talked about protecting the property owners' rights and indicated the developer had spoken to the Village Board with regard to traffic concerns. He spoke of flooding relief in that area. He indicated that he would like to see the Park District purchase the property and have it remain a golf course. He felt that Lombard was ahead of the average community with regard to parks and open space. He spoke of the increase in taxes of approximately \$20 per \$100 of assessed value for residents if the Village purchased the property or approximately \$600 for a home valued at \$300,000. He also spoke of a positive revenue stream for the Village if the property were developed. He indicated he would like to keep it all green space. Trustee Wilson moved to table this item to May 16th. This motion was withdrawn.

Trustee Breen indicated he appreciated Trustee Wilson's comments. He did not understand what the 25% entailed. He spoke of letters from the Park District with regard to the property. He spoke of deferring the item and wanted more information with regard to the 25% development of the property.

Trustee Giagnorio indicated he was all for open space and talked of his involvement with the Park Board. He spoke of the Park District Comprehensive Plan and the 25% development of the property. He suggested tabling the item to May 16th after the election and keeping politics out of the discussions.

Trustee Fitzpatrick indicated she was surprised to see the issue on the agenda and wanted to see the Park District's Comprehensive Plan. She spoke of some open space and how some of it is used as a dump site. She suggested speaking with the Park District and the Forest Preserve District.

Trustee Gron spoke of the presentation that had been made to the Village Board months ago by the interested developer for the property. He applauded the residents for their involvement in this matter and attending the various meetings with regard to the property.

Trustee Breen indicated he wanted to hear what the Park District has to say with regard to the property.

A motion was made by Trustee Zachary Wilson, seconded by Trustee Peter Breen, that this matter be tabled to May 16, 2013. The motion carried by the following vote:

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

Ordinances on Second Reading

Resolutions

A. [130050](#)*Re-appointment - Board of Local Improvements, Electrical Commission, Plan Commission, Police Pension Fund Board of Trustees and Zoning Board of Appeals**

Concurrence in the re-appointment of Brigitte O'Brien to the Board of Local Improvements; re-appointment of John Foulkes and John Funk to the Electrical Commission; re-appointment of Don Ryan, Martin Burke and Andrea Cooper to the Plan Commission; re-appointment of Jerry Peterson to the Police Pension Fund Board of Trustees and re-appointment of John DeFalco and Keith Tap to the Zoning Board of Appeals.

No action was taken on this item.

Other Matters**X. Agenda Items for Discussion****XI. Executive Session**

A motion was made by Trustee Greg Gron, seconded by Trustee Peter Breen, that the Regular Meeting of the President and Board of Trustees of the Village of Lombard held on February 7, 2013 in the Board Room of the Lombard Village Hall be recessed to Executive Session at 8:30 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, Collective Negotiating Matters and Pending Litigation.

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 in the Board Room of the Lombard Village Hall was called to order by Acting Village President Bill Ware at 8:54 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 Keith Giagnorio, that the Regular Meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, February 7, 2013 in the Board Room of the Lombard Village Hall be adjourned at 8:55 p.m. The motion carried by the following vote:

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