

# Village of Lombard

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



## Minutes

**Thursday, January 3, 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 Peter Breen at 7:32 pm Thursday, January 3, 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:  
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  
Executive Coordinator Carol Bauer

## III. Public Hearings

## IV. Public Participation

[120656](#)

### **Proclamation - Blood Donor Month**

Village Clerk Brigitte O'Brien read the proclamation for Blood Donor Month.  
Acting President Breen thanked Carol Bauer for her hard work on the Blood Drive.

[120660](#)

### **Proclamation - Lombard Fire Department Centennial Celebration Kick-Off**

Village Clerk Brigitte O'Brien read the proclamation for the Lombard Fire Department Centennial Celebration Kick-off.  
Acting President Breen spoke of the great Kick-off celebration held at the Fire Station that morning.  
Fire Chief Paul DiRienzo spoke about the time capsule that had been opened that day and the artifacts displayed at the meeting that had come from the time capsule. He stated that Station One is located in the same location as the old fire station, but is larger. He thanked the Lombard Historical Society for agreeing to display Fire Department

artifacts at the Museum.

**V. Approval of Minutes**

**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**

No report

**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**

No report

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

Village Clerk O'Brien noted that the Historical Commission meeting had been changed from January 15th to January 22nd.

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

Trustee Fitzpatrick thanked Acting President Breen for his hard work and dedication and for the initiatives he had proposed during his tenure as Acting Village President.

Acting President Breen indicated that this was the last Board meeting he was going to chair as Acting Village President. He thanked the staff and spoke of the work on the budget. He thanked his colleagues for trusting him with the Acting Village President responsibility. He spoke of former President Mueller and the stability he had provided in his almost 20 years as Village President. He felt no one would be able to fill his shoes. He talked about the good things that had occurred in the past three months and the elimination of the vehicle sticker fees for residents. He asked his colleagues to also give Trustee Ware respect as he steps into the Acting Village President seat on January 17th.

## VIII Consent Agenda

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Acting President Breen clarified the request of Rock Bottom in that they were asking for a liquor license amendment to be allowed to sell kegs of beer.

### Payroll/Accounts Payable

- A. [120664](#)      **Approval of Accounts Payable**  
For the period ending December 31, 2012 in the amount of \$327,000.22.  
**This Payroll/Accounts Payable was approved on the Consent Agenda**

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

- B. [120661](#)      **Ordinance Amending Title 11, Chapter 112 of the Lombard Village Code in regard to Alcoholic Beverages**  
Revising the Class "Z" liquor license to allow Rock Bottom Restaurant-Brewery to sell kegs of their brewed beer. (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 6787

### Other Ordinances on First Reading

## Resolutions

## Other Matters

- C. [120658](#)      **Emergency Water & Sewer Repairs**  
Request for a waiver of bids and award of a contract to John Neri Construction Company in an amount not to exceed \$75,000.00. Public Act 85-1295 does not apply. (DISTRICTS - ALL)  
**This Bid was approved on the Consent Agenda**
- D. [120659](#)      **Sewer Stub Rodding**  
Request for a waiver of bids and award of a contract to All Plumbing & Sewer Services, Inc. in an amount not to exceed 45,000.00. Public Act 85-1295 does not apply. (DISTRICTS - ALL)  
**This Bid was approved on the Consent Agenda**
- E. [120657](#)      **Appointment - Environmental Concerns Committee**  
Request for concurrence in the appointment of Daniel Richardt to the Environmental Concerns Committee for a term to 2013 to fill a vacancy created by the resignation of Stefano Durdic.  
**This Appointment was approved on the Consent Agenda**

## Approval of the Consent Agenda

**A motion was made by Trustee Zachary Wilson, seconded by Trustee Keith Giagnorio, 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)

- \*F. [120673](#)      **An Ordinance Amending Title 11, Chapter 112 of the Lombard Village Code in regard to Alcoholic Beverages, Providing for the Sale and Consumption of Alcohol in Connection with a Special Event at 16 South Park Avenue**  
Allowing for the sale of alcoholic beverages by Bill & Punky's Step Up Inn, Ltd., d/b/a Punky's Pub, for consumption by its patrons in a designated and properly secured area adjacent to the licensed premises located at 16 S. Park Ave., in connection with a special BCS National Championship viewing event scheduled for January 7, 2013. (DISTRICT #1)

Walter Smith, President of Lombard Town Centre, reported on the various activities that had occurred in downtown Lombard. He talked about the proposal to host an event for the BCS National Championship game on Monday, January 7th. He noted that a tent will be erected with TV screens and food provided by various downtown establishments.

Acting President Breen talked about the proposed ordinance allowing Punky's to serve alcohol during the event. He indicated they were awaiting final approval to be able to proceed, but felt this was a good opportunity to show off downtown Lombard.

Trustee Ware felt this was a good first event for downtown.

Acting President Breen suggested a New Year's Eve event in the future.

**A motion was made by Trustee Bill Ware, seconded by Trustee Keith Giagnorio, that the Ordinance amending Title 11, Chapter 112 of the Lombard Village Code providing for the sale and consumption of alcohol in connection with a special event at 16 South Park be waived of first reading and passed on second reading with suspension of the rules. The motion carried by the following vote:**

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

Enactment No: Ordinance 6788

**\*G.**      [120676](#)

**Ordinance Amending Title 3, Chapter 31 of the Lombard Village Code in Regard to Village President (Tabled January 3, 2013)**

Revising Title 3, Chapter 31 of the Village Code in regard to the selection of a President Pro-Tem and Temporary Chairman.

Village Attorney Tom Bayer indicated this was a technical correction to the State Law which states that seven members of the Village Board have the ability to select a President Pro-Tem.

Acting President Breen indicated that he had requested this be added to the agenda and as this was an issue with the Village Board, wanted to address it. He spoke of the difficulty in selecting a Village President after the passing of President Mueller. He noted that State Law prevents any movement solely by the Trustees. He stated that he and Trustee Fitzpatrick went to West Chicago and spoke to the Mayor. He wanted to make sure that a clean succession was in place in the Village of Lombard in the event it was ever needed. He spoke of the emotion involved in the selection and how difficult it was to agree on an appointment. He felt an appointment should be made every two years when a new Village Board is seated and there would be no question if the need arose for the appointment of a Village President. Trustee Wilson agreed with Acting President Breen, but suggested this be done within the next few meetings instead of waiting 60 days and

falling during the summer Board meeting break. He talked about the new Village Board members having to make decisions right away. Acting President Breen indicated 30 days after the election would be early June before the break.

Trustee Fitzpatrick suggested having this occur with the committee appointments and re-appointments every two years. She stated that committees were discussed when she was first elected and felt this should have been in place a long time ago.

Trustee Ware indicated he was glad this was brought up for discussion. He suggested this be done by the new Board after they are sworn in in May.

Village Attorney Bayer stated the President Pro-Tem would be in place with passage of the proposed ordinance.

Trustee Ware stated the former ordinance provided for the senior Trustee to take over as President Pro-Tem. He asked if this wording came from the State.

Attorney Bayer indicated the State Law provides for short term replacement if the President is out of town or temporarily ill. He spoke of the passing of the Village President or longer term incapacity. He stated this ordinance provides for the pre-selection of the President Pro-Tem with each new Village Board and the ordinance stipulates that a specific person would step in if needed.

Trustee Ware questioned if the in-coming Village President has the authority to choose.

Attorney Bayer stated that 4 of the 7 Village Board members and Village President are necessary to vote.

Trustee Giagnorio indicated this was a big decision for the new Board members and there were pros and cons. He suggested tabling the item and indicated he would be happy to meet with Acting President Breen and Trustee Fitzpatrick to further discuss the information they gleaned from their visit to West Chicago. He talked about making a decision and having a solution that the Board can agree on and spoke about the difficulty the Board experienced with the passing of President Mueller. He stated when residents are elected, they need to make decisions, but felt the individuals may need time to be acclimated to their new role.

Trustee Wilson indicated a decision could be made that would carry over for about 2-1/2 years and then every two years after that, a decision would be made.

Acting President Breen indicated the 90 days would still be before the summer break.

Trustee Fitzpatrick felt that every elected official needed to be prepared to make decisions from day one. She spoke of the Trustees voting on millions of dollars in projects and that there will only be two or three new Board members. She spoke of the gap of time with Trustee Wilson's suggestion. She preferred moving forward with this as soon as possible.

Acting President Breen indicated that 90 days was a good long time, but that this could be done earlier.

Trustee Gron felt the current Village Board should wait and get to know the new members who will be elected in April before moving forward.

Trustee Fitzpatrick indicated there was no use waiting.

Trustee Fitzpatrick moved for suspension of the rules and waiver of first reading of an ordinance amending Title 3, Chapter 31 of the Lombard Village Code with regard to the Village President position.

Village Attorney Bayer indicated that the committee chairpersons change the meeting after the new Village Board members are sworn in. He indicated that if the Village Board changed their mind after making a selection, a Trustee could bring this matter back to the Village Board for reconsideration.

Trustee Wilson asked if any Board member could bring this matter back for reconsideration whether they voted for or against it. He felt the first order of business was to pick a successor in the event this needed to be done and felt this should be done sooner than 60 days. He stated it could be approved with all of the committee appointments are made in May.

Trustee Fitzpatrick indicated the proposed ordinance says within 60 days, so it could be done sooner than 60 days.

Trustee Ware indicated that he had just received this and preferred having more time to think about the item.

Trustee Giagnorio agreed and wanted more time and felt the new Board should tackle the item.

Trustee Fitzpatrick withdrew her motion.

Trustee Fitzpatrick moved that this matter be tabled to the next meeting for further discussion.

**Trustee Fitzpatrick moved suspension of the rules, waiver of first reading and passage on second reading of an Ordinance Amending Title 3, Chapter 31 of the Lombard Village Code with regard to the position of Village President. This motion was withdrawn.**

**A motion was made by Trustee Laura Fitzpatrick, seconded by Trustee Zachary Wilson, that this proposed Ordinance be tabled to the Village Board meeting of January 17th. The motion carried by the following vote:**

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

## **Other Ordinances on First Reading**

## **Ordinances on Second Reading**

## **Resolutions**



**\*H.**     [120675](#)**Resolution Regarding a Budget and Oversight Pilot Program**

For the period extending from January 2013 through December 2013, the Village Board's Advisory Committees shall provide advice and assistance to the Village Board in its oversight role.

Acting President Breen indicated this is one of the initiatives that he had brought forward with regard to the annual budget process. He spoke of six major departments in the Village and six Standing Committees which are the arms of the Village Board. He spoke of good ideas that came up during discussions to help streamline the budget process. He suggested the Standing Committees be assigned a department and assist the Village Board in reviewing the proposed budgets as presented by each of the operating departments.

Trustee Wilson spoke of working with Director of Finance Sexton when he was the Chair of the Finance Committee. He talked about this being more of a partnership than an oversight by the committees. He agreed with the concept, but did not agree with the way the departments and committees had been matched, but felt this could be changed.

Trustee Giagnorio talked about making sure the budgets were lean. He spoke of micro-managing, oversight and partnership. He stated he did not agree with this concept. He did not feel the members of the committees had signed up to review the department budgets, and felt the department heads are to review the budgets and make certain their budgets are as lean as possible.

Trustee Gron spoke of the Public Works Committee when he was Chairperson reviewing the various change orders and making sure that they had all of the questions answered about any increases or decreases. He did not understand the committees acting as an oversight committee for the department budgets. He felt the department heads were to do that, and the Board was to review the proposed budgets. He stated that he was not in favor of this proposal at all.

Trustee Ware agreed with Trustee Gron. He spoke of referring many items back to committee for review already such as the Vehicle Replacement Policy. He felt this was creating another layer of government and he was not in favor of that. He felt if there was an issue with management, then it should be addressed.

Trustee Fitzpatrick stated she did not see a down side to this proposal and felt that it was another set of eyes. She spoke of residents and businesses being a part of the committees, overseeing Village business and the handling of taxpayer dollars and scrutinizing what is being spent. She spoke of budget increases quadrupling. She spoke of the committees being there to do real work and felt the real work is money. She felt the members did not have to be financial experts, that it just look logic and rational thinking and that the residents can do this. She felt the members could suggest ways of cutting spending

and could recommend new programs. She talked about the grants that the Environmental Concerns Committee gave, and how that small fund was overspent. She spoke of the committees not doing very serious work and committees being more of a coffee clutch. She talked about the Village Board adding additional members to the committees. She felt the committees could add support, new blood and new ideas to the budget review process. She suggested sending this proposal to a workshop.

Acting President Breen spoke of the competent members on the Economic and Community Development Committee. He talked about going line-item by line-item through the budget and how he had spent 80 hours doing that. He felt the budget process could be better done by having the committees help review the budgets.

Trustee Wilson felt financial oversight was not the issue. He spoke of the Transportation and Safety Committee members asking how much something was going to cost before making a recommendation to the Village Board. He felt the Village Board may not always see things the way residents do and felt this was a good way to receive some insight from the residents. He talked about committees connecting with the liaisons. He felt the committees were a benefit and spoke about other matters that the committees may be asked to review beside the budget. He stated he would support with some tweaking.

Acting President Breen questioned if this should be sent to a workshop.

Trustee Ware felt that Trustee Wilson had brought up some good ideas. He did not concur with this being a budget review, but felt other matters could be reviewed by the committees.

Trustee Giagnorio asked if this included oversight of the budget.

Trustee Ware felt there were solid points that needed to be discussed.

Acting President Breen felt the budget should not be divorced from other issues that the committees review.

Trustee Fitzpatrick talked about some Boards only having Trustees as members and felt this needed to be changed. She felt there was a richer result with input from the residents and the community. She asked about the Fire Department attending committee meetings.

**A motion was made by Trustee Laura Fitzpatrick, seconded by Trustee Bill Ware, that this Resolution be tabled to a workshop with a date to be determined. The motion carried by the following vote:**

**Aye:** 4 - Zachary Wilson, Peter Breen, Laura Fitzpatrick, and Bill Ware

**Nay:** 2 - Greg Gron, and Keith Giagnorio

## Other Matters

## X. Agenda Items for Discussion

**XI. Executive Session**

**XII. Reconvene**

**XIII Adjournment**

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A motion was made by Trustee Keith Giagnorio, seconded by Trustee Laura Fitzpatrick, that the Regular Meeting of the President and Board of Trustees of the Village of Lombard held on January 3, 2013 in the Board Room of the Lombard Village Hall be adjourned at 8:42 p.m. The motion carried by the following vote:

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