

# Village of Lombard

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



## Minutes

**Thursday, September 3, 2015**

**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; Bill Johnston, District Four;*

*Robyn Pike, 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, September 3, 2015 in the Board Room of the Lombard Village Hall was called to order by Village President Keith Giagnorio at 7:32 pm. Village Clerk Sharon Kuderna led the Pledge of Allegiance.

## II. Roll Call

8 - Keith Giagnorio, Sharon Kuderna, Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Bill Johnston, Robyn Pike, and Bill Ware

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  
Communications Coordinator Avis Meade  
Executive Coordinator Carol Bauer

## III. Public Hearings

None

Village President Keith Giagnorio asked for a Moment of Silence for Lt. Charles Gliniewicz, the 30-year veteran Fox Lake Police Officer, who was fatally wounded on September 1. President Giagnorio thanked all of the men and women in law enforcement for everything that they do every day.

## IV. Public Participation

Greg Ludwig reminded residents of the Pet Blessing that was scheduled for September 19 at 3pm at the Lombard Animal Clinic, 300 E. St. Charles Road. He then proceeded to provide history of the Maple Street Chapel which was built in 1870 and was celebrating its

145th anniversary. He spoke of how the Maple Street Chapel is now used for concerts and weddings, etc. He talked of his mother-in-law Mary Jo Arndt, setting up the Maple Street Chapel Preservation Committee. He thanked the Fire Department for responding to a fire just a few weeks ago at the Chapel and spoke of the importance of the Chapel to Lombard's history. He encouraged residents to attend the fundraiser that is being held to raise funds for a sprinkler system for the Chapel. The fundraiser is scheduled for September 26 at 5pm to be held in Hatfield Hall. A Lombard resident and Maple Street Chapel supporter has offered to match any and all funds up to \$75,000.

[150389](#)

**Award of Valor Presentation - Officer Manual Camuy**

Chief of Police Ray Byrne indicated that the Lombard Police Department Award of Valor is not given very often, and noted that it is only awarded to an officer who has performed an act of heroism or saved a life. He proceeded to say that about 10:30 pm on July 8th the Police Department received a call of a woman threatening to commit suicide and jumping off a structure. One of the CSO's spotted the subject on the ledge of a 6-story parking garage and was able to relay pertinent information to the responding officers. Office Camuy was able to reach the subject who was very distraught and could have at any moment plunged to her death. Office Camuy while speaking to the woman was able to make a split second decision to tackle the woman and bring her back off the ledge saving her from jumping to her death. Chief Byrne spoke of the great teamwork of the officers who responded to the incident. Chief Byrne commended Office Camuy for using his skill and training and for saving a life. Office Camuy spoke of the 82 officers who lost their lives in the line of duty this year. He talked of his 12 years on the Police Department and wanted to help this women in distress. He introduced his family.

## V. Approval of Minutes

A motion was made by Trustee Bill Johnston, seconded by Trustee Bill Ware, that the minutes of the reegular meeting of July 16, 2015 be approved. The

**motion carried by the following vote:**

**Aye:** 6 - Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Bill Johnston, Robyn Pike, and Bill Ware

## **VI. Committee Reports**

### **Community Promotion & Tourism - Trustee Mike Fugiel, Chairperson**

No report

### **Community Relations Committee - Trustee Robyn Pike, Chairperson**

No report

### **Economic/Community Development Committee - Trustee Bill Johnston, Chairperson**

No report

### **Finance & Administration Committee, Trustee Reid Foltyniewicz, Chairperson**

No report

### **Public Safety & Transportation Committee - Trustee Dan Whittington, Chairperson**

No report

### **Public Works & Environmental Concerns Committee - Trustee Bill Ware, Chairperson**

No report

### **Board of Local Improvements - Trustee Bill Ware, President**

No report

### **Lombard Historical Commission**

No report

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

Village President Keith Giagnorio wished Trustee Mike Fugiel a happy birthday.

## VIII Consent Agenda

### Payroll/Accounts Payable

- A. [150384](#)      **Approval of Village Payroll**  
For the period ending August 8, 2015 in the amount of \$776,067.46.  
**This Payroll/Accounts Payable was approved on the Consent Agenda**
  
- B. [150385](#)      **Approval of Accounts Payable**  
For the period ending August 14, 2015 in the amount of \$1,701,924.22.  
**This Payroll/Accounts Payable was approved on the Consent Agenda**
  
- C. [150390](#)      **Approval of Accounts Payable**  
For the period ending August 21, 2015 in the amount of \$1,223,664.51.  
**This Payroll/Accounts Payable was approved on the Consent Agenda**
  
- D. [150410](#)      **Approval of Village Payroll**  
For the period ending August 9, 2015 in the amount of \$773,522.53.  
**This Payroll/Accounts Payable was approved on the Consent Agenda**
  
- E. [150411](#)      **Approval of Accounts Payable**  
For the period ending August 28, 2015 in the amount of \$748,958.74.  
**This Payroll/Accounts Payable was approved on the Consent Agenda**

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

- F. [150379](#)      **PC 15-22: 18 W. St. Charles Road**  
Pursuant to Section 155.502 (F)(3), the petitioner requests that the Village grant a conditional use for a planned development for the subject property with a companion deviation from Section 153.228(E) for a projecting sign to project more than four feet from the supporting wall located in the B5 Zoning District. (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 7114
  
- G. [150407](#)      **Recommendation of the Transportation & Safety Committee - Commuter Parking Fees**  
Ordinance amending the times that commuter parking fees are

changed from 5:00 am to 3:00 pm to 5:00 am to 11:00 am.

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

Enactment No: Ordinance 7115

H. [150409](#)

**First Amendment to the Boundary Line Agreement Between the Villages of Lombard and Glen Ellyn**

Ordinance authorizing the execution of a First Amendment to a Boundary Line Agreement between the Village of Lombard and the Village of Glen Ellyn. (DISTRICT #2)

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

Enactment No: Ordinance 7116

H-2. [150412](#)

**800 E. Roosevelt Road - Noon Whistle Brewing Special Event**

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 beer in connection with a temporary event located at 800 E Roosevelt Road. (DISTRICT #6)

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

Enactment No: Ordinance 7117

**Other Ordinances on First Reading**

I. **PC 15-20: 135 E. Hickory Street - Plat of Resubdivision with Associated Lot Width Variance (Moved to IX-A1)**

**Ordinances on Second Reading**

J. [150324](#)

**PC 15-13: 1125 E. St. Charles Road**

The petitioner requests that the Village grant:

1. a conditional use, pursuant to Section 155.416 (C) (30) of the Zoning Ordinance, to allow for Storage centers, provided that the use fronts along an arterial roadway with an average daily trip volume (ADTV) of less than 25,000 within the B4 Corridor Commercial District;
2. a conditional use, pursuant to Section 155.416 (G) of the Zoning Ordinance, to allow for a building to exceed three stories or 40 feet within the B4 Corridor Commercial District; and
3. a variance from Section 155.602, Table 6.3, to allow for less than the required spaces for a Warehouse Use. (DISTRICT #5)

**This Ordinance was passed on second reading on the Consent Agenda**

Enactment No: Ordinance 7118

**Resolutions**

- K.**     [150347](#)     **Manhole Inspection Program**  
Approving a contract with Midwest Water Group, Inc. in an amount not to exceed \$32,200.00. (DISTRICTS - ALL)  
**This Resolution was adopted on the Consent Agenda**  
Enactment No: R 62-15
  
- L.**     [150402](#)     **FY2015 Driveway, Curb & Sidewalk Program, Change Order No. 1**  
Reflecting an increase to the contract with Strada Construction in the amount of \$31,568.24. (DISTRICTS - ALL)  
**This Resolution was adopted on the Consent Agenda**  
Enactment No: R 63-15
  
- M.**     [150404](#)     **Comprehensive Water and Sewer Rate Study**  
Approving an agreement with Municipal & Financial Services Group (MFSG) in the amount of \$49,247.00.  
**This Resolution was adopted on the Consent Agenda**  
Enactment No: R 64-15
  
- N.**     [150408](#)     **Intergovernmental Agreement with Glenbard Township High School District #87**  
Resolution authorizing an Agreement between the Village of Lombard and Glenbard Township High School to provide paramedic services during football games held at the school. (DISTRICT #2)  
**This Resolution was adopted on the Consent Agenda**  
Enactment No: R 65-15

**Other Matters**

- O.**     [150344](#)     **2014 Comprehensive Annual Financial Report, Management Letter and Recommendations**  
Recommendation from the Finance and Administration Committee to accept and file with the Village Clerk the 2014 Comprehensive Annual Financial Report, Management Letter and Recommendations regarding the Management Letter Comments.  
**This Request was approved on the Consent Agenda**

**Approval of the Consent Agenda**

A motion was made by Trustee Reid Foltyniewicz, seconded by Trustee Mike Fugiel, to Approve the Consent Agenda The motion carried by the following vote

**Aye:** 6 - Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Bill Johnston, Robyn Pike, and Bill Ware

## IX. Items for Separate Action

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

#### Other Ordinances on First Reading

- A1. [150321](#) **PC 15-20: 135 E. Hickory Street - Plat of Resubdivision with Associated Lot Width Variance**
- Requests that the Village grant approval of a plat of resubdivision with a variation from Section 155.407 (E) of the Lombard Zoning Ordinance to reduce the required minimum lot width from sixty feet (60') to fifty-seven and one-half feet (57.5') for proposed Lot 1 located at 135 E. Hickory Street and within the R2 Single-Family Residence Zoning District. (DISTRICT #5)
- Trustee Robyn Pike reported that a resident had contacted her relative to this petition and indicated he had concerns. She and staff met with the resident.
- Chris May, attorney for Gary Hull, spoke of the concerns of his client relative to the variance request. He talked of the subdivision creating one 60-foot lot and one lot that was only 56.5 feet wide. He spoke of the Plan Commission criteria that needed to be met for a variance to be granted and felt the criteria had not been met. He felt there was no hardship that the owner could prove for the variance and there was nothing unique that could be shown for the request to be granted. He felt the only hardship was the lot was not large enough to be subdivided according to Code. He spoke of lots conforming to the standards. He asked the Village Board to deny the variance request. Gary Hull, Hickory Street resident, noted that he had grown up on Hickory and his mother and grandmother both lived on Hickory. He moved back to Hickory about 11 years ago because he liked the neighborhood, the large lots and the fact that there are a lot of trees. He indicated that several residents spoke at the Plan Commission meeting relative to this variance request, and that he was at the Village Board meeting tonight representing the Hickory Street residents. He spoke of the neighbor on the other side of him taking down a lot of trees to build large house. He felt if the variance was granted that more trees would be taken down. He talked about the character of the neighborhood. He asked the Village Board to deny the variance request.
- Brian Walden, a Hickory Street resident, noted he has lived on Hickory for thirty years and talked about the older homes and wide lots with lots of trees. He noted he had concerns about traffic, the safety of the children in the area, and the loss of trees. He noted that the majority



of the lots on Hickory are 70 feet wide and wanted to maintain that kind of feel in the neighborhood. He felt that Hickory was a show piece in Lombard and wanted to keep it that way. He asked the Village Board to deny the variance request.

Art Woods, General Manager of Woods Design Group, spoke representing the owner of the property. He spoke of being in business for 35 years. He noted that he understood the emotions of the neighbors relative to a change in the neighborhood and their views on the loss of trees. He stated that large lots command large homes and small lots command small homes. He did some comparables in a four block radius and provided information to the Village Board relative to his findings. He noted that there is not a one-size-fits-all zoning ordinance and spoke of variances. There is no plan to build on the lot at this time. He indicated the owner of the property has a business in Lombard. He felt the variance petition meets the standards for a variance request.

Director of Community Development Bill Heniff provided an overview of the parcel. He noted that the lot is currently 117.7 feet wide and that subdividing the lot would give a 60 foot wide lot and a 56.5 foot wide lot. The Plan Commission reviews each variance request on its own merit. He spoke of other lots that had been subdivided. He spoke of the subdivision of lots across the street resulting in 55 and 56 foot wide lots. The lot is 250 feet deep and a total of 14,330 square feet.

Trustee Foltyniewicz asked about continuing this matter to the next Village Board meeting.

Attorney Tom Bayer indicated that this matter was on first reading and thus would need to come back to the next Village Board meeting for second reading.

**A motion was made by Robyn Pike, seconded by Trustee Bill Ware, that the ordinance for PC 15-20: 135 E. Hickory - Plat of Resubdivision with associated lot width variance be passed on first reading. The motion carried by the following vote:**

**Aye:** 6 - Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Bill Johnston, Robyn Pike, and Bill Ware

Enactment No: Ordinance 7126

## **Ordinances on Second Reading**

### Resolutions

A. [150406](#)

**Sale of Real Property - 19 S. Eisenhower Lane**

Approving the transfer of title and sale of surplus property located at 19 S. Eisenhower Lane. There are two (2) resolutions for this item which must be approved by a super-majority vote and approved separately.

1. A Resolution Authorizing the Transfer of Title to Surplus Real Estate Pursuant to 65 ILCS 5/11-76-4.1 (19 South Eisenhower Lane).
2. A Resolution Approving a Contract for the Sale of Surplus Real Estate (19 South Eisenhower Lane). (DISTRICT #3)

**A motion was made by Trustee Reid Foltyniewicz, seconded by Trustee Bill Johnston, that the Resolution authorizing the transfer of title to surplus real estate pursuant to 65 ILCS 5/11-76-4.1 for 19 South Eisenhower Lane be adopted. The motion carried by the following vote:**

**Aye:** 7 - Keith Giagnorio, Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Bill Johnston, Robyn Pike, and Bill Ware

Enactment No: R 66-15, R 67-15

**A motion was made by Trustee Reid Foltyniewicz, seconded by Trustee Dan Whittington, that the Resolution approving a contract for the sale of surplus real estate for 19 South Eisenhower Lane be adopted. The motion carried by the following vote:**

**Aye:** 7 - Keith Giagnorio, Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Bill Johnston, Robyn Pike, and Bill Ware

Enactment No: R 66-15, R 67-15

### Other Matters

### X. Agenda Items for Discussion

### XI. Executive Session

### XII. Reconvene

### XIII Adjournment

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**A motion was made by Trustee Mike Fugiel, seconded by Robyn Pike, that the regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, September 3, 2015 in the Board Room of the Lombard Village Hall be adjourned at 8:35 p.m. The motion carried by the following vote:**

**Aye:** 6 - Dan Whittington, Mike Fugiel, Reid Foltyniewicz, Bill Johnston, Robyn Pike, and Bill Ware