

Village of Lombard

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



Minutes

Thursday, November 17, 2022

6:00 PM

Village Hall Board Room

Village Board of Trustees

Village President Keith Giagnorio

Village Clerk Liz Brezinski

*Trustees: Brian LaVaque, District One; Anthony Puccio, District Two;
Bernie Dudek, District Three; Andrew Honig, District Four;
Dan Militello, District Five; and Bob Bachner, 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, November 17, 2022 in the Board Room of the Lombard Village Hall was called to order by Village President Keith Giagnorio at 6:00 p.m. Director of Public Works Carl Goldsmith led the Pledge of Allegiance.

II. Roll Call

8 - Keith Giagnorio, Elizabeth Brezinski, Brian LaVaque, Anthony Puccio, Bernie Dudek, Andrew Honig, Dan Militello, and Bob Bachner

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 Roy Newton
Fire Chief Rick Sander
Assistant Village Manager Nicole Aranas
HR Director Kathy Dunne
EMA Coordinator Jim Arie
Village Attorney Jason Guisinger
Assistant Village Attorney Jonathan Priest
Executive Coordinator Carol Bauer

III. Public Hearings

[220346](#)

Public Hearing - Proposed Property Tax Increase for the Village of Lombard - This Public Hearing continued from November 3, 2022

A Public Hearing for the purpose of hearing written or oral comments from the public concerning the proposed property tax levy increase of 7.26% for the Village of Lombard.

Village Attorney Jason Guisinger noted the following:

Tonight's public hearing is in regard to the Village's proposed 2022 property tax levy. The Village's proposed tax levy is greater than 105% of last year's tax extension. Therefore, tonight's public hearing is required pursuant to the Illinois Truth and Taxation Law. Notice of the public hearing was published in the Lombardian pursuant to State statute. The procedures for the public hearing will be as follows: First, Mr. Niehaus and Mr. Sexton will give a presentation on the proposed levy. Then, members of the public will have an opportunity to

speak on the levy or ask any questions they may have. After the public has had an opportunity to speak, the public hearing will be turned over to the Village Board for questions and comments. Once the Village Board has finished with comments and questions, a motion will be made to close the public hearing.

Village Manager Scott Niehaus reviewed the following:

The annual tax levy funds public services for police, fire, community development, public works, finance and governance. Per the Truth in Taxation Act, the Village is able to increase property taxes each year by the lesser of 5% or Consumer Price Index (CPI) plus new growth, without a referendum. A public hearing is required when the percentage increase in the proposed tax levy is greater than 5%. The Finance & Administration reviewed the proposed 2022 statutorily permissible tax levy at their October 24th meeting and voted unanimously to recommend that the Board of Trustees approve the 2022 statutorily permissible proposed levy of \$11,307,018, an increase of \$764,887, or 7.26%, requiring a public hearing. The proposed tax levy increase translates to an increase of approximately \$27.41 for the owner of a \$300,000 home. The Village of Lombard receives approximately 7.53% of property tax dollars, or 7.53 cents of each property tax dollar paid. He reviewed the total tax rate and the property tax allocation; and the reason for taking the statutorily permissible levy increase. The First reading of the budget was on November 2nd and the second reading is scheduled for tonight. Tonight is the first reading of the proposed tax levy with the second reading scheduled for December 1st.

Director of Finance Tim Sexton reviewed the breakdown of the proposed tax levy. He noted the total proposed tax levy was 7.26% or \$764,887. Of that, 4.88% applies to existing properties; 2.38% applies to new development. If there is no new growth in 2023, there will be no levy for this. He reviewed the scheduled for the tax levy including the first reading of the ordinance scheduled for tonight with the second reading scheduled for December 1st. The tax levy will be reflected in tax bills scheduled to be mailed on or about April 30, 2023. He also reviewed the communication plan.

No one spoke for or against the tax levy.

Trustee Andrew Honig, Chairperson of the Finance & Administration Committee, noted the following:

I would like to take this time to thank the Finance and Administration Committee for their thoughtful consideration of the tax levy at their meeting on October 24th. During that meeting, there was significant discussion about the proposed tax levy and the overall increase of \$27.41 for the average home in Lombard. There was also discussion about the impact that not taking the levy increase back in 2013 has had on the Village since that time, and the significant reduction in staffing and services that has happened since 2013. After extensive discussion, the

Committee, which is made up of 8 residents, voted unanimously to recommend approval of the 2022 tax levy to the Village Board. We understand that it can be difficult to discuss increasing the tax levy while it appears the Village finances are in strong condition, but as discussed during the presentation, if a non-home rule municipality does not take the increase allowed under State Statute, that amount is forfeited for all future years and has an impact on service levels that can be provided in the future. The Village has set a policy to allocate any revenues over expenditures at the end of a year towards the priorities of the Village Board, which include setting aside funds for future building needs, and paying down state-mandated pension liabilities. This will help ensure that the Village continues to maintain a strong financial condition long into the future. Therefore, I will be voting to approve the tax levy on the agenda this evening.

It was moved by Trustee Brian LaVaque, seconded by Trustee Bernie Dudek, that the Public Hearing relative to the proposed property tax increase for the Village of Lombard held on November 17, 2022 be closed at 6:14 p.m.
All in favor

IV. Public Participation

V. Approval of Minutes

A motion was made by Trustee Anthony Puccio, seconded by Trustee Andrew Honig, that the minutes of the Special Meeting of September 26, 2022 and the minutes of the Regular Meeting of November 3, 2022 be approved. The motion carried by the following vote:

Aye: 6 - Brian LaVaque, Anthony Puccio, Bernie Dudek, Andrew Honig, Dan Militello, and Bob Bachner

VI. Committee Reports

Community Promotion & Tourism - Trustee Bernie Dudek, Chairperson

No report

Community Relations Committee - Trustee Dan Militello, Chairperson

No report

Economic/Community Development Committee - Trustee Anthony Puccio, Chairperson

Trustee Anthony Puccio, Chairperson of the Economic & Community Development Committee, reported the following:

At last Monday night's meeting of the Economic & Community Development Committee (ECDC), the following actions were taken: The ECDC considered and recommended approval of amendments to Village Code to strike the cap of the number of backyard chicken permits available for issuance by the Village.

A See-Click-Fix Presentation demonstration was offered to log and respond to public service requests.

The ECDC also heard an update by staff of all pending and approved economic incentive agreements as well as a general presentation regarding other open development projects in the Village.

The next meeting of the ECDC will be on December 12 at the Village Hall.

Finance & Administration Committee, Trustee Andrew Honig, Chairperson

No report

Public Safety & Transportation Committee - Trustee Brian LaVaque Chairperson

No report

Public Works & Environmental Concerns Committee - Trustee Bob Bachner, Chairperson

No report

Board of Local Improvements - Trustee Bob Bachner, President

No report

Lombard Historic Preservation Commission - Village Clerk Liz Brezinski

No report

VII. Village Manager/Village Board/Village Clerk Comments

Bernie Dudek offered the following:

Last year I had the privilege of participating in the Lombard Public Works Citizen Academy, and it was an amazing peek behind the curtain of how our municipality functions year-round.

This year I have been equally fortunate to participate in the likewise fantastic Lombard Citizens Police Academy. This was the 32nd time this course has been offered, and it was the largest class yet, with - appropriately enough - 32 Lombardians participating.

For ten weeks my class has had the honor and pleasure of meeting many of our lieutenants, sergeants, detectives, and officers and listening as

they took us on an exhaustive tour of what our police department does and experiences on a daily basis. They shared funny stories. They shared heartbreaking stories. And they have opened my eyes to what a challenging and demanding job they do - all while operating under constant expectations and scrutiny.

During the course, we visited DuComm, our 911 facility, and the coroner's office. We did a lot of hands-on training including fingerprinting, interrogations, and traffic stops. I can't tell you what a humbling experience that is, to learn firsthand how meaningless a phrase like "routine traffic stop" truly is. We all talk about life-changing moments, but for police, every moment on the job has the potential to turn on a dime.

I want to give a special thanks to Chief Roy Newton for overseeing this unique program, and especially Officer Dan Herrera who worked a full shift every day before dedicating so much additional time and energy to directing this course. Officer Herrera even went so far as to allow himself to be tasered so that we could see the real time effects. I don't think I will quote what he said while being tased, but I can say unequivocally that I do not recommend the experience.

Finally, I would like to say thank you to all the lieutenants, sergeants, detectives, and officers that dedicated 2-1/2 extra hours each night to share what a calling it is to serve and protect the citizens of Lombard. Next up for me will be the Citizens Fire Academy next year and I fully anticipate it to be an equally amazing and eye-opening experience. We should never take these programs - or our dedicated Village employees - for granted. Many communities do not offer any of these interactive academies, but Lombard offers all three. For FREE. I strongly encourage all our residents to participate in any of these great classes to help understand how our Village functions and operates.

Village President Keith Giagnorio wished everyone a very Happy Thanksgiving. He reminded residents to be safe over the holiday. He wished Trustee Bachner a happy birthday.

Village Clerk Liz Brezinski read the following announcements:

The Lombard Fire Department's 21st annual toy drive is underway. Help families in need by donating new, unwrapped toys and baby supplies at the Fire Stations, Village Hall and community locations participating in the toy drive. The Toy Drive culminates on Saturday, December 10th with the Toy Parade beginning at 10:30 am from Fire Station 45 down Main Street to Glenbard East High School. Donations will also be accepted along the parade route.

The Village's free leaf collection program continues through December 16th. Residents may place an unlimited amount of paper bags containing only leaves at the curb on the regular trash pick-up day. Yard

waste stickers are required for any bundled brush or for trash cans filled with yard waste and/or twigs.

With trees shedding their leaves coupled with rain and snow, residents are asked to help clear the leaves and debris from storm drain inlets in front of their houses which can help prevent street flooding. As a reminder, raking or blowing leaves or grass into the street is a violation of Village Code.

When you are planning your shopping trip for holiday gifts, please remember to shop local. The Saturday after Thanksgiving is recognized as Small Business Saturday. Our merchants can provide you with a wide range of gift ideas, as well as gift cards for those hard-to-buy-for individuals on your list.

The Lombard Police Department will be joining other local departments and the Illinois State Police in a Thanksgiving Enforcement Campaign focused on keeping our roadways safe with added enforcement of seat belt violations, distracted driving or driving under the influence. Have a safe holiday - buckle up, refrain from cell phone usage and do not drive impaired.

Village Offices will be closed Thursday and Friday, November 24th and 25th in observance of the Thanksgiving holiday. The Village website provides various options for paying bills, reporting a concern, or applying for a building permit. Offices will re-open on Monday, November 28th at 8:30 am.

On behalf of the Village Board and staff, we want to extend our best wishes to you and your families for a happy and safe Thanksgiving. For additional information on events in the community as well as information on all Village services, please check the Village website at www.villageoflombard.org <<http://www.villageoflombard.org>>.

VIII Consent Agenda

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Payroll/Accounts Payable

- A. [220368](#) **Approval of Accounts Payable**
For the period ending November 4, 2022 in the amount of \$997,399.71.
This Payroll/Accounts Payable was approved on the Consent Agenda

- B. [220371](#) **Approval of Village Payroll**
For the period ending November 5, 2022 in the amount of \$934,755.76.
This Payroll/Accounts Payable was approved on the Consent Agenda

- C. [220372](#) **Approval of Accounts Payable**

For the period ending November 10, 2022 in the amount of \$948,869.41.

This Payroll/Accounts Payable was approved on the Consent Agenda

Ordinances on First Reading (Waiver of First Requested)

- D. [220281](#) **D.R. Horton, Inc. Midwest (Summit at Yorktown) Economic Incentive Agreement - First Amendment**
 Staff requesting approval an Ordinance authorizing the First Amendment to the Economic Incentive Agreement between the Village of Lombard and D.R. Horton. The amendment would change the requisite completion dates for Developer to closing on the subject property, submit a construction timeline and submit applications for permits, as set forth within Section V of the Agreement . (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 8100

Other Ordinances on First Reading

Ordinances on Second Reading

- E. [220338](#) **PC 22-25 Text Amendments to the Zoning Ordinance - Cultural Facilities and Institutions**
 The Plan Commission submits its recommendation to approve an Ordinance for text amendments to Chapter 155 of the Village Code (the Zoning Ordinance), and any other relevant sections for clarity and consistency, as it pertains to cultural facilities and institutions in the following Districts: B1 Limited Neighborhood Shopping District; B2 General Neighborhood Shopping District; B3 Community Shopping District; B4 Corridor Commercial District; Roosevelt Road Corridor B4A District; B5 Central Business District; and B5A Downtown Perimeter District. (DISTRICTS - ALL)

This Ordinance was passed on second reading on the Consent Agenda

 Enactment No: Ordinance 8101

Resolutions

- F. [220369](#) **22nd Street Manhole Improvements Design Engineering Professional Services Engineering**
 Approving a contract with Baxter & Woodman Consulting Engineers in the amount not to exceed \$28,510.00 to prepare a proposal for the design engineering services for the 22nd Street Manhole Improvements. Previous analysis determined adding a secondary force main to the

Yorktown Lift Station, installing a parallel gravity sewer along the existing sewer, extending and straightening the gravity sewer to the connection to the Glenbard Wastewater Authority South Regional Interceptor sewer and the improvements to the 22nd Street Manhole where the force mains tie into the gravity sewer. (DISTRICT #3))

This Resolution was adopted on the Consent Agenda

Enactment No: R 47-22

G. [220370](#)

Downtown Sidewalk Rehabilitation Project, Professional Engineering Services

Approving a contract with Thomas Engineering Group, LLC, the most qualified firm from four (4) proposals received, in the amount not to exceed \$314,838.66. This contract is for Resident Engineering services associated with, and required for, the construction of the project. (DISTRICTS #1 & #4)

This Resolution was adopted on the Consent Agenda

Enactment No: R 48-22

Other Matters

H. [220358](#)

Purchase of Heavy Vehicle Lifts for Fleet Facility Project

Request for a waiver of bids and award of contract to Safetylane Equipment Company in the amount of \$442,972.80 for the purchase of three (3) heavy duty vehicle lifts capable of lifting any piece of equipment or fire apparatus the Village currently owns. The addition of these heavy-duty lifts will provide staff with the flexibility to perform repairs and preventative maintenance on the entire fleet in a safe and efficient manner. This purchase is for the expansion to the Fleet Services Facility.

This Bid was approved on the Consent Agenda

I. [220366](#)

Rights-of-Way Tree Pruning Contract Renewal

Request for a waiver of bids and award of a contract to D Ryan Tree & Landscape Service LLC in the amount not to exceed \$68,000.00. This is the first of two possible extensions of the contract and will expire December 31, 2023. (DISTRICTS - ALL).

This Bid was approved on the Consent Agenda

J. [220367](#)

Grass Mowing and Weed Control Contract

Award of a contract to Beary Landscape Management, the only bid received, in the amount of \$71,600.00. This is for weekly and bi-weekly mowing of locations throughout the Village. Additionally herbicide applications will be made to Village Hall complex. This is a 9-month contract, starting in March 2023 running through November 2023 with two

optional renewal years. Beary has been the Village contractor for the last contract cycle and have been very reliable and responsive in terms of quality, addressing issues and invoicing.

This Bid was approved on the Consent Agenda

K. [220357](#)

Agreement with ESRI for GIS Software

Request for concurrence in the approval of a three-year License Agreement with ESRI for GIS software in the amount of \$38,500 per year for FY 2023, FY 2024 and FY 2025.

This Request was approved on the Consent Agenda

Approval of the Consent Agenda

A motion was made by Trustee Dan Militello, seconded by Trustee Andrew Honig, to Approve the Consent Agenda The motion carried by the following vote

Aye: 6 - Brian LaVaque, Anthony Puccio, Bernie Dudek, Andrew Honig, Dan Militello, and Bob Bachner

IX. Items for Separate Action

Ordinances on First Reading (Waiver of First Requested)

Other Ordinances on First Reading

A. [220288](#)

Ordinance Providing for the Levy and Assessment of Taxes for the Fiscal Year beginning January 1, 2022 and ending December 31, 2022 for the Village of Lombard

Providing for the levy and assessment of taxes for the fiscal year beginning January 1, 2022 and ending December 31, 2022 in the amount of \$11,307,018.00. For the owner of a \$300,000 house, the increase will be \$27.41 The Finance and Administration Committee voted unanimously to recommend the statutorily permissible 2022 tax levy to the President and the Board of Trustees.

A motion was made by Trustee Bob Bachner, seconded by Trustee Brian LaVaque, that the Ordinance providing for the levy and assessment of taxes for the Fiscal Year beginning January 1, 2022 and ending December 31, 2022 for the Village of Lombard be passed on first reading. The motion carried by the following vote:

Aye: 6 - Brian LaVaque, Anthony Puccio, Bernie Dudek, Andrew Honig, Dan Militello, and Bob Bachner

Enactment No: Ordinance 8107

Ordinances on Second Reading

B. [220287](#)

Budget Ordinance for Fiscal Year 2023

Ordinance adopting the FY 2023 Annual Budget for the Village of Lombard in the amount of \$105,858,523.00 for the period January 1, 2023 through December 31, 2023.

A motion was made by Trustee Andrew Honig, seconded by Trustee Anthony Puccio, that the Ordinance approving the Village of Lombard FY 2023 budget in the amount of \$105,858,523 be passed on second reading. The motion carried by the following vote:

Aye: 6 - Brian LaVaque, Anthony Puccio, Bernie Dudek, Andrew Honig, Dan Militello, and Bob Bachner

Enactment No: Ordinance 8102

Resolutions

Other Matters

X. Agenda Items for Discussion

XI. Executive Session

A motion was made by Trustee Anthony Puccio, seconded by Trustee Andrew Honig, that the regular meeting of the President and Board of Trustees be recessed at 6:30 p.m. for the purpose of discussion of Collective Negotiating Matters, the Acquisition of Real Property, and Information Regarding the Appointment, Employment, Compensation, Discipline, Performance or Dismissal of a Specific Employee or Specific Employees of the Village. The motion carried by the following vote:

Aye: 6 - Brian LaVaque, Anthony Puccio, Bernie Dudek, Andrew Honig, Dan Militello, and Bob Bachner

XII. Reconvene

The recessed regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, November 17, 2022 in the Board Room of the Lombard Village Hall was called order by Village President Keith Giagnorio at 7:09 p.m.

8 - Keith Giagnorio, Elizabeth Brezinski, Brian LaVaque, Anthony Puccio, Bernie Dudek, Andrew Honig, Dan Militello, and Bob Bachner

XIII Adjournment

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A motion was made by Trustee Anthony Puccio, seconded by Trustee Bernie

Dudek, that the regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, November 17, 2022 in the Board Room of the Lombard Village Hall be adjourned at 7:10 p.m. The motion carried by the following vote:

Aye: 6 - Brian LaVaque, Anthony Puccio, Bernie Dudek, Andrew Honig, Dan Militello, and Bob Bachner