

Village of Lombard

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



Minutes

Thursday, April 18, 2019

7:00 PM

Village Hall Board Room

Village Board of Trustees

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, April 18, 2019 in the Board Room of the Lombard Village Hall was called to order by Village President Keith Giagnorio at 7:00 p.m. Director of Public Works Carl Goldsmith 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

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 Richard Sander
Assistant Village Manager Nicole Aranas
Executive Coordinator Carol Bauer

III. Public Hearings

IV. Public Participation

[190160](#)

Proclamation - Arbor Day

Village Clerk Sharon Kuderna read the proclamation for Arbor Day. Director of Public Works Carl Goldsmith thanked the Village Board for their continued support of the tree planting program and provided interesting statistics as follows:

Origin

1854 - Journalist Julius Sterling Morton moved from Detroit to Nebraska

At the time, the wide open spaces of the west were not working out too well for pioneers - the prairie was hot in the summer and had no shade, with few windbreaks to keep soil blowing away. The solution? Plant a tree.

April 10, 1872 -Morton, serving as state secretary of Nebraska, helped establish the first Arbor Day. More than 1 million trees were planted across Nebraska that day.

1907 - Arbor Day grabbed the national spotlight, when President

Theodore Roosevelt issued a proclamation about forestry and the importance of trees.

Importance of trees

Trees are important because they take in carbon dioxide, improving air quality, and they release oxygen, which we need to breathe.

One large tree can provide a day's supply of oxygen for up to four people

There are about three trillion trees on Earth? That means approximately 422 trees/person.

Lombard currently has 20,224 in its inventory

Lombard has planted 5,676 trees over the last 10 years

Tree City

More than 3,400 communities have made the commitment to becoming a Tree City USA.

They have achieved Tree City USA status by meeting four core standards of sound urban forestry management:

1. maintaining a tree board or department
2. having a community tree ordinance
3. spending at least \$2 per capita on urban forestry
4. celebrating Arbor Day

Lombard has been recognized as a Tree City since 1990 - 29 years

In recognition of Arbor Day 2019, a ceremony will take place at 9:00 AM on Friday, April 26th, 2019. We will be planting several hybrid American Chestnut seedlings which have been grown in house.

The planting will occur on the south east corner of Wilson Avenue and Holloman Drive.

V. Approval of Minutes

A motion was made by Trustee Dan Whittington, seconded by Trustee Robyn Pike, that the minutes of the regular meeting of the President and Board of Trustees of the Village of Lombard held April 4, 2019 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**

Trustee Bill Johnston, Chairperson of the Economic & Community Development Committee, reported that at the April 8, 2019 meeting of the Economic and Community Development Committee, the ECDC recommended approval of a Façade Grant and Restaurant Forgivable Loan Request for the property at 116 S. Main Street. These items are on tonight's Village Board agenda for consideration and approval.

The ECDC also received an update on the discussions pertaining to the proposed redevelopment agreement for the 101-109 S. Main Street property. This item is also on tonight's Village Board agenda for consideration and approval.

Staff also presented an update to the Village's Community Profile - a document intended to provide an overview and basic information regarding the community and its economic development programs and accomplishments.

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 Historic Preservation Commission - Village Clerk Sharon Kuderna

Village Clerk Sharon Kuderna noted the following:

The Lombard Historic Preservation Commission met on Tuesday April 16th. The committee welcomed new member Jason Sanders.

The Commission approved a new roof for 134 W. St. Charles Road.

The Peck Kickoff reception was a huge success. Check out the new exhibit - Building Lombard: Celebrating 150 Years, through August, at the Carriage House.

We are looking for project nominations for the Heritage Award. The

deadline is May 31st.

Lilacia Park is on the National Registry. It unanimously passed the twelve member Board.

The Commission discussed the maintenance of the cemetery property.

VII. Village Manager/Village Board/Village Clerk Comments

Village President Keith Giagnorio noted that this would be the last Village Board meeting for Trustees Fugiel, Johnston and Pike and that a thank you reception was held prior to the Village Board meeting in recognition of their service to the community. He thanked each of them for the dedication to the residents and the Village.

Village Manager Scott Niehaus noted that the Village was in the process of scheduling the final water meter installations. He stated that out of 13,000 residences only 350 remained to be completed - a 97.5% compliance rate. He reported that five notices had been sent to the remaining residents' homes. Beginning next week a final letter and robo call will be made to each of the homes followed by a tag on the door of the home. If there is no response to schedule an appointment, water will be shut off at those homes. He urged the residents to contact the Village to schedule their appointments.

Trustee Mike Fugiel noted that June 1st the Glenbard Wastewater Authority will be hosting an Open House at their facility. Residents are urged to attend the Open House to see the facility and see first-hand the Glenbard Wastewater operations.

Trustee Bill Johnston thanked the residents and the Village Board for allowing him to serve the past four years as Trustee for District #4.

Village Clerk Sharon Kuderna read the following announcements:

Thank you Blood Donors. At yesterday's Spring Blood Drive, 132 pints of blood were collected. Each pint of blood can help save three lives. Nearly 400 lives were saved yesterday in just a few hours. Donate blood - it saves lives. The next drive is June 19th.

Lilac Time will soon be upon us. And along with Lilac Time comes a lot of great activities. Please check the Village website www.villageoflombard.org to see all of the great events happening in the Lilac Village in the coming weeks.

Village Clerk Sharon Kuderna read the following report:

In accordance with the Raffles Act, the Village has prepared the 2018 Raffle Annual Statistical report. This report is currently available on the bulletin board in the lobby of Village Hall and is posted on the Village's website and provides the following information:

Raffle Licensing Report for 2018

1. The number of applicants for a new or renewal license under this Act: 47

2. The number of applicants for a new or renewal license under this Act who had any criminal conviction: 0
3. The number of applicants for a new or renewal license under this Act who were granted a license: 47
4. The number of applicants for a new or renewal license with a criminal conviction who were granted a license under this Act: 0
5. The number of applicants for a new or renewal license under this Act who were denied a license: 0
6. The number of applicants for a new or renewal license with a criminal conviction who were denied a license under this Act in whole or in part because of a prior conviction: 0

VIII Consent Agenda

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Payroll/Accounts Payable

- A. [190154](#) **Approval of Village Payroll**
For the period ending March 30, 2019 in the amount of \$871,081.80.
- B. [190155](#) **Approval of Accounts Payable**
For the period ending April 5, 2019 in the amount of \$1,254,529.68.
This Payroll/Accounts Payable was approved on the Consent Agenda
- C. [190166](#) **Approval of Accounts Payable**
For the period ending April 12, 2019 in the amount of \$943,560.63.
This Payroll/Accounts Payable was approved on the Consent Agenda

Ordinances on First Reading (Waiver of First Requested)

- D. [170188](#) **101 - 109 S. Main Street Property - Redevelopment Agreement (RDA) Holladay Properties' Lilac Station**
Consideration and approval of a Redevelopment Agreement (RDA) between the Village of Lombard and Holladay Property Services Midwest, Inc.(the "Developer") that provides for: the sale of the property by the Village to the Developer, for \$1,500,000.00; the redevelopment of the property with two (2) projects (the North Building Project - not to

exceed 120 market rate luxury apartment units and between 3,000 and 4,000 square feet of commercial space; and the South Building Project - a 12,000 square foot commercial building); and economic incentives in relation thereto (up to \$525,000.00 in TIF incremental revenues for the North Building Project and up to \$500,000.00 in sales tax rebate revenues for the South Building Project). (DISTRICT #4)

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

Enactment No: Ordinance 7648

E. [190167](#)

Amending Title 11, Chapter 112 of the Village Code with Regard to Alcoholic Beverages

Decreasing the Class "Q I" liquor license category by one to reflect the voluntary non-renewal of the liquor license issued to River Valley Vineyards, Inc. d/b/a August Hill Winery who previously participated in the Yorktown Farmer's Market. (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 7649

Other Ordinances on First Reading

Ordinances on Second Reading

F. [190119](#)

PC 19-03: 830 Foxworth Boulevard - Clover Creek Apartment Trash Compactor Building

Recommendation from the Plan Commission to approve the above-referenced petition. The petitioner requests that the Village take the following zoning actions on the subject property located within the R5PD Planned Development District: Pursuant to Section 155.504 (A) (major changes in a planned development) of the Lombard Village Code, amend the Oak Creek Planned Development to approve a deviation from Section 155.210(A)(3)(b) of the Lombard Village Code to allow an accessory structure (trash compactor building) with a vertical distance from grade to the highest point of the roof of twenty and a half (20.5) feet where a maximum of seventeen (17) feet is permitted. (DISTRICT #2)

This Ordinance was passed on second reading on the Consent Agenda

Enactment No: Ordinance 7650

Resolutions

G. [190156](#)

Central Pressure Adjusting Station Improvements, Change Order No. 4

Reflecting an increase to the contract with J.J. Henderson & Son in the amount of \$108,332.75 for three authorized unit price items related to underground utility installation and building improvements. (DISTRICT #4)

This Resolution was adopted on the Consent Agenda

Enactment No: R 24-19

H. [190162](#)

Participation in Suburban Tree Consortium

Resolution expressing intent to continue participation the Suburban Tree Consortium for the purchase of parkway trees. (DISTRICTS - ALL)

This Resolution was adopted on the Consent Agenda

Enactment No: R 25-19

I. [190165](#)

South Lombard Sanitary Force Main Relief Sewer Study

Resolution approving a contract with Baxter & Woodman Consulting Engineers in an amount not to exceed \$44,810.00 for professional engineering services. (DISTRICTS #2 & #3)

This Resolution was adopted on the Consent Agenda

Enactment No: R 26-19

J. **190168 Fireworks Production Agreement (Moved to Separate Action IX-B)**

J-2. [190158](#)

Downtown Restaurant Forgivable Loan; 116 S. Main Street, Rosemary and Jean's Restaurant

Resolution approving a Downtown Restaurant Forgivable Loan in an amount not to exceed \$61,887.67 for the eligible improvements to the proposed sit-down restaurant tenant space. (DISTRICT #1)

This Resolution was adopted on the Consent Agenda

Enactment No: R 27-19

J-3. [190159](#)

Downtown Improvement & Renovation Grant; 116 S. Main Street

Resolution Approving a Downtown Improvement and Renovation Grant in an amount of \$50,800.00 for identified eligible improvements to the property. (DISTRICT #1)

This Resolution was adopted on the Consent Agenda

Enactment No: R 28-19

Other Matters

K. [190148](#)

Pre-Purchase of Little John Digester for Yorktown Lift Station

Request for a waiver of bids and authorization of a pre-purchase

agreement with McIntire Management Group in the amount of \$44,736.00. To expedite construction and to minimize construction observation time, staff directly solicited proposals from two pre-selected qualified contractors that specialize in these patented technologies. Public Act 85-1295 does not apply. (DISTRICT #3)

This Bid was approved on the Consent Agenda

L. [190164](#)

Purchase of Parking Enforcement/Municipal Adjudication Software

Award of a contract to the lowest responsible bid of three bidders, IT-Stability Systems, in the amount of \$28,000 for year one, \$18,000 for year two and \$18,000 for year three of the contract. Bid in compliance with Public Act 85-1295.

This Bid was approved on the Consent Agenda

M. [190021](#)

Local Tourism Grant Application 2019 - Stanford's Battery Civil War Reenactment

The Community Promotion and Tourism Committee recommends approval of a grant request from Stanford's Battery in the amount of \$6,125 from Hotel/Motel funds for expenses related to the Civil War Reenactment. The grant supports operations of the event. The Stanford's Battery Civil War Reenactment will take place July 26-28, 2019 at Four Seasons Park. (DISTRICT #3)

This Request was approved on the Consent Agenda

N. [190161](#)

Appointment - Glenbard Wastewater Authority Executive Oversight Committee

Request for concurrence in the appointment of Bill Ware to the Glenbard Wastewater Authority Executive Oversight Committee effective May 2, 2019, replacing Mike Fugiel.

This Appointment was approved on the Consent Agenda

O. [160303](#)

PC 16-15: College Preparatory School of America (CPSA) - 331 W. Madison Street - Letter of Credit Time Ex 331 W. Madison Street (CPSA)

Requesting a time extension of a Letter of Credit for the property located at 331 W Madison to April 20, 2020. (DISTRICT #6)

This Request was approved on the Consent Agenda

Enactment No: Ordinance 7269

Approval of the Consent Agenda

A motion was made by Trustee Dan Whittington, seconded by Trustee Bill Johnston, 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

Ordinances on Second Reading

A. [190153](#)

Ordinance Amending the Village's Fiscal Year 2019 Budget Ordinance

Ordinance amending the Fiscal Year 2019 budget. Staff requests that the Village Board approve the ordinance amending the Village's Fiscal Year 2019 Budget Ordinance, to provide for an appropriation in regard to the payment required by the Contingent TIF Payment Agreement between the Village and the Lombard Public Facilities Corporation, approved on March 8, 2018 pursuant to Resolution No. 19-18, in the event that the Village and the Lombard Public Facilities Corporation have not entered into a TIF Redevelopment Agreement on or before September 15, 2019. (2/3 Vote Required)

A motion was made by Trustee Mike Fugiel, seconded by Trustee Bill Ware, that the Ordinance Amending the Village's Fiscal Year 2019 Budget Ordinance be passed on second reading. 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: Ordinance 7651

Resolutions

B. [190168](#)

Fireworks Production Agreement

Waiver of bids and approval of a Resolution approving a Fireworks Production Agreement with Mad Bomber Fireworks Productions for the provision of a fireworks display at Madison Meadow Park on July 4, 2019 at a cost of \$35,000. (DISTRICT #6)

A motion was made by Trustee Robyn Pike, seconded by Trustee Dan Whittington, that the Resolution approving a Fireworks Production Agreement be adopted. The motion carried by the following vote:

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

Enactment No: R 29-19

Other Matters

X. Agenda Items for Discussion

XI. Executive Session

XII. Reconvene

XIII Adjournment

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A motion was made by Trustee Robyn Pike, seconded jointly by Trustee Mike Fugiel and Trustee Bill Johnston (as it was their last meeting) that the regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, April 18, 2019 in the Board Room of the Lombard Village Hall be adjourned at 7:21 p.m. The motion carried by the following vote:

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