

Village of Lombard

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



Minutes

Thursday, July 21, 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, July 21, 2022 in the Board Room of the Lombard Village Hall was called to order at 6:00 p.m. by Village President Keith Giagnorio. 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

Lieutenant Benny Ranallo

Lieutenant James Kohl

Fire Chief Richard Sander

Deputy Fire Chief Ray Kickert

HR Director Kathy Dunne

EMA Coordinator James Arie

Executive Coordinator Carol Bauer

III. Public Hearings

IV. Public Participation

Beth Marchetti, Executive Director of the DuPage Convention & Visitors Bureau, spoke regarding the Intelligentsia Bike Race that was coming to Lombard on Tuesday, July 26th. She spoke of the economic impact on Lombard and the other communities included in the event. She invited all to attend and watch the excitement of the bicyclists.

Igor Bakovic, Director of Sports for DCVB, also spoke about the race and what a great event it is. It invited everyone to come out and watch the race. He noted that 200 rooms had been booked at the Fairfield Inn due to this event. He also spoke of the grant received through the Community Promotion & Tourism Committee.

V. Approval of Minutes

A motion was made by Trustee Andrew Honig, seconded by Trustee Dan Militello, that the minutes of the regular meeting of June 16, 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

No report

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

Trustee Bob Bachner, Chairperson of the Public Works & Environmental Concerns Committee, reported the committee met on June 28th and reported the following: reviewed study on the Lombard water system; spoke about the "no mow" until Mother's Day program which helps early pollinators; reviewed charging stations for electric cars, but this matter was tabled until further information is available.

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

Village President Keith Giagnorio stated he attended the race last year and talked about the excitement. He suggested everyone come and watch the cyclists.

Village Clerk Liz Brezinski read the following:

The Village's Cruise Nights and Summer Concerts series is in full swing. This is a family-friendly free event that features cool cars, live music, a Kids' Corner and so much more. Cruise Nights is held every Saturday through August 27th. See the complete schedule for entertainment on the Village website.

Lombard is now home to a Farmer's Market scheduled every Tuesday through October 18th from 2:00 pm to 7:00 pm and is located on St. Charles Road just east of Main Street. Please stop by for fresh produce, vendors and live music.

The Lombard Cycling classic returns to downtown Lombard on Tuesday, July 26 from 10 am to 9 pm. Come and witness hundreds of professional and amateur cyclists competing in races throughout the day on a designated course and enjoy our downtown businesses and restaurants. The event also features a kids and family bike ride. Street closures will be in place for this event, so please check the Village website for detour routes.

The August 4th Village Board meeting is cancelled. The next Village Board meeting will be Thursday, August 18th at 6:00 pm.

The urgent need for blood continues. Please consider donating blood at Village blood drives scheduled Saturday, July 23 from 8 am to 2 pm at First Church, 220 S. Main Street, or Saturday, July 30th from 9 am to 2pm at Sacred Heart Church, Elizabeth and Maple. All donors will receive a free t-shirt while supplies last and a \$15 e-gift card. Be a hero, donate blood, it saves lives.

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.

VIII Consent Agenda

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Payroll/Accounts Payable

A. [220218](#)

Approval of Accounts Payable

For the period ending June 17, 2022 in the amount of \$822,235.11.

This Payroll/Accounts Payable was approved on the Consent Agenda

- B. [220221](#) Approval of Village Payroll**
For the period ending June 18, 2022 in the amount of \$876,057.90.
This Payroll/Accounts Payable was approved on the Consent Agenda
- C. [220222](#) Approval of Accounts Payable**
For the period ending June 24, 2022 in the amount of \$1,319,862.45.
This Payroll/Accounts Payable was approved on the Consent Agenda
- D. [220228](#) Approval of Accounts Payable**
For the period ending July 1, 2022 in the amount of \$537,070.60.
This Payroll/Accounts Payable was approved on the Consent Agenda
- E. [220232](#) Approval of Village Payroll**
For the period ending July 2, 2022 in the amount of \$857,221.11.
This Payroll/Accounts Payable was approved on the Consent Agenda
- F. [220233](#) Approval of Accounts Payable**
For the period ending July 8, 2022 in the amount of \$401,595.68.
This Payroll/Accounts Payable was approved on the Consent Agenda
- G. [220239](#) Approval of Accounts Payable**
For the period ending July 15, 2022 in the amount of \$3,123,505.68.
This Payroll/Accounts Payable was approved on the Consent Agenda

Ordinances on First Reading (Waiver of First Requested)

- H. [220197](#) PC 22-15: 959 N. Garfield Street - Chicago Performance and Tuning**
The Plan Commission submits its recommendation to approve the petitioner's (Chicago Performance and Tuning Co.) request that the Village take the following actions on the subject property located within the I Limited Industrial District:
1. Pursuant to Section 155.420(C)(20) of the Lombard Village Code to allow for a motor vehicle repair business; and
 2. Pursuant to Section 155.420(C)(22) of the Lombard Village Code to allow for a motor vehicle service business. (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 8071
- I. [220198](#) PC 22-16: 1145 S. Main Street - Lombard Bank and Trust**
The Plan Commission submits its recommendation to approve the petitioner's (Lombard Bank and Trust) request for the following

conditional use in order to operate on the subject property located within the B4APD Roosevelt Road District Planned Development:

1. a conditional use pursuant to Section 155.417(G)(2)(b)(ii) of the Lombard Village Code to allow for a bank, and
 2. a conditional use pursuant to Section 155.417(G)(2)(b)(v) of the Lombard Village Code to allow for a drive-through.
- (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 8072

J. [220217](#)

ZBA 22-01: 809 S. Elizabeth Street

The Zoning Board of Appeals submits its recommendation to approve the petitioner's request for 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 fourteen feet (14'), and a variation from Section 155.407(F)(3) to reduce the required interior side yard setback from six feet (6') to five and seven tenths feet (5.7'), for the subject property located within the R2 Single-Family Residence Zoning District. The requested relief is for a second-story addition to an existing nonconforming single-family residence located on the subject property. (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 8073

K. [220234](#)

Village Equipment to be Declared Surplus

Ordinance approving the request of the IT and Fire Departments to sell and/or dispose of surplus equipment as more specifically detailed in Exhibit "A" attached to the ordinance, as these items have extended beyond their useful life or are obsolete to include: IT: thirty (30) Dell Optiplex desktop computers to be sold at auction and forty-six (46) Dell monitors (various models and serial numbers) to be sold at auction or donated to the disabled Veterans organization; Fire Department: One (1) 28 foot Duo-Safety extension ladder - no serial number to be donated; One (1) 16 foot Duo-Safety roof ladder - no serial number to be donated; and Nine (9) Ansul Red Line 20 pound Portable Fire Extinguishers - no serial numbers to be sold at auction.

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

Enactment No: Ordinance 8074

L. [220237](#)

Equipment Purchase, 2024 Pierce Aerial 100' Platform Fire Truck and an Ordinance Declaring the Ladder Tower Unit FR52 as

Surplus, and Authorizing the Sale Thereof

Request for a waiver of bids and award of a contract to Pierce Manufacturing, Inc. in the amount of \$1,654,000.00. The Lombard Fire Department and their Fire Apparatus Committee has evaluated several fire apparatus manufacturers and has determined that Pierce Manufacturing, Inc. meets all specifications for the new 100' aerial platform fire truck. Approval of an Ordinance declaring the Ladder Tower Unit FR52, a 2007 Aerial Platform Fire Truck, as surplus and authorizing its sale and/or disposal. Staff requests a waiver of first reading.

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

Enactment No: Ordinance 8075

Other Ordinances on First Reading

M. [220196](#)

PC 22-14: 470 and 498 E. Roosevelt Road - Rainbow Cone

The Plan Commission submits its recommendation to approve the petitioner's (Rainbow Cone) request that the Village take the following actions on the subject property, located within the B4A Roosevelt Road Corridor:

1. Pursuant to Section 155.504(A) (major changes in a planned development) of Village Code, amend Ordinance 6240 granting conditional use approval for the Carson Center Planned Development, as established by Ordinance 5456, for the Vacant Property (470 E. Roosevelt Road) to be excluded from the geographical boundry of the planned development to approve the removal from said Carson Center Planned Development;

2. In conjunction with the request for removal from the planned development, approve a map amendment to rezone the property located at 470 E. Roosevelt Road from B4APD Roosevelt Road Corridor Planned Development to B4A Roosevelt Road Corridor;

3. Approve a plat of consolidation. (DISTRICT #6)

This Ordinance was passed on first reading on the Consent Agenda

Ordinances on Second Reading**Resolutions**

N. [220215](#)

Approval of Change Order #2, Carriage House Addition

Resolution approving Change Order #2 in the amount \$11,684.52 to the contract with Action 1 Construction due to a request for changes to the carriage house plans that were made by the building department to the plans after the project had been bid. (DISTRICT #1)

This Resolution was adopted on the Consent Agenda

Enactment No: R 32-22

O. [220227](#)

Intergovernmental Agreement between the Illinois State Toll Highway Authority (ISTHA) and the Village of Lombard (VOL)

A resolution authorizing an Intergovernmental Agreement between the Illinois State Toll Highway Authority (ISTHA) and the Village of Lombard for the Village to provide fire protection and emergency services on ISTHA property.

This Resolution was adopted on the Consent Agenda

Enactment No: R 33-22

P. [220231](#)

Cruise Nights Parking Agreements

Resolution approving parking agreements with AT&T and Egg House for use of their parking lots for the Cruise Nights Final Event on August 27, 2022. (DISTRICT #1)

This Resolution was adopted on the Consent Agenda

Enactment No: R 34-22

Q. [220235](#)

Intergovernmental Agreement Between Village of Lombard and Glenbard Township HS District No. 87

Resolution authorizing an Agreement between the Village of Lombard and Glenbard Township High School District No. 87 for the Village to provide paramedic services during football games held at the Glenbard East High School. (DISTRICT #2)

This Resolution was adopted on the Consent Agenda

Enactment No: R 35-22

R. [220242](#)

Resolution Authorizing the Signature of the Village President on a Fireworks Display Agreement with the Lombard Park District

Resolution authorizing the Village President to sign a Fireworks Display Agreement with the Lombard Park District to allow for the provision of a fireworks display at Madison Meadow Park on September 4, 2022 due to the cancellation of the July 4, 2022 event. (DISTRICT #6)

Enactment No: R 36-22

S. [220243](#)

Resolution Authorizing the Signature of the Village President on a Fireworks Production Agreement with Mad Bomber Fireworks Productions

Request for a waiver of bids and approval of a Resolution authorizing the signature of the Village President on a Fireworks Production Agreement with Mad Bomber Fireworks Productions in the amount of \$42,000 for the provision of a fireworks display at Madison Meadow Park on September 4, 2022 due to the cancellation of the July 4, 2022 event.

This Resolution was adopted on the Consent Agenda

Enactment No: R 37-22

Other Matters

- T. [220189](#) **Sewer Lateral Lining Project****
Request a waiver of bids and award of a contract to Performance Pipelining, the lowest responsible proposal of two (2) proposals received, in the amount of \$78,750.00. The sewer lateral lining process is used when a sewer lateral needs repair due to extensive root growth, cracks or other defects that can be remedied without replacing the pipe, thus reducing restoration costs and inconvenience to residents.
(DISTRICTS - ALL)
This Bid was approved on the Consent Agenda
- U. [220190](#) **Water Distribution System Leak Detection Survey****
Request a waiver of bids and award of a contract to Water Services Co., the lowest responsible proposal of two (2) proposals received, in the amount of \$27,600.00 to conduct a system leak survey. The Village performs an annual leak detection survey on the water distribution system of approximately 184 miles. Annual leak detection surveys are considered essential in water conservations and for reducing non-revenue water loss.
This Bid was approved on the Consent Agenda
- V. [220240](#) **Contract with Constellation NewEnergy, Inc. for the Provision of Electrical Energy for Street Lighting****
Request for approval of a three-year contract through July 2025 with Constellation NewEnergy, Inc to provide electrical energy for street lighting (DISTRICTS - ALL)
This Request was approved on the Consent Agenda
- W. [220171](#) **Local Tourism Grant Application 2022 - Farmer's Market****
Recommendation from the Community Promotion & Tourism Committee to approve a grant request from the Lombard Area Chamber of Commerce in the amount of \$2,640.00 from Hotel/Motel funds for the 2022 Farmers Market. The grant funds will be used to support the costs of overtime for Public Works to place barricades at the parking lot at 20 E. St. Charles Road every Tuesday morning at 5:00 a.m. The program begins in June and runs through October 2022.
This Request was approved on the Consent Agenda

Approval of the Consent Agenda

A motion was made by Trustee Anthony Puccio, 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)

A. [220199](#)

PC 22-17: 27 W. Grove Street, Outlot A and 53 N. Park Avenue - Park Place of Lombard

The Plan Commission submits its recommendation to approve the petitioner's (Park Place of Lombard Homeowner,s Association) request of a zoning variation from Section 155.205(A)(1)(c)(i) of the Lombard Village Code for a fence of up to eight (8) feet, where a maximum of six (6) feet in height is permitted in the interior side yard within the R6PD Central Residence Planned Development District. (DISTRICT #1)

Trustee Brian LaVaque indicated that he would be abstaining from voting on this matter.

A motion was made by Trustee Bob Bachner, seconded by Trustee Anthony Puccio, that the Ordinance relative to PC 22-17 for 27 W. Grove Street, Outlot A and 53 N. Park Avenue (Park Place of Lombard) be waived of first reading and passed on second reading with suspension of the rules. The motion carried by the following vote:

Aye: 5 - Anthony Puccio, Bernie Dudek, Andrew Honig, Dan Militello, and Bob Bachner

Abstain: 1 - Brian LaVaque

Enactment No: Ordinance 8076

Other Ordinances on First Reading

B. [220029](#)

PC 22-02: 400 E St. Charles Road - New Directions Housing (Request of Petitioner to Continue to October 6, 2022)

The Plan Commission submits its recommendation that the Village take the following actions on the subject property located within the R4PD Planned Development (Oakview Estates Planned Development):

1. Pursuant to Section 155.504 (A) (major changes in a planned development) of the Lombard Zoning Ordinance, approve an Ordinance amending the Oakview Estates Planned Development, as established by Ordinance No. 5488 and amended by Ordinance No. 7342. For the subject property, the amendment would change the land use from attached single-family (townhomes) to multiple-family dwellings. (DISTRICT #4)

A motion was made by Trustee Brian LaVaque, seconded by Trustee Andrew Honig, that the Ordinance relative to PC 22-02 for 400 E. St. Charles Road (New Directions Housing) 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

Ordinances on Second Reading

C. [220097](#)

PC 22-05: 855 E. Roosevelt Road (Usmania Prime)

Restaurant/Banquet Facility

The Plan Commission submits its recommendation to approve an Ordinance granting petitioner's Safa Enterprises, LLC's request that the Village take the following actions on the subject property located within the B4A Roosevelt Road Corridor District, to provide for the construction of a new principal building:

1. A conditional use under Sections 155.103(F) and 155.417(G)(2)(a)(vii) of the Zoning Ordinance to allow a restaurant, including entertainment and dancing when conducted as part of the restaurant operations and secondary to the principal use;
2. A conditional use under Sections 155.103(F) and 155.417(G)(2)(c)(vii) of the Zoning Ordinance to allow a building containing a restaurant as a principal use that will exceed 40 feet in height;
3. A conditional use under Sections 155.103(F) and 155.417(G)(10)(b) of the Zoning Ordinance to allow outdoor display and sales on a seasonal or periodic basis in the row of parking along the south elevation of the building and in the rooftop area;
4. A variation under Sections 155.102(B)(3) and 155.103(C)(2)(b) from Sections 155.417(G)(12) and 155.602(C)(Table 6.3) which require 112-132 parking spaces in order to allow 116 parking spaces to serve dining areas not to exceed those shown in the plans and to allow a reduction of eight (8) of these spaces for seasonal outdoor cultural events according to the conditional use noted in Item 3;
5. A variation under Sections 155.102(B)(3) and 155.103(C)(2)(b) from Sections 155.417(G)(12) and 155.603(A) which does not require a loading space, but which requires a voluntary loading space to be constructed with a maneuvering apron (155.603(A)(2)(a)(ii)) in order to allow three (3) employee parking spaces at the entry to a loading zone (155.603(A)(6));
6. A variation under Sections 155.102(B)(3) and 155.103(C)(2)(b) from Sections 155.417(G)(12), 155.417(G)(14) and 155.602(A)(10)(d) which requires parking lot lighting to be directed away from the lot lines and to fall below certain maximum intensities in order to avoid these requirements for lighting adjacent to the access easement serving the subject property and the easterly adjacent

property;

7. A variation under Sections 155.102(B)(3) and 155.103(C)(2)(b) from Sections 155.417(G)(12) and 155.706(B)(2)(c) in order to allow landscape islands on the west elevation of the building to host two rickshaws and have less than the number of required shade trees and ground cover;
8. A variation under Sections 155.102(B)(3) and 155.103(C)(2)(b) from Section 155.417(G)(14) which requires lighting to shine down in order to permit evening lighting designed to articulate landscape features and the rickshaws as approved by the Director of Community Development and provided that no perimeter landscaping within 100 feet of the south lot line is articulated with such lighting;
9. A variation under Sections 155.102(B)(3) and 155.103(C)(2)(b) from Section 155.707(B)(4)(d) which requires transition yard areas not planted with trees or shrubs to be maintained as lawn in order to permit the south lot line to be maintained with all trees and understory plant material to remain in the wetland, flood way and floodplain reflected in the plans (affects south transition yard except east +/-45 feet);
10. A variation under Sections 155.102(B)(3) and 155.103(C)(2)(b) from Section 155.708 which requires a ten-foot foundation landscaping area on all sides of a building in order to allow development with a five-foot foundation landscaping area on the north and west sides and no foundation landscaping area on the east and south;
11. A variation under Sections 155.102(B)(3) and 155.103(C)(2)(b) from Article XI which imposes several detailed landscaping requirements in Sections 155.701 through 155.710 in order to accomplish innovative landscaping shown in the two-sheet landscape plan on file with the Village for the benefit of natural areas on the site and to the south as well as residential neighbors to the south; and

12. Approval of a site plan and landscaping plan under Section 155.103(I) and Section 155.702 of the Zoning Ordinance. (DISTRICT #6) As the subject property is partially situated within a Special Management Area (floodplain), any final approval actions by the Village Board is subject to DuPage County Stormwater and Floodplain Ordinance review and approval.

A motion was made by Trustee Anthony Puccio, seconded by Trustee Bernie Dudek, that the Ordinance relative to PC 22-05 for 855 E. Roosevelt Road (Usmania Prime Restaurant/Banquet Facility) 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 8077

Resolutions

Other Matters

X. Agenda Items for Discussion

XI. Executive Session

A motion was made by Trustee Andrew Honig, seconded by Trustee Bob Bachner, that the regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, July 21, 2022 in the Board Room of the Lombard Village Hall be recessed to Executive Session at 6:26 p.m. for the purpose of discussion of Collective Negotiating Matters. 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, July 21, 2022 in the Board Room of the Lombard Village Hall was called to order at 6:46 p.m. by Village President Keith Giagnorio.

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 Andrew Honig, that the regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, July 21, 2022 in the Board Room of the Lombard Village Hall be adjourned at 6:47 p.m. The motion carried by the following vote:

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