

Village of Lombard

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



Minutes

Thursday, October 20, 2016

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, October 20, 2016 in the Board Room of the Lombard Village Hall was called to order by Village President Keith Giagnorio at 7:30 pm. Village Manager Scott Niehaus 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 Richard Sander
Assistant Village Manager Nicole Aranas
Executive Coordinator Carol Bauer

III. Public Hearings

IV. Public Participation

V. Approval of Minutes

A motion was made by Trustee Dan Whittington, seconded by Trustee Bill Johnston, that the minutes of the regular meeting of October 6, 2016 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

Trustee Mike Fugiel, Chairperson of the Community Promotion & Tourism Committee, reported that the committee met. The committee will be reviewing grant applications in January and February. He encouraged any not-for-profit agencies to submit a grant request for events they will be holding.

Community Relations Committee - Trustee Robyn Pike, Chairperson

No report

Economic/Community Development Committee - Trustee Bill Johnston, Chairperson

Trustee Johnston, Chairperson of the Economic & community Development Committee, noted that at the October 10th meeting of the Economic and Community Development Committee meeting, the ECDC reviewed a façade grant proposal for the property at 104 E. St. Charles Road. The ECDC unanimously recommended approval of the grant in an amount not to exceed \$44,175. This matter is on tonight's Village Board agenda for final consideration and approval. Lombard Town Centre also provided an update on their activities, including their Spooktacular event and memberships. The next meeting of the ECDC will be on November 14.

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

Trustee Mike Fugiel spoke about expenses incurred each year for the Lilac Parade and how the Committee is looking at various fundraising efforts including establishing a Go-Fund-Me Page. He noted that he made a donation on the page and encouraged residents to also

donate to help with Lilac Parade expenses.

Village Clerk Sharon Kuderna read the following announcement:

The Village of Lombard is reminding residents that a Happy Halloween starts with a safe Halloween. This year's trick or treating hours are 3 - 7 p.m. on Monday, Oct. 31. Halloween and trick-or-treat safety tips from the Lombard Police Department are available online at www.villageoflombard.org/halloween.

VIII Consent Agenda

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[160384](#)

700 Block of S. Charlotte Parking Restriction

Recommendation of the Public Safety & Transportation Committee to install 2-Hour Parking, 9 AM - 3 PM on School Days on Charlotte Street from Harrison Road to Harding Road. (DISTRICT #6)

A motion was made by Trustee Bill Ware, seconded by Trustee Reid Foltyniewicz, that the Ordinance amending the Traffic Code relative to parking restrictions on Charlotte between Harding and Harrison on school days be removed from the Consent Agenda and continued to the Village Board meeting of November 17th. The motion carried by the following vote:

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

Payroll/Accounts Payable

A. [160430](#)

Approval of Village Payroll

For the period ending October 1, 2016 in the amount of \$825,736.11.

This Payroll/Accounts Payable was approved on the Consent Agenda

B. [160431](#)

Approval of Accounts Payable

For the period ending October 7, 2016 in the amount of \$2,454,219.81.

This Payroll/Accounts Payable was approved on the Consent Agenda

C. [160434](#)

Approval of Accounts Payable

For the period ending October 14, 2016 in the amount of \$1,507,500.48.

This Payroll/Accounts Payable was approved on the Consent Agenda

Ordinances on First Reading (Waiver of First Requested)

D. [150418](#)

ZBA 15-12: 410 E. Prairie Avenue - Time Extension Request

Ordinance granting a time extension to Ordinance 7144 granting a

variation pursuant to Title 15, Chapter 155, Section 155.407 of the Lombard Zoning Ordinance. (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 7144, 7280

- E. [150573](#) **PC 15-29: 390-396 E. St. Charles Road - Time Extension Request**
Ordinance granting a time extension to Ordinance 7163 granting a conditional use and variations pursuant to Title 15, Chapter 155, Section 155.414 of the Lombard Zoning Ordinance. (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 7163, 7281
- F. [160384](#) **700 Block of S. Charlotte Parking Restriction**
Recommendation of the Public Safety & Transportation Committee to install 2-Hour Parking, 9 AM - 3 PM on School Days on Charlotte Street from Harrison Road to Harding Road. (DISTRICT #6)
- G. [160400](#) **PC 16-19: Text Amendment to the Zoning Ordinance - Animal Day Care Facility**
Recommendation from the Plan Commission to approve a text amendment to Section 155.418 of the Lombard Zoning Ordinance (and any other relevant sections for clarity) allowing "Animal Day Care Facility" to be listed as a conditional use within the B5 Zoning District. (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 7282
- H. [160401](#) **PC 16-20: 4Paws K9 Training LLC, 104 E. St. Charles Road**
Recommendation from the Plan Commission to grant a conditional use, pursuant to Section 155.418(C) of the Zoning Ordinance, to allow for an Animal Day Care Facility in the B5 Zoning District. (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 7283

Other Ordinances on First Reading

- I. **2016 Proposed Tax Levy (this item has been moved to IX-B)**
- J. [160402](#) **ZBA 16-04 - 211 W. Grove Street**

Recommendation from the Zoning Board of Appeals that the Village approve a variation from Section 155.407(F)(4) of the Lombard Zoning Ordinance to reduce the required rear yard setback from thirty five feet (35') to twenty one feet (21') for the subject property located within the R2 Single-Family Residence Zoning District. (DISTRICT #1)

This Ordinance was passed on first reading on the Consent Agenda

Enactment No: Ordinance 7295

K. Ordinances Amending Title 5, Chapter 50 of the Lombard Village Code in Regard to Water & Sewer Rates (this item has been moved to IX-C)

Ordinances on Second Reading

- L. [160375](#) **Text Amendments to the Lombard Village Code - Electrical Code**
Recommendation from the Board of Building Appeals to approve an ordinance granting approval of text amendments to Title 15, Chapter 150, Section 150.060 et. seq. of the Lombard Village Code with regard to electrical installation rules and regulations and other general code amendments. (DISTRICTS - ALL)

This Ordinance was passed on second reading on the Consent Agenda

Enactment No: Ordinance 7284

- M. [160376](#) **Text Amendments to the Lombard Village Code - Building Permit Fee Schedule**
Recommendation from the Board of Building Appeals to approve an ordinance granting approval of text amendments to the Title 15, Chapter 150, Section 141 of the Lombard Village Code with regard to building permits fees. (DISTRICTS - ALL)

This Ordinance was passed on second reading on the Consent Agenda

Enactment No: Ordinance 7285

N. [160377](#) **Text Amendments to the Lombard Village Code - Expedited Permit Review**
Recommendation from the Board of Building Appeals to approve an ordinance repealing the provisions set forth in Chapter 150.160 in its entirety with regard to expedited building permits. (DISTRICTS - ALL)
This Ordinance was passed on second reading on the Consent Agenda
Enactment No: Ordinance 7286

O. [160386](#) **Lombard Economic Incentive Policy - 2016 Revisions**
Recommendation from the Economic and Community Development Committee to approve an ordinance amending Ordinance 6574 relative to updating the Village Board Policy Manual regarding the Economic Incentive Policy. (DISTRICTS - ALL)
This Ordinance was passed on second reading on the Consent Agenda
Enactment No: Ordinance 7287

Resolutions

P. [160405](#) **Transmission Main, Change Order No. 2**
Reflecting an increase to the contract with Swallow Construction in the amount of \$27,244.77. (DISTRICT #6)
This Resolution was adopted on the Consent Agenda
Enactment No: R 68-16

Q. [160425](#) **Downtown Improvement and Renovation Grant Program - 104 E. St. Charles Road**
Recommendation from the Economic and Community Development Committee to approve a grant request for the property commonly known as 104 E. St. Charles Road (4Paws K9Training). (DISTRICT #4)
This Resolution was adopted on the Consent Agenda
Enactment No: R 69-16

Other Matters

R. [160423](#) **Snow & Debris Hauling**
Request for a waiver of bids and renewal of a contract with Nagel Trucking & Material in an amount not to exceed \$90,500.00. Public Act 85-1295 does not apply. (DISTRICTS - ALL)
This Bid was approved on the Consent Agenda

S. [160433](#) **Plat of Easement - 650 S. Springer Dr. (Kosmek)**

Motion to approve a Plat of Easement providing fire hydrant, water service valves, and stormwater detention on the property located at 650 S. Springer Dr. and known as Kosmek. (DISTRICT #2)

This Request was approved on the Consent Agenda

Approval of the Consent Agenda

A motion was made by Trustee Bill Johnston, seconded by Trustee Robyn Pike , 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)

- A. [160437](#) **Amending Title 11, Chapter 112, Section 112.13 (A) of the Lombard Village Code - Alcoholic Beverages**
Revising the Class "C" liquor license category to reflect a change of more than 50% of the ownership interest of Patio Restaurant of Lombard Inc. d/b/a Patio Restaurant located at 2780 S. Highland Avenue. (DISTRICT #3)

A motion was made by Trustee Bill Ware, seconded by Trustee Reid Foltyniewicz, that the Ordinance amending Title 11, Chapter 112, Section 112.13(A) of the Lombard Village Code relative to a liquor license for the Patio Restaurant be waived of first reading and passed on second reading with suspension of the rules. The motion carried by the following vote:

Aye: 5 - Mike Fugiel, Reid Foltyniewicz, Bill Johnston, Robyn Pike, and Bill Ware

Abstain: 1 - Dan Whittington

Enactment No: Ordinance 7288

Other Ordinances on First Reading

- B. [160382](#) **2016 Proposed Tax Levy**
Recommendation from the Finance & Administrative Committee to recommend to the Village Board for approval the Statutorily Permissible 2016 tax levy.

Trustee Reid Foltyniewicz, Chairperson of the Finance and Administration Committee, noted the following:
The Finance and Administration Committee has been working on the FY 2017 budget since 2015 and meetings have been held with the Village Board to review various options. Check the Village's website for additional information on the Tax Levy and the Water and Sewer Rate increases. The Village is a non-home rule municipality and is dependent on funding from the State of Illinois. The State has not as

yet adopted a budget. The Village Board will be presented with a balanced FY 2017 budget at a November meeting. Tough decisions had to be made by the Finance and Administration Committee and staff. The Committee is looking at not just today, but also into the future as they review and make recommendations. Beginning next month the Finance and Administration Committee will begin work on a proposed FY 2018 budget. The proposed Tax Levy equates to approximately \$5.18 per year per household. The Village receives approximately 7.5% of property taxes collected which helps pay the cost of police, fire, public works and all services offered to residents by the Village of Lombard.

A motion was made by Trustee Reid Foltyniewicz, seconded by Trustee Dan Whittington, that the Ordinance providing for the levy and assessment of taxes for the Fiscal Year beginning January 1, 2016 and ending December 31, 2016 for the Village of Lombard 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 7294

C. [160406](#)

Ordinances Amending Title 5, Chapter 50 of the Lombard Village Code in Regard to Water and Sewer Rates

Recommendation from the Finance & Administration Committee to recommend to the Village Board for approval the Proposed FY 2017 Water/Sewer Rate of \$14.60 (30 cent or a 2.10% increase).

Trustee Reid Foltyniewicz, Chairperson of the Finance and Administration Committee, noted the following:

The Finance and Administration Committee reviewed many options relative to submitting a balanced budget and made difficult decisions. The proposed increase in water and sewer rates is \$.30 per 1,000 gallons and will take affect on January 1, 2017. These funds will be used to continue to upgrade the Village's infrastructure. These improvements will provide for clean water to the residents. The Village will also be providing information to residents on various ways to save money and conserve water such as the Rain Barrel program. Check the Village website for additional information.

Trustee Mike Fugiel noted that the last water and sewer rate increase was in 2006.

A motion was made by Trustee Reid Foltyniewicz, seconded by Trustee Mike Fugiel, that the Ordinance amending Title 5, Chapter 50 of the Lombard Village Code as it relates to water and sewer rates 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: Ordinances 7296, 7297, 7298

Ordinances on Second Reading

Resolutions

Other Matters

X. Agenda Items for Discussion

XI. Executive Session

XII. Reconvene

XIII Adjournment

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A motion was made by Trustee Dan Whittington, seconded by Trustee Bill Johnston, that the regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, October 20, 2016 in the Board Room of the Lombard Village Hall be adjourned at 7:46 p.m. The motion carried by the following vote:

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