

Village of Lombard

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



Minutes

Thursday, July 18, 2024

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 18, 2024 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 Tom Wirsing
Deputy Chief Joe Grage
Deputy Chief Benny Ranallo
Fire Chief Rick Sander
HR Director Kathy Dunne
Deputy Village Manager Nicole Aranas
Village Attorney Jason Guisinger
Executive Coordinator Carol Bauer

III. Public Hearings

IV. Public Participation

V. Approval of Minutes

VI. Committee Reports

Community Promotion & Tourism - Trustee Bernie Dudek, Chairperson

Trustee Bernie Dudek, Chairperson of the Community Promotion & Tourism Committee, reported the following:

While I do not have a committee meeting to report on this evening, I wanted to give the Board a brief update on an upcoming event that is made possible each year through supportive funding under our Local Tourism and Grant Program. I think all of us are aware that next Tuesday,

July 23 the Lombard Cycling Classic bike race will be returning to downtown Lombard. The Lombard race will be the 5th consecutive day of racing in this 10-day race series and it will also be the third and final location of the DuPage Triple Crown omnium. Beth Marchetti, the Executive Director of the DuPage Convention and Visitors Bureau, is with us tonight to share some highlights of the event, let us know what we can expect, and round out the rest of my Committee report.

Beth Marchetti, DuPage Convention & Visitor's Bureau, spoke about the Lombard Cycling Classic that is scheduled to take place downtown Lombard on Tuesday, July 23rd beginning at 10:05 am and ending at 8:00 pm. The kid and family community ride takes place at 6:00 pm. She spoke of the great economic impact for the Village and the how the event brings bicyclists from around the world to participate.

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

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

The committee met and reviewed the 2023 Annual Comprehensive Financial Report (ACFR) and Management Letter which will be sent to the Village Board; the next meeting is August 26th.

Public Safety & Transportation Committee - Trustee Brian LaVaque Chairperson

No report

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

No report

Lombard Historic Preservation Commission - Village Clerk Liz Brezinski

No report

VII. Village Manager/Village Board/Village Clerk Comments

No report

VIII Consent Agenda

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Payroll/Accounts Payable

- A. [240213](#) **Approval of Village Payroll**
For the period ending June 15, 2024 in the amount of \$1,013,406.28.
This Payroll/Accounts Payable was approved on the Consent Agenda

- B. [240214](#) **Approval of Accounts Payable**
For the period ending June 21, 2024 in the amount of \$1,020,575.60.
This Payroll/Accounts Payable was approved on the Consent Agenda

- C. [240218](#) **Approval of Accounts Payable**
For the period ending June 28, 2024 in the amount of \$1,210,986.62.
This Payroll/Accounts Payable was approved on the Consent Agenda

- D. [240223](#) **Approval of Village Payroll**
For the period ending June 29, 2024 in the amount of \$1,017,970.19.
This Payroll/Accounts Payable was approved on the Consent Agenda

- E. [240224](#) **Approval of Accounts Payable**
For the period ending July 5, 2024 in the amount of \$1,662,724.94.
This Payroll/Accounts Payable was approved on the Consent Agenda

- F. [240227](#) **Approval of Accounts Payable**
For the period ending July 12, 2024 in the amount of \$383,727.89.
This Payroll/Accounts Payable was approved on the Consent Agenda

Ordinances on First Reading (Waiver of First Requested)

- G. [240204](#) **ZBA 24-02: 1144 E. Woodrow Avenue**
The Zoning Board of Appeals submit its recommendation to approve a variation from Section 155.212 to allow a partially covered deck to encroach into the rear yard setback on the subject property located in the R2 Single-Family Residence District. (DISTRICT #5)

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

Enactment No: Ordinance 8273

H. [240225](#)**Village Equipment to be Declared Surplus**

Ordinance approving the requests of 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 as follows: Fire Department: Two (2) K1260 Saws; One (1) K970 Saw; Six (6) K950 Saws; Three (3) Cutters Edge Chainsaws; One (1) Honda EU2000 with light; One (1) Honda EU1000 with light; One (1) Honda EU2000 without light; One (1) Honda EU1000 without light; Four (4) halogen scene lights; Three (3) hydraulic power units; One (1) misc. power cords; One (1) misc. Genesis tool mounting brackets; Two (2) Genesis Ram Tips kit; One (1) ResQtec Air Bag Control ki; tTwo (2) air bag hoses; Two (2) Genesis Combi Tools; Two (2) Genesis large spreaders; Four (4) Genesis small cutters; One (1) Genesis large cutter; Two (2) Genesis large rams; Two (2) Genesis small rams; Four (4) blue hydraulic hoses; Four (4) red hydraulic hoses; Five (5) Rabbit tools; One (1) exhaust fan; Three (3) battery exhause fans; Eight (8) wooden bookshelves; Three (3) tri-pod 120v 12.5amp 60HZ lights, suitable for wet locations; One (1) Generator EB 5000x; One (1) Paslode cordless nailor; Two(2) Paslode nailor gun batteries; to be sold at auction and sold for scrap; Finance Department: one Steelcase desk 95913 sold for scrap.

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

Enactment No: Ordinance 8274

H-2. [240233](#)**Coin-Operated Amusement Devices - Lombard Roller Rink and Brauer House**

Amending Title 11, Chapter 110, Section 110.21(C) of the Village Code decreasing the number of Class A coin-operated amusement device licenses to no more than one (1) license. (DISTRICTS #1 and #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 8275

Other Ordinances on First Reading**Ordinances on Second Reading****Resolutions****I. [240188](#)****641 North Main Street Drainage Basin, Residential Engineering Contract**

Approving a contract with Thomas Engineering Group, LLC in the amount not to exceed \$177,016.00 for Resident Engineering Services for the

641 North Main Street Drainage Basin Project. (DISTRICT #4)

This Resolution was adopted on the Consent Agenda

Enactment No: R 37-24

J. [240217](#)

**North Avenue Pressure Adjusting Station Final Change Order
#2**

Reflecting an increase to the contract with Burke LLC in the amount of \$27,966.00. This Change Order includes supplying and installing a meter and a valve motor and deletes a dehumidifier which was part of the original contract. (DISTRICT #4)

This Resolution was adopted on the Consent Agenda

Enactment No: R 38-24

K. [240222](#)

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 24, 2024. (DISTRICT #1)

This Resolution was adopted on the Consent Agenda

Enactment No: R 39-24

Other Matters

L. [240187](#)

641 North Main Street Drainage Basin Construction Contract

Award of a contract to Lima Contractors, Inc. of Ringwood, Illinois, the lowest responsible bidder of fourteen (14) bids received, in the amount of \$1,296,611.50 for construction of the 641 North Main Street Drainage Basin. (DISTRICT #4)

This Bid was approved on the Consent Agenda

M. [240226](#)

FY2024 Bituminous Asphalt Purchase

Request for a waiver of bids and award of a contract to K-Five d.b.a. DuPage Materials Company, in an amount not to exceed \$206,000.00. DuPage Material Company (K-Five) has submitted the lowest cost per ton for surface material. This asphalt is for our in-house paving program. (DISTRICTS - ALL)

This Bid was approved on the Consent Agenda

N. [240216](#)

Agreement with Tyler Technologies for Hosting Services

Request for approval of a one (1) year agreement with Tyler Technologies, Inc. in the amount of \$105,485.07 (a 5% increase over last year) for 2024 application hosting services for financial management, utility management and human resources management.

This Request was approved on the Consent Agenda

- O. [240228](#) **Hardware and Software Annual Maintenance/Subscription Fees**
Request for a waiver of bids and authorization of a three (3) year Agreement for the Neptune System Annual Maintenance/Hosting Costs and Subscription Fees with Water Resources in the amount of \$107,947.60.

This Request was approved on the Consent Agenda

- P. [240232](#) **General Release and Settlement of All Claims Anita Ferrero v. Village of Lombard**
Request for concurrence of the Village Board in the proposed general release and settlement agreement in the matter of Anita Ferrero v the Village of Lombard, Case No. 2023 LA 001317, Circuit Court of DuPage County, Illinois.

This Request was approved on the Consent Agenda

Approval of the Consent Agenda

A motion was made by Trustee Brian LaVaque, seconded by Trustee Bob Bachner, 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

Ordinances on Second Reading

- A. [240168](#) **PC 24-06: 855 E. Roosevelt Road - Creekview Plaza**
The Plan Commission submits its recommendation to approve the following action on the subject property located within the B4A Roosevelt Road Corridor District, to provide for the construction of a new principal building:
 1. Amend the approvals previously requested through Plan Commission petition PC 22-05, and granted by Ordinance No. 8077, as follows:
 - a. Preservation of the existing conditional use under Ordinance No. 8077, under Sections 155.103(F) and 155.417(G)(2)(a)(vii) of the Zoning Ordinance to allow a second-floor restaurant

and banquet, including entertainment and dancing when conducted as part of the restaurant and banquet operations and secondary to the principal use subject to the conditions numbered 2, 3, 7, 10, and 11 (dining and banquet limit of 156) set forth in Section 14 of said ordinance.

- b. A new conditional use under Sections 155.103(F) and 155.417(G)(2)(b)(iv) of the Zoning Ordinance to allow for a drive-through facility.
- c. Elimination of the following conditional uses approved in Ordinance No. 8077 (Secs. 2-3) under Sections 155.103(F), 155.417(G)(2)(c)(vii), and 155.417(G)(10)(b) of the Zoning Ordinance: (a) a building containing a restaurant as a principal use that will exceed 40 feet in height; and (b) outdoor display and sales on a seasonal or periodic basis in a row of parking or on the rooftop.
- d. Preservation of the existing variations under Ordinance No. 8077, 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) of the Zoning Ordinance which require 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 subject to the conditions numbered 2, 3, 7, 10 set forth in Section 14 of said ordinance.
- e. Preservation of the existing variations under Ordinance No. 8077, 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) subject to the conditions numbered 2, 3, 7, and 10 set forth in Section 14 of said ordinance.
- f. Preservation of the existing variations under Ordinance No. 8077, 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 without foundation landscaping according to the Landscape Plan subject to the conditions numbered 2, 3, 7, and 10 set forth in Section 14 of said ordinance.
- g. Preservation of the existing variations under Ordinance No. 8077, 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 four-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 subject to the conditions numbered 2, 3, 7, and 10 set forth in Section 14 of said ordinance.

- h. A new variation from under Sections 155.102(B)(3) and 155.103(C)(2)(b), from Section 155.603 to allow off-street loading to occur in the bypass lane on the east side of the drive-through lane.
 - i. Elimination of the following variations approved in Ordinance No. 8077 (Secs. 4, 5, 7, 8) under Sections 155.102(B)(3) and 155.103(C)(2)(b) of the Zoning Ordinance: (a) parking variations from Section 155.417(G)(12) and 155.602(C) (Table 6.3); (b) loading variations from Sections 155.417(G)(12) and 155.603(A); (c) landscape island variations for rickshaws from Sections 155.417(G)(12) and 155.706(B)(2)(c); (d) landscape and rickshaw lighting variations from Section 155.417(G)(14).
 - j. Approval of a revised site plan and landscaping plan under Section 155.103(I) and Section 155.702 of the Zoning Ordinance subject to the conditions numbered 2, 3, 7, 10 set forth in Section 14 of Ordinance No. 8077.
2. Approval of a preliminary and final plat of subdivision for Creekview/Pep Boys Resubdivision No. 1 which is intended merely to release the access restriction on the driveway at the west end of the reciprocal access easement. (DISTRICT #6)

Diane Bellows spoke regarding her concerns with the proposed Creekview Plaza development.

A motion was made by Trustee Anthony Puccio, seconded by Trustee Dan Militello, that the Ordinance regarding PC 24-06 for 855 E. Roosevelt Road (Creekview Plaza) 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 8276

Resolutions

Other Matters

X. Agenda Items for Discussion

XI. Executive Session

A motion was made by Trustee Andrew Honig, seconded by Trustee Brian LaVaque, that the regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, July 18, 2024 in the Board Room of the Lombard Village Hall be recessed to Executive Session at 6:25 p.m. for the purpose of discussion of Collective Negotiating Matters and The Acquisition of Real Property. 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 18, 2024 in the Board Room of the Lombard Village Hall was called to order at 6:42 p.m. by Village President Keith Giagnorio. Upon roll call, the following were:

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 Dan Militello, that the regular meeting of the President and Board of Trustees of the Village of Lombard held on Thursday, July 18, 2024 in the Board Room of the Lombard Village Hall be adjourned at 6:43 pm. The motion carried by the following vote:

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