

**THOMAS G. SHAUGHNESSY**  
**MAYOR**

**MICHAEL J. WOODWARD**  
**CITY CLERK**

**MINUTES**  
**BERWYN CITY COUNCIL**  
**APRIL 13, 2004**

- 1) The Regular Meeting of the Berwyn City Council was called to order at 8:00 p.m. with Mayor Shaughnessy presiding. Upon the call of the roll, the following members responded present: Chapman, A. Bojovic, B. Bojovic Pechota, Brocato, Fron, Lovero, Fortunato. Absent: none. Thereafter, The Chair declared a quorum present and the meeting duly convened for further business.
- 2) The Pledge of Allegiance was recited and the Mayor called for a moment of silence for the betterment of the community and for the safe return of all of our service people overseas and for Gene Jagielo.
- 3) The open forum portion of the meeting was announced. Mario Lavorato, 3638 Harlem Avenue, spoke of his concern regarding the misuses of Internet Services, specifically, "Berwyn Bulletin Board" at [www.berwyn-il.com](http://www.berwyn-il.com); May Modi of the Berwyn Historical Society, thanked the BDC for allowing the Historical Society to participate in various projects; Alderman Chapman referred Mr. Lavorato's complaint to the Law Department for action; Alderman A. Bojovic expressed his concern over a news report regarding a Berwyn employee.
- 4) The minutes of the Berwyn City Council meeting held on March 23, 2004, were submitted. A. Bojovic made a motion, seconded by Chapman to approve the minutes as presented. The motion carried by a voice vote.
- 5) The bids for Landscape Maintenance for the Cermak Road TIF District were submitted. Fron made a motion, seconded by Pechota, to authorize the Finance Director and any other interested parties to proceed to the Conference Room to open, tabulate and return same to the Council Chambers for public reading. Motion carried by voice vote.
- 6) The Mayor submitted a Proclamation regarding Morton High School Boys Basketball Day. Thereafter, the Mayor withdrew said Proclamation to be resubmitted at the next Council Meeting.
- 7) The Mayor submitted a Proclamation proclaiming April 22, 2004, as Arbor Day in the City of Berwyn. Lovero made a motion, seconded by Pechota, to adopt the Proclamation as presented and place same on its way to passage. That motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.
- 8) The Zoning Board of Appeals submitted a Resolution and Ordinance pertaining to Ray Shinkle-T-Mobile, 3201 S. Harlem Avenue, for a

Berwyn City Council Meeting - April 13, 2004

Conditional Use to allow the installation of antennas and cabinets on a rooftop. After discussion, B. Bojovic made a motion, seconded by A. Bojovic, to overrule the Zoning Board and deny the Resolution and Ordinance. That motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Nays: Brocato, Fron, Present: Lovero, Fortunato.

- 9) Alderman Chapman submitted a two part communication for concurrence. Thereafter, Chapman made a motion, seconded by Lovero, to her first part, a review of the 2004 Budget and a request for decreased spending, to the Budget Committee for further review. That motion carried by a voice vote.
- 10) Alderman Chapman's second part of the aforesaid communication was a request to separate the Payables and Payroll vote on City Council Floor. After discussion, Chapman made a motion, seconded by B. Bojovic, to concur in the recommendation. That motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.
- 11) The Dollars for Scholars Committee submitted a communication stating that a newspaper article in the Life and Gazette Newspapers would be made announcing the program, establishing due dates and the final awards date. Thereafter Fortunato made a motion, seconded by Lovero, to accept the matter as informational.
- 12) Alderman Lovero submitted the Payables and Payroll report for April 13, 2004, in a total amount of \$2,659,769.51, to approve the Payables in the amount of \$1,311,429.09. That motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Thereafter, Lovero made a motion, seconded by Chapman, to approved the March 24, 2004 Payroll in the amount of \$659,477.26 and the April 7, 2004 Payroll in the amount of \$688,893.16. That motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.
- 13) A deferred communication was submitted by the Berwyn Police Department requesting a handicapped sign for Rudy Lewis Aguirre, 3123 Wesley, A. Bojovic made a motion, seconded by Chapman, to defer the matter. That motion carried by a voice vote.
- 14) The Berwyn Police Department submitted a communication requesting a handicapped sign for Mary Dietz and Dorothy Richmond, 6527 W. 28th Place Pechota made a motion, seconded by A. Bojovic, to concur with the recommendation of the investigating officer, and install said sign. That motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.

Berwyn City Council Meeting - April 13, 2004

- 15) The Berwyn Police Department submitted a communication requesting a Handicapped Sign for Laura Jean McGill-Haviland, 1517 Maple. Lovero made a motion, seconded by A. Bojovic, to defer the matter. That motion carried by voice vote.
- 16) The Berwyn Police Department submitted a communication requesting a handicapped sign for Rosemarie Hagglund, 3633 Clinton. Chapman made a motion, seconded by A. Bojovic, to concur with the recommendation of the investigating officer and install said sign. That motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.
- 17) The Law Department submitted a communication requesting the Council to adjourn to executive session for the purpose of discussing pending litigation. Thereafter, Pechota made a motion, seconded by Lovero, to concur in the recommendation made at tonight's Closed Session of the Committee of the Whole Meeting. That motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.
- 18) The Law Department submitted and Ordinance entitled  
**“Model Ethics Ordinance”and a Guide to Its Implementation.**  
  
Thereafter, B. Bojovic made a motion, seconded by A. Bojovic, to wave reading and adopt the Ordinance as presented and authorize the appropriate corporate authorities to affix their signatures thereto. That motion carried by the following roll call:Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.
- 19) The Law Department submitted Six Resolutions ( I-7 thru I-12) Authorizing intervention in a Proceeding before the State of Illinois, Property Tax Appeals Board for 3343 Oak Park Avenue; 6500 W. Cermak Road; 6804 Windsor; 3231 South Euclid; 6425 West Cermak Road; and 6201 West Cermak Road. Thereafter, Pechota made a motion, seconded by Brocato, to consolidate items I-7 through I-12 for one vote. That motion carried by a voice vote. Thereafter, Pechota made a motion, seconded by Fortunato, to waive readings, adopt the resolutions as presented, and authorize the corporate authorities to affix their signatures on all six resolutions. That motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.

- 20) The Law Department submitted a

**Draft of Amendment to Section 242.03 (a)**

of the Berwyn Codified Ordinance relative to “high school diploma or the equivalent”. Thereafter, A. Bojovic made a motion, seconded by Chapman, to waive reading, adopt the ordinance as presented, and authorize the appropriate corporate authorities to affix their signatures thereto. That motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.

- 21) The Law Department submitted notification of written orders entered at the conclusion of Liquor License Hearing proceedings. Lovero made a motion, seconded by Pechota to accept the matter as informational. The motion carried by voice vote.

- 22) The Law Department submitted an ordinance entitled

**“An Ordinance Reserving Volume Cap in Connection with Private Activity Bond Issues, and Related Matters”**

Lovero made a motion, seconded by Pechota, to waive reading, adopt the ordinance as presented, and authorize the proper authorities to affix their signatures thereto. That motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.

- 23) The Director of Public Safety submitted a communication requesting bids for Paramedic Services. After discussion, about appropriate qualifications for such services, Brocato made a motion, seconded by B. Bojovic, to defer the matter. That motion carried by a voice vote.

- 24) The Director of Finance/Human Resources submitted a communication requesting authorization to implement revenue enhancing line items which were discussed and approved in the 2004 budget. Thereafter, Lovero made a motion, seconded by Pechota, to concur in the recommendation and forward the matter to the Law Department for proper drafting. That motion carried by the following roll call: Yeas: Pechota, Brocato, Lovero, Fortunato, Shaughnessy. Nays: Chapman, A. Bojovic, B. Bojovic, Fron.

Berwyn City Council Meeting - April 13, 2004

- 25) The Director of Finance/Human Resources submitted a communication recommending the implementation of the wage increases for non-union personnel that were approved in the budget for the year ending 12/31/04. Thereafter, Lovero made a motion, seconded by Pechota, to concur in the recommendation. That motion was defeated by the following roll call: Yeas: Pechota, Lovero, Fortunato. Nays: Chapman, A. Bojovic, B. Bojovic, Brocato, Fron.
- 26) The Director of Finance/Human Resources submitted a communication requesting the authorization to utilize the informal quoting process used for networking equipment needed by the Computer Department. After discussion B. Bojovic made a motion, seconded by A. Bojovic, to deny the recommendation. That motion was defeated by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic. Nays: Pechota, Brocato, Fron, Lovero, Fortunato. Thereafter Lovero made a motion, seconded by Pechota to authorize the Director of Computer Services to proceed with said purchase. That motion carried by the following roll call: Yeas: Chapman, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: A. Bojovic, B. Bojovic.
- 27) A deferred communication was submitted by the Berwyn Development Corporation regarding the Ogden Avenue TIF District, 3743 South Harlem Avenue, the former Berwyn Bowl Building. Chapman made a motion, seconded by Lovero, to submit a germane correspondence from George R. Petri relative to Murray's color schemes and agreeing not to close Murray's other Berwyn location and to concur in the recommendation in allowing Murray's an amount not to exceed \$218,536.00 for this project. The motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.
- 28) The Berwyn Development Corporation submitted a communication regarding the South Berwyn Depot TIF District facade rehabilitation-6733-35 Stanley and 3210-16 Grove. Thereafter, B. Bojovic made a motion, seconded by A. Bojovic, to concur in the recommendation in allowing an amount not to exceed \$2,340.00 to allow City's architect, Doug Walega, to provide architectural oversight to help insure facade improvements made in accordance with established design standards for the District. Motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero, Fortunato. Nays: none.
- 29) At this time, the Consent Agenda, Items K-1 through K-10, were submitted.
- K-1 North Berwyn Park District, Baseball opening day parade on 4/24/04.
  - K-2 Misericordia Heart of Mercy, tag day, 4/30/04 through 5/2/04
  - K-3 Morton High School, Homecoming Parade 10/2/04
  - K-4 Paralyzed Veterans of America tag day 4/29/04 through 5/1/04
  - K-5 Building Director-permits issued during March, 2004

## Berwyn City Council Meeting - April 13, 2004

- K-6 MacNeal Hospital,\$8,250.00 for transporting patients to the MRI Center
- K-7 Director of Public Safety-check -\$2,221.93-from Midwest Towers Partners
- K-8 Collector-business licenses issued during March, 2004
- K-9 Cicero Chamber of Commerce & Industry- Houby Parade-Cermak Road-10/2 and 10/3/04.
- K-10 Knights of Columbus-Comm. Barry Post-Vegas Nite-FitzGerald's- 5/22/04 or 5/28/04

A. Bojovic made a motion, seconded by Fron, to concur and accept as informational. The motion carried by a voice vote.

- 30) Bids for Cermak Road landscaping were returned to the Council Chambers for public reading. Fron made a motion, seconded by Brocato, refer the matter to the Public Works Committee. Motion carried by a voice vote.
- 31) The Mayor called a Committee of the Whole meeting for Tuesday, April 27, 2004 at 7:00 p.m. on referrals.
- 32) Alderman Brocato called a Fire and Police Committee meeting Wednesday, April 21, 2004 at 10:00 a.m. on referrals.
- 33) Alderman Fron called a Public Works Committee meeting on Wednesday, April 21, 2004 at 10:30 a.m. on referrals.
- 34) There being no further business to come before the meeting, same was, after a motion by A. Bojovic, seconded by Lovero, adjourned, at the hour of 9:00 p.m., by roll call vote.

Respectfully submitted,

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Michael J. Woodward - City Clerk

