

**MICHAEL A. O'CONNOR
MAYOR**

**THOMAS J. PAVLIK
CITY CLERK**

**MINUTES
BERWYN CITY COUNCIL
SEPTEMBER 13, 2005**

- 1) The regular meeting of the Berwyn City Council was called to order at 8:00 pm with Mayor O'Connor presiding. Upon the call of the roll, the following members responded present: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Absent: none. The Mayor 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 victims of Hurricane Katrina and 9/11.
- 3) The Open Forum portion of the meeting was announced. Mayor O'Connor thanked the volunteers for their efforts during the Katrina disaster. Howard Capsol, 1323 Home requested a smoking ban in all buildings in the city. Joe Ramirez, 1509 Clinton requested more policemen to patrol the area of 15th and Clinton Avenue, including the alley. Humberto Pavalas, 2313 Ridgeland announced Hispanic Heritage Week. Aimee Sordelli, 1516 Wesley, provided pictures and a letter pertaining to blighted homes in her neighborhood and requested the city to follow up on the problem.
- 4) The minutes of the Berwyn City Council meeting held on August 23, 2005 and the Committee of the Whole minutes from August 30th , August 31st 2005 and closed Committee of the Whole minutes from August 23, 2005 were submitted. Brocato made a motion, seconded by Chapman to approve the minutes as amended. The motion carried by voice vote.
- 5) The bids for the indoor lighting system upgrade for the Public Library were submitted. Lovero made a motion, seconded by Chapman 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. The motion carried by voice vote.
- 6) The Mayor submitted a Proclamation proclaiming October 1, 2005 to be Comcast Cares Day in Berwyn. A representative from Comcast spoke and invited volunteers to join in. Brocato made a motion, seconded by Chapman to concur, adopt the Proclamation as presented and authorize the corporate authorities to affix their signatures thereto. The motion carried by voice vote.

- 7) The Mayor submitted a communication requesting concurrence in his appointment of Larry Cullen to the Police Pension Board (term expiring on September 8, 2008) to fill the vacancy of James Myers. Lovero made a motion, seconded by Erickson to concur in the recommendation as presented. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.
- 8) The Mayor submitted a communication on the appointment of Donald Erce to the Police Pension Board for a two-year term ending on June 14, 2007. Chapman made a motion, seconded by Brocato to concur in the recommendation and accept the matter as informational. The motion carried by voice vote.
- 9) The Mayor submitted a communication on the appointments of Bruce Czajkowski and Louis Del Fiacco Jr. to the Tree Board for three-year terms ending on August 23, 2005. Brocato made a motion, seconded by Lovero to concur in the recommendation and accept the matter as informational. The motion carried by voice vote.
- 10) The Mayor submitted a communication requesting council approval to direct certain employees to absorb the duties of the Rehab Supervisor on a trial basis for 60 days, at which time the position will be re-evaluated and salaries aligned with job duties if needed. Chapman made a motion, seconded by Brocato, to refer the matter to the Budget Committee and the Committee of the Whole. The motion carried by voice vote.
- 11) The Mayor submitted a communication requesting approval to seek bid proposals for cleaning services for four of the City buildings (City Hall, 16th St. Center, Pavek Recreation Center and Police Station. Lovero made a motion, seconded by Chapman to concur in the recommendation as presented. The motion carried by voice vote.
- 12) The Mayor submitted a communication recommending approval regarding Case No. 03-L-15656 as discussed in the Committee of the Whole. Chapman made a motion, seconded by Erickson to concur in the recommendation as presented. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.
- 13) The Mayor submitted notification of written orders entered at the conclusion of Liquor License Hearing Proceedings. Brocato made a motion, seconded by Chapman, to accept the matter as informational. The motion carried by voice vote.

- 14) The Mayor submitted a communication from the North Berwyn Park District requesting the use of the Maple Avenue pool building for a haunted house from September 12, 2005 through November 30th 2005 and to return the facility to its original condition. After discussion, Lovero made a motion, seconded by Phelan to concur and approve the request as presented. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.
- 15) The Mayor submitted an Intergovernmental Agreement between the Town of Cicero and the City of Berwyn pertaining to controlling gangs in both of the communities. After discussion Lovero made a motion, seconded by Brocato to defer and refer the matter to the Committee of the Whole for further review. The motion carried by voice vote.
- 16) The Mayor submitted a Committee of the Whole report regarding a request from Mike Adams to install diagonal parking at 6701-6707 West 21st Street at no cost to the City and to place six trees anywhere the City chooses. After discussion, Phelan made a motion, seconded by Ramos to deny the request as presented. The motion to deny carried by the following roll call: Yeas: Ramos, Skryd, Brocato, Phelan, Erickson. Nays: Chapman, Weiner, Lovero.
- 17) The Mayor submitted a Committee of the Whole report pertaining to a request for TIF funding by Buona Beef. After discussion, Erickson made a motion, seconded by Brocato to defer the matter for two weeks. The motion carried by voice vote.
- 18) The Mayor submitted a communication pertaining to an agreement with the Berwyn Development Corporation for a 4% commission on the sale of the property at the southwest corner of Cermak Road and Oak Park Avenue to Douglas LaVinn, for Applebee's Restaurant and additional development. After discussion, Lovero made a motion, seconded by Erickson to concur in the recommendation as presented. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Lovero, Erickson. Nays: Phelan
- 19) At this time, Chapman made a motion, seconded by Lovero to suspend the rules and bring forth item J-1. The motion carried by voice vote. Brian Pabst Executive Director of the Berwyn Development Corporation submitted a proposal for economic development analysis reporting, monitoring and/or consulting services with Kane, McKenna and Associates for all the TIF Districts within the City of Berwyn. After discussion, Lovero made a motion, seconded by Skryd to concur in the recommendation and approve as presented. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.

20) The Mayor submitted a Proclamation proclaiming the month of September 2005 as Hispanic Month in the City of Berwyn. Lovero made a motion, seconded by Skryd to concur and adopt the Proclamation as presented and authorize the appropriate corporate authorities to affix their signatures thereto. The motion carried by voice vote.

21) The City Clerk submitted and Ordinance entitled:

AN ORDINANCE TO APPROVE THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AND A RESOLUTION AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES AND TO REPEAL ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH

Lovero made a motion, seconded by Skryd to concur, adopt the Ordinance as presented and authorize the appropriate corporate authorities to affix their signatures thereto. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.

22) The City Clerk submitted a Proclamation proclaiming appreciation to the Historic Depot District Committee. Lovero made a motion, seconded by Ramos to concur, adopt the Proclamation and authorize the appropriate corporate authorities to affix their signatures thereto. The motion carried by voice vote.

23) The City Clerk submitted an executed amended Agreement between the City and Suburban Dodge, which was adopted on March 22, 2005. Brocato made a motion, seconded by Skryd to accept the matter as informational. The motion carried by voice vote.

24) The Fire and Police Committee submitted a communication regarding the contract with Metro Revenue Associates, Inc. After discussion, Weiner made a motion seconded by Chapman to refer the matter the Mayor to re-negotiate the contract. The motion carried by voice vote.

25) Alderman Phelan submitted a communication requesting two (30) minute parking spaces for Cinco Hermano's Grocery Store located at 6500 West 16th Street. After discussion, Phelan made a motion, seconded by Erickson to concur in the recommendation as presented and refer the matter to the Public Works Department for the installation of proper signage. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Erickson. Nays: Lovero.

- 26) Alderman Phelan submitted a communication requesting that Wesley Avenue from 16th St. south to the property line of the North Berwyn Park District on the east side of the street be designated fifteen minute parking from 9 am to 9pm, and also to designate the 1600 block of Wesley Avenue "resident parking only". After discussion, Phelan made a motion, seconded by Brocato to defer the matter. The motion carried by voice vote.
- 27) Alderman Phelan submitted a communication requesting the moratorium on beauty salons be waived to allow a six-chair barbershop at 1540 West 16th Street with the stipulation that it remains a barbershop for men only. After discussion, Lovero made a motion, seconded by Phelan to concur in the recommendation of a barbershop only and approve the request as presented. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.
- 28) Alderman Phelan submitted a communication requesting approval for the sale of T-shirts outside the City Council chambers at the conclusion of tonight's meeting to benefit the victims of the recent disaster of Hurricane Katrina. After discussion, Lovero made a motion, seconded by Skryd, to concur in the recommendation as presented. The motion carried by voice vote.
- 29) Alderman Phelan submitted a communication requesting that construction of new homes be allowed on 25' lots. After discussion, Chapman made a motion, seconded by Phelan to waive the reading and refer the matter to the Committee of the Whole for further discussion. The motion carried by voice vote.
- 30) The Recreation Committee submitted a communication with two proposals regarding netting for Baseball Alley and recommended the matter be referred to the Budget Committee for inclusion in the 2006 Budget. After discussion, Chapman made a motion, seconded by Brocato to refer the matter to the Budget Committee. The motion carried by voice vote.
- 31) The Budget Committee submitted the Payroll Reports for August 24th (\$732,600.53 and September 7th (\$682,618.33. Thereafter, Chapman made a motion, seconded by Skryd to concur in the recommendation and approve for payment. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.
- 32) The Budget Committee submitted the Payables for September 13, 2005 in the total amount of \$819,263.06. Chapman made a motion, seconded by Ramos to concur in the recommendation and approve for

payment. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.

- 33) The Budget Committee submitted a communication regarding the purchase versus the leasing of vans to transport Senior Citizens. After discussion, Chapman made a motion, seconded by Weiner to accept the matter as informational pending insurance, pre-payment penalties and cost of owning vans versus leasing. The motion carried by voice vote.
- 34) The Joint Budget and Administration Committee submitted a communication regarding City Liability Insurance. Chapman made a motion, seconded by Phelan to accept the matter as informational. The motion carried by voice vote.
- 35) Alderman Chapman submitted a communication requesting a six-foot fence variation be allowed at 3444 South Kenilworth Avenue. After discussion, Chapman made a motion, seconded by Skryd to concur in the recommendation as presented contingent upon obtaining proper building permits. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.
- 36) Alderman Skryd submitted a communication regarding congested traffic at the intersection of 27th and Cuyler Avenue. After discussion, Skryd made a motion, seconded by Brocato to refer the matter to the Police Department for a traffic study. The motion carried by voice vote.
- 37) Alderman Skryd submitted a communication requesting the need for a three-way stop sign at the intersection of 28th and Lombard. After discussion, Skryd made a motion, seconded by Brocato, to concur in the recommendation as presented and refer the matter to the Public Works Department for the installation of said signs. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.
- 38) Alderman Erickson submitted a communication requesting stop signs at the intersections of 13th and Maple and 14th and Maple due to automobile accidents and property damage occurring at those locations. Thereafter, Erickson made a motion, seconded by Phelan to concur in the recommendation and refer the matter to the Public Works Department for the installation of said signs. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.

- 39) Alderman Erickson submitted a communication requesting stop signs at the intersection of 14th and Grove and 15th and Grove due to automobile accidents and property damage occurring at those locations. Erickson made a motion, seconded by Phelan to concur in the recommendation and refer the matter to the Public Works Department for installation of said signs. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.
- 40) Alderman Erickson submitted a communication requesting a variance for a six-foot fence along the property line to the south and west of 1238 S. Oak Park Avenue. After discussion, Erickson made a motion, seconded by Chapman to concur in the recommendation as presented contingent upon obtaining the proper building permits. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.
- 41) A deferred communication was submitted by the Berwyn Police Department regarding a handicapped sign for Virginia Clifford, 2313 Harvey. Brocato made a motion, seconded by Phelan to concur in the recommendation of the investigating officer and deny said sign. The motion to deny carried by voice vote.
- 42) Library Director, Bill Hensley submitted a communication requesting authorization to hire one part-time employee to replace a Reader's Advisory Page (18 hours). Chapman made a motion, seconded by Erickson to refer the matter to the Budget Committee for review. The motion carried by voice vote.
- 43) Building Director, Dan LeBeau submitted a communication requesting an ordinance to issue blight notices to homeowners that display holiday decorations year-round. Thereafter, Brocato made a motion, seconded by Chapman to waive the reading and refer the matter to the Committee of the Whole. The motion carried by voice vote.
- 44) Building Director, Dan LeBeau submitted a communication regarding an amendment to Section 1490.11 (a) Storage and Dumping of Refuse and other Material. After discussion, Lovero made a motion, seconded by Erickson to refer the matter to the Ordinance and Resolution Committee. The motion carried by voice vote.
- 45) Fleet Manager, Sam Canino submitted a communication requesting permission to scrap a 1991 Ford E-350 courtesy bus that has been parked behind Public Works for the past three years and is too costly for repairs. After discussion, Lovero made a motion, seconded by Skryd to concur in the recommendation as presented. The motion

carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.

- 46) Outreach Officer, Jeanmarie Hajer submitted a Proclamation proclaiming September 22, 2005 as Berwyn Day at U.S. Cellular Field. Chapman made a motion, seconded by Ramos, to concur and Adopt the Proclamation as presented and authorize the corporate authorities to affix their signatures thereto. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.
- 47) Outreach Officer, Jeanmarie Hajer submitted a communication requesting the posting of the position of an Administrative Assistant to the Senior Citizen Advocate. Chapman made a motion, seconded by Erickson to refer the matter to the Budget Committee. The motion carried by voice vote.
- 48) Director of Computer Services, Tom Roth submitted a communication requesting approval to begin the process of entering in an agreement with World Data Products for Server/PC maintenance support. Weiner made a motion, seconded by Skryd to refer the matter to the Budget Committee and requested Tom Roth to attend. The motion carried by voice vote.
- 49) Assistant Finance Director, Sharon Weilmuenster submitted an ordinance entitled:

AN ORDINANCE OF THE CITY OF BERWYN, COOK COUNTY, ILLINOIS APPROVING AN UNSECURED REVOLVING LINE OF CREDIT WITH CITIZENS BANK

Lovero made a motion, seconded by Chapman to concur, adopt the Ordinance as presented and authorize the appropriate corporate authorities to affix their signatures thereto. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.

- 50) At this time, the Consent Agenda, items K-1 through K-7 were submitted:

- K-1 Girl Scouts of Ill. Crossroads Council-sale of fall products and cookie sales-October 14, 2005 through March 25, 2006
- K-2 North Berwyn Park District-Flea Market-Sept. 24, 2005
- K-3 Presbyterian Church of Berwyn-Crop Walk- September 25, 2005
- K-4 Block Party, 1500 block of Euclid-September 17, 2005
- K-5 Misericordia Heart of Mercy Candy Days-April 28th & April 29th 2006

K-6 City Collector-Business Licenses issued during August, 2005

K-7 Kiwanis Peanut Days-September 23, 24 and 25, 2005

Brocato made a motion, seconded by Phelan to concur, grant permission, contingent upon compliance with all City Ordinances and accept as informational. The motion carried by voice vote.

- 51) The bids for the Berwyn Library lighting project were returned to the Council Chambers for public reading. After the Clerk read the bid tallies, Chapman made a motion, seconded by Weiner to award the contract to the lowest bidder, All Tech Lighting in the amount of \$22,929.00, contingent upon review by Building Director Dan LeBeau. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.
- 52) The Mayor called a Committee of the Whole meeting for Tuesday, September 27, 2005 at 7:00 pm on referrals.
- 53) Alderman Chapman called a Budget Committee meeting for Wednesday, September 21, 2005 at 7:00 pm on mid-year adjustments and invited all of the Aldermen to attend.
- 54) Alderman Weiner reminded Council of a Fire and Police Committee meeting on Wednesday, September 14, 2005 at 6:30 pm on referrals and a Town Meeting for Monday, October 24, 2005 at the Presbyterian Church (32nd and Clinton).
- 55) Alderman Ramos reminded Council of an Education Committee meeting on Tuesday, September 27, 2005 at 6:00 pm.
- 56) Alderman Lovero called an Ordinance and Resolution Committee meeting for Monday, September 19, 2005 at 6:30 pm on referrals.
- 57) Alderman Erickson announced a Joint Administration, Budget, Ordinance and Resolution Committee meeting for Thursday, September 15, 2005, at 7:00 pm on referrals as previously called.
- 58) There being no further business to come before the meeting, same was, after a motion by Skryd, seconded by Brocato, adjourned at the hour of 9:50 pm by roll call vote.

Respectfully submitted,

Thomas J. Pavlik
City Clerk

