



**MINUTES**  
**Regular Berwyn City Council Meeting**  
**February 12, 2019**

1. Mayor Lovero called the Regular Meeting of the Berwyn City Council to Order at 8:15 p.m. The following Aldermen responded present upon the call of the roll: Lennon, Ramirez, Reardon, Fejt, Santoy, Ruiz, Avila, and Garcia.
2. The Pledge of Allegiance was recited. A moment of silence was given for the family of Malcolm Bailey, the family of Anthony V. Perri Jr., and for the safety of Berwyn's First Responders.
3. The Open Forum was announced. Berwyn resident Anna Wagner stepped forward to thank Ald. Reardon for her work, and the work of the Sexual Harassment Policy Committee, to draft a comprehensive Sexual Harassment policy for the City. Ms. Wagner commented that she had been a victim of sexual harassment by former Deputy Police Chief Joseph Drury making it important to have such a policy in place.
4. Minutes for the Committee of the Whole and Regular Berwyn City Council meetings held on January 22, 2019 were submitted. Thereafter, Ald. Avila made a motion, seconded by Ald. Fejt, to approve the minutes as submitted and place same on file for audit. The motion carried by a unanimous voice vote.
5. Ald. Avila made a motion, seconded by Ald. Garcia, to suspend the rules and bring forward Agenda Item J-5. The motion carried by a unanimous voice vote. Ald. Avila made a motion, seconded by Ald. Garcia, to concur with the recommendation of Police Chief Cimaglia and promote Berwyn Police Officers Brian K. Koski, Matthew J. Boskovich, and Casey C. Stefano to the rank of Sergeant with the effective date of promotion being 12/31/2018. The motion passed by a majority voice vote with Ald. Reardon voting NAY. Thereafter, Clerk Paul administered the Oath of Office to the three.
6. Ald. Avila made a motion, seconded by Ald. Garcia, to suspend the rules and bring forward Agenda Item J-7. The motion carried on a voice vote. Thereafter, Ald. Avila made the motion, seconded by Ald. Lennon, to concur in the staff's recommendation and award the bid for Battery Operated Extrication Tools to Air One Equipment, Inc. in the amount not to exceed \$25,936.00. On the Question, Ald. Garcia asked for information on the battery life of the equipment. Mayor Lovero recognized Fire Chief O'Halloran who provided the life expectancy and cost of batteries for the tools being purchased. Ald. Ruiz asked about the status of an available federal government purchase grant. Chief O'Halloran provided information. Thereafter, on the call of the roll, the motion passed unanimously.
7. Ald. Lennon made the motion, seconded by Fejt, to approve the Berwyn Development Corporation's (BDC) schedule of events for 2019 as submitted and allow city departments to provide services for the events as needed. The motion carried by a unanimous voice vote.
8. Ald. Lennon made the motion, seconded by Fejt, to approve and authorize the BDC to represent the city and administer the Finish Line Grant and Pay as You Go Programs. The motion carried by a unanimous voice vote.
9. Ald. Lennon made the motion, seconded by Ald. Reardon, to concur with the recommendation of BDC Executive Director Hulseberg to approve the continuation of Byline Bank's participation in the

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Commercial Loan Program and direct the Corporate Authorities to execute any necessary documents. The motion carried by a unanimous call of the roll.

10. Ald. Avila made the motion, seconded by Ald. Santoy to defer the Ann Makin proclamation presentation for two weeks. The motion carried by a unanimous voice vote.
11. Ald. Fejt made a motion, seconded by Garcia, to concur with the Zoning, Planning, and Development Commission's recommendation to approve the zoning variation for 6444 W. 27<sup>th</sup> Street and **adopt** the Ordinance entitled: **An Ordinance Approving a Variation to Build A Second Story Addition to a Single Family Home with a Six (6) Foot Setback From the Façade of the Building Within the R-2 Bungalow Zoning District at the Address Commonly known as 6444 W. 27<sup>th</sup> Street, Berwyn, Illinois – Caleb Kimmel** directing the Corporate Authorities to affix the necessary signatures to send it on its way to passage. Questions and discussion ensued. Ald. Garcia requested an amendment to the motion in order to add penalties to be assessed against the builder. Discussion ensued. Ald. Garcia withdrew his request. Thereafter, the motion carried by the following roll call vote: Voting AYE: Lennon, Fejt, Santoy, Ruiz, Avila, Garcia. Voting NAY: Ramirez and Reardon.
12. Ald. Santoy made the motion, seconded by Ald. Fejt, to concur with staff and **Deny** the handicap parking application #1241 for 2100 Highland Avenue (K-5 deferred from 1/8/2019). The motion carried by a unanimous voice vote.
13. Ald. Ramirez made the motion, seconded by Lennon, to amend City Ordinance 618.08 Offensive Keeping of Animals with regard to the licensing of chickens increasing the allowed number per coop to three chickens on any residential lot and changing the fee to \$10.00 per chicken per year from \$25 to license a coop and refer the matter to the Legal Department to draft the appropriate ordinance amendment. The motion carried by a unanimous voice vote.
14. Ald. Ramirez made the motion, seconded by Reardon, to mark his I-3 communication as Informational following the distribution of Asst. City Administrator Volbre's report of the current status of the Berwyn Public Arts Initiative in the City's Depot District. The motion carried by a voice vote.
15. Ald. Reardon made a motion amend City Ordinance Chapter 228. Ald. Santoy requested that Ald. Reardon amend her motion to refer her communication to the Budget and Finance Aldermanic Committee. Alderman Reardon amended her motion as requested. Ald. Santoy seconded the motion and it carried by a voice vote.
16. Ald. Reardon made the motion, seconded by Ald. Lennon, to **adopt** the Ordinance entitled:

**AN ORDINANCE authorizing the incorporation of the Berwyn Municipal Securitization Corporation as an Illinois not-for-profit corporation and instrumentality of the City for the purpose of issuing certain corporation obligations for and on behalf of the City for specified City purposes, and the assignment, sale, transfer and conveyance of the City's interest in certain specified revenue sources to such corporation**

authorizing the incorporation of the Berwyn Municipal Securitization Corporation as an Illinois Not-For-Profit Corporation and instrumentality of the City for the purpose of issuing certain corporation obligations for and on behalf of the City for specified city purposes, and the assignment, sale, transfer and conveyance of the City's interest in certain specified revenue sources to such corporation and that

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the Mayor is authorized to negotiate the optimal rate of interest for the City, but not to exceed 5.75%, that the \$100,000 annual fee be swept into the rate, and that the Mayor is directed to communicate the final terms to the City Council and direct the Corporate Authorities to affix the necessary signatures and send it on its way to passage. Thereafter, the motion carried by a unanimous roll call vote with Aldermen Lennon, Ramirez, Reardon, Fejt, Santoy, Ruiz, Avila, and Garcia voting AYE.

17. Ald. Avila made the motion, seconded by Lennon, to **adopt** the Ordinance entitled: **An Ordinance Amending Chapter 624, Section 624.01 of the Codified Ordinances of Berwyn Regarding Cannabis for the City of Berwyn, County of Cook, State of Illinois** and direct the Corporate Authorities to affix the necessary signatures and send it on its way to passage. The motion passed by a unanimous call of the roll.
18. Ald. Reardon made the motion, seconded by Ald. Fejt, to **adopt** the Ordinance entitled: **An Ordinance Adopting a Policy Prohibiting Sexual Harassment for the City of Berwyn, County of Cook, State of Illinois**, directing the Corporate Authorities to affix the necessary signatures and send it on its way to passage. The motion carried by a unanimous call of the roll.
19. Ald. Avila made the motion, seconded by Ald. Garcia, to **adopt** the Ordinance entitled: **An Ordinance Amending Parking and Chapter 480 Parking Generally Code of the Codified Ordinances of the City of Berwyn** and to direct the Corporate Authorities to affix the necessary signatures and send it on its way to passage. The motion carried by a unanimous call of the roll.
20. Ald. Avila made the motion, seconded by Ald. Garcia, to **adopt** the Ordinance entitled: **An Ordinance Amending Superzone Permit Parking and Amending Section 484.02 of the Traffic Code of the Codified Ordinances of the City of Berwyn** directing the Corporate Authorities to affix the necessary signatures and send it on its way to passage. The motion carried by a unanimous call of the roll.
21. Ald. Avila made the motion, seconded by Ald. Garcia, to **adopt** the Ordinance entitled: **An Ordinance Amending Depot, Business Reserved and Municipal Permit Parking and Section 484.03 of the Codified Ordinances of the City of Berwyn** and to direct the Corporate Authorities to affix the necessary signatures and send it on its way to passage. The motion carried by a unanimous call of the roll.
22. Ald. Avila made the motion, seconded by Ald. Garcia, to **adopt** the Ordinance entitled: **An Ordinance Amending Resident Parking Only and Section 484.08A of the Codified Ordinances of the City of Berwyn** and to direct the Corporate Authorities to affix the necessary signatures and send it on its way to passage. The motion carried by a unanimous call of the roll.
23. Ald. Avila made the motion, seconded by Ald. Garcia, to **adopt** the Ordinance entitled: **An Ordinance Amending Depositing Snow on Streets and Sidewalks and Section 672.03 of the Codified Ordinances of the City of Berwyn** and to direct the Corporate Authorities to affix the necessary signatures and send it on its way to passage. The motion carried by a unanimous call of the roll.
24. Ald. Avila made the motion, seconded by Ald. Fejt, to defer generally Item J-6 (Animal Control Service Agreement) which had been deferred for two weeks on January 22, 2019. The motion carried by a unanimous voice vote.
25. The **Consent Agenda** with items K-1 through K-6 was submitted.
  1. Payroll: 1/23/2019 in the amount of \$1,150,744.99: Informational
  2. Payroll: 2/6/2019 in the amount of \$1,141,367.90: Informational

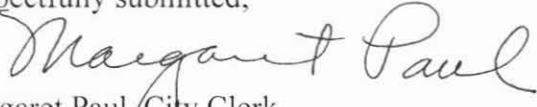
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3. Payables: 1/10/2019 to 1/23/2019 in the amount of \$2,418,655.29: Informational
  4. Building and Local Improvement Permits: January 2019: Informational
  5. Collector's Department: January, 2019 Report of Collections (a)-(f): Informational
  6. North Berwyn Park Dist. Eater Parade and Street Closure, Saturday, April 20, 2019
- Thereafter, Ald. Avila made the motion, seconded by Ald. Lennon, to concur and approve the Consent Agenda as submitted by omnibus vote designation. The motion carried by a voice vote.

26. Announced Aldermanic Committees and Meetings:
- Reardon: 3<sup>rd</sup> Ward Meeting; Feb. 14, 2019 Proksa Park Community Room
  - Fejt: Building Zoning and Development Meeting Feb. 20, 2019
  - Santoy: Budget and Finance Meeting; February 26, 2019 at 6:00 p.m.
  - Ruiz: Public Works, Parking, Trees, Traffic, Meeting on March 12, 2019 at 5:00 pm.
  - Lennon: Coffee with the Alderman, 1890 Café from 9:00 a.m. to 11 a.m.

27. There being no further business to come before the Council, Ald. Garcia made the motion, seconded by Ald. Reardon, to adjourn at the hour of 8:48 pm. The motion carried by a voice vote.

Respectfully submitted,

  
Margaret Paul, City Clerk