C-1

DATE 9-22-2020

Approved as corrected to show change to C

Berwyn City Council Regular Meeting

September 8, 2020 at 8:00 PM

Clerk's Note: Governor Pritzker's Executive Order No. 5, section 6 and Order No. 8 allowed the suspension of "in-person attendance" by elected officials and limited the number of people that could congregate in public places due to the Covid-19 pandemic. The City of Berwyn uses best efforts to comply with the Governor's Order and the spirit of the Open Meetings Act. The City Council has taken the following measures to provide residents with notice of changes to the Regular Meeting and ability to observe the meeting in progress through a live video stream:

- The City posts Meeting Notices and Agendas on its website and in City Hall with directions on how the public may view meetings, participate in public meetings, and address the City Council during Open Forum.
- The City posts directions to the public on its Face Book page on how they may participate and or view the public meeting.
- City staff live-stream the meeting on the City of Berwyn website (www.berwyn-il.us), Berwyn Facebook page, and YouTube during the City Council meeting. The video stream / audio is recorded and available to the public.

A. Roll Call, Pledge of Allegiance, and Moment of Silence:

Mayor Lovero, present in chambers, called the meeting to Order at 8:00 p.m. The following Aldermen attending in person responded, "Present": Lennon, Ramirez, Reardon, Fejt, Santoy, Ruiz, Avila, and Nowak. The attendees recited the Pledge of Allegiance. Mayor Lovero asked for a moment of silence in memory of John Novacek, retired Fire Fighter and Superintendent of Auxiliary Officers, and in gratitude for his service to the city.

B. Open Forum

- Mayor Lovero read a statement he and Berwyn Police Chief Michael Cimaglia prepared in response to questions and concerns expressed by Aldermen and residents raised during the Open Forum at the August 25, 2020 City Council Regular meeting. The response's stated purposes were to "continue the critical discussion between the Berwyn Police Department and our community for the purposes of implementing reform". The statement will be published on the City of Berwyn website and made a part of the record.
- Mayor Lovero recognized Police Chief Cimaglia who asked the City Council to approve the contract for body cameras.
- Chanda Szczeblowski commented on the Diversity Commission, the police and city's response to the Black Lives Matter rally in August, and requested accountability by the police and public officials with regard to the lack of curfew enforcement by police against people she described as "vigilantes" as they appeared on social media on June 1, 2020 during a threat of civil unrest. (written statement submitted to the Clerk)
- Andrea Monday commented on the June 1st and August 11th actions of the city and asking for an explanation.
- Anna Marin representing Berwyn Community Action members commented on the resignation of Diversity Committee members and its lack of convening, the presence of vigilantes after curfew on June 1, 2020, and the police department's actions at the August 11, 2020 Black Lives Matter rally. (written statement submitted to the Clerk)
- Benjamin Henning commented on the social media posts appearing to show Berwyn Police Department officers posing with "vigilantes" after curfew on June 1, 2020, the response delay by the Berwyn Police Department to a petitions he submitted to the city on June 8, 2020 supporting #8CANTWAIT, the display and recent removal of a "Blue Lives Matter" flag in City Hall, and called for the city to identify the "threat" received by the police department resulting in the way police were deployed during the rally. (written statement submitted to the Clerk)
- Alison Paul asked for accountability from the Berwyn regarding the June 1 and August 11, 2020 events. (written statement submitted to the Clerk)
- Lou Weeks commented on his attendance at the Black Lives Matter rally and asked why the police were carrying "long rifles" during the event. (written statement submitted to the Clerk)
- Tiffany Difina spoke regarding the events of June 1st and August 8th.
- Sandra Montes, LCSW and associate of In Motion Counseling spoke on the issue of Suicide Prevention. (written remarks submitted to the Clerk)
- Ald. Lennon commented on the impact he felt when a close neighbor committed suicide.
- Ald. Ramirez thanked the Mayor and Police Chief for their communication and asked what proactive measures will the police department take to outreach to Black residents, he asked that the city reach out to the Berwyn Arts

Council. Mayor Lovero commented on efforts his office is making. Ald. Ramirez asked the Mayor to advise what happened to the pictures taken by the police at the rally. The Mayor said he would find out.

- Ald. Reardon stated that the City Council had referred the conversation about the two events to the Committee of the Whole (CoW). She understood why the CoW did not convene following the holiday. She asked that the topic continue as an item on the CoW agenda for Council's discussion.
- Clerk Paul read comments from Will Hudson, Jenna Musselman Palles, Robert Moorehead, and Julia McAleer-Forte submitted by e-mail each commenting on the events of June 1st and August 8th, 2020. The Clerk submitted copies of the e-mails for the record.

C. **Approval of Minutes**: Ald. Reardon made the motion, seconded by Ald. Lennon, to correct the Minutes of August 25, 2020 to show that she had made the motion with Ald. Lennon making the second on Item I-2. The motion carried by a unanimous voice vote. Ald. Avila made the motion, seconded by Ald. Lennon, to correct the Minutes of August 25, 2020 showing that the contract with At-bay Insurance Company in Item I-4 was approved by a unanimous voice vote. Ald. Avila made the motion, seconded by Ald. Fejt, to approve the Minutes for the Regular City Council Meeting held on August 25, 2020 as corrected. The motion carried by a unanimous voice vote.

* Corrected to show AT-bay VOTE as 7 AYE 1 NAY (Reardon) 9/22/20

D. **Bid Openings**: Nothing submitted for the agenda.

Clerk's Note: Ald. Avila made the motion, seconded by Ald. Santoy, to **bring forward Item F-3**. The motion carried by a unanimous voice vote. Thereafter, Ald. Avila made the motion, seconded by Ald. Nowak to **adopt** the Resolution entitled: **A Resolution Regarding the Honorary Designation of the Corner of Clarence Avenue and 13th as "Ann Mackin Way"**. The motion carried by a unanimous roll call vote. Mayor Lovero presented a street sign replica of Ann Mackin Way to family members.

E. **Berwyn Township, Berwyn Health District, Berwyn Development Corporation**:

E-1: Mayor Lovero recognized Berwyn Development Corporation (BDC) Executive Director David Hulseberg who presented the plan for Car Parade event scheduled for October 3, 2020 with all costs to be bourn by the BDC. Ald. Lennon made the motion, seconded by Ald. Reardon, to approve the event as submitted and authorize any city services required by the BDC for the event. The motion carried by a unanimous voice vote.

F. **Reports from the Mayor**:

F-1: Ald. Nowak made the motion, seconded by Ald. Avila, to adopt the Resolution recognizing the month of September 2020 as National Suicide Prevention & Action Month in the City of Berwyn. The motion carried by a unanimous roll call vote.

F-2: Ald. Avila made the motion, seconded by Ald. Ramirez, to adopt the Resolution recognizing National Hispanic Heritage Week and authorize the City to fly the National Flag of Mexico in honor of the contributions of Latino and Hispanic residents to our city and country. The motion carried by a unanimous roll call vote. Thereafter, City Administrator Green presented copies of the Resolution to Mayor Lovero, Ald. Ramirez, Ald. Santoy, Ald. Ruiz, and Ald. Avila.

F-3: See Clerk's note above

F-4: Ald. Avila made the motion, seconded by Ald. Nowak, to concur with the Mayor's recommendation to follow Gov. Pritzker's guidelines and close City offices and buildings, except those used for election polling locations, on Tuesday, November 3, 2020. The motion carried by a unanimous voice vote.

G. **Reports from the Clerk**:

G-1: Ald. Ruiz made the motion, seconded by Ald. Lennon, to approve Application 1313 to allow a handicap parking space. The motion carried by a unanimous voice vote.

H. Zoning Boards of Appeals: Nothing submitted.

I. Reports from the Aldermen, Committees, and Boards:

I-1: Ald. Santoy made the motion, seconded by Ald. Lennon, to mark his communication regarding the Minutes of the Budget and Finance Committee of July 23, 2020 as informational. Ald. Reardon asked Finance Director Daish to clarify the current budget deficit. Mr. Daish confirmed that a 5.4 budget deficit is being projected at this time. The motion carried by a unanimous voice vote.

I-2: Ald. Santoy made the motion, seconded by Ald. Lennon, to mark his communication regarding the Minutes of the Budget and Finance Committee of August 31, 2020 as informational. The motion carried by a unanimous voice vote.

I-3: Ald. Avila made the motion, seconded by Ald. Nowak, to approve the promotion of Brian Madden to the rank of Lieutenant on the Berwyn Fire Department. The motion carried by a unanimous roll call vote.

J. Reports from the Staff:

J-1: Ald. Ramirez made the motion, seconded by Ald. Lennon, to defer Item J-1 for two weeks. Questions and discussion ensued. Chief Cimaglia was recognized to answer questions posed regarding the length of the contract. Ald. Avila suggested that the Item should be referred to the Budget and Finance Aldermanic Committee. Ald. Ramirez amended his motion to include sending the Item to that committee. There after the motion carried by a unanimous voice vote.

J-2: Ald. Ruiz made the motion, seconded by Ald. Lennon, to adopt the Proclamation recognizing April 24, 2020 as Arbor Day in the City of Berwyn. The motion carried by a unanimous voice vote.

J-3: Ald. Lennon made the motion, seconded by Ald. Fejt, to approve hold a "drive-thru" event on October 4, 2020 at Morton High School. The motion carried by a unanimous voice vote.

K. **Consent Agenda**: Ald. Avila made the motion, seconded by Ald. Nowak, to approve the Consent Agenda (Items K1 through K4) by omnibus designation. The motion carried by a unanimous voice vote.

Aldermanic Committee Meetings: Ald. Santoy announced two Budget and Finance Committee meetings on 9/15/2020 and 9/24/2020 to be held at City Hall at 5:30 p.m.

Adjournment: Ald. Nowak made the motion, seconded by Ald. Avila, to adjourn the meeting. The motion carried by a unanimous voice vote. The meeting adjourned at 8:35 p.m.

Respectfully submitted,

Margaret Paul

Margaret Paul, City Clerk