

City of Berwyn City Council Meeting

December 11, 2007

BERWYN CITY COUNCIL MEETING

DECEMBER 11, 2007

DEAR ATTENDEE.....THE MAYOR AND CITY COUNCIL WELCOME YOU. PLEASE KEEP IN MIND THAT THIS IS A MEETING OF THE MAYOR AND COUNCIL MEMBERS AS OPPOSED TO A PUBLIC HEARING WHERE ATTENDEES ARE ENCOURAGED TO PARTICIPATE UNLESS INVITED BY THE MAYOR TO SPEAK, YOU ARE REQUESTED NOT TO INTERRUPT. IF YOU ARE RECOGNIZED BY THE MAYOR, PLEASE PREFACE YOUR REMARKS BY STATING YOUR NAME AND ADDRESS FOR THE RECORD THANK YOU

MICHAEL A. O'CONNOR
MAYOR

THOMAS J. PAVLIK
CITY CLERK

AGENDA

ROLL CALL

- (A) PLEDGE OF ALLEGIANCE - MOMENT OF SILENCE
- (B) OPEN FORUM - (TOPIC MUST NOT BE ON THE AGENDA)
- (C) PRESENTATION OF PREVIOUS MEETINGS MINUTES FOR APPROVAL
 - 1. MIN. REG. MTG.-11/27/07- COW 11/27/07
- (D) BID OPENING - TABULATIONS
 - 1. ORNAMENTAL IRON TRASH RECEPTACLES & PLANTERS
- (E) BERWYN DEVELOPMENT CORP.-BERWYN TOWNSHIP/HEALTH DISTRICT
 - 1. BDC-DEFER-2008 TIF BUDGET
 - 2. BDC-2008 TIF BUDGET
 - 3. BDC-BDC & CITY AGREEMENT
 - 4. BDC-BDC GENERAL FUND REQUEST FOR THE 2007 BUDGET
 - 5. BDC-OGDEN AVENUE MONUMENT SIGNAGE
- (F) REPORTS AND COMMUNICATIONS FROM THE MAYOR
 - 1. DEFER-VETO OF ORD 07-59-CITY TO PROVIDE COUNSEL & INDEMNIFICATION FOR OFFICIALS, EMPLOYEES, & APPOINTEES
 - 2. WATER TESTING INFORMATION TO GENERAL PUBLIC
 - 3. REQ FROM OWNERS OF 3200 HARLEM
 - 4. DIRECTOR OF ADMINISTRATIVE SERVICES
- (G) REPORTS AND COMMUNICATIONS FROM THE CITY CLERK
 - 1. 2008 SCHEDULE OF CITY COUNCIL MTGS & HOLIDAYS
- (H) COMMUNICATIONS FROM (ZONING) BOARD OF APPEALS
 - 1. RESOL/ORD-MARTINEZ-1545-47 CUYLER AVE
- (I) REPORTS AND COMMUNICATIONS FROM ALDERMEN, COMMITTEES OTHER BOARDS AND COMMISSIONS
 - 1. DEFER-CHAPMAN-3500 EUCLID-PORCH RAILINGS
 - 2. DEFER-CHAPMAN-LIBRARY PERSONNEL ISSUE
 - 3. BUDGET COMM-2008 BUDGET-RECOMMEND BUDGET PROCESS CONTINUE
 - 4. BERWYN FIREMEN'S PENSION BD.-ESTIMATED PENSION COST 2008

(J) STAFF REPORTS

1. DEFER-ODELSON & STERK-METRA PLATFORM LEASE-2006-2031
2. ODELSON & STERK-ORD.6714 W. 34TH ST. ACCESSORY BLDG. HEIGHT VARIANCE
3. CITY ATTORNEY-ORD-ICMC MODEL PROFESSIONAL ADMINISTRATOR
4. CITY ATTORNEY-ORD-AMEND MUNICIPAL & COMMUTER PARKING
5. CITY ATTORNEY-RESOL-IL HOUSING DEVELOPMENT AUTHORITY BOND CAP
6. FINANCE DIR-ORD-TAX ABATEMENT
7. FINANCE DIR-CHICAGO WATER RATE INCREASE
8. FINANCE DIR-2007 TAX LEVY
9. FINANCE DIR-INTERFUND LOAN NEEDED
10. DIR-COMP. SERVICES-APPROVAL OF DATABASE ADMINISTRATOR AGREEMENT
11. BLDG DIR-SIGN REQ FOR 2929 HARLEM AVE.
12. COLLECTOR-REQ RETAIL OVERLAY VARIANCE-2211 HIGHLAND
13. COLLECTOR-REQ RETAIL OVERLAY VARIANCE-6929 CERMAK RD.
14. COLLECTOR-REQ RETAIL OVERLAY VARIANCE-6226 CERMAK RD.
15. COLLECTOR-REQ RETAIL OVERLAY VARIANCE-6440 CERMAK RD.
16. COLLECTOR-REQ RETAIL OVERLAY VARIANCE-7024 CERMAK RD.
17. ODELSON & STERK-SETTLE CASE #07 CV 3091

(K) CONSENT AGENDA: ALL ITEMS ON THE CONSENT AGENDA ARE CONSIDERED TO BE ROUTINE IN NATURE AND WILL BE ENACTED IN ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS A COUNCIL MEMBER SO REQUESTS. IN WHICH EVENT THE ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED AS THE FIRST ITEM AFTER APPROVAL OF THE CONSENT AGENDA

1. BUDGET CHAIRMAN-PAYROLL-11/28/07-\$775,022.44
2. BUDGET CHAIRMAN-PAYABLES-12/11/07-\$1,778,335.58
3. CLERK/ PHELAN-HANDICAP SIGN-C. PILLETT-1617 SCOVILLE-DENY
4. BUILDING DIR-BUILDING PERMITS ISSUED-NOVEMBER, 2007

ITEMS SUBMITTED ON TIME 37


THOMAS J. PAVLIK - CITY CLERK

Sections A & B

- A. Pledge of Allegiance-Moment of Silence
- B. Open Forum
Topic must NOT be on the Agenda
Open space for comments or ideas.

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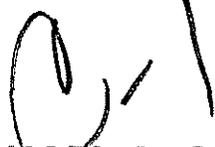
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Section C

Presentation of Previous Meeting Minutes For Approval



MICHAEL A. O'CONNOR
MAYOR

THOMAS J. PAVLIK
CITY CLERK

MINUTES
BERWYN CITY COUNCIL
NOVEMBER 27, 2007

1. The meeting of the regular Berwyn City Council meeting was called to order by Mayor O'Connor at 8:13 p.m. Upon the call of the roll, the following responded present: Chapman, Ramos, Weiner, Phelan, Lovero, Erickson with Phelan participating remotely via phone. Absent: Skryd. Thereafter, Chapman made a motion, seconded by Erickson, to allow Phelan to participate remotely. The motion carried by a unanimous voice vote. Thereafter, Chapman made a motion, seconded Ramos, to excuse Skryd. The motion carried by a voice vote.
2. The Pledge of Allegiance was recited and a moment of silence was called for the safety of our armed forces, police, firefighters, paramedics, and in thanksgiving for numerous blessings.
3. The Open Forum portion of the meeting was announced. Berwyn Fire department Chief Kalivoda was recognized and informed Council that Sara Madden, from the Muscular Dystrophy Association was here to make a presentation to the Fire department for its involvement in the 2007 MDA Boot drive. Thereafter, Ms. Madden presented a plaque and stated that the City of Berwyn Fire department collected over \$19,000, which is a new record, and thanked all for their efforts. The Mayor recognized Daniel Fortuna, president of the National Firefighters Local #2, who presented Alderman Lovero with an award for his participation in the Fire OPPS 101. Sandy Van Goethem, 7109 Riverside Drive, spoke regarding an article in the Chicago playbill Arts Briefs in which Berwyn was prominently mentioned and also thanked the BDC for exposing the City of Berwyn in their recent ad campaign. She thanked Aldermen Chapman and Skryd for their efforts in securing beautiful Christmas decorations throughout the city. Ms Van Goethem remarked on the lack of respect shown by some council members during council proceeding.
4. The minutes of the regular Berwyn City Council meeting and the Committee of the Whole held on November 13, 2007 were submitted. Clerk Pavlik stated that Item #6 needed to be amended on its face to read "October 23, 2007". Alderman Phelan then questioned item #17 and stated that the two (2) nay votes from Phelan and Erickson were incorrect and should have been considered as "Excused" or "No Votes". Thereafter, Lovero made a

motion, seconded by Ramos, to concur and approve the minutes as amended. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Phelan, Lovero, Erickson. Nays: None. Excused: Skryd.

5. A deferred communication from the Berwyn Development Corporation regarding the 2008 TIF Budget. Executive director, Brian Pabst, submitted an attached communication requesting the matter to be deferred for an additional two (2) weeks. Thereafter, Ramos made a motion, seconded by Chapman, to defer for two (2) weeks. The motion carried by a voice vote.
6. The Berwyn Development Corporation submitted a letter of recommendation for HomeScape Bath and Kitchen Design, 6823 Roosevelt Road requesting a variance for signage and fencing. Thereafter, Erickson made a motion, seconded by Lovero, to concur and approve as submitted. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Phelan, Lovero, Erickson. Nays: None. Excused: Skryd.
7. The Mayor submitted a Veto of ordinance 07-59, authorizing the City of Berwyn to Provide Legal Counsel and Indemnification for Officials. After discussion, Erickson made a motion, seconded by Phelan, to defer and refer the matter to the Law Firm of Ancel & Glink for a second opinion. Discussion ensued regarding the matter on how the veto needed to be addressed and when a vote to sustain or overturn the veto needed to be taken. During discussion, the Mayor turned off the microphone to alderman Phelan's speaker phone. Alderman Phelan complained of not being able to hear the discussion. Thereafter, the Mayor recognized the original motion to defer and refer to Ancel & Glink for a second opinion and questioned the cap on the expenditure to Ancel & Glink. Thereafter, the motion carried by the following roll call: Yeas: Chapman, Phelan, Lovero, Erickson. Nays: Ramos, Weiner. Excused: Skryd. Clerk Pavlik then asked for clarification on the referral and asked, along with the Mayor's veto communication, the original ordinance, and the memo regarding the ordinance from Odelson & Sterk, if the matter of the veto procedure also needed to be referred to Ancel & Glink. The Mayor stated, yes.
8. The Mayor submitted a communication regarding the exempt Transfer Stamp fees with a request to increase fee from \$100 to \$500. Thereafter, Lovero made a motion, seconded by Weiner, to refer the matter to the Committee of the Whole and the Law department. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Phelan, Lovero, Erickson. Nays: None. Excused: Skryd.
9. The Mayor submitted a communication requesting a change in the scheduled December City Council meeting from December 27, 2007 to

December 18, 2007. Weiner made a motion, seconded by Ramos, to concur and to authorize the Clerk to publish notice. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Phelan, Lovero, Erickson. Nays: None. Excused: Skryd.

10. The Mayor submitted a communication regarding the appointments to the 911 Board. The appointments are as follows Officer Frank Cimaglia, Firemen Richard Swade and James Zahrobsky to serve a three year term which will expire in November, 2010 and Officer Thomas O'Halloran and Fireman Denis O'Halloran to serve a two year term which will expire in November, 2009. Thereafter, Lovero made a motion, seconded by Chapman, to concur and approve as submitted. The motion carried by a voice vote.
11. The Mayor submitted a communication regarding the Holiday schedule with the request that the hours of operation for non emergency employees be shortened from 9 a.m. to 1:30 p.m. on December 24th and December 31st. Thereafter, Lovero made a motion, seconded by Chapman, to concur and approve as submitted. The motion carried by a voice vote. The Mayor then requested that this notice be included in the change of the Meeting Date notice.
12. The Mayor submitted a communication requesting to advertise for bids for the new 16th Street firehouse. Thereafter, Weiner made a motion, seconded by Lovero, to concur and approve as submitted. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Phelan, Lovero, Erickson. Nays: None. Excused: Skryd.
13. The Clerk submitted a communication regarding Rules of Council, section 210.10 Rule 28. The Mayor then submitted an attached memo from the City Attorney regarding same. Thereafter, Lovero made a motion, seconded Erickson, to refer the communication and the Mayor's memo to the Ordinance and Resolutions committee. The motion carried by a voice vote.
14. The Clerk submitted a communication regarding the Legal Review of the Codified ordinances. After discussion, Lovero made a motion, seconded by Weiner, to concur and instruct the Law department to provide same within two (2) weeks. The motion carried by a voice vote.
15. A deferred communication from Alderman Erickson regarding National Health Care Crisis. Thereafter, Erickson made a motion, seconded by Ramos, to withdraw the communication. The motion carried by a voice vote.

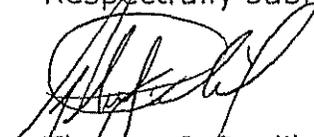
16. A deferred communication from Alderman Chapman regarding porch railings for 3500 Euclid Avenue. After discussion, Chapman made a motion, seconded by Erickson, to defer the matter for two (2) weeks. The motion carried by a voice vote.
17. Alderman Chapman submitted a communication regarding a Library Personnel issue as discussed in the closed Committee of the Whole. Chapman made a motion, seconded by Erickson, to defer for two (2) weeks. The motion carried by a voice vote.
18. A deferred communication from the city attorney regarding a request to set a Public Hearing to amend zoning ordinance placing Beauty Parlors and Nail Salons as Conditional Uses in all commercial zoning districts. Thereafter, Weiner made a motion, seconded by Lovero, to refer to Public Hearing on December 18, 2007 at 6:00 p.m. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Phelan, Lovero, Erickson. Nays: None. Excused: Skryd.
19. The Finance director submitted a communication regarding the 2006 Audit. Thereafter, Lovero made a motion, seconded by Chapman, to accept the matter as informational and place same on file and to authorize the Clerk to file with the County. The motion carried by a voice vote.
20. The Finance director submitted a communication regarding a Public Hearing for the 2007 Tax Levy. Thereafter, Weiner made a motion, seconded by Chapman, to concur and to authorize notice to be filed for a public hearing on December 11, 2007 at 6:00 p.m. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Phelan, Lovero, Erickson. Nays: None. Excused: Skryd.
21. Lovero made a motion, seconded by Chapman to suspend the rules and bring forth item J-5 and mark as germane to J-4. The motion carried by a voice vote. Item J-5 is a communication from the Finance director regarding parking ordinances and the review of fees. Lovero made a motion, seconded by Chapman, to concur and approve the increase in fees for items #1 Grove Municipal Lot parking and item #2 Commuter unreserved parking and to refer items #3 Business reserved parking, #4 Business unreserved parking and #5 Vacin Fairway parking to the Law department and the Committee of the Whole. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Phelan, Lovero, Erickson. Nays: None. Excused: Skryd.

22. The Collector submitted a communication requesting to waive Retail Overlay restrictions. Thereafter, Lovero made a motion, seconded by Erickson, to refer the matter to the Committee of the Whole. The motion carried by a voice vote.
23. The Fire chief submitted a communication requesting to develop an RFP for a Fire engine. Lovero made a motion, seconded by Weiner, to concur. The motion carried by a voice vote, with Phelan voicing a contrary nay.
24. The Fire chief submitted a communication requesting to develop an RFP for Ambulance vehicles. Lovero made a motion, seconded by Weiner, to concur. The motion carried by a voice vote.
25. The building director submitted a communication regarding the Illinois Elevator Safety program agreement. Lovero made a motion, seconded by Erickson, to concur and adopt the agreement as submitted. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Phelan, Lovero, Erickson. Nays: None. Excused: Skryd.
26. The Law firm of Odelson & Sterk submitted a communication regarding Metra Platform Lease, for the years 2006-2031. After discussion, Chapman made a motion, seconded by Weiner, to defer and refer to the Committee of the Whole. The motion carried by a voice vote.
27. The Consent Agenda K-1 through K-3 were submitted.
K-1-The Budget chairman submitted the payroll for November 14, 2007 in the total amount of \$840,972.05.
K-2-The Budget chairman submitted the payables for November 27, 2007 in the total amount of \$890,205.64.
K-3-FitzGerald's Deer Lodge, Inc. upcoming events; Fall Music Festival, Friday, November 16, 2007; St. Patrick's Day Sunday, March 16th or Monday, March 17, 2008; American Music Festival-July 2 through July 6, 2008.

Weiner made a motion, seconded by Chapman, to concur and approve by Omnibus Vote Designation. The motion carried by a voice vote.
28. Consent agenda item K-4 is a request from "You Can Make It, Inc" requesting to solicit funding on Thursday, January 24, 25, & 26, 2008. After discussion, Weiner made a motion, seconded by Chapman, to approve only two (2) dates, Friday, January 25th and Saturday, January 26, 2008. The motion carried by a unanimous roll call vote.

29. The Mayor called a Committee of the Whole meeting for Tuesday, December 11, 2007, immediately following the Public Hearing scheduled for 6:00 p.m. for the proposed 2007 Tax Levy.
30. Alderman Weiner announced a Budget committee meeting, as previously called, for Wednesday, November 28, 2007 at 6:30 p.m. to review the 2008 budget.
31. Alderman Lovero called an Ordinance and Resolutions committee meeting for Monday, December 3, 2007 at 7:00 p.m. for referrals.
32. There being no further business to come before the meeting, same was, after a motion by Ramos, seconded by Weiner, to adjourn the Council meeting and to resume the Committee of the Whole and to go into closed session for personnel matters. The motion carried by a voice vote at 9:16 p.m.

Respectfully submitted,



Thomas J. Pavlik
City Clerk

MINUTES
COMMITTEE OF THE WHOLE
NOVEMBER 27, 2007

1. The Committee of the Whole was called to order by Mayor O'Connor at 6:33 p.m. Upon the call of the roll, the following responded presented: Chapman, Ramos, Lovero, Erickson. Absent: Weiner, Skryd, Phelan. The Mayor declared a quorum and the meeting duly convened.
2. Lovero made a motion, seconded by Chapman, to excuse aldermen Weiner, Skryd, Phelan. The motion carried.
3. Agenda item J-10-Metra Lease-The Mayor recognized Richard Bruen of Odelson & Sterk who summarized the new agreement and related that they had been in negotiations since 2006. Bruen pointed out the Indemnity and Liability has been changed in the new agreement and stated that there is no more liability cap of 1 million for the city. Once the contract is signed, it is retroactive until May 1, 2006, and if anything happens after that, it would refer to the new agreement. The Mayor asked aldermen if they had any questions, and if they would be willing to pass the agreement tonight or would they like to defer. Bruen stated that this agreement is consistent with leases signed with Lisle, Brookfield, and Downers Grove. The Mayor asked for a consensus to approve. Chapman stated she would like an additional two (2) weeks to review the contract. The Mayor was in agreement, stating that with the absence of aldermen Weiner, Skryd, and Phelan, the additional 2 weeks would be necessary in order for them to review and comment.
4. Ramos made a motion, seconded by Lovero, to go into closed session for contract negotiations, pending litigation, land acquisition, and personnel at 6:42 p.m. The motion carried.

The open portion of the Committee of the Whole resumed at 7:31 p.m.

5. The Mayor recognized Finance director, Stephanie Walker, who handed out a response to the auditors 2006 Management Letter, see attached memo, and referred to Dan Berg, of Sikich, who reviewed the audit report.

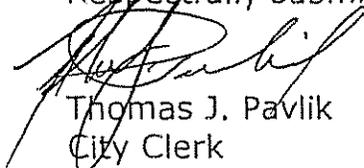
Alderman Weiner present at 7:34 p.m.

Berg commented on the depreciation of the infrastructure, street sewers, etc. and stated the Water fund needs to be increased. Ms. Walker stated

stated that there currently will be a 5% increase implemented. Mr. Berg commented that the increase will not keep up the fund. Berg commented on the police and fire pensions being under funded. Thereafter, Council questioned Mr. Berg and Ms. Walker on how the motion needed to be made on the Council floor to accept the audit. Mr. Berg stated that a simple motion to accept the audit as informational and place on file would suffice.

6. Agenda item J-3-The Finance director, Stephanie Walker stated that the Library budget was received and the numbers do not affect the levy notice and that they may be adjusted before approval. Alderman Ramos asked if the finance director looked into cost cutting measures before proposing a 5% tax levy increase. Walker stated, in every way possible.
7. Agenda items J-4 & J-5-Parking ordinance fees-Stephanie Walker explained the need to amend the ordinance to include the new business area parking spots. J-5-Rate increase-Walker stated that the Council would need to approve in order to be included in the 2008 parking permit rates. Alderman Lovero questioned if this matter should be referred to the Budget committee or Committee of the Whole and stated that the aldermen would like to discuss the matter further. The Mayor and Stephanie Walker cautioned the Council that parking stickers needed to go out on December 1, 2007, and if the rate would be increased for 2008, it would have to be done as soon as possible. After further discussion, the aldermen had no problem with commuter spots, items 1 and 2 on the agenda and to refer items 3, 4, and 5 to the Committee of the Whole. The Mayor asked for a consensus to okay the recommendation. Consensus 5-0 in favor. The Mayor stated that J-4 and J-5 should be made germane and be deferred and referred.
8. Consent agenda item K-4-The Mayor stated that he was concerned about allowing an organization, outside of Berwyn, to solicit for 3 days and that in this case only 2 days should be allowed and requested that this item be removed from the consent agenda and consideration be given for only 2 of the 3 dates requested.
9. Ramos made a motion, seconded by Erickson, to recess the Committee of the Whole at 8:01 p.m. The Mayor stated that the Council may need to return to the closed session immediately following the City Council meeting.

Respectfully submitted,



Thomas J. Pavlik
City Clerk

Section D

Bid Openings – Tabulations



THE CITY OF BERWYN, ILLINOIS

Building A New Berwyn

MICHAEL A. O'CONNOR, *Mayor*

6700 West 26th Street • Berwyn, Illinois 60402-0701 • Telephone: (708) 788-2660 • Fax: (708) 788-2567
www.berwyn-il.gov

December 6, 2007

To: Mayor Michael O'Connor & City Council Members
From: Patrick Ryan, Public Works Director
Re: Opening of Bids for Decorative Iron Products

Bids for Decorative Iron Products are scheduled to be opened at the December 11, 2007 City Council meeting. These items include garbage containers and planters for the Cermak and Ogden Ave TIF districts

Recommended Actions:

Staff recommends the City Council approve the opening of bids for Decorative Iron Products the December 11, 2007 City Council meeting.

REQUEST FOR PROPOSAL

ORNAMENTAL IRON PRODUCTS FOR THE CITY OF BERWYN

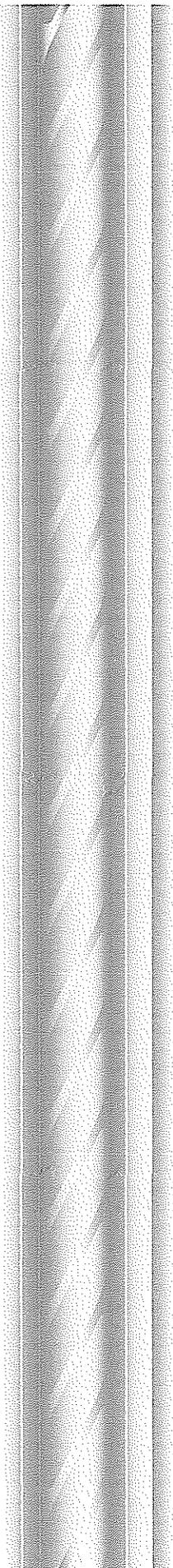
NOTICE TO PROPOSERS: Sealed Proposals will be received at the Office of the City Clerk, until the time and date specified below, for:

ORNAMENTAL IRON TRASH RECEPTACLES AND PLANTERS

RFP packets are available at City Clerk's Office, City Hall, 6700 W. 26th Street, Berwyn, IL 60402.

ADDRESS PROPOSALS TO: Attention of the City Clerk's Office, City Hall, 6700 W. 26th Street, Berwyn IL 60402, on or before the bid opening local time and date specified below. Proposals shall be sealed and clearly marked on the front "Proposal for Ornamental Iron Products" **FAXED PROPOSALS WILL NOT BE ACCEPTED.**

PROPOSALS ARE DUE NO LATER THAN: 12:00 p.m., on November 30, 2007. Proposers shall submit four (4) copies of their proposal. Bids will be opened and read aloud at 8:00 pm during the December 11, 2007 City Council meeting.



Section E

Berwyn Development Corp.
Berwyn Township/Health District

E-1

CITY OF BERWYN

CITY COUNCIL MEETING December 11, 2007

Deferred Communication

Agenda Item E-1 is a Deferred Communication from C C Meeting dated 11/27/07 Agenda item #5

From: Berwyn Development Corporation

Re: 2008 TIF Budget



November ~~27~~, 2007

Michael A. O'Connor, Mayor
Members of the Berwyn City Council
Berwyn City Hall
6700 W. 26th Street
Berwyn, IL 60402

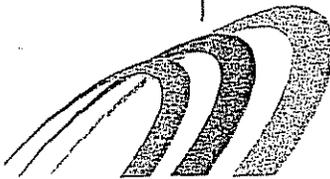
Re: Berwyn Development Corporation 2008 TIF Budget

Dear Mayor and Council:

I am requesting that the City Council defer this agenda item for 2 weeks. I am meeting with the City's Finance Director to ensure that we capture her thoughts regarding our budget.

Respectfully,

Brian Pabst
Executive Director



berwyn development
CORPORATION

E-2
November 13, 2007

Michael A. O'Connor, Mayor
Members of the Berwyn City Council
Berwyn City Hall
6700 W. 26th Street
Berwyn, IL 60402

Re: Berwyn Development Corporation 2008 TIF Budget

ITEM NO. 8
DATE NOV 13 2007
DISPOSITION Refer
ITEM NO. 5
DATE NOV 27 2007
DISPOSITION Refer

Dear Mayor and Council:

Over the years, the BDC and City have accomplished numerous economic development and marketing related projects. This team oriented approach has resulted in many facade renovations and business enhancements both in size and quality in the City of Berwyn's four commercial districts. Together, the BDC and the City have also pursued the creation of additional residential and commercial space along with the successful launch of an integrated marketing program that has generated a positive spirit, awareness and press for the area. We are looking forward to bringing to fruition the numerous development opportunities that we are currently working on, in addition to the enhanced special events such as Berwyn's Great American Mutt Show, the two-day Oktoberfest, Open Markets, Rt. 66 Car Show, etc.

As we move forward, there are exciting times ahead. As previously mentioned at our BDC/City goals and objectives meeting, we need to accomplish many identified tasks associated with our redevelopment, marketing and special events plans. First and foremost, we are currently analyzing each TIF district in order to make sure we are utilizing them in the most efficient manner. This entails ensuring we are receiving the appropriate revenue from each PIN within the particular district. Our plan also includes:

- identifying other potential redevelopment opportunities
- expanding the boundaries and budget if deemed necessary
- providing strategies for under-performing PIN's/properties
- examining the length of each TIF
- making recommendations to the council

In addition, we have completed all prior TIF audits and we are currently working on the 2006 TIF audit. Additionally, we are conducting parking studies where appropriate, pursuing the raised median project for the Cermak corridor, developing a plan to replace failed infrastructure along the Roosevelt Road corridor as a precursor to the responsibilities associated with our efforts as a part of the Roosevelt Road Advisory Committee, etc. As a result of properly managed/enhanced TIF districts, the City will realize a substantial amount of

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Berwyn, IL 60402
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additional revenue. Conversely, if we do not properly manage/enhance our TIF districts, the City could lose millions in revenue (Super-block site, etc).

In order to achieve these and other identified goals, we need to continue to retain the appropriate professionals. For example, in an effort to minimize future contract spending that is above and beyond the yearly approved TIF budget, I have included estimated expenses for professional services and other related costs in this year's budget, such as TIF analyses, public hearings, other statutory requirements and related legal fees, parking studies, etc. In this manner, the BDC Board and City Council will have access to more accurate data regarding 2008 TIF expenses. Under this system, the BDC will minimize the need to have additional monies approved at a later time regarding already identified projects.

The BDC is very optimistic about Berwyn's future. With the City Council's continued willingness to utilize our TIF districts to invest funds in our development efforts, the BDC/City team can continue to accomplish many projects to ensure the successful future of Berwyn.

In order to accomplish our developmental goals as outlined in the TIF corridor redevelopment plans, and other related city goals (marketing and special events) we need your continued support. At this time, we are requesting your approval of our 2008 budget that will enable the BDC/City partnership to continue to achieve our redevelopment efforts and goals.

The BDC's 2008 TIF budget request is for \$1,131,419 and is broken out as follows:

- | | |
|-------------------|-----------|
| 1. Ogden TIF: | \$496,080 |
| 2. Cermak TIF: | \$496,080 |
| 3. Depot TIF | \$ 98,699 |
| 4. Roosevelt TIF: | \$ 40,560 |

The budget request reflects a 4% increase in funding as indicated in the city projections. These requested monies include legal and consulting work related to TIF administration, Joint Review Board meetings, statutory TIF reporting, boundary analyses, economic development project analyses, etc.

Last year, the BDC received its requested TIF funding by March 23, 2007. We would be appreciative if the City could once again expedite our request.

Respectfully,

A handwritten signature in black ink that reads 'Brian Pabst'.

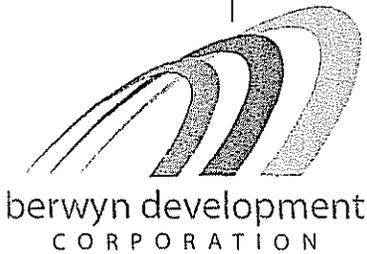
Brian Pabst
Executive Director

Berwyn Development Corporation
Budget

	07 Budget	Proposed 08 Budget
Income		
<u>Administration</u>		
City of Berwyn Grant	86,000.00	86,000.00
<u>TIF Administration</u>		
Cermak TIF	477,000.00	496,080.00
Depot District TIF	94,903.00	98,699.00
Ogden TIF	477,000.00	496,080.00
Roosevelt Road TIF	39,000.00	40,560.00
Total TIF Administration	<u>1,087,903.00</u>	<u>1,131,419.00</u>
Total City of Berwyn	<u>1,173,903.00</u>	<u>1,217,419.00</u>
DCEO Grant Income Acct.	-	-
Interest - Loans	250,000.00	250,000.00
Interest - Invested Funds	12,000.00	35,000.00
Total Administration	<u>1,435,903.00</u>	<u>1,502,419.00</u>
<u>Membership</u>		
Membership Renewals	25,000.00	25,000.00
New Memberships	2,000.00	3,000.00
Total Membership	<u>27,000.00</u>	<u>28,000.00</u>
<u>Misc. Programs</u>		
Annual Holiday Event	-	1,000.00
BIFF Revenues	-	-
BAH, Breakfast Mtgs, Lunches	-	-
BAC Revenues	-	-
Depot Dist. Events Revenues	15,000.00	15,000.00
Rt. 66 Car Show Revenues	15,000.00	15,000.00
Seminars/Educ	-	-
Business Services	-	-
Commercial Loan Fees	2,000.00	2,000.00
TIF Proj App Fee	500.00	500.00
New Resident Sponsorship	-	-
Total Misc. Programs	<u>32,500.00</u>	<u>33,500.00</u>
<u>Marketing Committee</u>		
BDC Directory	10,000.00	6,000.00
BDC Web Directory	-	-
BDC Coloring Book	-	-
Marketing - Other	-	-
Cartopia	5,500.00	4,000.00
Total Marketing	<u>15,500.00</u>	<u>10,000.00</u>

Berwyn Development Corporation
Budget

	<u>07 Budget</u>	<u>Proposed 08 Budget</u>
<i><u>Piper Award</u></i>		
Sponsorships	3,000.00	3,000.00
Silent Auction	2,000.00	2,000.00
 PiperTix	 6,000.00	 6,000.00
<i>Total Piper Award</i>	<i>11,000.00</i>	<i>11,000.00</i>
 <i><u>Publications</u></i>		
Mailing List	50.00	50.00
Newsletters	3,000.00	3,000.00
<i>Total Publications</i>	<i>3,050.00</i>	<i>3,050.00</i>
 <i>Gain on property</i>	 -	 -
<i>Total Income</i>	<i>1,524,953.00</i>	<i>1,587,969.00</i>
 <i><u>Expenses</u></i>		
<i><u>Administrative</u></i>		
Bank Service Charges	150.00	150.00
Donations		2,000.00
Board Expense	1,400.00	1,400.00
Dues and Subscriptions	5,000.00	5,000.00
TIF Project Expenses	12,000.00	15,000.00
Licenses and Permits		150.00
General & Administrative	8,000.00	8,000.00
Insurance (Liability)	8,500.00	8,500.00
<i>Total Administrative</i>	<i>35,050.00</i>	<i>40,200.00</i>
 <i><u>Loan Expense</u></i>		
Interest Loans Payable	225,000.00	225,000.00
Loan Program Costs	1,000.00	1,000.00
Legal Fees	18,000.00	18,000.00
<i>Total Loan Expense</i>	<i>244,000.00</i>	<i>244,000.00</i>



E-2
December 11, 2007

**Michael A. O'Connor, Mayor
Members of the Berwyn City Council
Berwyn City Hall
6700 W. 26th Street
Berwyn, IL 60402**

Re: Berwyn Development Corporation 2008 TIF Budget

Dear Mayor and Council:

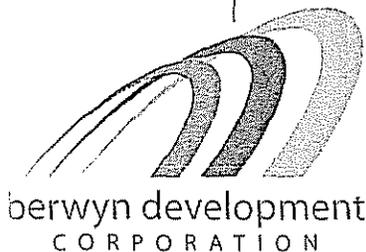
Over the years, the BDC and City have accomplished numerous economic development and marketing related projects. This team oriented approach has resulted in many façade renovations and business enhancements both in size and quality in the City of Berwyn's four commercial districts. Together, the BDC and the City have also pursued the creation of additional residential and commercial space along with the successful launch of an integrated marketing program that has generated a positive spirit, awareness and press for the area. We are looking forward to bringing to fruition the numerous development opportunities that we are currently working on, in addition to the enhanced special events such as Berwyn's Great American Mutt Show, the two-day Oktoberfest, Open Markets, Rt. 66 Car Show, etc.

As we move forward, there are exciting times ahead. As previously mentioned at our BDC/City goals and objectives meeting, we need to accomplish many identified tasks associated with our redevelopment, marketing and special events plans. First and foremost, we are currently analyzing each TIF district in order to make sure we are utilizing them in the most efficient manner. This entails ensuring we are receiving the appropriate revenue from each PIN within the particular district. Our plan also includes:

- identifying other potential redevelopment opportunities
- expanding the boundaries and budget if deemed necessary
- providing strategies for under-performing PIN's/properties
- examining the length of each TIF
- making recommendations to the council

In addition, we have completed all prior TIF Comptrollers' Reports and we are currently finalizing the 2006 TIF Comptroller's Report. Additionally, we are conducting parking studies where appropriate, pursuing the raised median project for the Cermak corridor, developing a plan to replace failed infrastructure along the Roosevelt Road corridor as a precursor to the responsibilities associated with our efforts as a part of the Roosevelt Road Advisory Committee, etc. As a result of properly managed/enhanced TIF districts, the City will realize a substantial

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amount of additional revenue. Conversely, if we do not properly manage/enhance our TIF districts, the City could lose millions in revenue (Super-block site, etc).

In order to achieve these and other identified goals, we need to continue to retain the appropriate professionals. For example, in an effort to minimize future contract spending that is above and beyond the yearly approved TIF budget, I have included estimated expenses for professional services and other related costs in this year's budget, such as TIF analyses, public hearings, other statutory requirements and related legal fees, parking studies, etc. In this manner, the BDC Board and City Council will have access to more accurate data regarding 2008 TIF expenses. Under this system, the BDC will minimize the need to have additional monies approved at a later time regarding already identified projects.

The BDC is very optimistic about Berwyn's future. With the City Council's continued willingness to utilize our TIF districts to invest funds in our development efforts, the BDC/City team can continue to accomplish many projects to ensure the successful future of Berwyn.

In order to accomplish our developmental goals as outlined in the TIF corridor redevelopment plans, and other related city goals (marketing and special events) we need your continued support. At this time, we are requesting your approval of our 2008 budget that will enable the BDC/City partnership to continue to achieve our redevelopment efforts and goals.

The BDC's 2008 TIF budget request is for \$1,087,903 and is broken out as follows:

- | | |
|-------------------|-----------|
| 1. Ogden TIF: | \$477,000 |
| 2. Cermak TIF: | \$477,000 |
| 3. Depot TIF | \$ 94,903 |
| 4. Roosevelt TIF: | \$ 39,000 |

The budget request reflects no increase in funding for calendar year 2008. The BDC 2009 budget will be based upon an amount to equal programs as determined and approved by the BDC Board and Council. These requested monies include legal and consulting work related to TIF administration, Joint Review Board meetings, statutory TIF reporting, boundary analyses, economic development project analyses, etc.

Last year, the BDC received its requested TIF funding by March 23, 2007. We would be appreciative if the City could once again expedite our request.

Respectfully,

Brian Pabst
Executive Director

**Berwyn Development Corporation
Budget**

	<u>07 Budget</u>	<u>08 Budget</u>
<u>Income</u>		
<u>Administration</u>		
City of Berwyn Grant	86,000.00	86,000.00
<u>TIF Administration</u>		
Cermak TIF	477,000.00	477,000.00
Depot District TIF	94,903.00	94,903.00
Ogden TIF	477,000.00	477,000.00
Roosevelt Road TIF	39,000.00	39,000.00
Total TIF Administration	1,087,903.00	1,087,903.00
Total City of Berwyn	1,173,903.00	1,173,903.00
DCEO Grant Income Acct.	-	-
Interest - Loans	250,000.00	250,000.00
Interest - Invested Funds	12,000.00	12,000.00
Total Administration	1,435,903.00	1,435,903.00
<u>Membership</u>		
Membership Renewals	25,000.00	25,000.00
New Memberships	2,000.00	2,000.00
Total Membership	27,000.00	27,000.00
<u>Misc. Programs</u>		
Annual Holiday Event	-	-
BIFF Revenues		
BAH, Breakfast Mtgs, Lunches	-	-
BAC Revenues		
Depot Dist. Events Revenues	15,000.00	15,000.00
Rt. 66 Car Show Revenues	15,000.00	15,000.00
Seminars/Educ	-	-
Business Services	-	-
Commercial Loan Fees	2,000.00	2,000.00
TIF Proj App Fee	500.00	500.00
New Resident Sponsorship	-	-
Total Misc. Programs	32,500.00	32,500.00
<u>Marketing Committee</u>		
BDC Directory	10,000.00	10,000.00
BDC Web Directory	-	-
BDC Coloring Book	-	-
Marketing - Other		
Cartopia	5,500.00	5,500.00
Total Marketing	15,500.00	15,500.00

**Berwyn Development Corporation
Budget**

	<u>07 Budget</u>	<u>08 Budget</u>
<u>Piper Award</u>		
Sponsorships	3,000.00	3,000.00
Silent Auction	2,000.00	2,000.00
PiperTix	6,000.00	6,000.00
Total Piper Award	11,000.00	11,000.00
<u>Publications</u>		
Mailing List	50.00	50.00
Newsletters	3,000.00	3,000.00
Total Publications	3,050.00	3,050.00
Gain on property	-	-
Total Income	1,524,953.00	1,524,953.00
<u>Expenses</u>		
<u>Administrative</u>		
Bank Service Charges	150.00	150.00
Donations		
Board Expense	1,400.00	1,400.00
Dues and Subscriptions	5,000.00	5,000.00
TIF Project Expenses	12,000.00	12,000.00
Licenses and Permits		
General & Administrative	8,000.00	8,000.00
Insurance (Liability)	8,500.00	8,500.00
Total Administrative	35,050.00	35,050.00
<u>Loan Expense</u>		
Interest Loans Payable	225,000.00	225,000.00
Loan Program Costs	1,000.00	1,000.00
Legal Fees	18,000.00	18,000.00
Total Loan Expense	244,000.00	244,000.00

**Berwyn Development Corporation
Budget**

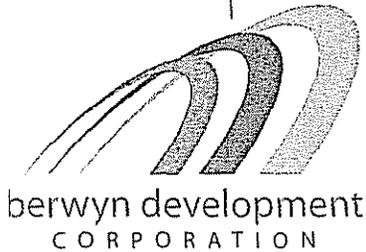
	<u>07 Budget</u>	<u>08 Budget</u>
<u>Operations</u>		
Capital Expenditures	30,000.00	30,000.00
Equipment Lease	14,500.00	14,500.00
Equipment Repairs	2,000.00	2,000.00
Computer Maintenance	15,000.00	15,000.00
Office Rent	6,000.00	6,000.00
Office/Computer Supplies	15,000.00	15,000.00
Postage and Delivery	7,500.00	7,500.00
Printing, General	2,500.00	2,500.00
Telephone	12,000.00	12,000.00
Loss on Sale of Assets		
Water/Coffee Service	1,000.00	1,000.00
Total Occupancy	105,500.00	105,500.00
<u>Payroll & Benefits</u>		
Compensation (Salaries/Wages)	495,000.00	495,000.00
Health Insurance	45,000.00	45,000.00
Payroll Service Fees	1,803.00	1,803.00
Payroll Tax Expense	49,500.00	49,500.00
Pension Plan, Employer Match	10,500.00	10,500.00
Total Payroll & Benefits	601,803.00	601,803.00
<u>Planning</u>		
Meetings	10,000.00	10,000.00
Legal	25,000.00	25,000.00
Multimu Development		
Miscellaneous	2,500.00	2,500.00
Total Planning Expenses	37,500.00	37,500.00
<u>Professional Fees</u>		
Accounting	2,000.00	2,000.00
Planning		
Consulting	150,000.00	150,000.00
Legal Fees	35,000.00	35,000.00
Total Professional Fees	187,000.00	187,000.00
<u>Program Expense</u>		
Annual Holiday Event	2,500.00	2,500.00
Annual Meeting	2,500.00	2,500.00
BIFF Program Expenses		
BAC Program Expenses		
Banner Program		
BAH, Mtgs, Luncheons	5,000.00	5,000.00
Business Services	1,500.00	1,500.00
Membership Recruitment	-	-
Seminars/Education/Trng	18,000.00	18,000.00
New Business Task Force	3,600.00	3,600.00
Piper Award	9,000.00	9,000.00
Depot District Programs	50,000.00	50,000.00
Route 66 Car Show	35,000.00	35,000.00
Special Programs	1,200.00	1,200.00
Total Program Expense	128,300.00	128,300.00

**Berwyn Development Corporation
Budget**

	<u>07 Budget</u>	<u>08 Budget</u>
<i><u>Marketing Committee</u></i>		
BDC Directory	20,000.00	20,000.00
BDC Web Directory	-	-
BDC Coloring book	-	-
Cartopia	15,000.00	15,000.00
Great American Mutt Show	25,000.00	25,000.00
Newsletters	10,500.00	10,500.00
Marketing & Promo - other		
B2C Program		
BDC Advertising		
Annual Report		
BDC Brochure (consumer)	35,000.00	35,000.00
Developer Brochure	10,000.00	10,000.00
Website Development	27,000.00	27,000.00
Database Development	22,000.00	22,000.00
BDC Marketing-General	16,000.00	16,000.00
<i>Total Marketing Expenses</i>	<u>180,500.00</u>	<u>180,500.00</u>
<i><u>Reimbursible Expenses</u></i>		
Meals	2,500.00	2,500.00
Travel	2,200.00	2,200.00
Cellular	-	-
Other	600.00	600.00
<i>Total Reimbursible Expenses</i>	<u>5,300.00</u>	<u>5,300.00</u>
Total Expense	<u>1,524,953.00</u>	<u>1,524,953.00</u>

E-3

December 11, 2007



Michael A. O'Connor, Mayor
Members of the Berwyn City Council
Berwyn City Hall
6700 W. 26th Street
Berwyn, IL 60402

Re: Berwyn Development Corporation and City Agreement

Dear Mayor and Council:

Tom Benson, Bob Anderson and I met with Stephanie Walker to discuss the BDC / City agreement (see attached) and budget (submitted under separate cover). In the spirit of continued cooperation between the BDC and the City, I am submitting the accompanying BDC / City agreement to you for council approval. All parties have agreed to modify the agreement to reflect issues related to timing of payments to the BDC, contract termination date, due dates pertaining to budget submission to the City and BDC audits. We request that this approval supersede the prior BDC / City agreement approved on November 13, 2007.

The BDC Board will be voting on the agreement and budget on Saturday, December 8, 2007. Therefore, depending upon the BDC Board's review and input, this agreement and budget may be modified on its face with council approval at the December 11, 2007 council meeting.

Last year, the BDC received its requested TIF funding by March 23, 2007. We would be appreciative if the City could once again expedite our request.

Respectfully,

A handwritten signature in black ink, appearing to read "Brian Pabst", written in a cursive style.

Brian Pabst
Executive Director

Contract for Tax Incremental District Administration

This agreement is made and entered into as of this ____ day of December, 2007, by and between the City of Berwyn , an Illinois home rule corporation (City) and the Berwyn Development Corporation (BDC).

Whereas, the City is a Home Rule Municipality, Article 7 Section 6, of the Illinois Constitution of 1270; and

Whereas, the Legislature has expressly authorized the exercise of the powers herein, pursuant to the Illinois Municipal Code (65 ILCS 5/11-11.2-2), which provides the corporate, authorities may make contracts for Planning, Zoning and Urban Rehabilitation; and

Now, Therefore, in consideration of the mutual covenants and conditions contained herein and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereto agree as follows:

The City grants to the BDC the right, privilege and license for the administration of the City's TIF district programs and projects, Marketing Program and additional projects as assigned by the City Council during the term of and in accordance with the provisions contained in this Agreement, commencing on January 1, 2008, until and through December 31, 2009.

With the agreement of the BDC, the City shall have the option to extend this Agreement for a period of an additional four (4) years, by providing the BDC with written notice of the City's intention ninety (90) days prior to its expiration.

The BDC shall annually submit a budget to the City administration for review no later than October 31. Once reviewed by the administration the budget will be placed on the City's Council agenda, no later than December 31.

The City will fund the amounts agreed to in the budget in the following manner:

- One half of the TIF funded amounts will be paid to the BDC no later than March 31.
- The second half of the TIF funded amounts will be paid to the BDC no later than September 30, offset by the excess reserve, as defined below.
- The General Fund portion of the BDC's budget, to administer the Commercial Loan Program, will be paid within 30 days of the receipt of the BDC's audited financial statements.

The reserve amount is to be calculated as 50% of the prior year's actual expenses plus restricted funds. Any unrestricted funds, as of December 31 of the previous year, over the reserve amount will be considered to be the excess reserve amount and shall be deducted from the second installment above. The City, with the express consent of both the Mayor and Council, can choose to waive this deduction.

The Mayor shall appoint a City liaison to the BDC Board on a yearly basis.

In addition, the BDC will provide audited financial statements to the City. The BDC shall attempt to have these financial statements issued by May 31, annually. If they are unable to complete the audit by May 31, the City may request that the BDC change the contract with the auditing firm to ensure compliance with that date or use a different auditing firm.

CITY OF BERWYN, ILLINOIS

Mayor

Date

Attest:

City Clerk

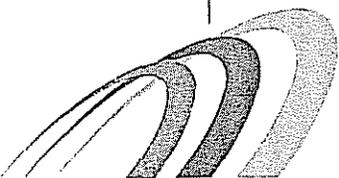
BERWYN DEVELOPMENT CORPORATION

President

Date

Attest:

Executive Director



berwyn development
CORPORATION

E-4
December 11, 2007

Michael A. O'Connor, Mayor
Members of the Berwyn City Council
Berwyn City Hall
6700 W. 26th Street
Berwyn, IL 60402

Re: **Berwyn Development Corporation General Fund Request for the
2007 Budget**

Dear Mayor and Council:

The BDC is requesting the Council pass a 2008 General Fund budget in the amount of \$86,000. The BDC Board will be voting on the agreement and budget on Saturday, December 8, 2007. Therefore, depending upon the BDC Board's input, this budget may be modified on its face with council approval at the council meeting on December 11, 2007.

We would be appreciative if the City could once again expedite our request.

Respectfully,



Brian Pabst
Executive Director

3322 S. Oak Park Avenue
Second Floor
Berwyn, IL 60402
708.788.8100
fax: 708.788.0966
www.berwyn.net



December 11, 2007

To: City of Berwyn Mayor Michael O'Connor and City Council

Re: Ogden Avenue Monument Signage

The Berwyn Development Corporation recently coordinated the installation of 40 Route 66 signs along the Ogden Avenue corridor while also removing the original Route 66 blue banner signs. Due to the new sign design and material used, new signs were not ordered for all city-owned light poles in order to ensure the corridor was not too cluttered. After installation and through feedback of residents, the BDC would like to have new signs installed on the remaining 25 light poles. The signs would be manufactured and installed by Landmark Sign Group. We would also like to purchase 5 additional signs to ensure rapid replacement when/if needed.

We are recommending the approval of purchasing 30 additional signs for a total cost of \$16,050 (\$535 per sign). This cost includes installation and hardware. 25 signs are for installation and 5 are for replacement when necessary. A copy of the bid and design are attached for your review.

Sincerely,

Brian Pabst

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Second Floor
Berwyn, IL 60402
708.788.8100
fax: 708.788.0966
www.berwyn.net



Project: Berwyn Development/Rt. 66
Location: Berwyn, Illinois
Date: November 28, 2007
By: Randall L. Bennett

DOUBLE FACE LIGHT POLE PANELS

Landmark Sign Group to design, provide artwork, fabricate and install multiple new non-illuminated light pole displays. All specifications per Landmark sketch number RB 6989-4, dated 07/05/07.

Cost	[Qty—One--Five]	\$650.00 Ea.
Cost	[Qty—Six--Twenty]	\$570.00 Ea.
Cost	[Qty—Twenty One--Thirty Five]	\$535.00 Ea.
Cost	[Qty—Thirty Five--Sixty]	\$510.00 Ea.

Sales Tax, if applicable, would be 6.25%

Subject to the normal standard provisions and signature of Landmark contract.

Permits	(if applicable)	By Customer
Downpayment		50%
Balance		Upon Completion

Warranties

Fabrication/Installation	One (1) Year
--------------------------	--------------

Crews must have access to site at time of install.

By signing the Customer Acceptance on this print, I understand that I am accepting all aspects of this drawing. This includes Artwork, Specifications, Dimensions, Spelling, and all other representations herein. I also understand that color reproductions on this print are approximate, and may not match manufacturers samples exactly.

Customer Acceptance SIGNATURE _____

DATE _____



IF REQUIRED: Landlord Acceptance SIGNATURE _____ DATE _____

L.S.G. SALES INITIALS _____ DATE _____



7424 Industrial Avenue
Chesterton, IN 46304
phone 219.762.9577
fax 219.762.4259
www.landmarksign.com

PRINT # **RB-6989-4B**

RANDY BENNETT
L.S.G. SALES REPRESENTATIVE

07.5.07
DATE

ROUTE 66
STREET SCAPE
CLIENT NAME

BERWYN, IL
JOB LOCATION

KS 3" - 1'-0" SCALE

DRAWN BY _____ SCALE _____

REVISIONS:

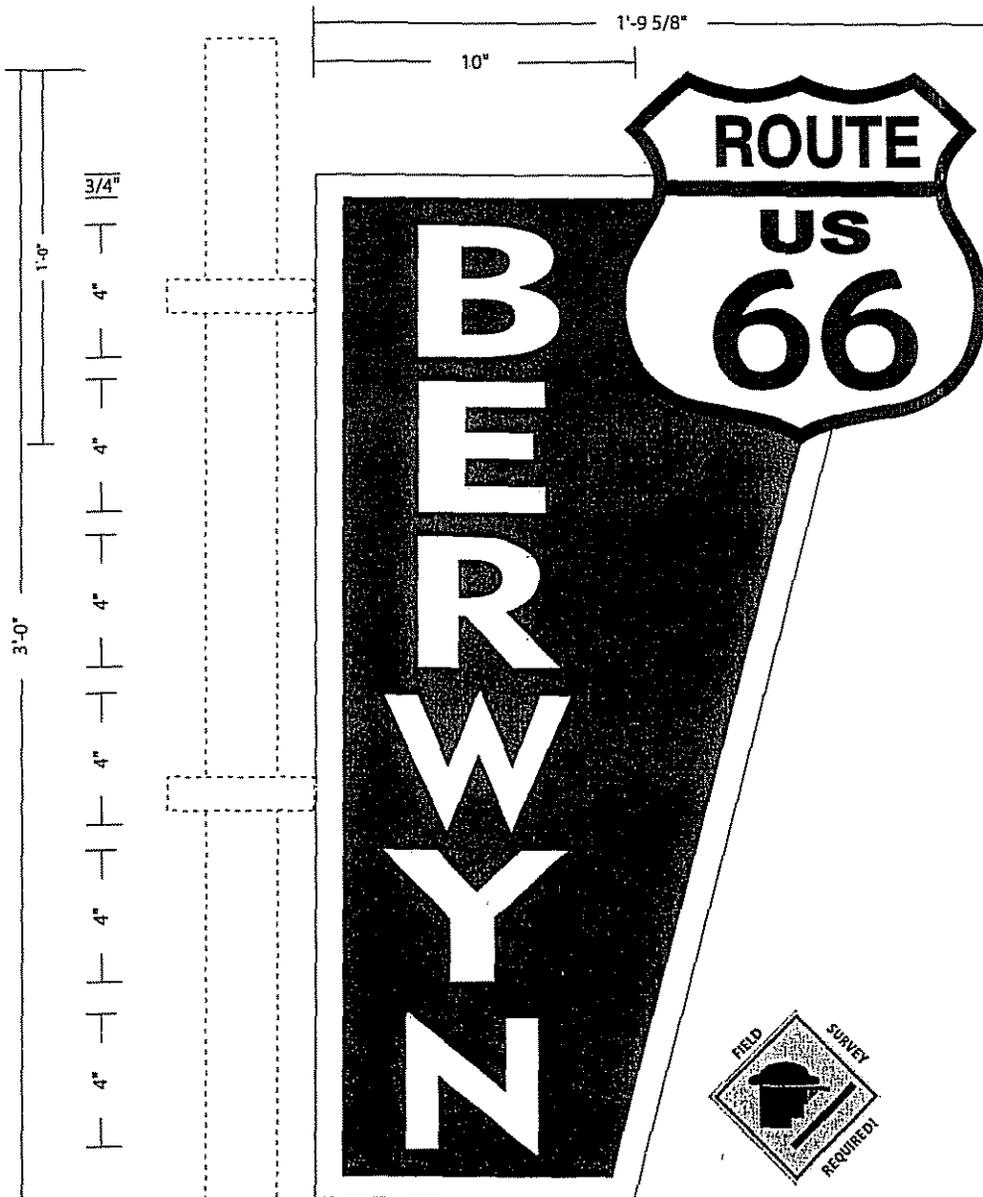
- 1. FIXED SPECS
 - 2. FIXED SCALE
 - 3. FIXED RT 66 LOGO
- 10.04.07 - MS

20606
10.04.07

Designed for **110 Volts**

Electrical Connection will be Visible within 5 Ft. at time of installation.
Second Trip will be Charged at Time & Material

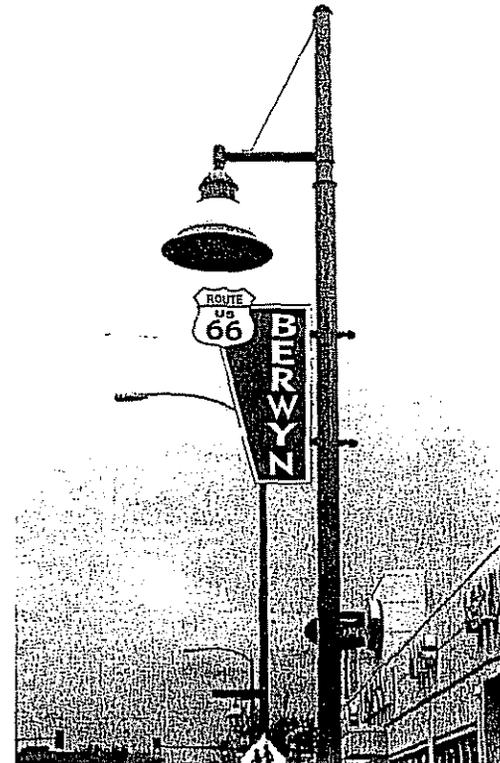
THIS DRAWING IS THE PROPERTY OF LANDMARK SIGN GROUP, INC. NO REPRODUCTIONS OR EXHIBITIONS ARE PERMITTED WITHOUT THE EXPRESS WRITTEN CONSENT OF LANDMARK SIGN GROUP, INC. AN ASSESSMENT OF UP TO \$5,000.00 WILL BE CHARGED FOR ANY BASIS OF THIS DRAWING.

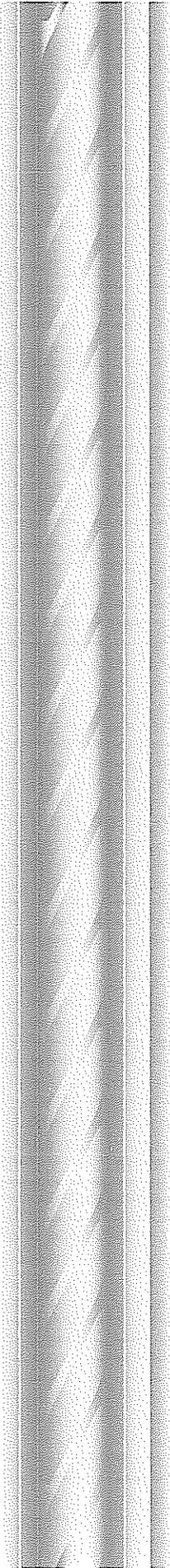


▶ FORTY (40) DOUBLE/FACE .125 ALUMINUM PANELS/
EXTERNALLY PAINTED/ MOUNTED TO EXISTING
SUPPORTS ON LIGHT POLES

○ BKGD= MAP 42-233 AIRPLANE BLUE
BORDER= MAP WHITE
BERWYN= WHITE VINYL

○ ROUTE 66:
BKGD= MAP WHITE
OUTLINE/ UNDERSCORE/ ROUTE 66= BLACK VINYL





Section F

Reports and Communications From The Mayor

F-1

CITY OF BERWYN

CITY COUNCIL MEETING December 11, 2007

Deferred Communication

Agenda Item F-1 is a Deferred Communication from C C Meeting dated 11/27/07 Agenda item #7

From: The Mayor

Re: Veto of Ordinance 07-59 "Authorizing the City of Berwyn
to Provide Legal Counsel and Indemnification for Officials,
Employees, and Appointees of the City in Action Brought against
said Officials"



THE CITY OF **BERWYN, ILLINOIS**

MICHAEL A. O'CONNOR, Mayor

6700 West 26th Street • Berwyn, Illinois 60402-0701 • Telephone: (708) 788-2660 • Fax: (708) 788-2567

www.berwyn-il.gov

DATE NOV 27 2007

November 20, 2007

*Order of Refusal
to accept check*

To: Members of the
City Council

Re: Official Veto of Ordinance 07-59 "Authorizing the City of Berwyn to Provide Legal Counsel and Indemnification for Officials, Employees and Appointees of the City in Actions Brought Against said Officials."

Dear Ladies and Gentlemen:

It is my intent to veto the above stated ordinance numbered 07-59. It is my belief as well as that of our attorneys, Odelson & Sterk, that this issue is currently addressed in the Illinois Tort Law therefore, there is no need to attempt to amend our current ordinance.

Sincerely,

Michael A. O'Connor

Michael A. O'Connor
Mayor

MAO/dr

Proposed Ordinance 07-59

**AN ORDINANCE AUTHORIZING THE CITY OF BERWYN
TO PROVIDE LEGAL COUNSEL AND INDEMNIFICATION FOR
OFFICIALS, EMPLOYEES AND APPOINTEES OF THE CITY
IN CERTAIN ACTIONS BROUGHT AGAINST SAID OFFICIALS,
EMPLOYEES AND APPOINTEES.**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BERWYN THAT:

A LEGAL INDEMNIFICATION PROGRAM IS ESTABLISHED

Section 1: Purpose:

This ordinance is designed to protect the interests of elected and appointed officials, officers and employees of the City of Berwyn where they become involved in civil proceedings arising out of the performance or exercise of their official duties.

Section 2. Legal Indemnification Program:

The City of Berwyn hereby agrees to defend and indemnify all of its elected and appointed officials, officers and employees to the extent that liability is assessed against such persons which is not covered by conventional insurance coverages; provided however that such coverage or indemnification hereunder does not include acts done by such persons which are criminal in nature, outside the scope of their employment or willful or wanton direct violations of laws, statues, ordinances or regulations and for which the City would otherwise be responsible because of the doctrine of respondeat superior.

Section 3. Defense:

The City of Berwyn hereby agrees to provide a defense at its expense to any of its elected and appointed officials, officers and employees covered under Article 2 herein. The duty to defend shall extend to all cross claims and counterclaims involved in civil proceedings arising out of the performance or exercise of their official duties.

\

Section 4: Indemnification:

The City of Berwyn hereby agrees to indemnify and save and hold harmless any of its elected and appointed officials, officers and employees from any and all losses or liabilities covered under Article 2 herein to the extent provided by law

Section 5

Whenever the City provides for the defense of any action set forth herein and as a condition of such defense, the City may assume exclusive control over the representation of such persons defended and such person shall cooperate fully with the City. The City may provide for the defense pursuant to this ordinance by authorizing its attorney to act in behalf of the person being defended unless the City Council determines there is potential for a conflict of interest between such persons and City officials who would normally exercise control over the representation of such persons. Outside counsel shall be employed in the event that a potential conflict of interest is determined. The determination of the City and the City Council that there is no potential conflict of interest is subject to review by a court of competent jurisdiction.

Section 6: Process for Payment:

The process for payment shall be as follows:

- A) All claims presented shall be forwarded to the City Attorney for review and recommendation.
- B) The City Attorney shall within 30 days from receipt of all claims hereunder complete his review and make any recommendations in writing to the City Council.
- C) Payment shall only occur after the City Council has reviewed and approved payment of all claims for defense and indemnification hereunder.

Section 7

This ordinance shall take effect immediately upon passage and publication as required by law. ~~Any legal proceeding which may be covered by this ordinance which has not been reduced to a final judgment as of the date of passage shall be covered by the terms of this ordinance.~~

PASSED this 13th day of November 2007
[Signature]
City Clerk

VOTING AYE: Chapman, Skryd, Shelton,
Loverio, Erickson

VOTING NAY: Ramos, Weiser

EXCUSED: _____

ABSTAIN: _____

DEPOSITED in my office this 14th day of November 2007
[Signature]
City Clerk

Approved this 14th day of November 2007

MICHAEL A. O'CONNOR, MAYOR
CITY OF BERWYN

Noted
by
Mayor

MEMORANDUM

To: Mayor Michael A. O'Connor

From: Richard F. Bruen, Jr.

Re: Veto of "Proposed Ordinance Authorizing the City of Berwyn to Provide Legal Counsel and Indemnification for Officials, Employees and Appointees of the city in Certain Actions Brought Against said Officials, Employees and Appointees" ("Proposed Ordinance")

Date: November 27, 2007

You asked us to examine the Proposed Ordinance to assist you in determining whether to veto the ordinance. As the Proposed Ordinance is drafted, it takes away the City's statutory discretion to indemnify, potentially creates conflicts involving the representation of City officials, and requires indemnity in situations which do not serve a public purpose, as is required by the Illinois Supreme Court.

A. Proposed Ordinance Takes Away the City's Discretion to Indemnify

Section 2-302 of the Illinois Tort Immunity Act holds:

If any claim or action is instituted against an employee of a local public entity based on an injury allegedly arising out of an act or omission occurring within the scope of his employment as such employee, the entity *may elect* to do any one or more of the following:

- (a) appear and defend against the claim or action;
- (b) indemnify the employee or former employee for his court costs or reasonable attorney's fees, or both, incurred in the defense of such claim or action;
- (c) pay, or indemnify the employee or former employee for a judgment based on such claim or action; *or*
- (d) pay, or indemnify the employee or former employee for, a compromise or settlement of such a claim or action.

745 ILCS 5/2-302 (2007) (emphasis added)

Courts have held that the word “may” in the context of Section 2-302 of the Act is permissive and that the effect of the Act is merely to authorize the municipality to elect to indemnify if it finds indemnification appropriate in a particular case. Board of Trustees, Village of Bolingbrook Police Pension Fund v. Underwood, Neuhaus & Company Inc., 742 F. Supp. 984, 987 (N.D. Ill., 1990).

The Proposed Ordinance would take that discretion away from the City and require it to follow the procedure set forth in the Proposed Ordinance, which is problematic in many respects.

B. Proposed Ordinance Impinges on the City Attorney’s Discretion to Manage Conflicts of Interest

Section 5 of the Proposed Ordinance requires the City Attorney to represent the indemnified party unless the *City Council* determines that there is a potential for a conflict of interest. (Section 5). But the City Attorney has an obligation under Rule 1.7 of the Illinois Rules of Professional Conduct to determine whether the potential for a conflict of interest exists and to decline representation if the potential for a conflict exists. In the past, the City has relied on the City Attorney’s discretion on this point – a recent example is the Cuffan v. Clancy, et al excessive force case where the two Defendant police officers were assigned separate counsel due to the potential for a conflict of interest (which would exist if it were found that the officers acted outside the scope of their duties). Usurping the City Attorney’s legal obligation to determine a conflict of interest and act accordingly is inappropriate.

C. Proposed Ordinance Allows Indemnity Where No Public Purpose Would be Served

The Illinois Supreme Court has read Section 2-302 of the Act to allow municipalities to pass ordinances which call for the indemnity of public officials. However, the expenditure of public funds pursuant to such a defense must serve a public purpose or the ordinance will not stand.

In Wright v. City of Danville, a group of African-American residents sued the City of Danville for violations of the Voting Rights Act of 1965 174 Ill.2d 391, 394 (1996), Three city commissioners and the city’s corporation counsel negotiated a proposed settlement agreement with the group which would have changed the city’s form of government from a mayor-commissioner system to a mayor-alderman system. Id. In the agreement, it was also provided that the commissioners would be given appointments to department positions within the city for a minimum of three years, at salaries the commissioners would set themselves. Id.

The State’s Attorney subpoenaed the commissioners and corporation counsel before a Federal Grand Jury, arguing that the proposed settlement agreement was a conflict of interest. Id. The commissioners testified that it was necessary for them to stay in office

for a period after the new aldermen were elected to ensure a smooth transition. Id. at 395. The Federal Court approved a consent decree resolving the matter. Id.

Two weeks later, the city enacted a new indemnity ordinance which called for the city to indemnify all city employees, including corporation counsel and department administrators (such as the defendant commissioners pursuant to the settlement agreement). Id. The ordinance covered both criminal and civil matters. Id. The State's Attorney then reconvened the grand jury, which ultimately led to a criminal trial where the three commissioners and corporation counsel were found guilty of official misconduct and conflict of interest. Id. at 395-96.

The commissioners and the corporation counsel filed suit against the city to recover their attorneys' fees and litigation expenses under the indemnification ordinance. Id. at 396. The city filed a motion to dismiss, which was granted because the trial court held that the ordinance was "tainted" such that indemnity was improper. Id. at 397. The appellate court reversed the trial court's decision and the Illinois Supreme Court accepted review of the matter. Id.

The Supreme Court held that while indemnity ordinances do not violate public policy per se, any expenditure of public funds, including those expended pursuant to an indemnity ordinance, must be for a public purpose. Id. at 400. The Supreme Court held that the unsuccessful defense of a criminal prosecution is purely private litigation and does not serve any public purpose. Id. at 400-04. The Court "expressly [made] no determination regarding the authority of any municipality or home rule unit to indemnify its officers and employees who are found not guilty of criminal conduct." Id. at 404.

The Proposed Ordinance does not adequately exclude private litigation. Section 2 excludes acts which "the City would otherwise be responsible because of the doctrine of respondeat superior:" 1) which are criminal in nature; 2) outside the scope of employment; 3) or willful or wanton direct violations of laws, statutes, ordinances or regulations." Section 3 calls for the City to indemnify to any elected and appointed official, officer or employee against *all* cross claims and counterclaims . . . arising out of the performance or exercise of their official duties."

Nothing in the Proposed Ordinance expressly excludes indemnity for violations of the Criminal Code – just acts which are "criminal in nature," which is a vague term. Does that include all actions under the Criminal Code? Some of them? All of them plus some civil claims like assault? There is nothing in the Proposed Ordinance that expressly excludes "private" civil litigation such as an action for libel or defamation, for which the City is immune to under Section 2-107 of the Illinois Tort Immunity Act. 745 ILCS 10/2-107 (2007).

The placement of the phrase "for which the City would otherwise be responsible because of the doctrine of respondeat superior" makes Section 2 confusing. This phrase is placed in such a way that it is a qualifier to the three exceptions. So if the City would *not* otherwise be responsible under the doctrine of respondeat superior, does that mean that

the three exceptions do not apply? And there is also the qualifier “not covered by conventional insurance coverages” in the Section. This appears to mean that if the City’s insurance carrier declines to offer coverage on the grounds that the conduct was outside the scope of the employee’s duty, the City would still have to indemnify the employee.

There is no mechanism in the Proposed Ordinance for the City to determine whether a matter falls under one of the three exemptions (or that it does not arise out of the performance or exercise of official duties in the case of a cross or counterclaim), nor any mechanism for the City to decline indemnity for an exempt matter once this determination is made. The determination cannot be made by the City Attorney because he or she is required to represent the indemnified party under Section 5 of the Proposed Ordinance until the *City Council* determines that there is a conflict (see **Section B** above). The City Attorney would be “conflicted out” of analyzing the issue

Difficulties are easy to imagine. For example, while the City is immune to claims for libel and defamation, statements made by public officials outside the legislative forum are exempt from the Tort Immunity Act. Meyer v. McKeown, 266 Ill. App.3d 324 (libelous statements published by trustee in a newsletter sent to constituents are not within the scope of his legislative duties as Village Board member and not privileged). So how, and when, would the issue of whether the statements were made in the scope of an official’s legislative duties be resolved? It is difficult to tell from the Proposed Ordinance. Would a determination by the trial court resolve the issue for purposes of the Proposed Ordinance? The Proposed Ordinance does not say.

E. Proposed Ordinance Does Not Exclude Punitive Damages

Section 2-302 of the Act holds that “no local public entity may elect to indemnify an employee for any portion of a judgment representing an award of punitive or exemplary damages.” 745 ILCS 5/2-302 (2007). Cases have interpreted this as an absolute bar to the municipality’s payment of punitive damages. See e.g. Hammond v. Town of Cicero, 822 F.Supp. 512, 516 (N.D.Ill. 1993)

Section 4 of the Proposed Ordinance requires that the City indemnify from “any and all” losses or liabilities covered under Section 2 of the Proposed Ordinance. There is a qualifier “to the extent provided by law” but, in our view, this does not exclude punitive damages clearly enough to survive challenge. It should clearly exclude punitive damage awards.

F. Summary

While the City Council has the authority to pass an indemnity ordinance, we feel the Proposed Ordinance is problematic for the reasons discussed above. Thus, a veto of the Proposed Ordinance would be justifiable. If you have any questions on these points, please let us know.

MEMORANDUM

To: City Council of the City of Berwyn
CC:
From: Paul N. Keller
Robert K. Bush
Subject: Veto of Ordinance 07-59
Date: November 30, 2007

This is in response to your request for an opinion of counsel regarding the number of votes required to override the veto by the Mayor of Ordinance 07-59, and the timing of such override vote. Ordinance 07-59 authorizes the City of Berwyn to provide legal counsel and indemnification to municipal officials in certain circumstances. We do not express any opinion regarding merits of the ordinance; this opinion addresses only the veto issues.

We have been informed that the ordinance was adopted by the City Council at a regular meeting on November 11, 2007, by a vote of five to two. At the following regular meeting, on November 27, 2007, the Mayor gave written notice to the Council of his veto of the ordinance, citing as his reason an opinion of the City Attorney.

Section 3.1-40-50 of the Illinois Municipal Code (65 ILCS 5/3.1-40-50) provides that every ordinance which is returned to the city council by the mayor with a veto message:

...shall be reconsidered by the city council at the next regular meeting following the regular meeting at which the city council receives the mayor's written objection. If, after reconsideration, two-thirds of all aldermen then holding office on the city council agree at that regular meeting to pass an ordinance, resolution or motion, notwithstanding the mayor's refusal to approve it, then it shall be effective. ...

(Emphasis added.) It is our understanding that there are presently seven Aldermen holding office, there being one vacancy on the Council. A 2/3 majority of seven

November 30, 2007

Page 2

aldermen then holding office requires five votes. Thus, five votes are necessary to override the veto under State law.

However, the City of Berwyn has adopted an ordinance which modifies the law applicable to overriding a veto. Section 212.08 of the Berwyn Code provides:

Upon the return to Council of an ordinance by the Mayor, the vote by which the same was passed shall be reconsidered by Council. If, after such reconsideration, two-thirds of all the members elected to Council agree to pass the same, it shall go into effect, notwithstanding the Mayor's veto....

(Emphasis added.)

Assuming that the phrase "all the members elected to Council" means all eight aldermanic offices, the majority required to override a veto is 2/3 of eight, or six votes. Section 212.08, by changing the majority required to override a veto from "2/3 of all aldermen then holding office," to "2/3 of all the members elected to Council," has the effect of increasing the majority of votes required to override a veto when there is a vacancy in an aldermanic office. Requiring six votes to override when there are only seven aldermen holding office means that six-sevenths, or 85.7% of the aldermen "then holding office" must vote to override. Thus, § 212.08 requires a larger majority to override a veto than is required by State law, when there are any vacancies on the Council.

This raises the question of whether the City, by ordinance, has the power to increase the number of votes required to override a veto. The Illinois Supreme Court answered this question in *Dunne v. County of Cook*, 108 Ill.2d. 161, 483 N.E.2d 13 (1985.) In that case, the Board of Commissioners of Cook County (a home rule unit)

November 30, 2007

Page 3

adopted an ordinance reducing from 4/5 to 3/5 the majority required to override a veto by the President of the Board. The President sued the members of the Board, contending that the ordinance, by reducing the number of votes required to override a veto—and so altering the balance of power between the President and the Board—constituted a “change in the form of government” of the County without approval by a referendum, in violation of Art. VII, §6 of the Illinois Constitution. Section 6(f) of Article VII provides, in pertinent part:

A home rule unit shall have the power, subject to approval by referendum, to adopt, alter or repeal a form of government provided by law.

(Emphasis added.)

The Supreme Court reviewed the proceedings of the Constitutional Convention and found in the Report of the Committee on Local Government the following commentary on § 6(f):

But more than the manner of electing the county board is included within the meaning of “form of government.” It also includes the relative powers and functions of the county board and the chief executive officer of the county.

108 Ill.2d at 166. The Court concluded:

It is obvious that reducing the vote necessary to override the president’s veto from four-fifths to three-fifths effects a diminution of the power of the president and an augmentation of the power of the board. It is difficult to hypothesize a purported exercise of home rule authority which more clearly alters “the relative powers” between the “county board and the chief executive officer of the county.”...The enactment of the ordinance here altered

November 30, 2007

Page 4

the county's form of government and, absent submission to approval by referendum as required by Art. VII, § 6(f) of the Constitution, the ordinance was invalid.

108 Ill.2d at 166.

The Supreme Court's analysis in *Dunne* is applicable to § 212.08 of the Berwyn City Code. The Code increases the majority of votes required to override a veto when there is a vacancy on the Council and so has the effect of reducing the power of the City Council relative to the Mayor. Thus, as in *Dunne*, § 212.08 constitutes a change in the form of government in Berwyn, without approval by referendum.

It is our opinion that § 212.08 of the City Code is constitutionally invalid. Therefore, § 3.1-40-50 of the Illinois Municipal Code controls, and the number of votes required to override Ordinance 07-59 is five. This vote must be taken at the meeting following receipt by the Council of the Mayor's veto message, i.e., the next regular meeting following November 27, 2007.

The City Council has the authority to repeal §212.08 by a simple majority, and thus to remove an invalid provision from the City Code. However, even without such action, it is our opinion that the Council may override the veto with five votes, not six.



THE CITY OF **BERWYN, ILLINOIS**

6700 West 26th Street • Berwyn, Illinois 60402-0701 • Telephone: (708) 788-2660 • Fax: (708) 788-2567
www.berwyn-il.gov

MICHAEL A. O'CONNOR, *Mayor*

December 6, 2007

To: Members of the
City Council

Re: Water Testing Information to General Public

Dear Ladies and Gentlemen:

I have been informed by the Public Works Director that the Water Department, as mandated by the Illinois EPA, must send by hand delivery or mail the attached notice of water testing results to all water customers. Normally a notice would accompany the water billing cycles and reach all residents in three months, however this notice must be out by the end of December. This can be accomplished in one of two ways. The notice can be printed in next issue of the New Berwyn Banner which will be mailed out within the next few weeks or it can be a city wide mailing. Posting in the New Berwyn Banner would be at no cost to the city. The citywide mailing to more than 12,400 residents and 3400 businesses would cost the city close to \$6,000.00. Therefore, I am asking your permission to publish in the New Berwyn Banner.

Sincerely,

Michael A. O'Connor
Mayor

MAO/dr

Tier 3 – Public Notice Instructions

The enclosed public notice (PN) template contains all of the mandatory PN elements. If you choose to format the PN in a different manner you must be sure to include all 10 of the required elements. You may want to refer to the *Illinois EPA Sample Collectors Handbook, Chapter 1, page 10* for additional guidance.

You must complete the template by filling in information that is specific to your supply. This information in the template has been put in [brackets and highlighted]. In order to prepare a notice that has all of the required elements, all of these highlighted areas must be filled in and included as part of your notice.

Notification and Delivery Methods

Since most monitoring/reporting violations are included in Tier 3, you must provide public notice to persons served within one year after you learn of the violation. Multiple monitoring/reporting violations can be serious.

Community systems must use one of the following methods:

- Hand or direct delivery
- Mail as a separate notice or included with the bill

In addition, public water supplies must use another method reasonably calculated to reach others if they would not be reached by the first method. Such methods could include newspapers (*newspaper notices are not allowed as a primary means of notification; unless, it is direct mail or hand delivered to each bill-paying unit*), e-mail, or delivery to community organizations. If you post the notice, it must remain posted until the violation is resolved. If the violation has been resolved, you must post the notice for at least one week. If you mail, post, or hand deliver, print your notice on letterhead, if available.

The notice on the next page is appropriate for insertion in an annual notice or the CCR, as long as public notification timing and delivery requirements are met. You must send 2 copies of the CCR to the Agency, one with the CCR and one with the Public Notice Certification Form. You may need to modify the template for a notice for individual monitoring violations. This example presents violations in a table; however, you may write out an explanation for each violation if you wish. For any monitoring violation for volatile organic compounds (VOCs), synthetic organic chemicals (SOCs), or inorganic chemicals (IOCs), you may list the group name in the table, but you must provide the name of every chemical in the group on the notice, e.g., in a footnote.

You may need to modify the notice if you had any monitoring violations for which monitoring later showed a maximum contaminant level or other violation. In such cases, you should refer to the public notice you issued at that time.

Include in your notice the standard language for monitoring and testing procedure violations in italics. If you modify the notice, you may not alter this mandatory language.

Corrective Action

In your notice, describe corrective actions you took or are taking. Listed below are some steps commonly taken by water systems with monitoring/reporting violations. Choose the appropriate language, or develop your own:

- We have since taken the required samples, as described in the last column of the table above. The result(s) showed we are meeting drinking water standards.
- We have since taken the required samples, as described in the last column of the table above. The result(s) for [contaminant] exceeded the limit. [Describe corrective action; use information from public notice prepared for violating the limit.]
- We plan to take the required samples soon, as described in the last column of the table above.
- We have since submitted the report, as describe in the last column of the table above.

After Issuing the Notice

Send a copy of each type of notice and a certification that you have met all the public notice requirements to Illinois EPA within ten days from the time you issue the notice.

IMPORTANT INFORMATION ABOUT YOUR DRINKING WATER**Monitoring Requirements Not Met for City of Berwyn**

Our water system violated several drinking water standards over the past year. Even though these were not emergencies, as our customers, you have a right to know what happened and what we did to correct these situations.

We are required to monitor your drinking water for specific contaminants on a regular basis. Results of regular monitoring are an indicator of whether or not our drinking water meets health standards. During September, 2006 we did not complete all monitoring or testing for total coliform and chlorine and therefore cannot be sure of the quality of our drinking water during that time.

What should I do?

There is nothing you need to do at this time.

The table below lists the contaminant(s) we did not properly test for during the last year, how often we are supposed to sample for total coliform and how many samples we are supposed to take, how many samples we took, when samples should have been taken, and the date on which follow-up samples were (or will be) taken.

Contaminant	Required sampling frequency	Number of samples taken	When all samples should have been taken	When samples were or will be taken
COLIFORM, TOTAL	60 per month	40	September, 2006	October, 2006
Chlorine	60 per month	40	September, 2006	October, 2006

What happened? What is being done?

The above violation occurred when the City of Berwyn failed to submit the required number of samples for Chlorine and Total Coliform during the September monitoring period. Failure to monitor the bacteriological quality of the water could allow contamination in the water system to go undetected. Bacteriological contamination may indicate the presence of disease producing organisms that can cause an outbreak of waterborne disease. The City of Berwyn completed the required tests in early October and has completed all other tests in the time period required. No samples have tested positive for any bacteria. A cross reference system has been put into operation to prevent such occurrences in the future.

For more information, please contact Patrick Ryan at 708-749-4700 or 1 Public Works Drive, Berwyn, IL 60148.

Please share this information with all the other people who drink this water, especially those who may not have received this notice directly (for example, people in apartments, nursing homes, schools, and businesses). You can do this by posting this notice in a public place or distributing copies by hand or mail.

This notice is being sent to you by City of Berwyn Water System ID# IL0310210 Date distributed 12/15/2007

935-1542



53
THE CITY OF BERWYN, ILLINOIS

MICHAEL A. O'CONNOR, *Mayor*

6700 West 26th Street • Berwyn, Illinois 60402-0701 • Telephone: (708) 788-2660 • Fax: (708) 788-2567
www.berwyn-il.gov

December 6, 2007

To: Members of the
City Council

Re: Request from owners of 3200 Harlem

The following violations were cited on the Condo Conversion building on 32nd & Harlem:

Section 1476.18(k)(6) - In areas zoned commercial and industrial, no real estate sign shall exceed thirty-two square feet in area.

Section 1476.21(b)(5) - Height allowed for temporary signs. The top of a temporary sign shall not exceed the roof line of the building.

The above two violations relate to the sign on the side of the building facing 32nd Street and the balloon on top of the building.

We have on numerous occasions allowed other developers exceptions to these rules in order to help encourage condo development and sales. It would be my recommendation to allow the current signage to remain in place. Your support will be appreciated.

Sincerely,

Michael A. O'Connor
Mayor

MAO/dr



14
THE CITY OF BERWYN, ILLINOIS

6700 West 26th Street • Berwyn, Illinois 60402-0701 • Telephone: (708) 788-2660 • Fax: (708) 788-2567
www.berwyn-il.gov

December 6, 2007

To: Members of the
City Council

Re: Director of Administrative Services

Dear Ladies and Gentlemen:

We will be discussing the employment contract for the position of Director of Administrative Services in closed session. Your consideration would be appreciated.

Sincerely,

Michael A. O'Connor
Mayor

MAO/dr

Section G

Reports and Communications From The City Clerk



THE CITY OF BERWYN, ILLINOIS

Building A New Berwyn

MICHAEL A. O'CONNOR, *Mayor*

6700 West 26th Street • Berwyn, Illinois 60402-0701

Telephone: (708) 788-2660 • Fax: (708) 788-2675 • www.berwyn-il.gov

**THOMAS J. PAVLIK
CITY CLERK**

December 7, 2007

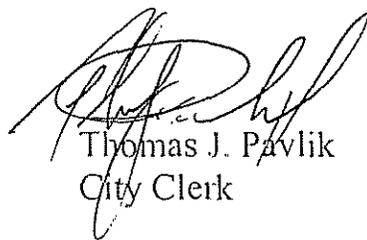
Mayor O'Connor and Members
Of the Berwyn City Council

Re: 2008 Schedule of City Council Meetings and Holidays

Dear Mayor and Members:

Attached please find a tentative schedule of regular Council Meetings and
Holidays for fiscal year 2008.

Respectfully submitted,



Thomas J. Pavlik
City Clerk

**SCHEDULE OF REGULAR MEETINGS OF THE BERWYN CITY COUNCIL FOR
FISCAL YEAR 2008**

NOTICE IS HEREBY GIVEN THAT THE CITY COUNCIL OF THE CITY OF BERWYN WILL HOLD REGULAR MEETINGS IN 2008 IN THE COUNCIL CHAMBERS AT THE MUNICIPAL BUILDING, 6700 W. 26TH STREET, BERWYN, ILLINOIS, AT 8:00 PM EVERY 2ND AND 4TH TUESDAY, EXCEPT HOLIDAYS, AS FOLLOWS:

JANUARY 8, 2008
JANUARY 22, 2008
FEBRUARY 12, 2008
FEBRUARY 26, 2008
MARCH 11, 2008
MARCH 25, 2008
APRIL 8, 2008
APRIL 22, 2008
MAY 13, 2008
MAY 27, 2008
JUNE 10, 2008
JUNE 24, 2008

JULY 8, 2008
JULY 22, 2008
AUGUST 12, 2008
AUGUST 26, 2008
SEPTEMBER 9, 2008
SEPTEMBER 23, 2008
OCTOBER 14, 2008
OCTOBER 28, 2008
NOVEMBER 11, 2008
NOVEMBER 25, 2008
DECEMBER 9, 2008
DECEMBER 23, 2008

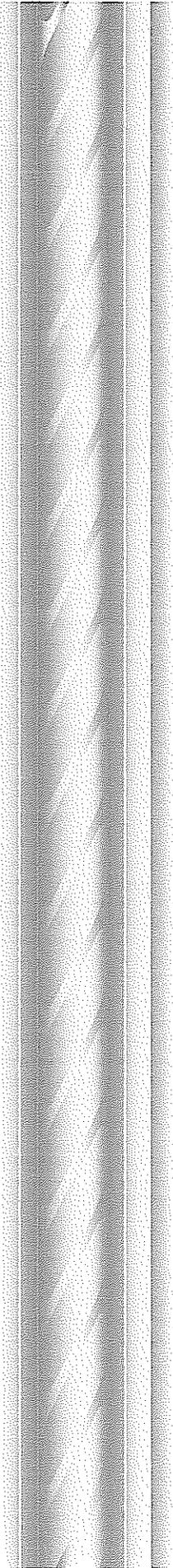
NOTICE IS HEREBY GIVEN THAT THE CITY HALL OF BERWYN, COOK COUNTY, STATE OF ILLINOIS, WILL BE CLOSED IN OBSERVANCE OF THE FOLLOWING:

TUESDAY, JANUARY 1, 2008
MONDAY, JANUARY 21, 2008
MONDAY, FEBRUARY 18, 2008
FRIDAY, MARCH 21, 2008
MONDAY, MAY 26, 2008
FRIDAY, JULY 4, 2008
MONDAY, SEPTEMBER 1, 2008
MONDAY, OCTOBER 13, 2008
MONDAY, NOVEMBER 10, 2008
THURSDAY, NOVEMBER 27, 2008
FRIDAY, NOVEMBER 28, 2008
THURSDAY, DECEMBER 25, 2008

NEW YEAR'S HOLIDAY
MARTIN LUTHER KING DAY
PRESIDENT'S DAY
GOOD FRIDAY
MEMORIAL DAY
INDEPENDENCE DAY
LABOR DAY
COLUMBUS DAY
VETERANS DAY
THANKSGIVING DAY
DAY AFTER THANKSGIVING
CHRISTMAS HOLIDAY

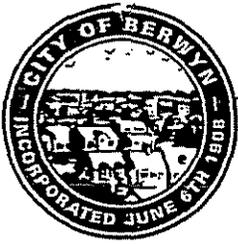
APPROVED BY THE BERWYN CITY COUNCIL ON

THOMAS J. PAVLIK - CITY CLERK



Section H

Communications From The Zoning Board of Appeals



THE CITY OF ~~BERWYN~~, ILLINOIS

Building A New Berwyn

MICHAEL A. O'CONNOR, *Mayor*

6700 West 26th Street • Berwyn, Illinois 60402-0701

Telephone: (708) 788-2660 • Fax: (708) 788-2675 • www.berwyn-il.gov

November 28, 2007

ZONING BOARD OF APPEALS

CHAIRMAN: Joel Chrastka

EXECUTIVE SECRETARY: Milton F. Persin

MEMBERS:

Dominick Castaldo

Robert W. Fejt

Mary Esther Hernandez

Nora Laureto

Don Miller

City Clerk-City of Berwyn
6700 W. 26th Street
Berwyn, Illinois 60402

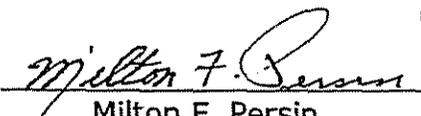
RE: Martinez-1545-47 S. Cuyler Avenue

Dear Mr. Pavlik:

Enclosed is a Resolution and Ordinance pertaining to the above captioned Hearing(s) in which the Berwyn Zoning Board of Appeals recommends approval by the City Council.

Please present to the City Council at your earliest convenience.

Sincerely


Milton F. Persin
Executive Secretary

RESOLUTION

LEGAL DESCRIPTION

LOT 21 AND 22 IN BLOCK 6 IN W.F. KAISER AND COMPANY'S ARCADIA PARK, A SUBDIVISION OF THE SOUTHWEST ¼ (ONE QUARTER) OF THE NORTHWEST ¼ (ONE QUARTER) OF SECTION 20, TOWNSHIP 39 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

COMMON ADDRESS

1545-47 S. Cuyler Avenue

REQUEST BY APPLICANT

Divide lot into two lots - one 30' and other 29.76'.

APPLICANT-(Individually and Collectively)

JOVITA MARTINEZ & FERNANDO MARTINEZ

DATE OF PUBLIC HEARING

November 20th, 2007

DATE OF PUBLIC NOTICE PUBLICATION

November 1st, 2007, Berwyn Gazette

MEMBERS PRESENT

Messrs: Chrastka, Persin, Castaldo, Fejt, and Mrs. Laureto.
Mr. Miller and Mrs. Hernandez were absent.

WHEREAS, IT IS HEREBY RESOLVED by the BERWYN ZONING BOARD OF APPEALS, (the "BOARD"), in a PUBLIC MEETING of the BOARD on the 20th day of November, in the year 2007, having considered all the facts presented at the Hearing of this matter;

WHEREAS, the APPLICANT has been duly informed that: (a) if the BOARD fully or partially approves the request of the APPLICANT and the CITY COUNCIL concurs in such decision; or (b) if the CITY COUNCIL fully or partially approves the request even though the BOARD has rejected the request of the APPLICANT or if the BOARD has made no recommendation to the CITY COUNCIL; the APPLICANT must obtain a building permit within SIX (6) MONTHS after the date that the ORDINANCE is enacted;

The BOARD has reached its decision after considering the testimony of the witnesses and the documents presented both prior to and during the Hearing, briefly set forth as follows:

6. The witness stated that he was granted a variation after he purchased the property to operate the store front business and also to maintain the two apartments, so it has the status of a Legal Non-Conforming Use. He has no present plans to sell the 1547 S. Cuyler improved lot.

7. Mrs. Maria McLawhorn, 1544 S. Cuyler Avenue, testified that her residence is across the street from this property. She testified that the applicant operates a very nice business in the store front and is a credit to the community. It is her recollection that the building was vacated some time after 1966.

8. Mr. Joel Chrastka, the area investigator, presented a written report which is incorporated by reference in this resolution. He discussed with attorney Augustyn on November 13th, 2007, and distributed notices of the meeting on November 15th, 2007. The two lots combined measure 59.76' in width and the building structure looks to be pre-World War Two. The improved portion of the lot, 1547 S. Cuyler, is multiuse. A beauty shop occupies the front of the building and living quarters to the rear. An attached garage is at the east end of the structure. The building is brick construction with a face brick facade from front to back on the 16th street side and a common brick/stucco continuous facade on the north wall. There is an existing porch measuring about 2-1/2 to 3' wide by about 6 feet long attached to the north side of the building. The porch services a door, the bottom of which is about 2.3' off the ground. There are two commercial properties on this block and single family residences make up the rest of the block. The lot 1545 S. Cuyler, is the only vacant lot on the block.

Mr. Chrastka voted in favor of granting all the variations to permit sub-division of the lot into a vacant lot of 30 feet wide and the improved lot measuring 29.76 feet in width.

9. Messrs: Castaldo, Féjt, Persin and Mrs. Laureto all agreed with the Area Investigator and voted in favor of granting the variations to allow sub-division of the lot as described. Comments were that (i) the vacant lot will be in compliance with the Zoning Code (ii) the improved lot will only be slightly below the required 30 foot width; (iii) the applicant will make no other changes to the structure, so there will only be a minor change to the present condition of the property; and (iv) the construction of a single family residence on the vacant lot is an improvement to the entire area.

1. The applicant, Mr. Fernando Martinez, testified and he was represented by attorney James E. Augustyn. He purchased the property in 1999 and owns it in joint tenancy with his wife Jovita. The property consists of two lots, Lot 21 (1547 S. Cuyler) & Lot 22, (1545 S. Cuyler), with a total width of 59.76' and length of 126.31'. The one story brick building is located on lot 21 at 16th street, and lot 22 which is north of Lot 21, is vacant, except for a wood deck that was partially situated on that lot extending from the north wall of the building. That deck was recently removed, but the stairway is still in the north side yard of Lot 21. That stairway is only temporary and will be removed.

2. The applicant proposes to sub-divide the property so that the vacant lot will measure a full 30 feet in width and that will result in a reduced width of 29.76 feet for the improved lot 21. He has a buyer under contract, with no contingencies, to purchase the vacant Lot 22, and that buyer has been told that this is an A-1 Single Family Residential District and that only a single family residence can be constructed on Lot 22.

3. The building measures about 112' in length, There is no side yard at the south lot line of lot 21, there is a 15 foot set back, a sidewalk about 2-1/2 feet in width at the north lot line, and a two car garage at the rear of the lot with entrance from 16th street.

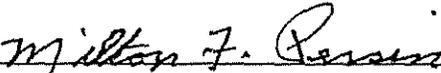
4. Since the present improved lot will be reduced to 29.76', the following variations are necessary for Lot 21 (1547 S. Cuyler): 1248.04-Side Yards; 1248.08-Lot size; 1266.05 Change in Non-Conforming Use; 1274.10 (d) Division of a Zoning Lot; and also 1266.04 if the building has been vacant for more than one year.

5. The building on lot 21 (1547 S. Cuyler) consists of a store front in which his wife operates a beauty shop, two apartments, one behind the other, and then the attached garage. The first apartment east of the store front, which he occupies with his wife and one child, has one bedroom, a dining room, kitchen & bath room, and the second apartment east of the first, which is rented, has 2 bedrooms, a kitchen and a bath room. There is a hallway between the two buildings with exits at the north and south side of the building. There also is access to the store from the first apartment. The building was vacant when they purchased it, but he does not know when the previous owner purchased the building or for how long it was vacant.

The final vote was 5 to 0 in favor of granting the variations to subdivide the lot into two lots: 1545 S. Cuyler with a 30 foot width; and 1547 S. Cuyler with a 29.76 foot width.

This resolution was adopted unanimously on the 20th day of November, 2007.

BERWYN ZONING BOARD OF APPEALS



Milton F. Persin-Executive Secretary

VARIATION ORDINANCE # _____

Be it ordained by the City of Berwyn that:

Whereas, the question of granting the Variation(s) included in this ordinance was referred to the Board of Zoning Appeals to hold a Public Hearing thereon; Whereas, such Public Hearing was held after Public Notice was given in the manner provided by law; Whereas, the said Board has made a report containing findings of fact, and has recommended the granting of said Variation(s); Whereas, the Applicant JOVITA MARTINEZ & FERNANDO MARTINEZ Has agreed to adhere to the Building Code of the City of Berwyn, Illinois; Whereas, the Applicant has agreed that the representations made to the Zoning Board of Appeals and all other matters considered and as decided by the Zoning Board of Appeals shall be binding upon the Applicant and all of their privies, successors and assigns;

AND WHEREAS, THE FINDINGS AND RECOMMENDATIONS OF THE ZONING BOARD OF APPEALS ARE HEREBY ADOPTED AND MADE A PART HEREOF;

NOW THEREFORE, be it ordained by the City Council of the City of Berwyn, Illinois:

Common address is 1545-47 S. Cuyler Avenue and legally described as follows:

LOT 21 AND 22 IN BLOCK 6 IN W.F. KAISER AND COMPANY'S ARCADIA PARK, A SUBDIVISION OF THE SOUTHWEST ¼ (ONE QUARTER) OF THE NORTHWEST ¼ (ONE QUARTER) OF SECTION 20, TOWNSHIP 39 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

Variations as described are hereby granted to allow sub-division of the zoning lot into two lots, a vacant lot with width of 30' and the remaining improved lot with a width of 29.76' in accordance with the testimony at the hearing; documents presented; and the resolution.

This Ordinance shall become and be effective immediately upon its passage, approval and publication in the manner prescribed by law.

Passed this _____ day of _____, _____.

Number Voting Yes: _____ Number Voting No: _____

Absent: _____ Abstain _____

Approved this _____ day of _____, _____.

ATTEST:.

Tom Pavlik- City Clerk

Michael O'Connor-Mayor

Section I

Reports and Communications From Aldermen, Committees, Boards and Commissions

11

CITY OF BERWYN

CITY COUNCIL MEETING December 11, 2007

Deferred Communication

Agenda Item I-1 is a Deferred Communication from C C Meeting dated 11/27/07 Agenda item #16

From: Alderman Chapman

Re: 3500 Euclid Avenue-Proch Railings

I-4

ITEM NO. 23
DATE NOV 13 2007
DISPOSITION Refer to 2nd Dept
Refer to 2nd Dept



THE CITY OF BERWYN, ILLINOIS

MICHAEL A. O'CONNOR, Mayor
6700 West 26th Street • Berwyn, Illinois 60402-0701 • Telephone: (708) 788-2565 • Fax: (708) 788-2567
www.berwyn-il.gov

NONA N. CHAPMAN
First Ward Alderman
HM: (708) 484.Nona (6662)
E-Mail: 1stWard@Berwyn-IL.Gov

ITEM NO. 16
DATE NOV 27 2007
DISPOSITION Refer
2 wks.

November 8, 2007
Mayor Michael A. O'Connor
Members of the Berwyn City Council
Berwyn City Hall

SUBJECT: 3500 Eucild Ave. Porch Railings

Ladies and Gentlemen,

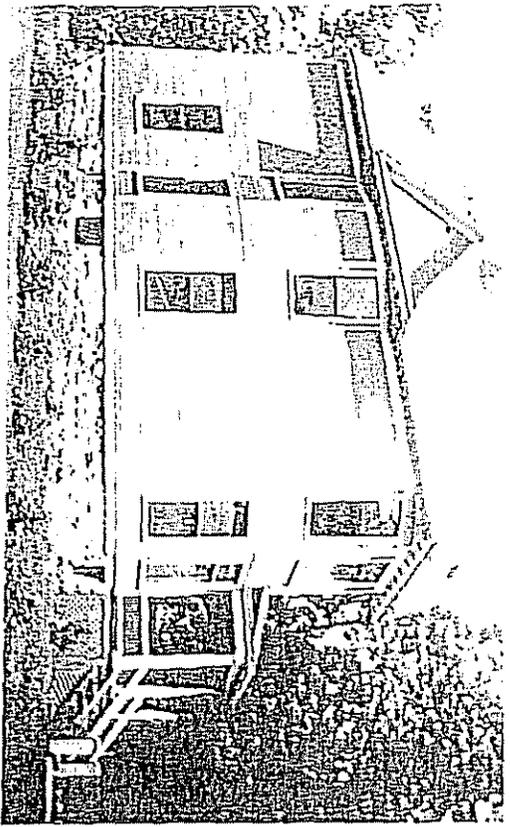
It has come to my attention that a 1st ward resident Terry McManmon, residing at 3500 Eucild Ave. was denied his design plans for front porch railings. Enclosed is a photo of the home in 1893, which they intend to emulate in order to return this historic property to what it was in the late 1800's.

It would be my recommendation to allow the lower railing to preserve the historic flavor of the property.

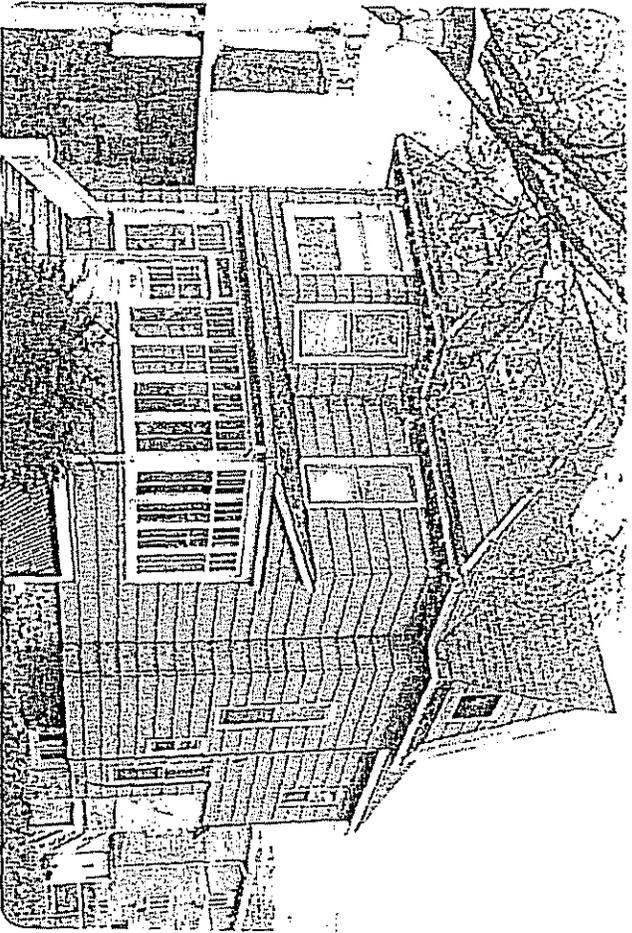
Respectfully Submitted,

Nona N. Chapman

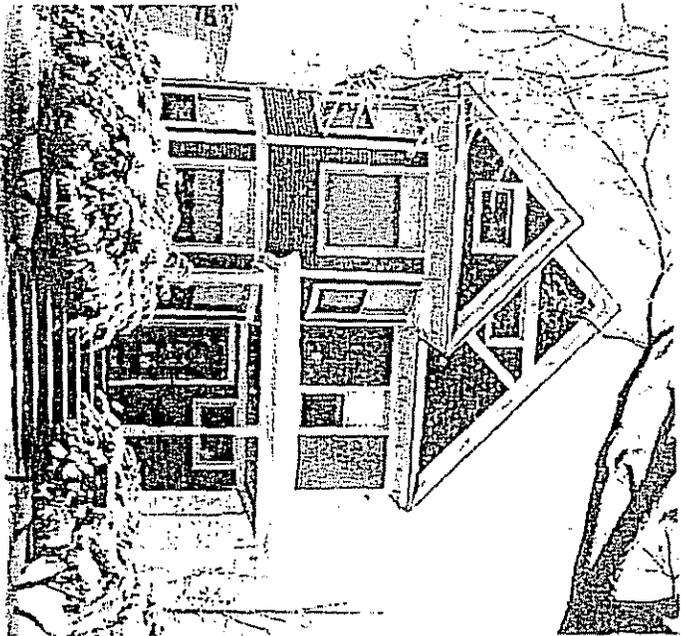
Nona N. Chapman
1st Ward Alderman



OUR HOME IN 1893



OUR HOME WHEN PURCHASED AS A 3-FLAT



OUR HOME TODAY AS A
SINGLE FAMILY WITH
EXTENSIVE RESTORATION

October 12, 2007

Alderman Chapman,

As you know there have been no porch railings on our house at 3500 Euclid for about 20 years. Back then we removed an enclosed porch and rebuilt the porch structure, roof supports, stairs and began to replace the hand rails on the stairs. The design we intended to use is attached. Unfortunately the press of my career, and raising a child distracted us from completing the task. At that time we had a permit for the work, a permit that shows no expiration date.

Now that I have more or less retired, there has been some time to devote to the stair and porch rails, but in the mean time the City of Berwyn has been sending letters regarding the lack of rails. Their notice of violations around our home is a long and twisted story, but not germane to the rail issue except their citations for other non-existent violations lead me to take their warnings lightly.

In August Liz and I met twice with Director LaBeaux in an effort to get him to accept our design for the rails. He informed us that unlike the zoning code, there was no appeal process for the building code. While he was polite and understanding of our desire to have rails compatible with the age and style of our house, and he was complimentary of our restoration efforts, he stood firm on the rail height issue and sent us back to our architect, Doug Walega, in search of a design that is both 36-inches high and in keeping with the age of the home. Unfortunately Mr. Walega's suggestions did not prove compatible, nor were we able to offer any suitable suggestions either.

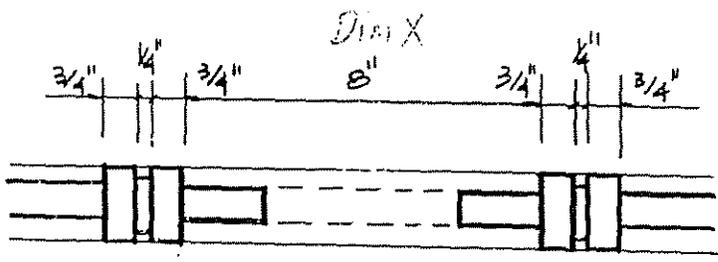
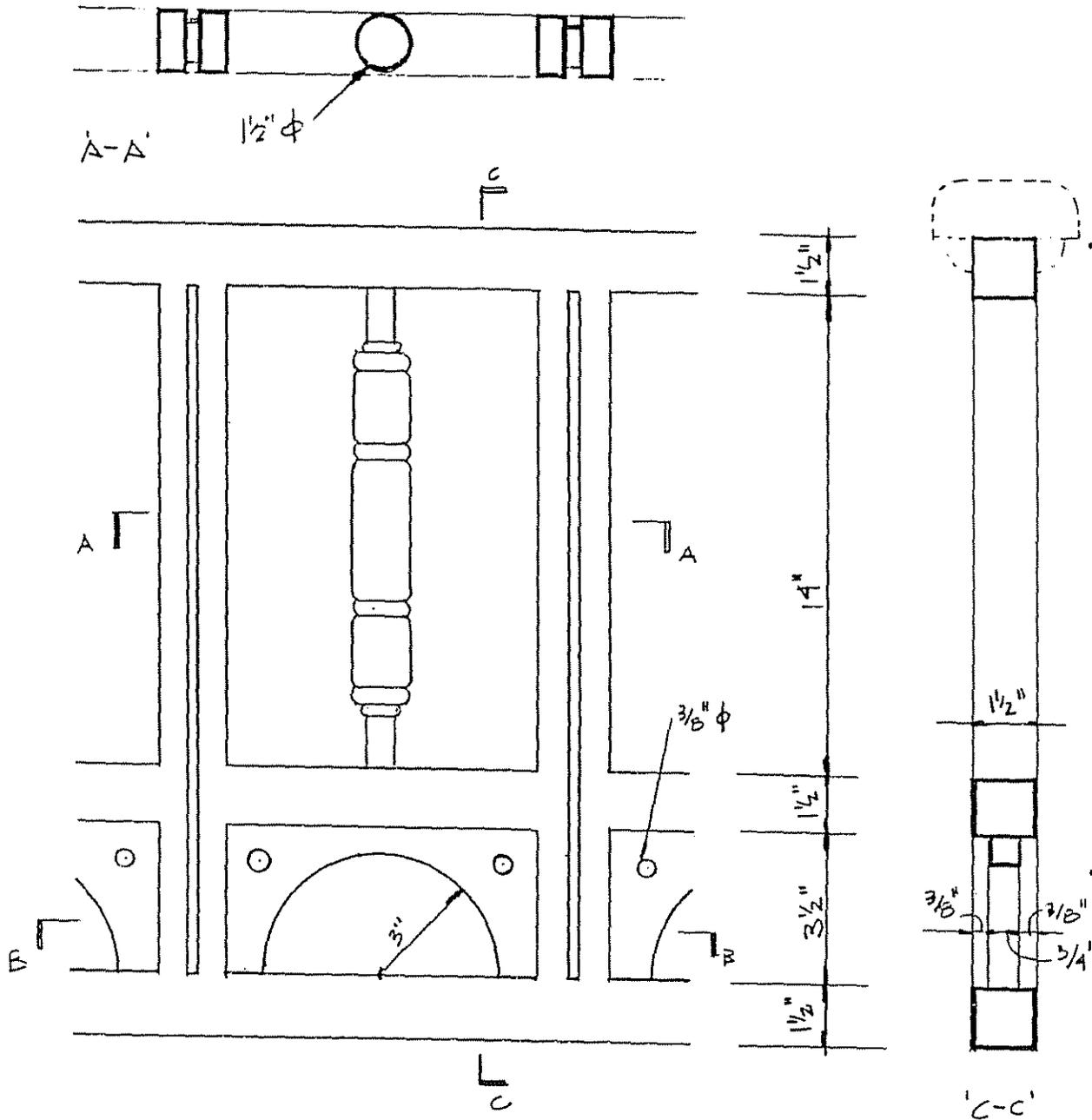
By then we were running out of time for the court hearing on the matter, so we reluctantly decided to give up and install mass-marketed plastic rails (no painting nor rot) from one of the big-box home stores. I applied for a permit to do that on Friday 10-5-07. Director LaBeaux was not able to sign the permit application by late Tuesday, 10-9, and our hearing was to be on 10-11.

At the suggestion of the person at the Neighborhood Affairs desk in City Hall, I called Mark Jarnagin on the afternoon of 10-9 and explained the situation to him. I then found out that he is the hearing officer for the court. He stated he would give me until the end of November to complete the work, and assured me the permit would be available to me by the end of this week.

While I was out of town for the next few days a person from the building department left a voice message on our machine stating the permit was available, and to bring \$310 along. This broke down as \$250 + 30 + 30 they stated. I called you because I was shocked at the permit cost because \$310 will be more than the cost of materials for the job, if I were to install the mass-produced plastic rails.

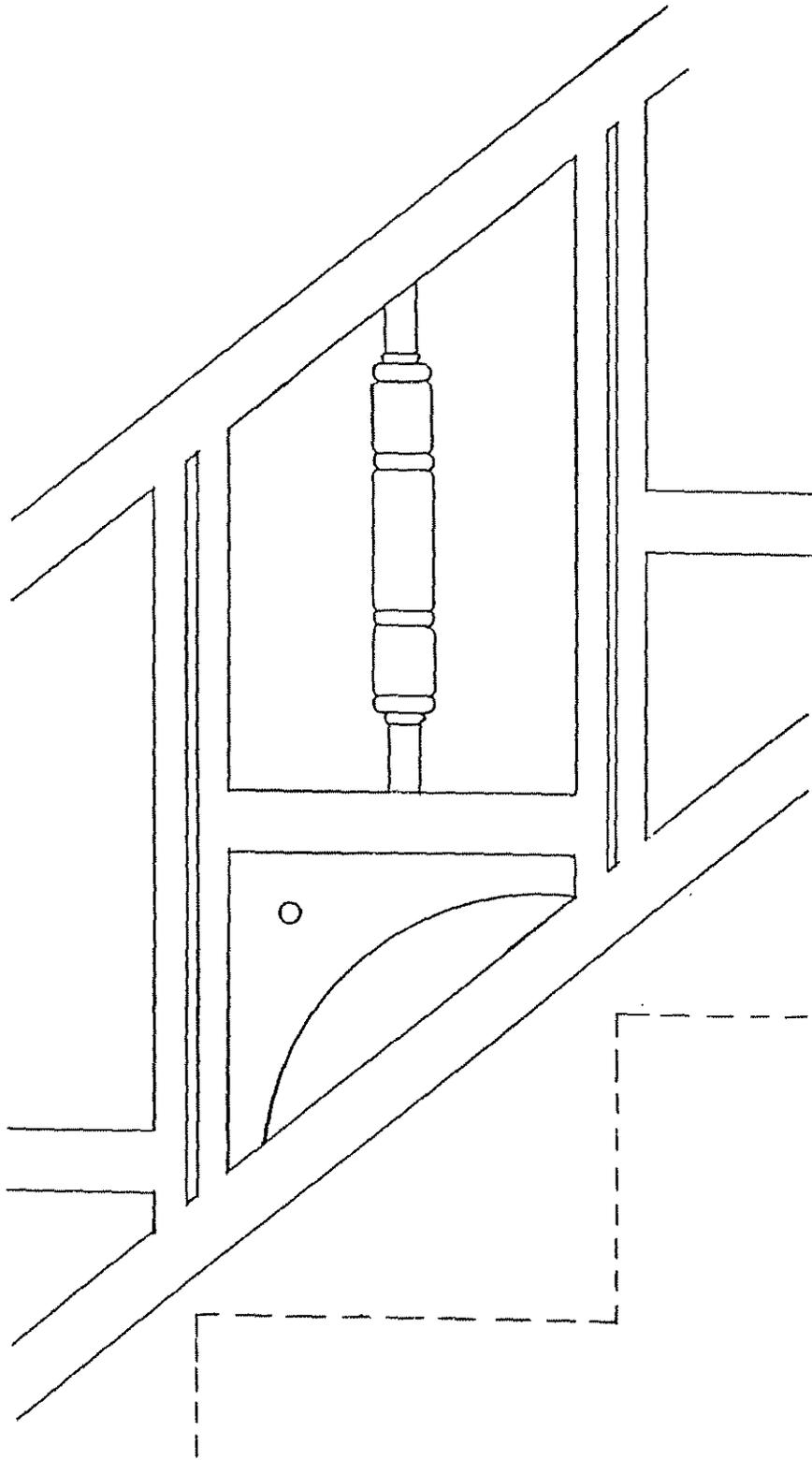
Terry McManmon
3500 Euclid
Berwyn, IL





FORCH BALLASTER

22 REQUIRED



STAIR BALLASTER (A TECH/ARCH)

TO REQUIRED
22

I-2

CITY OF BERWYN

CITY COUNCIL MEETING

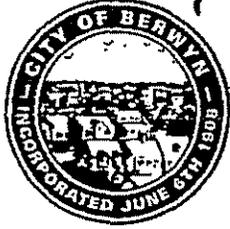
December 11, 2007

Deferred Communication

Agenda Item I-2 is a Deferred Communication from C C Meeting dated 11/27/07 Agenda Item #17

From: Alderman Chapman

Re: Library Personnel Issue



13

THE CITY OF BERWYN, ILLINOIS

MICHAEL A. O'CONNOR, Mayor

6700 West 26th Street • Berwyn, Illinois 60402-0701 • Telephone: (708) 788-2660 • Fax: (708) 788-2567
www.berwyn-il.gov

NONA N. CHAPMAN

First Ward Alderman

HM: (708) 484 Nona (6662)

E-Mail: 1stWard@Berwyn-IL.Gov

ITEM NO. 177

DATE NOV 27 2007

DISPOSITION

Refer

November 20, 2007
Mayor Michael A. O'Connor
Members of the Berwyn City Council
Berwyn City Hall

SUBJECT: Library Personnel Issue

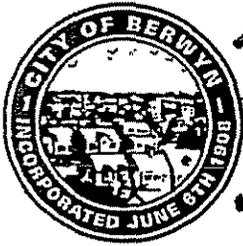
Ladies and Gentlemen,

I am aware of an employee issue that needs to be reviewed and discussed in the closed session. This request is regarding Library personnel.

It would be my recommendation to discuss this issue in closed session and concur with the recommendation of the session.

Nona N. Chapman

Nona N. Chapman
1st Ward Alderman



13

THE CITY OF BERWYN, ILLINOIS

MICHAEL A. O'CONNOR, *Mayor*

8700 West 26th Street • Berwyn, Illinois 60402-0701 • Telephone: (708) 788-2660 • Fax: (708) 788-2567
www.berwyn-il.gov

Mark Weiner
3rd Ward Alderman

Date: November 28, 2007

Mayor Michael A. O'Connor
And Members of the Berwyn City Council

Ladies and Gentlemen:

A meeting of the BUDGET COMMITTEE was held

On November 28, 2007 at 6: 30 p.m.

Those in attendance were: Aldermen: Weiner, Ramos, Lovero. Also, Clerk Pavlik, Stephanie Walker, Chief Kushner, Mike Farnsworth, Tom O'Halloran, Curtis Nekovar, Frank Cimaglia

The matter discussed was referral item# _____ dated _____ in regards to: _____
The 2008 Budget

It is the recommendation of the committee that the Budget process continue

Voting Aye: 2

Voting Nay: 0

Adjourned: _____

Mark Weiner-Chairman
Jim Ramos-Member
Michael Phelan-Member



**BOARD OF TRUSTEES
BERWYN FIREMEN' S PENSION FUND
BERWYN, ILLINOIS 60402**

November 20, 2007

To: Mayor Michael O'Connor and Berwyn City Council

Re: Estimated Pension Cost 2008

Dear Sir:

The Berwyn Firemen's Pension Fund has determined at this time that the estimated monthly pensions to be paid as of January 2008 will be (\$207,590.73), there will be additional increases due in July because of changes in the pension laws (House Bill 599). If any members file for a service and or a disability pension during the upcoming year this will also have an impact on the monthly pay out. Hopefully this will help you to be aware of the financial responsibility that is put on the pension fund. A copy of the Department of Insurance Tax Levy report has also been included for your review, along with a sheet showing the approximately monthly payout. The Levy report will give your committee the appropriate amount of money (\$2,560,556) that needs to be levied for the upcoming year to cover the Fund's requirements.

The Council should also be aware while you are doing the budget for the upcoming year that in the next year there is a possibility that as many as 4-5 members will be leaving on pension both service and disability. Hopefully you will take this in consideration when you are working on the next year's budget amount, because this type of increase will be a large burden on the fund if it is not addressed. If you have any questions regarding this matter please contact me.

Respectfully:



Mike Farnsworth, Secy.
Berwyn Firemen's Pension

		2008	PENSION		
	\$2,518.41				
	\$2,386.16				
	\$3,395.31				
	\$2,784.82				
	\$5,108.09				
	\$2,767.37	01/01/23	RETIREES	\$159,951.31	
	\$3,177.21		WIDOWS	\$47,639.42	
	\$6,161.67				
	\$6,667.94	9/1/08			
			APPROX		
TOTAL RETIREES	\$159,951.31				
			P/OUT PER MO	\$207,590.73	
			* 2008		
APPROX. YEARLY 08		\$2,491,088.76			

		2008 PENSION			
	PENSION	INCREASE	WIDOWS	PENSION	INCREASE
	1/1/2008	2008		1/1/2008	2008
	\$5,761.40	8/1/2008			
	\$2,132.92				
	\$3,514.95			\$4,256.00	
	\$4,282.94	2/1/2007			
	\$1,307.50	01/01/11		\$2,492.52	
	\$3,709.37			\$3,107.95	
	\$2,798.44	01/01/17		\$2,752.95	
	\$5,484.15	5/1/2008		\$2,396.07	
	\$3,919.22			\$1,125.51	07/01/08
	\$2,971.22			\$2,528.04	
	\$1,500.99			\$1,808.82	
	\$3,206.13			\$5,656.57	
	\$1,125.51	07/01/08		\$1,678.61	
	\$4,455.14			\$1,125.51	07/01/08
	\$2,618.26			\$1,831.19	
	\$4,254.88			\$1,538.31	
	\$5,343.00			\$1,417.03	
	\$2,887.38			\$1,602.47	
	\$3,133.67			\$1,125.51	07/01/08
	\$1,596.46			\$2,271.49	
	\$5,394.87			\$4,153.34	
	\$4,007.67			\$1,125.51	07/01/08
	\$4,443.47			\$1,395.00	
	\$1,417.04			\$1,125.51	07/01/08
	\$5,374.38			\$1,125.51	07/01/08
	\$3,664.49	1/1/14			
	\$5,243.35	7/1/2007			
	\$1,668.56				
	\$4,815.16		TOTAL WIDOWS	47,639.42	
	\$4,249.65				
	\$5,767.51				
	\$3,114.26				
	\$6,284.52				
	\$3,535.87				

BERWYN FIREFIGHTERS PENSION FUND
ACTUARIALY DETERMINED TAX LEVY
10/11/2007 04:30:10

ACTUARIALY DETERMINED AMOUNT TO PROVIDE THE EMPLOYER
NORMAL COST BASED ON THE ANNUAL PAYROLL OF ACTIVE
PARTICIPANTS AS OF DECEMBER 31, 2006 \$ 1,010,965

PERCENT OF EMPLOYER NORMAL COSTS TO TOTAL ANNUAL
SALARIES OF \$ 4,730,881 IS 21.360%.

PERCENT OF TOTAL NORMAL COSTS TO TOTAL ANNUAL
SALARIES OF \$ 4,730,881 IS 29.815%.

AMOUNT NECESSARY TO AMORTIZE THE UNFUNDED ACCRUED
LIABILITY OF \$ 34,012,590 AS DETERMINED
BY THE STATE OF ILLINOIS DEPARTMENT OF FINANCIAL AND
PROFESSIONAL REGULATION OVER THE REMAINING 26.4986
YEARS AS CONTEMPLATED BY SECTION 4-118 OF THE ILLINOIS
PENSION CODE. 1,549,591

CREDIT FOR SURPLUS 0

TOTAL SUGGESTED AMOUNT OF TAX LEVY TO ARRIVE AT
THE ANNUAL REQUIREMENTS OF THE FUND AS CONTEMPLATED
BY SECTION 4-118 OF THE ILLINOIS PENSION CODE. *\$ 2,560,556

*THE ABOVE FIGURE IS THE SUGGESTED AMOUNT WHICH SHOULD BE OBTAINED BY
THE FUND FROM THE MUNICIPALITY EXCLUSIVE OF ANY OTHER ITEMS OF INCOME,
SUCH AS, INTEREST ON INVESTMENTS, CONTRIBUTIONS FROM PARTICIPANTS, ETC.
THESE ITEMS HAVE ALREADY BEEN TAKEN INTO CONSIDERATION IN ARRIVING AT
THIS AMOUNT.

ACTUARIAL INFORMATION

FUNDING METHOD USED
AMORTIZATION METHOD USED

ENTRY AGE NORMAL COST
LEVEL PERCENTAGE OF PAYROLL
IN ACCORDANCE WITH SEC 4-118
OF THE IL PENSION CODE.

INTEREST RATE ASSUMPTION
MORTALITY RATE ASSUMPTION
DECREMENT ASSUMPTION OTHER THAN MORTALITY
SALARY PROGRESSION ASSUMPTION
STATUS OF SOCIAL SECURITY IN ASSUMPTION

7.0%
1971 GROUP ANNUITY
EXPERIENCE TABLES
5.5%
NONE

THE ATTAINED AGE AT TIME OF DISABILITY OR RETIREMENT, SEX, ANNUAL
SALARY OR PENSION, AND COMPLETED YEARS OF SERVICE OF EACH INDIVIDUAL
PARTICIPANT AS OF THE DATE OF THE VALUATION BALANCE SHEET IS USED IN
CALCULATING THE LIABILITIES OF THE FUND. THE ACTUARIAL ASSUMPTIONS
USED IN DETERMINING THE ABOVE AMOUNTS ARE BASED ON ALL OF THE ARTICLE
4 FUNDS IN THE STATE OF ILLINOIS IN AGGREGATE, NOT ON EACH FUND
INDIVIDUALLY. THE FUND SPECIFIC INFORMATION USED IN THE PRODUCTION OF
THIS DOCUMENT WAS PROVIDED TO THE ILLINOIS DEPARTMENT OF FINANCIAL AND
PROFESSIONAL REGULATION BY YOUR PENSION FUND BOARD OF TRUSTEES THROUGH
THE FUND'S ANNUAL STATEMENT FILING.

BERWYN FIREFIGHTERS PENSION FUND
VALUATION BALANCE SHEET
10/11/2007 04:30:10

SHOWING ASSETS AND LIABILITIES OF THE FUND IN
ACCORDANCE WITH ACTUARIAL RESERVE REQUIREMENTS

AS OF DECEMBER 31, 2006

NET PRESENT ASSETS.....	\$	17,721,978
DEFERRED ASSET (UNFUNDED ACCRUED LIABILITY).....		34,012,590
TOTAL ASSETS.....	\$	51,734,568

LIABILITIES

RESERVES FOR ANNUITIES AND BENEFITS IN FORCE

PRESENT VALUE OF -		
SERVICE RETIREMENT ANNUITIES..... 36 INDIVIDUALS	\$	16,832,588
DISABILITY ANNUITIES..... 5 INDIVIDUALS		2,398,660
WIDOWS AND PARENTS ANNUITIES..... 19 INDIVIDUALS		3,820,110
CHILDRENS ANNUITIES..... 0 INDIVIDUALS		0
DEFERRED ANNUITIES..... 0 INDIVIDUALS		0
HANDICAPPED ANNUITIES..... 0 INDIVIDUALS		0
TOTAL.....	\$	23,051,358
ACCRUED LIABILITIES FOR ACTIVE PARTICIPANTS..... 66 INDIVIDUALS	\$	28,683,210
SURPLUS.....		0
TOTAL LIABILITIES AND SURPLUS.....	\$	51,734,568

THIS REPORT IS PROVIDED TO YOU AS PART OF THE PUBLIC PENSION DIVISION
ADVISORY SERVICES UNDER SECTION 1A-106 OF THE ILLINOIS PENSION CODE.

SCOTT J. BRANDT
STATISTICAL SERVICES, PUBLIC PENSION DIVISION
ILLINOIS DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION
DIVISION OF INSURANCE

Section J

Staff Reports

J-1

CITY OF BERWYN

CITY COUNCIL MEETING December 11, 2007

Deferred Communication

Agenda Item J-1 is a Deferred Communication from C C Meeting dated 11/27/07 Agenda item #26

From: Odelson & Sterk, Ltd.

Re: Metra Platform Lease, 2006-2031



J-10

3318 WEST 95TH STREET
EVERGREEN PARK, IL 60805
(708) 424-5678
FAX (708) 425-1898
www.odelsonsterk.com

ITEM NO. 26
DATE NOV 27 2007

DISPOSITION
Refer to Refer
to Court

November 21, 2007

Mayor Michael A. O'Connor
City of Berwyn
6700 W. 26th St.
Berwyn, IL 60402

Re: Metra Platform Lease, 2006-2031

Dear Mayor:

Attached find BNSF's proposed Station Agreement between the City of Berwyn and BNSF Railway Corporation ("Lease"), and an ordinance adopting it. The Lease calls for the City to lease the land relating to Berwyn's three (3) Metra train stations – Harlem Ave., Berwyn, and LaVergne. The Lease, if executed, will run retroactively from May 1, 2006 through April 30, 2031.

As you of course know, the City has been negotiating with BNSF for some time over the Lease. The major issues have been the City's commercial use of the stations, the issue of BNSF's indemnity of the City, and contractor insurance. A summary of the attached Lease as to these key issues is as follows:

- Section 3: Gives BNSF authority to approve commercial uses and has set forth restrictions on the types of uses there can be.
- Section 3: All monies generated from commercial are to be used for "Leased Premises Costs," i.e. maintenance of the facility.
- Section 8: BNSF's obligation to indemnify the City for liability over \$1 million and indemnify the City for deaths sustained by BNSF employees on the premises, persons who are struck, killed or injured as a result of train operation, or persons who are injured due to the design, construction or alteration of the facility (as existed in the prior Lease) have been eliminated. According to BNSF, it is no longer indemnifying municipalities under station leases. BNSF cited Lisle and Brookfield as examples.

- Section 9(C): As you know, we are litigating two cases relating to the Harlem Ave. platform (Strand and Talmage). The injuries occurred prior to the expiration of the earlier Lease. The draft that BNSF submitted had confusing language on this score that could cause issues regarding BNSF's duty to indemnify the City in those cases. The attached draft has our proposed language, and this is under review by BNSF. This may change prior to the Council meeting. If so, we will bring a revised draft to the meeting.
- Section 12: BNSF claims it is unable to provide the City with contractor insurance because this is impractical given the way they do business, BNSF said. The City, however, will have to seek to have their contractors indemnify BNSF, including those doing routine maintenance.
- Section 13: BNSF will not agree to appoint competent engineers to supervise all contractor activity on the leased premise but the City must do so.

If you have any questions, do not hesitate to contact me.

Very truly yours,



Richard F. Bruen, Jr.

RFB/rs

Enclosures

THE CITY OF BERWYN
COOK COUNTY, ILLINOIS

ORDINANCE
NUMBER-

**AN ORDINANCE APPROVING A STATION AGREEMENT
BETWEEN THE CITY OF BERWYN AND BNSF RAILWAY
COMPANY IN THE CODIFIED ORDINANCES OF THE CITY OF
BERWYN, COOK COUNTY, ILLINOIS**

Michael A. O'Connor, Mayor
Thomas J. Pavlik, City Clerk

Nona Chapman
Jim Ramos
Mark Weiner
Michele Skryd
Michael Phelan
Robert Lovero
Joel Erickson
Aldermen

Published in pamphlet form by authority of the Mayor and City Clerk of the City of Berwyn on _____

ORDINANCE NUMBER --

AN ORDINANCE APPROVING A STATION AGREEMENT BETWEEN THE CITY OF
BERWYN AND BNSF RAILWAY COMPANY

WHEREAS, the City of Berwyn (the "City"), is a Home Rule the City within the purview of Article VII, Section 6(a) of the Illinois Constitution (1970), and, as such, may exercise any power and perform any function pertaining to its government and affairs:

WHEREAS, The City and Burlington Northern, Inc., predecessor-in-interest to BNSF, entered into a Contract and Lease Agreement dated March 1, 1979 (the "Original Lease"), regarding certain premises along and adjacent to BNSF's line of railroad within The City's boundaries, such premises being further described therein.

WHEREAS, the City and Burlington Northern Railroad Company, predecessor-in-interest to BNSF, entered into that certain First Amendment to Contract and Lease Agreement dated March 17, 1986 (the "First Amendment"), whereby the parties amended the Original Lease to, among other things, extend the term thereof. The Original Lease as amended by the terms of the First Amendment shall be referred to herein as the "Lease".

WHEREAS, the Lease expired on April 30, 2006.

WHEREAS, the City and BNSF wish to agree with each other concerning the continued use of the premises described in the Lease under terms and conditions providing for the rights and obligations of the parties.

NOW THEREFORE BE IT ORDAINED by the Mayor and City Council of the City of Berwyn, Cook County, Illinois, by and through its home rule powers, as follows:

Section 1. That the above recital is incorporated herein and made a part hereof.

Section 2. That the Station Agreement between the City of Berwyn and BNSF Railway Company, for a period commencing May 1, 2006 through April 30, 2031 is hereby approved and the Mayor and City Clerk are hereby authorized and directed to execute same.

Section 3. That the Mayor and Corporation Counsel are hereby authorized to undertake any and all actions as may be required to implement and enforce the provisions of said Lease, and, in particular, any and all undertakings on the part of the City as itemized therein.

Section 4. That this Ordinance shall be in full force and effect upon its passage, approval and publication as provided by law.

ADOPTED this ____ day of _____, 2007, pursuant to a roll call vote as follows:

	YES	NO	ABSENT	PRESENT
Chapman				
Ramos				
Weiner				
Skryd				
Phelan				

Lohero				
Erickson				
(Mayor O'Connor)				
TOTAL				

APPROVED by the Mayor on _____, 2007.

Michael A. O'Connor
MAYOR

ATTEST:

Thomas J. Pavlik
CITY CLERK

**STATION AGREEMENT BETWEEN THE CITY OF BERWYN
AND BNSF RAILWAY COMPANY**

THIS STATION AGREEMENT ("Agreement") is made to be effective as of May 1, 2006 (the "Effective Date") by and between the CITY OF BERWYN, ILLINOIS, a home rule municipal corporation (the "Municipality"), and BNSF RAILWAY COMPANY, a Delaware corporation ("BNSF").

RECITALS

A. Municipality and Burlington Northern, Inc., predecessor-in-interest to BNSF, entered into that certain Contract and Lease Agreement dated March 1, 1979 (the "Original Lease"), regarding certain premises along and adjacent to BNSF's line of railroad within Municipality's boundaries, such premises being further described therein.

B. Municipality and Burlington Northern Railroad Company, predecessor-in-interest to BNSF, entered into that certain First Amendment to Contract and Lease Agreement dated March 17, 1986 (the "First Amendment"), whereby the parties amended the Original Lease to, among other things, extend the term thereof. The Original Lease as amended by the terms of the First Amendment shall be referred to herein as the "Lease".

C. The Lease expired April 30, 2006.

D. Municipality and BNSF wish to agree with each other concerning the continued use of the premises described in the Lease under terms and conditions providing for the rights and obligations of the parties.

AGREEMENTS

NOW, THEREFORE, in order to continue to promote public safety and comfort in the Commuter Stations (defined below), to ensure that these travel facilities continue to be properly maintained and repaired, and the grounds around them properly cared for and beautified, and in consideration of the mutual covenants and agreements hereinafter set forth, Municipality does hereby contract, promise and agree with BNSF, and BNSF does likewise contract, promise and agree with Municipality, as follows:

Section 1. LEASE OF PROPERTIES

A. For an annual rental of One Dollar (\$1.00) payable by Municipality, BNSF hereby leases to Municipality and Municipality does hereby lease from BNSF the parcels of land described in Exhibit "A" attached hereto, but exclusive of any and all improvements thereon (collectively, the "Leased Premises"), for a period of twenty-five (25) years (the "Term") commencing May 1, 2006, and expiring April 30, 2031, unless earlier terminated as provided herein. The Leased Premises encompass the three commuter stations known as: (i) Berwyn Depot, located at or near the intersection of Oak Park Avenue and Windsor Avenue; (ii) LaVergne Station, located at or near the intersection of Ridgeland Avenue and Windsor Avenue; and (iii) Harlem Avenue Station, located at or near the intersection of Harlem Avenue and

Windsor Avenue (collectively, the "Commuter Stations"). The legal descriptions of the Leased Premises are shown on Exhibit "A" attached hereto and by this reference made a part hereof.

Provided, however, that BNSF reserves unto itself, its successors, assigns and licensees the right to use the Leased Premises in the general conduct of its railroad business, to operate and maintain pipelines, telephone, fiber optic lines, signal lines, electric transmission lines and other facilities of like character as may now or in the future exist upon, over or under said Leased Premises, and to construct, operate, maintain and renew such additional facilities thereon so long as the same will not interfere with the use of said Leased Premises for the purposes hereinafter set forth.

B. Municipality shall use the Leased Premises only for the following purposes and for no other purpose whatsoever:

- (1) to provide BNSF's patrons with commuter station Facilities (as hereinafter defined), including without limitation a waiting room or rooms, platforms, canopies and other appropriate facilities adequate for current patronage use;
- (2) to provide and maintain parking stalls in associated parking facilities and along the Leased Premises;
- (3) to provide facilities on or in conjunction with the Leased Premises for convenient drop-off or pick-up of BNSF's patrons, either by car or by bus, at the Commuter Stations; and
- (4) for such other uses as are expressly permitted under the terms of this Agreement or pursuant to separate agreement.

C. Municipality agrees that none of the Leased Premises will be used, nor will Municipality permit the Leased Premises to be used, for parking within twenty (20) feet of the center line of any trackage.

D. Any portion of the Leased Premises within twenty (20) feet from the nearest rail of BNSF's trackage can only be used for the construction, maintenance, repair and renewal of platforms, canopies and landscaping only (subject to legal clearance requirements) and for no other purpose whatsoever.

E. During the Term of this Agreement, Municipality shall pay or cause to be paid all taxes, special assessments, license fees or other governmental charges or fees which may become due or which may be assessed or levied upon or against the Leased Premises or any Facilities located thereon, or in any manner arising from or growing out of any activities conducted on the Leased Premises by Municipality, its subtenants, licensees or assigns. Such taxes, special assessments, license fees or other governmental charges or fees may be treated for the purpose of this Agreement as Leased Premises Costs within the provisions of Section 5 below.

Section 2. FACILITIES

As a result of a prior sale of the station building, platforms, canopies, stairways, lighting, shelters, entrances and exits, sidewalks, driveways and walkways (collectively, these improvements, including any subsequent improvements thereto or replacements thereof, are

referred to herein as the "Facilities") from BNSF to Municipality pursuant to the terms enumerated in the Original Lease, Municipality possesses all rights, title and interest in and to the Facilities at and near the Harlem Avenue Station. BNSF retains all rights, title and interest in and to the Facilities at and near the Berwyn Depot and the LaVergne Station.

Section 3. USE OF LEASED PREMISES AND FACILITIES BY MUNICIPALITY

A. Municipality agrees that the Leased Premises and Facilities located thereon will be used for the provision of commuter rail service, unless such continued use is made impossible by lawful action of the Regional Transportation Authority or unless BNSF is lawfully permitted to cease operations. The Facilities shall be so used for the Term of the Agreement as set forth in **Section 1** above or for the period of the useful life of such Facilities, whichever is less. The Facilities shall be operated and utilized for the use, comfort, safety and convenience of the patrons of BNSF's commuter train service.

B. Subject to the prior written approval of BNSF, and upon reasonable financial terms to be mutually agreed upon by the parties, Municipality shall be permitted to utilize the Leased Premises and Facilities located thereon for the location and operation of commercial, retail or municipal enterprises, provided that they do not unduly interfere with the use of the Leased Premises and Facilities for the purposes contemplated by this Agreement. Any revenues realized from the use of the Leased Premises or Facilities, including without limitation revenues generated by parking fees, commercial, retail or municipal enterprises as permitted herein (collectively, "Leased Premises Revenues"), shall be applied by Municipality against Leased Premises Costs (as hereinafter defined) as set forth in **Section 5** below.

C. Municipality agrees not to construct any Facilities or other improvements upon the Leased Premises without the prior written consent of BNSF of the proposed use, such approval to be in BNSF's reasonable discretion. If the proposed use is approved by BNSF in writing, all Facilities or other improvements constructed upon the Leased Premises must be approved in advance of construction by BNSF with respect to design, location and construction standards. Failure of BNSF to give such approval, conditional approval or disapproval within sixty (60) days after receipt of Municipality's submission of design plans, location and construction standards shall constitute approval.

D. Notwithstanding the foregoing or anything contained in this Agreement to the contrary, however, Municipality will not (a) use, occupy or permit the use or occupancy of the Leased Premises in any manner which violates any law, statute, regulation, ordinance, order, covenant, restriction or decision of any court of competent jurisdiction, or is dangerous to life or property, or creates a public or private nuisance, or for a use other than a permitted use hereunder; (b) keep, or permit to be kept, any substance in or conduct, or permit to be conducted, any operation from the Leased Premises which might emit offensive odors or conditions, or make undue noise or create undue vibrations; or (c) commit or permit to remain any waste to the Leased Premises. Additionally, in no event shall Municipality use, occupy or permit the use or occupancy of the Leased Premises for any of the following: (i) any fire sale, bankruptcy sale (unless pursuant to a court order), or auction house operation; (ii) any type of "flea-market" or "tent" sales; (iii) any pool or billiard room; (iv) any amusement arcade, "bingo" parlor, or game center; (v) any type of bar, tavern, nightclub or discotheque; (vi) any type of "head shop"; (vii) any massage parlor, modeling studio, tanning salon or establishment where men or women are engaged in salacious activities or any type of establishment that would be considered a sexually oriented business by prevailing community standards; or (viii) any business engaged in the rental and/or sale of pornographic literature or video products.

Section 4. WAIVERS OF LIEN

Municipality agrees to require each Contractor (as hereinafter defined) performing any work upon the Leased Premises to furnish waivers of lien prior to making final payment to such Contractor.

Section 5. LEASED PREMISES REVENUES AND COSTS

A. During the Term of this Agreement, Municipality shall collect and apply the Leased Premises Revenues to the payment of all reasonable and actual costs and expenses of operating, maintaining, repairing, cleaning, heating, insuring and lighting the Facilities on the Leased Premises, including the cost of snow and ice removal, grass and weed cutting, tree and shrubbery care and sewer, water and other utility charges, including a reasonable allocation of administrative overhead not included in the foregoing charges (collectively, "Leased Premises Costs").

B. After Municipality shall have been fully reimbursed for all Leased Premises Costs, the balance, if any, of any Leased Premises Revenues earned on the Leased Premises shall be set aside to cover the cost of any commuter-related capital expenditures or major maintenance work on the Leased Premises.

C. Municipality shall keep adequate records concerning the collection of Leased Premises Revenues from the Leased Premises, and of all Leased Premises Costs, and shall institute and maintain adequate internal controls for the proper collection and accounting for such Leased Premises Revenues and Leased Premises Costs. Once a year, BNSF may request paper copies of the Municipality's financial reports and budgets regarding Leased Premises Revenues. Municipality shall send paper copies of requested documents to BNSF within thirty (30) days of receipt of request. In addition to and not in limitation of the foregoing, BNSF shall have the right, upon ten (10) days' notice, to examine the books and records of Municipality relative to the collection of such Leased Premises Revenues and the payment of such Leased Premises Costs.

E. Municipality may receive donations to finance operations, maintenance and reconstruction of the Berwyn Depot and such donations shall not be included in Leased Premises Revenues.

Section 6. MAINTENANCE AND OPERATION OF LEASED PREMISES

A. During the Term of this Agreement, Municipality shall operate, maintain and repair, as necessary, the Facilities located on the Leased Premises, and shall keep the Facilities and the Leased Premises in a good state of repair, appearance, order and cleanliness, corresponding to standards that apply to public buildings, grounds and facilities otherwise owned or operated by Municipality.

B. As part of its obligation to operate the Facilities, Municipality shall provide:

- (1) two parking spaces each at each Commuter Station that has a ticket agent, and one parking space at each Commuter Station that does not have a ticket agent, and one parking space at each grade crossing, all such parking spaces to be reserved for BNSF's sole and exclusive use.

Municipality shall cause such spaces to be appropriately marked for BNSF's exclusive use, and Municipality shall police such spaces and spots to ensure BNSF's exclusive use;

- (2) an enclosed room, no smaller than eight (8) feet by eight (8) feet in size, at the Berwyn Depot suitable for BNSF's use as an agency room for ticket sales and for public information purposes (the "Agency Room"). Municipality, as part of the Leased Premises Costs, shall equip the Agency Room with the following:
 - (i) a private toilet and wash basin, for BNSF's sole and exclusive use
 - (ii) heating and air conditioning
 - (iii) a built-in patron window
 - (iv) a cash and record storage drawer
 - (v) a three (3) drawer filing cabinet
 - (vi) a small safe and built-in desk;
- (3) heat, water and light to the Commuter Stations, including the Agency Room at the Berwyn Depot, and shall cause each of the Commuter Stations to be open and heated in accordance with the requirements lawfully imposed by the agency regulating the service; and
- (4) all commuter parking improvements shall be designed, constructed and installed by, or for and on behalf of Municipality, but each such improvement located on the Leased Premises shall be subject to BNSF's prior written approval regarding plans, specifications and location, which approval shall not be unreasonably withheld.

C. When necessary to the safety and convenience of persons using the Leased Premises, Municipality shall promptly remove ice and snow from the platforms, entrances, exits, sidewalks, driveways and parking areas, located on the Leased Premises, and when necessary, shall de-ice the same (except for parking areas) with commercial products in order that they will be suitable for use.

Section 7. PARKING

During the Term, Municipality shall allow commuter patrons at least twelve (12) hours of continuous commuter parking at rates as may from time to time be established by the Berwyn City Council by ordinance, which rates shall be established at a level high enough to cover the Leased Premises Costs; provided that in no event shall Municipality charge a rate of less than _____ for twelve (12) hours. The parties stipulate and agree that, at the Effective Date: (i) the parking rate for commuter parking is \$_____ for twelve (12) hours and (ii) the minimum number of parking spaces available at the Leased Premises for commuter parking is _____. Municipality may, from time to time, increase the parking rates charged patrons for use of commuter parking spaces located on the Leased Premises, provided that such increases shall be subject to the prior approval of BNSF, which approval shall not be unreasonably withheld. In the event Municipality proposes to increase such rates, Municipality shall provide a written notice to BNSF of the proposed increase. If BNSF shall fail to approve or disapprove such rate increase in writing within a period of sixty (60) days from the date that notice is received, approval shall be deemed to have been given and Municipality may institute the proposed increase. General parking may be permitted on the Leased Premises after 5:00 p.m. on

weekdays and, additionally all day on Saturdays, Sundays and holidays, with or without charge, providing the same shall not interfere with the needs of the commuting public on the following day.

Section 8. INSURANCE

For purposes of this Section 8, "Railroad" shall mean "Burlington Northern Santa Fe Corporation", "BNSF Railway Company" and the subsidiaries, successors, assigns and affiliates of each. Municipality shall mean "City of Berwyn Municipal Corporation," and its officers, officials, agents, employees, and authorized representatives.

Municipality is allowed to self-insure without the prior written consent of Railroad. Unless otherwise covered by any risk insurance policy provisions, any deductible, self-insured retention or other financial responsibility for claims shall be covered directly by Municipality in lieu of insurance in an amount not to exceed \$1,000,000.00 in aggregate. Any and all Railroad liabilities that would otherwise, in accordance with the provisions of this Agreement, be covered by Municipality's insurance will be covered as if Municipality elected not to include a deductible, self-insured retention or other financial responsibility for claims.

Municipality promises and agrees, during the Term of this Agreement, to provide adequate proof of self-insured retention or other financial responsibility to Railroad, such proof to demonstrate to Railroad's satisfaction that Municipality's self-insurance or other financial responsibility provides substantially the following coverages and minimum amounts, and meets the other standards and requirements stated herein.

In the alternative to self insurance, Municipality may furnish to Railroad an acceptable certificate(s) of insurance including an original signature of the authorized representative evidencing the required coverage, endorsements, and amendments and referencing the contract audit/folder number if available. The policy(ies) shall contain a provision that obligates the insurance company(ies) issuing such policy(ies) to notify Railroad in writing at least 30 days prior to any cancellation, non-renewal, substitution or material alternation. This cancellation provisions shall be indicated on the certificate of insurance. In the event of a claim or lawsuit involving Railroad arising out of this Agreement, Municipality will make available any required policy covering such claim or lawsuit. Required coverage in the event Municipality elects to obtain insurance from an insurance company will be as follows:

- A. Commercial General Liability Insurance. This insurance shall contain broad form contractual liability with a combined single limit of a minimum of \$2,000,000 each occurrence and an aggregate limit of at least \$ 4,000,000. Coverage must be purchased on a post 1998 ISO occurrence form or equivalent and include coverage for, but not limited to, the following:
 - ◆ Bodily Injury and Property Damage
 - ◆ Personal Injury and Advertising Injury
 - ◆ Fire legal liability
 - ◆ Products and completed operations

- B. Business Automobile Insurance. This insurance shall contain a combined single limit of at least \$1,000,000 per occurrence, and include coverage for, but not limited to the following:
 - ◆ Bodily injury and property damage

- ◆ Any and all vehicles owned, used or hired

C. Workers Compensation and Employers Liability Insurance. This insurance shall include coverage for, but not limited to:

- ◆ Municipality's statutory liability under the worker's compensation laws of the state(s) in which the work is to be performed. If optional under State law, the insurance must cover all employees anyway.
- ◆ Employers' Liability (Part B) with limits of at least \$500,000 each accident, \$500,000 by disease policy limit, \$500,000 by disease each employee.

Other Requirements:

All policy(ies) (excluding Workers Compensation and if applicable, Railroad Protective) shall include a severability of interest endorsement and Railroad shall be named as an additional insured with respect to work performed under this Agreement. Severability of interest and naming Railroad as additional insured shall be indicated on the certificate of insurance.

Any insurance policy shall be written by a reputable insurance company acceptable to Railroad or with a current Best's Guide Rating of A- and Class VII or better, and authorized to do business in the state(s) in which the service is to be provided.

Not more frequently than once every five years, Railroad may reasonably modify the required insurance coverage to reflect then-current risk management practices in the railroad industry and underwriting practices in the insurance industry.

Failure to provide evidence as required by this Section 8 shall entitle, but not require, Railroad to terminate this Agreement pursuant to Section 11(A). Acceptance of a certificate that does not comply with this Section 8 shall not operate as a waiver of Municipality's obligations hereunder.

The fact that insurance (including, without limitation, self-insurance) is obtained by Municipality shall not be deemed to release or diminish the liability of Municipality. Damages recoverable by Railroad shall not be limited by the amount of the required insurance coverage.

The ballasted right-of-way and tracks are not part of the Leased Premises, and it is understood that such areas are excluded from this insurance requirement.

Section 9. PROCEDURES AS TO REPAIRS, TERMINATION OF PRIOR AGREEMENTS AND PROHIBITION OF ASSIGNMENT

A. To the extent any Facilities or other improvements are constructed, improved or rehabilitated by Municipality under the terms of this Agreement, Municipality shall arrange therefore at its expense, using outside Contractors if it chooses. When necessary, Municipality shall arrange for the repair and replacement of any Facilities or other improvements located or to be located on the Leased Premises, using Leased Premises Revenues, other revenues and/or insurance proceeds, as the case may be, for such repairs and replacements.

B. With respect to capital replacement of all or any portion of the Facilities at the end of such Facilities' (or portion thereof) useful life, BNSF and Municipality will jointly seek appropriate funding to make necessary capital improvements to the Facilities. Under no

circumstances will either BNSF or Municipality be individually obligated to bear the entire cost of capital improvements to the Facilities at the end of such Facilities' (or portion thereof) useful life.

C. This Agreement is effective as of May 1, 2006, without prejudice to any liability accrued prior to this effective date. This Agreement may be modified only by a written agreement signed by BNSF and Municipality.

D. Municipality may not transfer or assign this Agreement to any other person or party without the prior written consent of BNSF, and any successor to Municipality will be required in writing to fulfill all of the requirements, terms and conditions herein contained.

Section 10. MUNICIPALITY'S USE OF CONTRACT SERVICES

It is understood and agreed that Municipality may contract with outside parties to furnish maintenance or operational services in and about the Leased Premises, and Municipality may reimburse itself for the cost of those contract services as Leased Premises Costs under the provisions of Section 5 above.

Section 11. TERMINATION CLAUSE

A. If either party to this Agreement shall fail to perform its substantive duties and obligations hereunder, the other party may deliver a written complaint to the delinquent party specifying the claimed failures, and demanding they be corrected. If the notified party fails to satisfy this demand, or fails to adequately satisfy said demand within forty (40) days, the complaining party may, upon thirty (30) days' written notice to the delinquent party, declare this Agreement to be terminated.

B. After such termination, each party may pursue such legal remedies as it may elect to serve its own interest.

C. If BNSF ceases commuter rail passenger service to the Harlem Station, then the Facilities located at the Harlem Station shall revert to BNSF and this Agreement will terminate solely with respect to the Harlem Station; provided that in such event this Agreement shall continue in full force and effect as to the other Commuter Stations. If BNSF ceases commuter rail passenger service to the Berwyn Depot and/or LaVergne Station, then this Agreement will terminate solely with respect to the location or locations where such service has ceased; provided that in such event this Agreement shall continue in full force and effect as to the other Commuter Stations to which commuter rail passenger service is still being provided.

Section 12. CONTRACTORS' INSURANCE REQUIREMENT

In all contracts executed by Municipality for the construction, rehabilitation, improvement, repair or maintenance of the Facilities or other structures or improvements located on the Leased Premises, or to be located on such Leased Premises, Municipality will require appropriate clauses to be inserted into its contracts requiring Municipality's outside consultants, contractors and subcontractors of any tier (collectively, "Contractors") to indemnify BNSF and Municipality, and their affiliated companies and each of their partners, successors, assigns, legal representatives, officers, directors, shareholders, employees and agents (collectively, the "Indemnitees"), for, from and against any and all claims, liabilities, fines, penalties, costs, damages, losses, liens, causes of action, suits, demands, judgments and expenses (including, without limitation, court costs, attorneys' fees and costs of investigation, removal and

remediation and governmental oversight costs) environmental or otherwise (collectively, "Liabilities") of any nature, kind or description of any person or entity directly or indirectly arising out of, resulting from or related to (in whole or in part) the work performed or to be performed by such Contractor, even if such Liabilities arise from or are attributed to, in whole or in part, any negligence of any Indemnitee. In addition, prior to the commencement of any construction, rehabilitation, improvement, repair or maintenance activities on the Leased Premises by any Contractor pursuant to a contract or contracts that sets forth a total amount (including costs of labor, materials and overhead and profit) to be paid to Contractor that equals or exceeds \$50,000, Municipality shall require each such Contractor to review and execute BNSF's then-current standard agreement between BNSF and contractors for work to be performed on BNSF property ("**Standard Contractor Agreement**").

Section 13. SUPERVISION

Municipality promises and agrees that it will appoint and employ competent engineers to supervise all Contractors' activities on the Leased Premises during the Term of this Agreement, and Municipality further promises and agrees that it will, by appropriate means of inspection or testing, or otherwise, assure itself that all Contractors working upon the Leased Premises will have fully complied with all specifications and requirements of their respective agreements. When any such Contractor's work has been completed to the satisfaction of Municipality, Municipality will promptly notify BNSF in writing of that fact.

[Signature Page Follows]

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed as of the date below each party's signature; to be effective, however, as of the Effective Date.

MUNICIPALITY:

City of Berwyn, Illinois, a home rule municipal corporation

By: _____

Name: Michael A. O'Connor

Title: Mayor

Date: _____

Attest: _____

City Clerk

BNSF:

BNSF Railway Company, a Delaware corporation

By: _____

Name: _____

Title: _____

Date: _____

EXHIBIT "A"

Description of Leased Premises

All those portions of the BNSF Railway Company's right-of-way in Section 31, T 39 N, R 1 E 3rd P.M. County of Cook, State of Illinois described as follows, to-wit;

Beginning at a point in the Easterly line of Harlem Avenue distant 62 feet Northerly measured at right angles from the centerline of the 2nd main track; thence Easterly parallel with said second main track centerline to a point in the Westerly line of Wisconsin Avenue; thence Southerly along said Westerly line of Wisconsin Avenue a distance of 15 feet; thence Easterly along a line parallel with and distant 47 feet, measured at right angles from the centerline of the 2nd main track, to a point in the Easterly line of Wisconsin Avenue; thence Northerly along said Easterly line of Wisconsin Avenue a distance of 15 feet; thence Easterly along a line parallel with and distant 62 feet North measured at right angles to said centerline of the 2nd main track to a point in the Westerly line of Home Avenue; thence Southerly along said Westerly line of Home Avenue to a point distant 24 feet Northerly measured at right angles from the centerline of the 2nd main track; thence Westerly parallel with said centerline of the 2nd main track a distance of 620 feet more or less to the Easterly end of an asphalt platform; thence Southerly at right angles a distance of 5 feet; thence Westerly parallel with said centerline of the 2nd main track to a point in the Easterly line of said Harlem Avenue; thence Northerly along said Easterly line of Harlem Avenue to the Point of Beginning, and Also

Beginning at a point in the Easterly line of said Harlem Avenue distant 24 feet Southerly measured at right angles from the centerline of the 2nd main track; thence Easterly parallel with said centerline of the 2nd main track a distance of 152 feet more or less to concrete platform; thence Northerly to a point distant 19 feet Southerly measured at right angles to the centerline of the 2nd main track; thence Easterly parallel with said centerline of the 2nd main track a distance of 850 feet more or less to a point; thence Southerly 5 feet to a point; thence Easterly parallel with said centerline of the 2nd main track to a point on the Westerly line of Home Avenue; thence Southerly along said Westerly line to a point distant 58 feet measured at right angles from the centerline of the 2nd main track; thence Westerly parallel with said centerline to a point in the Easterly line of Wisconsin Avenue; thence Northerly along said Easterly line to a point distant 33 feet Southerly measured at right angles from the centerline of the 2nd main track; thence Westerly parallel to said centerline to a point on the Westerly line of said Wisconsin Avenue; thence Southerly along said Westerly line to a point distant 58 feet Southerly measured at right angles from the centerline of the 2nd main track; thence Westerly parallel with said centerline to a point on the Westerly line of Maple Avenue; thence Southerly along said Westerly line to a point distant 83 feet Southerly measured at right angles from the centerline of the 2nd main track; thence Westerly to a point on the Easterly line of Harlem Avenue; thence Northerly along said Easterly line to the Point of Beginning; and Also

Beginning at a point in the Easterly line of Home Avenue distant 62 feet Northerly measured at right angles from the centerline of the 2nd main track; thence Easterly along a line parallel with said centerline to a point on the Westerly line of Kenilworth Avenue; thence Southerly along said Westerly line to a point distant 47 feet Northerly measured at right angles from the centerline of the 2nd main track; thence Easterly parallel with said centerline to a point in the Easterly line of said Kenilworth Avenue; thence Northerly along said Easterly line to a point distant 62 feet Northerly measured at right angles from said centerline of the 2nd main track; thence Easterly parallel with said centerline to a point in the Westerly line of Grove Avenue; thence Southerly

along said Westerly line to a point distant 24 feet Northerly measured at right angles from said centerline of the 2nd main track; thence Westerly parallel with said centerline to a point in the - Easterly line of said Home Avenue; thence Northerly along said Easterly line of Home Avenue to the Point of Beginning, and Also

Beginning at a point in the East line of Home Avenue distant 24 feet Southerly measured at right angles from the centerline of the 2nd main track; thence Easterly parallel with said centerline to a point on the Westerly line of Grove Avenue; thence Southerly along said Westerly line to a point distant 45.5 feet Southerly measured at right angles from the centerline of the 2nd main track; thence Westerly parallel with said centerline to a point on the Easterly line of Kenilworth Avenue; thence Northerly along said Easterly line to a point distant 24 feet Southerly measured at right angles from the centerline of the 2nd main track; thence Westerly parallel with said centerline to a point on the Westerly line of said Kenilworth Avenue; thence Southerly along said Westerly line to a point distant 45.5 feet Southerly measured at right angles from the centerline of the 2nd main track; thence Westerly parallel to said centerline to a point on the Easterly line of said Home Avenue; thence Northerly along said Easterly line of Home Avenue to the Point of Beginning, and Also

Beginning at a point in the Easterly line of Grove Avenue, distant 62 feet Northerly, measured at right angles from the centerline of the 2nd main track; thence Easterly parallel with said centerline to a point on the Westerly line of Oak Park Avenue; thence Southerly along said Westerly line to a point distant 24 feet Northerly measured at right angles from the centerline of the 2nd main track; thence Westerly parallel with said centerline to a point on the Easterly line of Grove Avenue; thence Northerly along said Easterly line of Grove Avenue to the Point of Beginning, and Also

Beginning at a point in the Easterly line of Grove Avenue distant 24 feet Southerly measured at right angles from the centerline of the 2nd main track; thence Easterly parallel with said centerline to a point in the Westerly line of Oak Park Avenue; thence Southerly along said Westerly line to a point distant 58 feet Southerly measured at right angles from the centerline of the 2nd main track; thence Westerly parallel with said centerline a distance of 100.05 feet; thence Southerly at right angles a distance of 30 feet; thence Westerly at right angles a distance of 60 feet; thence Northerly at right angles a distance of 15 feet; thence Westerly at right angles a distance of 15 feet; thence Northerly at right angles a distance of 15 feet; thence Westerly along a line parallel with and distant 58 feet Southerly measured at right angles from the centerline of the 2nd main track to a point in the Easterly line of said Grove Avenue; thence Northerly along said Easterly line of Grove Avenue to the Point of Beginning, and Also

Beginning at a point in the Easterly line of Oak Park Avenue distant 62 feet Northerly, measured at right angles from the centerline of the 2nd main track; thence Easterly parallel to said centerline to a point in the Westerly line of Wesley Avenue; thence Southerly along said Westerly line to a point distant 47 feet Northerly measured at right angles from the centerline of the 2nd main track; thence Easterly parallel with said centerline to the Easterly line of said Wesley Avenue; thence Northerly along said Easterly line to a point distant 62 feet Northerly measured at right angles from the centerline of the 2nd main track; thence Easterly parallel to said centerline to a point in the Westerly line of East Avenue; thence Southerly along said Westerly line to a point distant 24 feet Northerly measured at right angles from the centerline of the 2nd main track; thence Westerly parallel with said centerline a distance of 462 feet more or less to Easterly end of Platform; thence South at right angles a distance of 5 feet to a point; thence Westerly along a line parallel with and distant 19 feet Northerly measured at right angles from the centerline of the 2nd main track to a point in the Easterly line of said Oak Park Avenue;

thence Northerly along said Easterly line of Oak Park Avenue to the Point of Beginning, and Also

Beginning at a point in the Easterly line of Oak Park Avenue distant 24 feet Southerly measured at right angles from the centerline of the 2nd main track; thence Easterly parallel to said centerline a distance of 455 feet to the Westerly end of a platform; thence Northerly at right angles a distance of 5 feet to a point distant 19 feet Southerly measured at right angles from the centerline of the 2nd main track; thence Easterly parallel with said centerline to a point in the Westerly line of East Avenue; thence Southerly along said Westerly line to a point distant 58 feet Southerly measured at right angles from the centerline of the 2nd main track; thence Westerly parallel with said centerline to a point in the Easterly line of Wesley Avenue; thence Northerly along said Easterly line to a point distant 33 feet Southerly measured at right angles from the centerline of the 2nd main track; thence Westerly parallel with said centerline to a point in the Westerly line of said Wesley Avenue; thence Southerly along said Westerly line to a point distant 58 feet Southerly measured at right angles from the centerline of the 2nd main track; thence Westerly parallel with said centerline to a point on the centerline of Euclid Avenue; thence Northerly along the centerline of Euclid Avenue to a point distant 45.5 feet Southerly measured at right angles from the centerline of the 2nd main track; thence Westerly parallel with said centerline to a point in the Easterly line of Oak Park Avenue; thence Northerly along said Easterly line of Oak Park Avenue to the Point of Beginning, and Also

Beginning at a point on the Easterly line of East Avenue distant 62 feet Northerly measured at right angles from the centerline of the 2nd main track; thence Easterly parallel with said centerline to a point in the Westerly line of Gunderson Avenue; thence Southerly along said Westerly line to a point distant 47 feet Northerly measured at right angles from the centerline of the 2nd main track; thence Easterly parallel with said centerline to a point in the Easterly line of said Gunderson Avenue; thence Northerly along said Easterly line to a point distant 62 feet Northerly measured at right angles from the centerline of the 2nd main track; thence Easterly parallel with said centerline to a point in the Westerly line of Ridgeland Avenue; thence Southerly along said Westerly line to a point distant 24 feet Northerly measured at right angles from the centerline of the 2nd main track; thence Westerly parallel with said centerline to a point in the Easterly line of said East Avenue; thence Northerly along said East line of East Avenue; to the Point of Beginning, and Also

Beginning at a point in the Easterly line of East Avenue, distant 24 feet Southerly measured at right angles from the centerline of the 2nd main track; thence Easterly parallel with said centerline to a point in the Westerly line of Ridgeland Avenue; thence Southerly along said Westerly line to a point of intersection with the Northerly line of 70-foot wide Windsor Avenue; thence Westerly along said Northerly line of Windsor Avenue a distance of 318.2 feet to a point distant 33 feet Southerly measured at right angles from the centerline of the 2nd main track; thence Westerly parallel with said centerline to a point in the Northerly extension of the Westerly line of Elmwood Avenue; thence Southerly along said Northerly extension of the Westerly line of Elmwood Avenue to a point distant 58 feet Southerly, measured at right angles from the centerline of the 2nd main track; thence Westerly parallel with said centerline to a point in the Easterly line of Gunderson Avenue; thence Northerly along said Easterly line to a point distant 33 feet Southerly measured at right angles from the centerline of the 2nd main track; thence Westerly parallel with said centerline to a point in the Westerly line of said Gunderson Avenue; thence Southerly along said Westerly line to a point distant 58 feet Southerly measured at right angles from the centerline of the 2nd main track; thence Westerly parallel with said centerline to a point in the Easterly line of East Avenue; thence Northerly along said Easterly line of East Avenue to the Point of Beginning.



3318 WEST 95TH STREET
EVERGREEN PARK, IL 60805
(708) 424-5678
FAX (708) 425-1898
www.odelsonsterk.com

December 7, 2007

Thomas J. Pavlik
City Clerk
City of Berwyn
6700 W. 26th St.
Berwyn, IL 60402

Re: 6714 W. 34th St. – Accessory Building Height Variance

Dear Clerk:

Enclosed find an ordinance which reflects the City Council's vote on Item I-5 on the November 13, 2007 agenda. At the request of Alderman Nona Chapman, please place this on the agenda for December 11, 2007. If you have any questions, do not hesitate to contact me.

Very truly yours,

Richard F. Bruen, Jr.

RFB/rs

Enclosure

THE CITY OF BERWYN
COOK COUNTY, ILLINOIS

ORDINANCE
NUMBER-

**AN ORDINANCE ALLOWING A VARIATION FROM THE ZONING
CODE FOR THE PROPERTY COMMONLY KNOWN AS
6714 34th STREET, BERWYN, ILLINOIS
AND WHICH IS LOCATED IN AN A-1 ZONING DISTRICT**

Michael A. O'Connor, Mayor
Thomas J. Pavlik, City Clerk

Nona Chapman
Jim Ramos
Mark Weiner
Michele Skryd
Michael Phelan
Robert Lovero
Joel Erickson
Aldermen

Published in pamphlet form by authority of the Mayor and City Clerk of the City of Berwyn on _____

ORDINANCE NO. 07 - _____

**AN ORDINANCE ALLOWING A VARIATION
FROM THE ZONING CODE FOR THE
PROPERTY COMMONLY KNOWN AS
6714 W. 34th STREET, BERWYN, ILLINOIS
AND WHICH IS LOCATED IN AN A-1 ZONING DISTRICT**

WHEREAS, Keith Snow, the resident of a parcel of property (the "*Applicant*"), commonly known as 6714 W. 34th St., Berwyn, Illinois (the "*Subject Property*"), is seeking permission to build an accessory building that is taller than the fourteen feet height allowed for Accessory Buildings by the Zoning Code; and

WHEREAS, the property is located in a A-1 Single-Family Residence District,; and

WHEREAS, on November 13, 2007, the City Council voted to waive the requirements of Chapter 1244 of the Berwyn Code and approve a request for height variance for the new construction of a garage at the Subject Property.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of Berwyn, Cook County, Illinois, as follows:

SECTION ONE

That the above recitals and findings are incorporated herein and made a part hereof, as if fully set forth in their entirety.

SECTION TWO

The City Council voted on November 13, 2007 to bypass the requirements of Chapter 1244 of the Berwyn Code and allow Applicant to build an accessory building

greater than fourteen feet height on the Subject Property, specifically a garage 14', 8" in height.

SECTION THREE

That any and all improvements made to the subject property shall be completed in accordance with all other existing zoning, building set back, building fire and safety ordinances of the City of Berwyn and the specific conditions imposed in this ordinance.

SECTION FOUR

If any section, paragraph, clause or provision of this ordinance shall be held invalid, the invalidity thereof shall not affect any other provision of this ordinance.

SECTION FIVE

All ordinances, resolutions, motions or orders in conflict with this ordinance are hereby repealed to the extent of such conflict.

SECTION SIX

This ordinance shall be in full force and effect upon its passage, approval and publication as provided by law.

SECTION SEVEN

The City Clerk is directed to send a copy of this ordinance to the aforesaid applicant as notification of its passage and approval.

ADOPTED this ____ day of _____, 2007, pursuant to a roll call vote as follows:

	YES	NO	ABSENT	PRESENT
Chapman				
Ramos				
Weiner				
Skryd				
Phelan				
Lovero				
Erickson				

(Mayor O'Connor)				
TOTAL				

APPROVED by the Mayor on _____, 2007.

Michael A. O'Connor
MAYOR

ATTEST:

Thomas J. Pavlik
CITY CLERK



J-3
THE CITY OF **BERWYN, ILLINOIS**

Building A New Berwyn

MICHAEL A. O'CONNOR, *Mayor*

6700 West 26th Street • Berwyn, Illinois 60402-0701 • Telephone: (708) 788-2660 • Fax: (708) 788-2567
www.berwyn-il.gov

December 7, 2007

To: Honorable Mayor O'Connor
Aldermen of the City Council

From: Bruce Bonebrake, City Attorney

Re: ICMA Model Professional Administrator Ordinance

Dear Ladies and Gentleman,

In cooperation with Alderman Joel Erickson and both the International City/County Managers Association and the Illinois City/County Managers Association (of which I have been a member since 1989), the attached draft ordinance effectively creates a City Administrator position. The Ordinance form is intended to create an ICMA recognized municipal position that has been created within a legal framework conducive to the practice of professional management.

Also attached is a guide to hiring a chief administrative officer which is published by the Illinois City/County Management Association and contains valuable information regarding the distinction between a city manager and a general manager as well as a copy of the most recent draft general manager ordinance. Your review and approval is appreciated.

Sincerely,

Bruce A. Bonebrake
City Attorney

ORDINANCE NO.

AN ORDINANCE ESTABLISHING THE POSITION OF DIRECTOR OF ADMINISTRATIVE SERVICES IN THE CITY OF BERWYN, COOK COUNTY, ILLINOIS

WHEREAS, the Mayor and City Council have determined that it is in the best interests of the City to have the position of Director of Administrative Services to more ably continue in the provision of services to the citizens of Berwyn and to accomplish the objectives of orderly and proper administration of the policies and ordinances as expressed by the Corporate Authorities of the City; and,

WHEREAS, the Mayor and City Council operate under the Mayor/Council form of Illinois municipal government whereby certain duties of various municipal officers are identified pursuant to Article 3 of the Illinois Municipal Code 65 ILCS 5/3.1; and,

WHEREAS, the International City/County Management Association (ICMA) has developed criteria for recognizing jurisdictions that provide for a position of professional management pursuant to model Ordinance, the substance of which is herein contained.

NOW, THEREFORE BE IT ORDAINED by the Mayor and City Council of the City Berwyn, Illinois, pursuant to its home rule authority, as follows:

SECTION I: That the above and foregoing recitals be and are hereby incorporated herein by reference as findings of fact by the Corporate Authorities.

SECTION II: That the Municipal Code of the City of Berwyn at Title Six, be and is hereby amended by adding the following new Chapter 223 to read to wit as follows:

CHAPTER 223 – DEPARTMENT OF ADMINISTRATIVE SERVICES

223.01 - AUTHORIZATION TO EMPLOY ADMINISTRATOR; APPOINTMENT.

The Mayor and City Council are hereby authorized to employ a Director of Administrative Services. Such Director of Administrative Services shall be appointed by the Mayor, by and with the advice and approval of the City Council.

223.02 - BOND.

The Director of Administrative Services shall furnish a bond in such amount and with such surety as may be approved by the corporate authorities, such bond to be conditioned upon the faithful performance of his or her duties. The cost of the bond shall be paid by the City. The bond of the Director of Administrative Services may be part of a blanket bond.

223.03 - COMPENSATION.

The Director of Administrative Services shall receive such compensation as the Corporate Authorities shall, from time to time, establish. The City Council may enter into an employment agreement which specifies in writing various provisions, including but not limited to, establishing the level of compensation of the Director of Administrative Services, specifying benefits including levels of support for the Director of Administrative Services' continuing professional education and association activities, determining separation pay upon termination of the Director of Administrative Services' employment and defining other conditions of employment.

223.04 - CHIEF ADMINISTRATOR.

The Director of Administrative Services, under and subject to the direction of the Corporate Authorities, shall be the chief administrator of the City, and shall be responsible to the Corporate Authorities for the proper administration of the affairs of the city and policies adopted by the City Council.

223.05 - ACTING ADMINISTRATOR.

Whenever the Director of Administrative Services is absent from the city for personal reasons, or on account of City business, or is otherwise unable to perform the duties and responsibilities of Director of Administrative Services due to short term illness or disability, the Mayor shall serve as acting Director of Administrative Services, or shall appoint one or more senior staff, whose office shall be temporary and who shall serve only until such time as the Director of Administrative Services is able to resume the duties of his office.

223.06 - APPOINTMENT POWER.

The Director of Administrative Services may recommend appointment of such assistants, department heads, or employees as are necessary to the proper functioning of the city, with such recommendations to be made to the Mayor pursuant to the annual appointment of officers.

223.07 - POWERS AND DUTIES OF ADMINISTRATOR.

The Director of Administrative Services shall have the following powers and duties:

- (A) Provide for the enforcement of all laws and ordinances within the city.

(B) Create the agenda for and attend all meetings of the City Council and other official City Boards and Commissions as directed by the City Council. Attend all meetings of the City Council except those from which the City Council determined that attendance is not required because of a conflict or other reason. The Director of Administrative Services shall have the right to take part in the discussion of all matters coming before the City Council or other official City Boards and Commissions, but shall have no right to vote. The Director of Administrative Services shall be entitled to notice of all special and regular meetings of the City Council.

(C) Recommend to the City Council such measures as, in his or her judgment, he or she deems to be in the best interest of the City.

(D) Recommend to the Mayor the discipline, suspension or termination of any and all city employees, except when otherwise provided by law or contract and to the extent permitted by law and, subject to the Director of Administrative Services' discretion and direct supervision, to delegate to any employee any of these powers with respect to any subordinates of that employee. Pursuant to due process, the Mayor shall retain the final authority regarding the appeal by any employee of all discipline, suspension, or termination actions.

(E) Propose to the Mayor and City Council such personnel rules and regulations as the Director of Administrative Services deems necessary to manage the personnel of the city.

(F) Supervise and administer the conduct of all collective bargaining processes of the City and recommend to the City Council collective bargaining agreements for consideration and approval by the City Council, and administer all employee organization contracts reached through the collective bargaining process.

(G) Direct, supervise and coordinate the activities of all departments, offices, and agencies of the City, except as otherwise provided by law, and to administer the affairs of the City to ensure that all City business is accomplished efficiently and economically.

(H) Recommend to the City Council the creating, consolidating, and combining of offices, positions, departments or units of the administrative and executive departments of the City.

(I) Investigate all complaints in relation to matters concerning the administration of the government of the City and services maintained by the public utilities in the City, and see that all franchises, permits and privileges granted by the City are faithfully observed.

(J) It shall be the duty of the Director of Administrative Services to ensure that all franchises granted by, and all contracts with, the city are faithfully kept and performed; by all parties hereto.

(K) Keep a current inventory of all real and personal property of the City and location of such property. The Director of Administrative Services shall be responsible for the care and custody of all City property which is not assigned to some other officer or body for care and control.

(L) Assist the Mayor with the preparation and submittal of a recommended annual budget for city operations and recommended capital programs; and administer the approved budget after adoption.

(M) Supervise and administer the procurement of commodities and services for all city departments, offices and agencies, and promulgate purchasing rules implementing city ordinances and which are consistent with state law, which shall be followed by employees in the procurement of goods and services.

(N) Report to the Mayor and City Council regarding the administrative activities of the City on a regular basis.

(O) Submit to the Mayor and City Council a complete report on the status of projects and substantive operational initiatives.

(P) Represent the City in its dealings with other governmental agencies and officials, businesses, not-for-profit organizations, residents, and the general public as necessary.

(Q) Cause to be prepared grant and/or loan applications on behalf of the City; administer grant and/or loan funds and shall have caused the preparation of relevant reports to the Corporate Authorities and all appropriate agencies.

(R) Evaluate City projects, programs, agreements and services and make recommendations on modifications and improvements thereto.

(S) Devote his or her entire time to the discharge of his or her official duties.

(T) The Director of Administrative Services shall perform such other duties as may be required by the Mayor or City Council consistent with state statutes and the ordinances of the City.

(U) Hold such other appointive offices as may be consistent with law, as the Mayor and City Council may determine, and to faithfully and honestly discharge the duties and powers associated with such office; The powers assigned to the Director of Administrative Services are not intended to diminish those powers otherwise assigned to other officers by statute or ordinance, including, but not limited to the Mayor.

SECTION III. All offices and departments shall submit all matters requiring City Council action or attention to the Director of Administrative Services, who shall submit them to the City Council with recommendations as may be deemed necessary. All departmental or employee requests shall be submitted to the Director of Administrative Services who shall provide instruction as to policy and action. Except as otherwise provided by state law or city

ordinance, elected and appointed City officers shall deal with the administrative services of the City through the Director of Administrative Services and shall not give orders to subordinates of the Director of Administrative Services, either publicly or privately.

SECTION IV. The Director of Administrative Services may be removed in accordance with law.

SECTION V. All ordinances or resolutions or parts of ordinances or resolutions in conflict herewith, to the extent of such conflict, are hereby changed and amended to be in compliance with this Ordinance; and to the extent the same cannot be so amended, the conflicting provision herein shall be repealed to the extent only of such inconsistency.

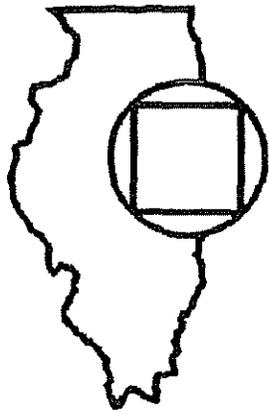
SECTION VI. This ordinance shall be in full force and effect from and after its passage and approval, as provided by law.

APPROVED THIS _____ day of _____, 2007.

MAYOR

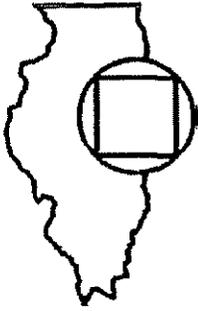
ATTEST:

CLERK



A GUIDE
TO HIRING A
CHIEF
ADMINISTRATIVE
OFFICER

*Published by the
Illinois City/County
Management
Association*



A GUIDE TO HIRING A CHIEF ADMINISTRATIVE OFFICER*

Published by the Illinois City/County Management Association

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*For purposes of this document, the word "administrator" is utilized throughout.

"Administrator" means "chief administrative officer", "city manager", "city administrator", "village manager", "village administrator", "town manager", "town administrator", "county manager" or "county administrator".

ICMA Local Government Recognition

ICMA Local Government Recognition | [Directory of ICMA-Recognized Local Governments](#)

The ICMA recognition process identifies those local governments, which by ordinance, charter or other legal document, have established positions of professional authority. Recognition means the community is identified as one that provides a legal framework conducive to the practice of professional management.

ICMA recognition falls into two categories: council-manager and general management. The criteria related to the council-manager government category are less flexible than those for the general management category. The reasons for this derive from the historical significance and the nature of the council-manager form.

Below are a few of the more frequently asked questions about recognition.

What is recognition?

Recognition is the formal acknowledgment by the membership and the ICMA Executive Board that a local government has established a position of professional management for its appointed executive.

How long does recognition last?

Recognition lasts as long as the legal basis establishing the position of professional management remains unchanged. A change in managers does not affect the recognition status of the local government; a change in the form of government does.

What kind of local governments are eligible for recognition?

Any general purpose city, town, village, township, borough, county, council of governments, or state/provincial association of local governments that has established by legal documents a form of government that satisfies the ICMA recognition criteria is eligible.

What is the basis for recognition?

Compliance with the ICMA recognition criteria is the basis. Evidence of meeting the criteria is either an ordinance, resolution, charter, special act of the state legislature, or another legal document establishing a position of professional management.

What kinds of recognition are there?

There are two kinds: recognition under the council-manager (CM) criteria and under the general management (GM) criteria. Councils of governments and state/provincial associations of local governments are always recognized under the GM criteria; local governments may be recognized under either CM or GM criteria, depending upon their individual features.

The criteria for the council-manager category are less flexible than for the general management category. The reasons for this are the nature of the council-manager form and its historical significance. It represents an easily definable form of local government with a limited variety of implementation. On the council-manager form rests ICMA's origin; the membership has come to see it as the preferred form of governmental organization. Although it is not seen as the only means of providing for overall professional management, the intent is to recognize its contributions to local government by distinguishing it within the wide variety of administrative organizations in democratic governments throughout the world.

What happens after recognition?

APPLYING FOR RECOGNITION

Steps in the Process: In order to be equitable, recognition applications are reviewed in the same order in which they are received. Priority is given neither to CM or GM applications. Upon receipt of an application for recognition, the ICMA staff reviews it and the supporting documents. If there are questions or if the application is incomplete, staff contacts the applicant for additional information. Once all pertinent information is on hand, staff reviews it in light of the ICMA recognition criteria and makes a preliminary determination as to whether either the CM or GM criteria apply.

Council-Manager Recognition. Based upon the staff recommendation and comments from the respective state association president, the Executive Director decides whether or not to extend CM recognition. Staff sends copies of the application and supporting documentation to the state association. The state association president is asked to review the application and respond with their approval or concerns. If no reply is received within four (4) weeks, the Executive Director will formally recognize the local government under the council-manager criteria. The Executive Board is so informed at its next regularly scheduled meeting.

General Management Recognition: General management recognitions are handled differently. The ICMA staff, after reviewing the application and documentation, forwards the material to the state association for consideration. The state association notes its recommendation, then returns the material to ICMA. The recommendation is held until the next board meeting, where the Executive Board decides whether to extend recognition.

Please check the appropriate box: NEW RECOGNITION UPGRADE FROM GM TO CM

Date: _____

A. Questionnaire:

1. Name of Local Government
County _____ State _____
2. Population
3. Title of local government's appointed chief management executive:
4. Name and **office address** of person presently holding the appointed chief management executive position:
5. Appointive chief executive's office phone number
6. Date appointed to office
7. Identify the state enabling legislation, if any, relating to the chief executive's position
8. Legislation establishing and describing authority of the position:
Charter _____ Ordinance _____
Other _____
Date on which present position was established _____
9. Please check the box that best describes the municipality's form of government:
Mayor-Council Commission Repres Town Meeting
Council-Manager Town Meeting
10. Requesting recognition under Council-Manager OR General Management criteria.

B. Please send the following documentation (all three items are needed in order to process the recognition application):

1. A copy of the legislation and other documentation relating to the establishment and authority of the appointed chief management executive.
2. A copy of the approved job description for the chief management executive.
3. An official organizational chart.

PLEASE RETURN THIS FORM AND DOCUMENTATION TO:

ICMA Recognition Program _____

Office: _____

Fax: _____

Qualifications

Qualifications for the position should be based on the educational and administrative background of the candidates.

Guideline

Appointment to the manager's position should be based on professional experience, administrative qualifications, and education to ensure that the community is served by a competent, well-trained professional. Political affiliations should not in any way influence appointment.

Recognition of a General Management Position

(Adopted April 19, 1969, and revised July 22, 1989)

Appointment

The position should be filled by appointment made by an elected representative or representatives and shall be responsible to an elected representative and/or representatives.

Guideline

This criterion relates to the basic concept that overall management is the link between the political leadership and program execution. It is essential that the person filling the position of overall management be appointed by and responsible for the legislative body or the chief elected official of the local government.

Policy Formulation

(Same as for council-manager position.)

Guideline

The position of overall management has a primary characteristic of responsibility for creative initiative in the development of public policy alternatives and recommendations for consideration by elected officials throughout the broad spectrum of the local government's functions. Responsibility for policy formulation means that the person in the position has access to the council and works with its members even though he/she may report directly to the mayor. In the case of a council-appointed administrator, his/her access should be direct.

Budget

The position should have major responsibility for the preparation and administration of the operating and capital improvements budget.

Guideline

Both elements should be present because it is through the administration of the operating budget that basic management control is exercised, and it is the budget preparation process that concerns itself with resource use. In applying the criterion, the term "major responsibility" refers to appointed positions and not elected positions. This may become critical in evaluating the work of a mayor-appointed administrator.

Appointing Authority

The position should exercise significant influence in the appointment of key administrative personnel.

Guideline

The direct or legal appointive power will vary considerably. The fact that the position may have authority only to recommend the appointment of department heads should not in and of itself exclude the local government from recognition. Neither is there any fixed formula as to which or how appointments may be influenced.

((

It will be necessary to view this in the context of the position's total responsibility, particularly the budget process. One important element is that the position should have authority to appoint a sufficient share of the management staff to control budget preparation and administration.

Organizational Relationships

The position should have a continuing direct relationship with the operating department heads on the implementation and administration of the programs.

Guideline

The important factor here is that the position be recognized within the local government organization as the principal general management professional. The relationship is most clear if the position has direct supervision over department heads. The real issue, however, is what day-in and day-out influence the position has over department heads. At a minimum, it should be expected that overall management responsibility includes the status of first peer among administrative peers in a horizontal organization.

Qualifications

(Same as for council-manager position.)

Guideline

This criterion simply means that the person should be chosen on merit and that he/she should have significant administrative experience and educational background. It excludes the strictly "political" appointment. It does not mean, however, that the person must have local government experience per se.

ORDINANCE NO.

AN ORDINANCE ESTABLISHING THE POSITION OF CITY/VILLAGE ADMINISTRATOR*

WHEREAS, the Mayor and City Council/President and Board of Trustees have determined that it is in the best interests of the City/Village to have the position of City Administrator/Village Administrator to more ably continue in the provision of services to the citizens of the City/Village of (Insert Name) and to accomplish the objectives of orderly and proper administration of the policies and ordinances as expressed by the Corporate Authorities of the City/Village of (Insert Name).

NOW, THEREFORE BE IT ORDAINED by the Mayor and City Council/President and Board of Trustees of the City of /Village of (Insert name), Illinois, as follows:

SECTION I: That the above and foregoing recitals be and are hereby incorporated herein by reference as findings of fact by the Corporate Authorities.

SECTION II: That the Municipal Code of the City/Village of (Insert name) at Title be and is hereby amended by adding the following new Sections to read to wit as follows:

AUTHORIZATION TO EMPLOY ADMINISTRATOR; APPOINTMENT. The Mayor and City Council/Village President and Board of Trustees are hereby authorized to employ a City Administrator/Village Administrator. Such Administrator shall be appointed by the Mayor/Village President, by and with the advice and consent of the City Council/Board of Trustees.

BOND. The City/Village Administrator shall furnish a bond in such amount and with such surety as may be approved by the corporate authorities, such bond to be conditioned upon the faithful performance of his or her duties. The cost of the bond shall be paid by the city/village. The bond of the City/Village Administrator may be part of a blanket bond.

COMPENSATION. The City/Village Administrator shall receive such compensation as the Corporate Authorities shall, from time to time, establish. The City Council/Board of Trustees may enter into an employment agreement which specifies in writing provisions, including but not limited to, establishing the level of compensation of the City/Village Administrator, specifying benefits including levels of support for the City/Village Administrator's continuing professional education and association activities, determining separation pay upon termination of the City/Village Administrator's employment and defining other conditions of employment.

CHIEF ADMINISTRATOR. The City/Village Administrator, under and subject to the direction of the Corporate Authorities, shall be the chief administrator of the City/Village, and shall be responsible to the Corporate Authorities for the proper administration of the affairs of the city and policies adopted by the City Council/Board of Trustees.

ACTING ADMINISTRATOR. Whenever the City/Village Administrator is absent from the city for personal reasons, or on account of City/Village business, or is otherwise unable to perform the duties and responsibilities of City/Village Administrator due to short term illness or disability, the City/Village Administrator may designate in writing a member of the City's/Village's senior administrative staff to serve as acting administrator and to carry out the duties of the administrator during the administrator's absence.

*One can be called a manager even if not council/manager form of government by referendum.

In the event of a prolonged absence, as determined by either the City/Village Administrator himself or the Mayor/Village President and City Council/Board of Trustees, then the Mayor/Village President by and with the advice and consent of the City Council/Board of Trustees, shall appoint an acting administrator, whose office shall be temporary and who shall serve only until such time as the City/Village Administrator is able to resume the duties of his office.

APPOINTMENT POWER. The City/Village Administrator may appoint such assistants, department heads, or employees as are necessary to the proper functioning of the city/village, except that the City/Village Administrator may not appoint those city officers which are by state statute required to be appointed by the Mayor/Village President.

POWERS AND DUTIES OF A ADMINISTRATOR. The City/Village Administrator shall have the following powers and duties:

(A) Provide for the enforcement of all laws and ordinances within the city.

// (B) Create the agenda for and attend all meetings of the City Council/Board of Trustees and other official City/Village Boards and Commissions as directed by the City Council/Board of Trustees. Attend all meetings of the City/Village Council/Board except those from which the City Council/Board determined that attendance is not required because of a conflict or other reason. The City/Village Administrator shall have the right to take part in the discussion of all matters coming before the City Council/Board of trustees or other official City/Village Boards and Commissions, but shall have no right to vote. The City/Village Administrator shall be entitled to notice of all special and regular meetings of the City Council/Board of Trustees.

(C) Recommend to the City Council/Board of Trustees such measures as, in his or her judgment, he or she deems to be in the best interest of the City/Village.

(((D) Employ, discipline, suspend and terminate any and all city employees, except when otherwise provided by law or contract and to the extent permitted by law and subject to the City/Village Administrator's discretion and direct supervision, to delegate to any employee any of these powers with respect to any subordinates of that employee.

(E) Propose to the Mayor and City Council/Village President and Board of Trustees such personnel rules and regulations as the Administrator deems necessary to manage the personnel of the city; These rules may cover procedures and policies to govern the following:

- (1) The administration of the position description, classification and pay plans;
- (2) Recruitment, selection, promotion, evaluation, transfer, discipline and separation of city/village personnel;
- (3) Establishment of hours of work, attendance, leave regulations and working conditions;
- (4) Rules covering the outside employment, nepotism and political activity of city/village personnel;
- (5) Maintenance and use of necessary records and forms;
- (6) System of handling all grievances.

(F) Supervise and administer the conduct of all collective bargaining processes of the city/village and recommend to the City Council/Board of Trustees collective bargaining agreements for consideration and approval by the City Council/Board of Trustees, and administer all employee organization contracts reached through the collective bargaining process.

- (G) Direct, supervise and coordinate the activities of all departments, offices, and agencies of the City/Village, except as otherwise provided by law, and to administer the affairs of the City/Village to ensure that all City/Village business is accomplished efficiently and economically.
- (H) Recommend to the City Council/Board of Trustees the creating, consolidating, and combining of offices, positions, departments or units of the administrative and executive departments of the City/Village.
- (I) Investigate all complaints in relation to matters concerning the administration of the government of the city/village and services maintained by the public utilities in the City/Village, and see that all franchises, permits and privileges granted by the City/Village are faithfully observed.
- (J) Sign on behalf of the City/Village any contract authorized by City Council/Board of Trustees, except where the City Council/Board of Trustees or state statutes direct that some other officer shall do so. It shall be the duty of the City/Village Administrator to ensure that all franchises granted by, and all contracts with, the city are faithfully kept and performed; by all parties hereto.
- (K) Keep a current inventory of all real and personal property of the City/Village and location of such property. The City/Village Administrator shall be responsible for the care and custody of all City/Village property which is not assigned to some other officer or body for care and control.
- (L) Prepare and submit to the Mayor and City Council/Village President and Board of Trustees by the date set by the Council/Board a recommended annual budget for city operations and recommended capital programs; and administer the approved budget after adoption.
- (M) Supervise and administer the procurement of commodities and services for all city departments, offices and agencies, and promulgate purchasing rules implementing city ordinances and which are consistent with state law, which shall be followed by employees in the procurement of goods and services.
- (N) Report to the City Council/Board of Trustees periodically the financial condition of the City/Village.
- (O) Submit to the Mayor and City Council/Village President and Board of Trustees and make available to the public a complete report on the finances and administrative activities of the City/Village as of the end of each fiscal year.
- (P) Represent the City/Village in its dealings with other governmental agencies and officials, businesses, not-for-profit organizations, residents, and the general public as necessary.
- (Q) Cause to be prepared grant and/or loan applications on behalf of the City/Village; administer grant and/or loan funds and shall have caused the preparation of relevant reports to the Corporate Authorities and all appropriate agencies.
- (R) Evaluate City/Village projects, programs, agreements and services and make recommendations on modifications and improvements thereto.
- (S) Devote his or her entire time to the discharge of his or her official duties.
- (T) The City/Village Administrator shall perform such other duties as may be required by the City Council/Board of Trustees consistent with state statutes and the ordinances of the City/Village.

- (U) Hold such other appointive offices as may be consistent with law, as the Mayor and City Council/Village President and Board of Trustees may determine, and to faithfully and honestly discharge the duties and powers associated with such office;

The powers assigned to the City/Village Administrator are not intended to diminish those powers otherwise assigned to other officers by statute or ordinance, including, but not limited to the Mayor/Village President.

MATTERS DIRECTED TO ADMINISTRATOR'S ATTENTION. All offices and departments shall submit all matters requiring City Council/Board of Trustees action or attention to the City/Village Administrator, who shall submit them to the City Council/Board of Trustees with recommendations as may be deemed necessary. All departmental or employee requests shall be submitted to the City/Village Administrator who shall provide instruction as to policy and action. Except as otherwise provided by state law or city ordinance, elected and appointed City/Village officers shall deal with the administrative services of the City/Village through the City/Village Administrator and shall not give orders to subordinates of the City/Village Administrator, either publicly or privately.

REMOVAL. The City/Village Administrator may be removed in accordance with law.

SECTION III. Repealer. All ordinances or resolutions or parts of ordinances or resolutions in conflict herewith, to the extent of such conflict, are hereby changed and amended to be in compliance with this Ordinance; and to the extent the same cannot be so amended, are hereby repealed to the extent of such inconsistency.

SECTION IV. Effective date. This ordinance shall be in full force and effect from and after its passage and approval, as provided by law.

APPROVED THIS _____ day of _____, 20__.

MAYOR/VILLAGE PRESIDENT



2-4
THE CITY OF **BERWYN, ILLINOIS** *Building A New Berwyn*

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December 7, 2007

To: Honorable Mayor O'Connor
Aldermen of the City Council

From: Bruce Bonebrake, City Attorney

Re: Municipal and Commuter Parking Ordinance Amendment

Dear Ladies and Gentleman,

Pursuant to the request of the City Council, the attached draft ordinance amends the Berwyn Code to recognize additional categories of City parking permits and to adjust user fees to cover the City's cost of owning, operating and maintaining the Grove Municipal Lot and various Commuter parking spaces. Language regarding permit provisions for Depot District business owners has also been added at the direction of City Council. Approval is respectfully requested so that the Collector's office can begin distribution applications and selling parking permits for Fiscal Year 2008.

Sincerely,

Bruce A. Bonebrake
City Attorney

ORDINANCE NO. _____

AN ORDINANCE AMENDING SECTION 484.03 OF THE BERWYN CODE TO INCREASE MUNICIPAL AND COMMUTER PARKING PERMIT FEES WITHIN THE CITY OF BERWYN, COOK COUNTY, ILLINOIS

WHEREAS, the City of Berwyn owns and operates municipal parking spaces offering reserved and unreserved vehicle parking for a permit fee; and,

WHEREAS, the municipal parking sites and commuter parking facilities are maintained by the City of Berwyn and such real property is subject to taxation as income-generating rental property; and,

WHEREAS, the City Council has determined that all municipal and commuter parking space expenses and costs should be paid by user fees generated from the sale of parking space permits, and that user fees should be evaluated from time to time and adjusted as necessary.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of Berwyn, Cook County, Illinois, in the exercise of Berwyn's home rule powers as follows:

SECTION 1: Section 484.03 is hereby amended to read as follows (with proposed additions underlined, and proposed deletions ~~stricken~~):

484.03 MUNICIPAL AND COMMUTER PERMITS.

(a) Council shall establish certain parking spaces ~~in the South Zone~~ within the City as permit parking only spaces, such spaces to be designated by signs indicating "Municipal Permit Parking Only" or "Commuter Permit Parking Only."

(b) Municipal and commuter permits to park in such spaces are available upon application to the City Collector on a form to be provided for this purpose, which application shall include the name, address and telephone number of the applicant.

(c) The fee for such a Grove Municipal Lot parking permit is ~~seventy-five dollars (\$75.00)~~ one hundred dollars (\$100.00) per quarter or ~~two hundred and fifty dollars (\$250.00)~~ three hundred and seventy-five dollars (\$375.00) per year, and the number of permits shall be marked or otherwise limited by availability. ~~limited by Council. The Collector may prorate the yearly or quarterly fee on a weekly or monthly basis. Such permit shall not be issued or renewed until the required fee is paid, and is not transferable.~~

(d) The fee for a Commuter unreserved parking permit is ninety dollars (\$90.00) per quarter or three hundred and thirty dollars (\$330.00) per year, and the number of permits shall be limited by availability.

(e) The fee for a Business reserved parking permit is one hundred and twenty-five dollars (\$125.00) per year, and the number of permits shall be marked or otherwise limited by availability.

(f) The fee for a Business unreserved parking permit is one hundred and twenty-five dollars (\$125.00) per year, and the number of permits shall be limited by availability, except that each business in the Depot District may purchase two Business Parking Stickers to be used anywhere in the Depot District where parking is not restricted to reserved parking permit holders or Commuter parking permit holders.

(g) The Collector may prorate the yearly or quarterly fee on a weekly or monthly basis. Such permit shall not be issued or renewed until the required fee is paid, and the permit is not transferable. In the event of the loss of such permit, the fee for replacement shall be one-half of the cost of the original permit, and an application for such replacement shall be made to the Collector.

(h)(e) Municipal and commuter parking permits shall be in decal form and in colors designated by the City Collector, shall be numbered and shall state the date of issuance and date of expiration. Such permits shall be affixed to the windshields of vehicles where they may be visible from the exterior of the vehicles.

(i)(d) No vehicle which does not bear a Municipal parking permit or a commuter parking permit shall park in those spaces designated as "Municipal Permit Parking Only" or "Commuter Permit Parking Only." All such spaces shall be designated as tow zones.

SECTION 2: If any section, paragraph, clause or provision of this ordinance shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this ordinance.

SECTION 3: All ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 4: This ordinance shall be in full force and effect after its passage, approval and publication as provided by law.

ADOPTED this ____ day of December, 2007, pursuant to a roll call vote as follows:

	YES	NO	ABSENT	PRESENT

Chapman				
Ramos				
Weiner				
Skryd				
Phelan				
Lovero				
Erickson				
O'Connor (Mayor)				
TOTAL				

APPROVED by the Mayor on December _____, 2007.

Michael A. O'Connor, Mayor

ATTEST:

Thomas J. Pavlik, City Clerk



THE CITY OF **BERWYN, ILLINOIS**

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December 7, 2007

To: Honorable Mayor O'Connor
Aldermen of the City Council

From: Bruce Bonebrake, City Attorney

Re: Illinois Housing Development Authority Bond Cap Resolution

Dear Ladies and Gentleman,

In cooperation with the Illinois Housing Development Authority, the City of Berwyn is able to allocate unused private activity bond cap to promote greater housing opportunities for middle income home buyers locating in Berwyn. Using strict underwriting criteria and promoting housing counseling services IHDA and the City of Berwyn hope to offer real savings and opportunity to current and future residents and help reduce the trend in home foreclosures.

The City is also negotiating with IHDA to facilitate future housing opportunities for senior citizens and to help reduce housing blight in distressed areas using 2008 bond cap allocation. The 2007 bond cap is in addition to over \$2,000,000 ceded to IDHA in 2006 for housing programs. Your approval is respectfully appreciated.

Sincerely,

Bruce A. Bonebrake
City Attorney

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY OF BERWYN, COOK COUNTY, ILLINOIS,
DECLARING THE INTENTION OF THE CITY COUNCIL TO PARTICIPATE IN THE
ILLINOIS HOUSING DEVELOPMENT AUTHORITY FIRST TIME HOME BUYER
SINGLE FAMILY PROGRAM AND MORTGAGE CREDIT CERTIFICATE ROGRAM**

WHEREAS, there exists within the borders of the City of Berwyn, Illinois (the "Municipality"), a recognized need for decent, safe, sanitary and well-constructed and maintained housing which persons of moderate income can afford, especially if provided with professional housing counseling; and,

WHEREAS, the Municipality is a home rule unit of local government pursuant to Article VII of the Illinois Constitution of 1970 and, as such a home rule unit, the Municipality receives an annual allocation of private activity bond volume cap ("Volume Cap") pursuant to Section 146 of the Internal Revenue Code of 1986, as amended from time to time (the "Code"); and

WHEREAS, Section 143 of the Code ("Section 143") authorizes home rule units to issue mortgage revenue bonds ("Revenue Bonds") using Volume Cap, the proceeds of which are to be used to purchase qualified mortgage loans, as defined in Section 143 ("Mortgage Loans"), made to homebuyers satisfying the requirements of Section 143 ("Homebuyers"); and

WHEREAS, Section 25 of the Code authorizes home rule units to elect to surrender all or a portion of the Volume Cap available to issue Revenue Bonds and/or issue mortgage credit certificates ("MCC's") in place of those Revenue Bonds; Homebuyers receiving such MCC's are entitled to a credit against their federal income tax; and

WHEREAS, the Municipality is considering establishing and implementing (i) a mortgage revenue bond program (the "MRB Program") to purchase Mortgage Loans from qualified Homebuyers living within the Municipality, using \$1,369,765.00 of its Volume Cap for the year 2007 ("Year 2007 Volume Cap"); and (ii) a mortgage credit certificate program (the "MCC Program") to issue MCC's to qualified Homebuyers who participate in housing counseling and who are living within the Municipality, using \$3,000,000.00 of Year 2007 Volume Cap; and

WHEREAS, the Illinois Housing Development Authority ("IHDA") has offered to create and administer both the MRB Program and the MCC Program, including applicable housing counseling; the Municipality would cede to IHDA a portion of its Year 2007 Volume Cap, and for a period of one (1) year from the commencement date of the MRB Program and the MCC Program, IHDA would purchase Mortgage Loans made exclusively to, and provide the MCC's exclusively to, Homebuyers living in the Municipality.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Berwyn, Cook County, Illinois, pursuant to its home rule authority as follows:

Section 1

The Municipality makes the findings and determinations set forth in the preamble. The terms defined in the preamble are adopted for the purposes of this Resolution.

Section 2

The Municipality approves and authorizes its participation in the MRB Program and cedes to IHDA \$1,369,765.00 of its Year 2007 Volume Cap for purposes of establishing and administering the MRB Program.

Section 3

The Municipality approves and authorizes its participation in the MCC Program and cedes to IHDA \$3,000,000.00 of its Year 2007 Volume Cap for purposes of establishing and administering the MCC Program.

Section 4

The Municipality authorizes and empowers the proper officials, agents and employees of the Municipality to do all acts and things and to execute all documents and instruments as may be necessary to participate in the MRB Program and the MCC Program and to carry out and comply with the provisions and intent of this Resolution or to effectuate its purpose.

Section 5

This Resolution shall take effect immediately upon its adoption.

This resolution was adopted by the City Council of the City of Berwyn and deposited in the office of the City Clerk this ____ day of December, 2007.

APPROVED by me this ____ day of December, 2007.

MICHAEL A. O'CONNOR, Mayor

THOMAS J. PAVLIK, City Clerk



Memo

To: City Council and Mayor Michael O'Connor

From: Stephanie Walker

Date: December 5, 2007

Re: Tax abatement ordinances

Three of the City's debt issuances were issued for TIF purposes. The 2002A and a portion of the 2001 debt were issued to fund projects within the Ogden TIF district. The 2002B bonds were issued to finance Roosevelt Road projects. As the principal and interest payments on these three debt issuances will be paid with funds from the Ogden and Roosevelt TIF districts, the City needs to abate (or decrease) the amount levied as Bond and Interest Tax Levy. These debt payments were budgeted within the appropriate TIF districts.

Additionally through the 2007 debt restructure a portion of the bond proceeds were to be set aside for interest payments over the next several years. As these funds are on hand, the City does not levy for those funds.

The attached document summarizes the abatements both already on-file at the County and those the City needs to complete an ordinance to abate on an annual basis (Due to Other) as described above.

Please approve these abatements and refer to legal to draft the appropriate ordinances to be filed at the Council. Please let me know if you have any questions on these items.

City of Berwyn
Debt Service Levy Summary

Year Debt Issue	Original P&I	Abatement Notes	Abatements Due to Refundings	Abatements Due to Other	Net Levy
1998	3,638,750.00		-	-	3,638,750.00
1998	5,714,448.00	2004 Refunding	999,338.00	-	4,715,110.00
		2007 Refunding	4,386,585.00	-	(4,386,585.00)
2001	113,168.00	TIF pymt	-	62,242.00	50,926.00
2002A	412,356.00	TIF pymt	-	412,356.00	-
2002B	80,370.00	TIF pymt	-	80,370.00	-
2004	944,937.50	2007 Refunding	207,500.00	-	737,437.50
2007A	1,408,250.00	Capitalized Interest	-	945,453.00	462,797.00
2007B	1,230,987.00		-	-	1,230,987.00
	<u>13,543,266.50</u>		<u>5,593,423.00</u>	<u>1,500,421.00</u>	<u>6,449,422.50</u>

Note: Abatements due to refundings are already on file at the County, no abatement ordinance is needed as this was signed and filed at the time of the rerefunding



THE CITY OF **BERWYN, ILLINOIS** *Building A New Berwyn*

MICHAEL A. O'CONNOR, *Mayor*

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December 7, 2007

To: Stephanie Walker, Finance Director

From: Bruce Bonebrake, City Attorney

Re: 2007 Tax Levy Abatement Ordinance (Series 2002A)

Stephanie,

The attached 2007 Tax Levy Abatement Ordinance Series 2002A and the Clerk's Certification have been prepared at your request for City Council review and approval.

Sincerely,

Bruce A. Bonebrake
City Attorney

ORDINANCE NO.

**AN ORDINANCE PROVIDING FOR THE ABATEMENT OF THE 2007
TAX LEVY FOR THE GENERAL OBLIGATION CORPORATE PURPOSE BONDS,
SERIES 2002A, OF THE CITY OF BERWYN,
COOK COUNTY, ILLINOIS**

WHEREAS, the City of Berwyn, Cook County, Illinois, adopted Ordinance No. 02-06, on March 12, 2002, entitled "An Ordinance Providing for the Issuance of General Obligation Corporate Purpose Bonds, Series 2002A, of the City of Berwyn, Cook County, Illinois, Authorizing the Execution of a Bond Order in Connection therewith, and Providing for the Levy and Collection of a Direct Annual Tax for the Payment of the Principal of and Interest on Said Bonds" (the "Ordinance"); and

WHEREAS, the City of Berwyn now has on hand, on deposit in a Special Allocation Fund from sources other than taxation, sufficient funds which are available to be used to pay the principal and interest on the Ordinance; and

NOW, THEREFORE, be it ordained by the Mayor and City Council of the City of Berwyn, Cook County, Illinois in the exercise of Berwyn's home rule powers as follows:

SECTION 1: The tax levy against all taxable property in the City of Berwyn as set forth in the Ordinance and the corresponding Bond Determination is abated as follows:

<u>Tax Year</u>	<u>Original Levy</u>	<u>Abatement</u>	<u>Tax Levy</u>
2007	\$412,356.00	\$412,356.00	\$ -0-

SECTION 2: If any section, paragraph, clause or provision of this ordinance shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this ordinance.

SECTION 3: All ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 4: This ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law.

ADOPTED this ____ day of December, 2007 pursuant to a roll call vote as follows:

	YES	NO	ABSENT	PRESENT
Chapman				
Erickson				
Lovero				
Phelan				
Ramos				
Skryd				
Weiner				
(Mayor O'Connor)				
TOTAL				

APPROVED by the Mayor on December ____, 2007.

Michael A. O'Connor
MAYOR

ATTEST:

Thomas Pavlik
CITY CLERK

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

CERTIFICATION

I, Thomas Pavlik, do hereby certify that I am the duly qualified and elected Clerk of the City of Berwyn, Cook County, Illinois, and that as such Clerk I do have charge of and custody of the books and records of the City of Berwyn, Cook County, Illinois.

I do hereby further certify that the foregoing is a full, true and correct copy of Ordinance No. _____, "An Ordinance Providing for the Abatement of the 2007 Tax Levy for the General Obligation Corporate Purpose Bonds, Series 2002B, of the City of Berwyn, Cook County, Illinois," adopted and approved by the Mayor and City Council of the City of Berwyn, Illinois on December _____, 2007.

IN WITNESS WHEREOF, I have hereunto affixed my hand and the Corporate Seal of the City of Berwyn, Cook County, Illinois this _____ day of December, 2007.

Thomas Pavlik
City Clerk
City of Berwyn
Cook County, Illinois



THE CITY OF **BERWYN, ILLINOIS** *Building A New Berwyn*

MICHAEL A. O'CONNOR, *Mayor*

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www.berwyn-il.gov

December 7, 2007

To: Stephanie Walker, Finance Director

From: Bruce Bonebrake, City Attorney

Re: 2007 Tax Levy Abatement Ordinance (Series 2002B)

Stephanie,

The attached 2007 Tax Levy Abatement Ordinance for Series 2002B and the Clerk's Certification have been prepared at your request for City Council review and approval

Sincerely,

Bruce A. Bonebrake
City Attorney

ORDINANCE NO.

**AN ORDINANCE PROVIDING FOR THE ABATEMENT OF THE 2007
TAX LEVY FOR THE GENERAL OBLIGATION CORPORATE PURPOSE BONDS,
SERIES 2002B, OF THE CITY OF BERWYN,
COOK COUNTY, ILLINOIS**

WHEREAS, the City of Berwyn, Cook County, Illinois, adopted Ordinance No. 02-05, on August 12, 2002, entitled "An Ordinance Providing for the Issuance of General Obligation Corporate Purpose Bonds, Series 2002B, of the City of Berwyn, Cook County, Illinois, Authorizing the Execution of a Bond Order in Connection therewith, and Providing for the Levy and Collection of a Direct Annual Tax for the Payment of the Principal of and Interest on Said Bonds" (the "Ordinance"); and,

WHEREAS, the City of Berwyn now has on hand, on deposit in a Special Allocation Fund from sources other than taxation, sufficient funds which are available to be used to pay a portion of the principal and interest on the Ordinance; and

NOW, THEREFORE, be it ordained by the Mayor and City Council of the City of Berwyn, Cook County, Illinois in the exercise of Berwyn's home rule powers as follows:

SECTION 1: The tax levy against all taxable property in the City of Berwyn as set forth in the Ordinance and the corresponding Bond Determination is abated as follows:

<u>Tax Year</u>	<u>Original Levy</u>	<u>Abatement</u>	<u>Tax Levy</u>
2007	\$80,370.00	\$80,370.00	\$ -0-

SECTION 2: If any section, paragraph, clause or provision of this ordinance shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this ordinance.

SECTION 3: All ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 4: This ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law.

ADOPTED this ____ day of December, 2007 pursuant to a roll call vote as follows:

	YES	NO	ABSENT	PRESENT
Chapman				
Erickson				
Lovero				
Phelan				
Ramos				
Skryd				
Weiner				
(Mayor O'Connor)				
TOTAL				

APPROVED by the Mayor on December ____, 2007.

Michael A. O'Connor
MAYOR

ATTEST:

Thomas Pavlik
CITY CLERK

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

CERTIFICATION

I, Thomas Pavlik, do hereby certify that I am the duly qualified and elected Clerk of the City of Berwyn, Cook County, Illinois, and that as such Clerk I do have charge of and custody of the books and records of the City of Berwyn, Cook County, Illinois.

I do hereby further certify that the foregoing is a full, true and correct copy of Ordinance No.____, "An Ordinance Providing for the Abatement of the 2007 Tax Levy for the General Obligation Corporate Purpose Bonds, Series 2002B, of the City of Berwyn, Cook County, Illinois," adopted and approved by the Mayor and City Council of the City of Berwyn, Illinois on December ____, 2007.

IN WITNESS WHEREOF, I have hereunto affixed my hand and the Corporate Seal of the City of Berwyn, Cook County, Illinois this ____ day of December, 2007.

Thomas Pavlik
City Clerk
City of Berwyn
Cook County, Illinois



THE CITY OF **BERWYN, ILLINOIS** *Building A New Berwyn*

MICHAEL A. O'CONNOR, *Mayor*

6700 West 26th Street • Berwyn, Illinois 60402-0701 • Telephone: (708) 788-2660 • Fax: (708) 788-2567
www.berwyn-il.gov

December 7, 2007

To: Stephanie Walker, Finance Director

From: Bruce Bonebrake, City Attorney

Re: 2007 Tax Levy Partial Abatement Ordinance (Series 2001)

Stephanie,

The attached 2007 Tax Levy Partial Abatement Ordinance for Series 2001 GO Bonds and the Clerk's Certification have been prepared at your request for City Council review and approval.

Sincerely,

Bruce A. Bonebrake
City Attorney

ORDINANCE NO.

**AN ORDINANCE PROVIDING FOR THE PARTIAL ABATEMENT
OF THE 2007 TAX LEVY FOR THE GENERAL OBLIGATION CORPORATE
PURPOSE BONDS, SERIES 2001, OF THE CITY OF BERWYN,
COOK COUNTY, ILLINOIS**

WHEREAS, the City of Berwyn, Cook County, Illinois, adopted Ordinance No. 02-06, on March 12, 2002, entitled "An Ordinance Providing for the Issuance of \$3,890,000 00 General Obligation Corporate Purpose Bonds, Series 2001, of the City of Berwyn, Cook County, Illinois, Authorizing the Execution of an Escrow Agreement in Connection therewith, and Providing for the Levy and Collection of a Direct Annual Tax for the Payment of the Principal of and Interest on Said Bonds" (the "Ordinance"); and

WHEREAS, the City of Berwyn now has on hand, on deposit in a Special Allocation Fund from sources other than taxation, sufficient funds which are available to be used to pay a portion of the principal and interest on the Ordinance; and

NOW, THEREFORE, be it ordained by the Mayor and City Council of the City of Berwyn, Cook County, Illinois in the exercise of Berwyn's home rule powers as follows:

SECTION 1: The tax levy against all taxable property in the City of Berwyn as set forth in the Ordinance and the corresponding Bond Determination is partially abated as follows:

<u>Tax Year</u>	<u>Original Levy</u>	<u>Abatement</u>	<u>Tax Levy</u>
2007	\$113,168.00	\$62,242.00	\$50,926.00

SECTION 2: If any section, paragraph, clause or provision of this ordinance shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this ordinance.

SECTION 3: All ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 4: This ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law.

ADOPTED this ____ day of December, 2007 pursuant to a roll call vote as follows:

	YES	NO	ABSENT	PRESENT
Chapman				
Erickson				
Lovero				
Phelan				
Ramos				
Skryd				
Weiner				
(Mayor O'Connor)				
TOTAL				

APPROVED by the Mayor on December ____, 2007.

Michael A. O'Connor
MAYOR

ATTEST:

Thomas Pavlik
CITY CLERK

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

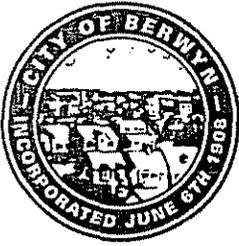
CERTIFICATION

I, Thomas Pavlik, do hereby certify that I am the duly qualified and elected Clerk of the City of Berwyn, Cook County, Illinois, and that as such Clerk I do have charge of and custody of the books and records of the City of Berwyn, Cook County, Illinois.

I do hereby further certify that the foregoing is a full, true and correct copy of Ordinance No. _____, "An Ordinance Providing for the Partial Abatement of the 2006 Tax Levy for the General Obligation Corporate Purpose Bonds, Series 2001, of the City of Berwyn, Cook County, Illinois," adopted and approved by the Mayor and City Council of the City of Berwyn, Illinois on December _____, 2007.

IN WITNESS WHEREOF, I have hereunto affixed my hand and the Corporate Seal of the City of Berwyn, Cook County, Illinois this _____ day of December, 2007.

Thomas Pavlik
City Clerk
City of Berwyn
Cook County, Illinois



THE CITY OF BERWYN, ILLINOIS

Building A New Berwyn

MICHAEL A. O'CONNOR, *Mayor*

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www.berwyn-il.gov

To: City Council and Mayor Michael O'Connor

From: Stephanie Walker

Date: October 10, 2007

Re: Chicago Water Rate Increase

We recently received notification of the City of Chicago's water rate increases for the next 3 years. They are increasing the rate 15% in 2008, 15% in 2009 and 14% in 2010.

The cost of water we pay to Chicago is approximately 54% of the total water and sewer utilities' total costs in a year. Because it is not 100%, we do not necessarily need to raise rates as much as Chicago did in order to maintain our current income/loss position.

Attached is a summary showing the relationship between the current rates including the previously passed increase to expenses as well as potential increases.

I would recommend a 10% increase to cover the cost of the City of Chicago increase, this should also leave us with room for the fact that we will miss the first quarter of billings. Attached is updated water ordinance as reviewed by legal for your approval. As always I am available for any questions you might have on my recommendations.

City of Berwyn
Water Rate Summary

	2008								
	Includes 5% Current Rates	% Change	Current Rates with Chicago Increase	% Change	15% Increase in Rates with Chicago Increase	% Change	10% Increase in Rates with Chicago Increase	% Change	If 10% cannot be done until 2nd Quarter
Revenues									
Residential	\$ 1,428,000	0%	\$ 1,428,000	15%	\$ 1,642,200	10%	\$ 1,570,800	8%	\$ 1,535,100
Commercial	3,465,000	0%	3,465,000	15%	3,984,750	10%	3,811,500	8%	3,724,875
All other water revenues	<u>311,000</u>	0%	<u>311,000</u>	0%	<u>311,000</u>	0%	<u>311,000</u>	0%	<u>311,000</u>
Total Revenues	5,204,000		5,204,000		5,937,950		5,693,300		5,570,975
Expenses									
City of Chicago cost of water	2,551,151	15%	2,933,824	15%	2,933,824	15%	2,933,824	15%	2,933,824
All other water expenses	<u>2,303,585</u>	0%	<u>2,303,585</u>	0%	<u>2,303,585</u>	0%	<u>2,303,585</u>	0%	<u>2,303,585</u>
Total expenses	<u>4,854,736</u>		<u>5,237,409</u>		<u>5,237,409</u>		<u>5,237,409</u>		<u>5,237,409</u>
Net income available for depreciation	<u>\$ 349,264</u>		<u>\$ (33,409)</u>		<u>\$ 700,541</u>		<u>\$ 455,891</u>		<u>\$ 333,566</u>

Note: I need to check with Angie, but I think that any increase cannot be put into effect for our customers until the second quarter. Angie is currently on vacation and will return on Tuesday, the day of Council.

If an increase cannot be put into effect until second quarter then a 10% increase only results in an 8% annualized amount.



THE CITY OF **BERWYN, ILLINOIS** *Building A New Berwyn*

MICHAEL A. O'CONNOR, *Mayor*

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www.berwyn-il.gov

December 6, 2007

To: Mayor Michael O'Connor & City Council Members

From: Patrick Ryan, Public Works Director

Re: Increase in City of Chicago Water Rates

The City of Chicago has recently sent the attached notice of water rate increases to the City of Berwyn. The rate increases are as follows:

January 1, 2008	15%
January 1, 2209	15%
January 1, 2010	14%

Recommended Actions;

Staff recommends the City Council approve sufficient increase to the City of Berwyn's Water and Sewer Rates to cover the increases in Chicago rate for water.



City of Chicago
Richard M. Daley, Mayor

Department of Water Management

John F. Spatz, Jr.
Commissioner

Jardine Water Purification Plant
1000 East Ohio Street
Chicago, Illinois 60611
(312) 744-7001
(312) 744-9631 (FAX)
(312) 744-2968 (TTY)

<http://www.cityofchicago.org/watermanagement>

November 13, 2007

Mr. Patrick Ryan
City Of Berwyn
6700 W. 26th Street
Berwyn, IL. 60402

Dear Municipal Water Supply Customer:

I am writing to inform you that today City Council passed Mayor Richard M. Daley's 2008 Budget. Please be advised that water rate increases were approved as follows:

January 1, 2008	15%
January 1, 2009	15%
January 1, 2010	14%

These rate increases are necessary as they will allow us to continue to provide the level of service you expect as a customer, increase our water and sewer infrastructure renewal and replacement program, and to proceed with facility upgrades.

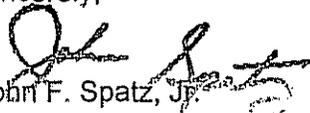
These rate increases are needed to keep up with the increasing costs of operations and maintenance due to increases in labor, materials, energy and fuel costs, rising costs of construction to maintain and replace aging infrastructure, increasing costs of capital projects and costs associated with regulatory compliance.

Our pumping stations and treatment plants are well maintained, but aging. In the last 10 years we have continued with investing in our facilities. An example of some of these projects included the investment of over 215 Million Dollars on projects including the expansion of the 79th Street Outlet Tunnel, the conversion of the Roseland Pumping Station from steam to electric, a roof replacement at the Jardine Purification Plant and new chlorine facilities at the South Water Purification Plant. With each improvement security upgrades are included to ensure that they are not only more efficient but also safer. These rate increases allow us to continue to make improvements to our facilities without delay.

We will continue to invest to efficiently maintain all of our assets used to deliver water to over 5 million people in the Chicagoland area.

Should you have any questions, please feel free to contact me at 312-744-7001.

Sincerely,


John F. Spatz, Jr.
Commissioner





THE CITY OF **BERWYN, ILLINOIS** *Building A New Berwyn*

MICHAEL A. O'CONNOR, *Mayor*

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www.berwyn-il.gov

December 7, 2007

To: Stephanie Walker, Finance Director

From: Bruce Bonebrake, City Attorney

Re: Ordinance adjusting the basic water use charge for FY 2008

Stephanie,

The attached Ordinance has been prepared to recognize the City of Chicago's recent notice to the City of Berwyn that all water rates charged to Lake Michigan water customers will be increased commencing in 2008.

Sincerely,

Bruce A. Bonebrake
City Attorney

ORDINANCE NO.

**AN ORDINANCE ADJUSTING BASIC WATER USE CHARGES BY
AMENDING SECTION 1048.02 OF THE BERWYN CODIFIED ORDINANCES
IN THE CITY OF BERWYN, COOK COUNTY, ILLINOIS**

WHEREAS, the City of Berwyn and the City of Chicago have previously entered into a contract to allow Lake Michigan water to be delivered to the City for distribution and sale to potable water users and utility customers; and,

WHEREAS, the City of Berwyn administers the collection of all such customer accounts and provides applicable billing invoices, accounting services and expends other public funds to deliver, monitor usage and bill City users of Lake Michigan potable water at the most cost-effective rates; and,

WHEREAS, the City of Berwyn is obligated by contract to pay all applicable water costs charged monthly by the City of Chicago, including annual rate increases reasonably charged by the City of Chicago to all Lake Michigan water users upon proper notice; and,

WHEREAS, the City of Chicago has given the City of Berwyn notice that water rates charged for the distribution and supply of Lake Michigan water will be increasing by fifteen percent (15%) commencing in 2008.

THEREFORE BE IT HEREBY ORDAINED THAT, the City Council of the City of Berwyn, pursuant to its home-rule authority, adopts the amended billing fee rate adjustment as established by the City of Chicago for the sale and delivery of Lake Michigan potable water in the 2008 calendar year as set forth below:

SECTION 1: All applicable basic water use charges for all classes of water users, contained in Section 1048.02 of the Berwyn Code of Ordinances, shall be adjusted by increasing all such rates and charges by 10 % for the 2008 Fiscal Year.

SECTION 2: If any section, paragraph, clause or provision of this ordinance shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this ordinance.

SECTION 3: All ordinances in conflict herewith are hereby amended or repealed to the extent of such conflict.

SECTION 4: This ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law to be effective by January 1st 2008.

ADOPTED this _____, by the City Council of the City of Berwyn, Cook County, Illinois, pursuant to a roll call vote, as follows:

	YES	NO	ABSENT	PRESENT
Chapman				
Ramos				
Weiner				
Skryd				
Phelan				
Lovero				
Erickson				
O'Connor (Mayor)				
TOTAL				

APPROVED by the Mayor on December _____, 2007.

ATTEST:

Thomas J. Pavlik, CITY CLERK

Michael A. O'Connor
MAYOR



38
THE CITY OF **BERWYN, ILLINOIS** *Building A New Berwyn*

MICHAEL A. O'CONNOR, *Mayor*

6700 West 26th Street • Berwyn, Illinois 60402-0701 • Telephone: (708) 788-2660 • Fax: (708) 788-2567
www.berwyn-il.gov

To: City Council and Mayor Michael O'Connor

From: Stephanie Walker

Date: December 5, 2007

Re: 2007 Tax Levy

Attached is a summary of the 2006 and 2007 levies, including the abatement information. Also attached is the ordinance prepared for the property tax levy. The proposed levy is a 5% from the 2006 (last year) levy, after abatements (for both years). The amounts listed in the 2007 levy ordinance are gross of the abatements as required in Cook County. The abatement ordinance is also prepared and submitted under separate cover for this meeting.

The 5% increase does include the library amount as shown in the budget document revised last week.

As always, please let me know if you have any questions or comments.

City of Berwyn
 Summary of Tax Levy
 For 2007 Levy

	<u>2006 Levy</u>	<u>2007 Levy</u>	<u>Increase</u>	<u>% Increase</u>
Fire Pension	\$ 2,431,808	\$ 2,034,586		
Police Pension	2,236,154	1,928,758		
Library	1,408,076	2,497,312		
Bond and Interest	10,232,727	6,449,422 A		
General Fund	<u>2,447,404</u>	<u>6,783,899</u>		
Total Net Levy	<u>\$ 18,756,169</u>	19,693,977	\$ 937,808	5%
Abatements		<u>1,500,421</u>		
Gross Levy		<u>\$ 21,194,398</u>		
Total Amount in General Fund	7,115,366	10,747,243		
Total Debt Service P&I:		7,949,843		
Less abatements.				
Roosevelt		80,370		
Odgen		474,598		
Capitalized interest used		<u>945,453</u>		
		<u>1,500,421</u>		
Net Debt Service Levy		6,449,422 A		



THE CITY OF **BERWYN, ILLINOIS** *Building A New Berwyn*

MICHAEL A. O'CONNOR, *Mayor*

6700 West 26th Street • Berwyn, Illinois 60402-0701 • Telephone: (708) 788-2660 • Fax: (708) 788-2567
www.berwyn-il.gov

December 7, 2007

To: Stephanie Walker, Finance Director

From: Bruce Bonebrake, City Attorney

Re: 2007 Tax Levy Ordinance

Stephanie,

The attached 2007 Tax Levy Ordinance and Clerk's Certification have been prepared at your request for City Council review and approval.

Sincerely,

Bruce A. Bonebrake
City Attorney

ORDINANCE NO. 07-
**AN ORDINANCE LEVYING TAXES FOR GENERAL
CORPORATE AND SPECIAL PURPOSES FOR THE TAX YEAR 2007,
FISCAL YEAR BEGINNING JANUARY 1, 2008 AND ENDING
DECEMBER 31, 2008 FOR THE CITY OF BERWYN, COOK COUNTY,
ILLINOIS**

BE IT ORDAINED by the Mayor and City Council of the City of Berwyn, Cook County, Illinois, in the exercise of Berwyn's home rule powers as follows:

SECTION 1: The amount of \$21,194,398 is hereby levied upon all taxable property within the corporate limits of the City of Berwyn, Cook County, Illinois, for the Tax Year 2007, fiscal year beginning on January 1, 2008 and ending on December 31, 2008, for the following purposes, which sums are set forth under the column entitled "Levy:"

Fund Description	Levy
Bond and Interest	\$7,949,843
Police Pension	1,928,758
Fire Pension	2,034,586
Library	2,497,312
Corporate	6,783,899
Total Amount to be levied by taxation	\$21,194,398

SECTION 2: The County Clerk is hereby directed to add to the amount levied above a sum equal to 3% of said amount to cover loss in collecting the tax.

SECTION 3: If any deficiency or surplus exists regarding the collection of property tax levy for each non-general corporate fund account, such amounts are to be applied against or in favor of the Corporate Fund after having satisfied all other fund allocations.

SECTION 4: If any section, paragraph, clause or provision of this ordinance shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this ordinance.

SECTION 5: All statutes of the State of Illinois or any parts thereof, which are in conflict with the provisions of this ordinance, are hereby superseded by this ordinance pursuant to the home rule power of the City of Berwyn.

SECTION 6: This ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law.

ADOPTED this _____ day of December, 2007, pursuant to a roll call vote as follows:

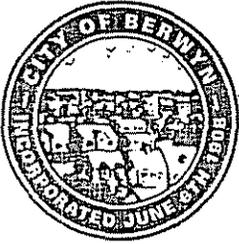
	YES	NO	ABSENT	PRESENT
Chapman				
Ramos				
Weiner				
Skryd				
Phelan				
Lovero				
Erickson				
O'Connor (Mayor)				
TOTAL				

APPROVED by the Mayor on December ____, 2007

Michael A. O'Connor
MAYOR

ATTEST:

Thomas J. Pavlik
CITY CLERK



Memo

To: City Council and Mayor Michael O'Connor

From: Stephanie Walker

Date: December 4, 2007

Re: Interfund loan needed

As you are all aware, the City's Debt Service Fund has a deficit fund balance. As we have previously discussed, this will be addressed during the second phase of the debt restructure to be done in 2008.

Due to this deficit, this fund did not have adequate funds to make the December bond payments. These bond payments were made using Water cash on hand. Due to the 2007 restructure, I did not receive confirmation of the December bond payment amounts until November 28th, so I was unable to determine the amount of this interfund loan in time for the last Council meeting.

Please approve an interfund loan from the Water Utility to the Debt Service fund for \$850,000 for one year, at 3.07% interest, (the Illinois Funds Rate as of December 1, 2007) interest and principal to be paid to the Water Utility within 30 of receiving the bond proceeds in 2008. As always, I am available if you have any questions.



J-10
THE CITY OF BERWYN, ILLINOIS

MICHAEL A. O'CONNOR, *Mayor*

6700 West 26th Street • Berwyn, Illinois 60402-0701 • Telephone: (708) 788-2660 • Fax: (708) 788-2567
www.berwyn-il.gov

December 4th 2007

Honorable Mayor Michael A. O'Connor
Members of the City Council

Re: Approval of Database Administrator Agreement

Ladies and Gentlemen:

Per the terms of our discussion in closed Committee of the Whole on November 27th 2007, I should like to request your support in approving both the hiring agreement to transition Wayne L. Buehrer to the full-time position of Database Administrator, as well as the job description detailing his responsibilities to the City. With your support in this matter, we will ensure a seamless transition occurs January 1st 2008. Thank you.

Respectfully submitted,

James Frank
Director, Computer Services



THE CITY OF BERWYN, ILLINOIS *Building A New Berwyn*

MICHAEL A. O'CONNOR, *Mayor*

6700 West 26th Street • Berwyn, Illinois 60402-0701 • Telephone: (708) 788-2660 • Fax: (708) 788-2567
www.berwyn-il.gov

December 6, 2007

Re: Sign Request for 2929 Harlem Ave.

Dear Mayor and Council members,

I believe many of you agree the Berwyn Sign Ordinance is overdue for a major overhaul. There are sections that are outdated, too generous and quite vague. I plan to research other municipality's sign ordinances and propose an amendment in the near future.

The owner of Berwyn Art Studio at 2929 Harlem, Mr. Eduardo Castaneda, applied for a permit for a sign on the side of his building. His application is attached. While the ordinance is vague, sign size is based on the frontage of the lot. My interpretation, based on my experience of other municipal ordinances, is that only the part of a building facing a street can have signage. Other municipalities only allow a sign on the front and side of a building if the building is on a corner lot, facing two streets (i.e. two frontages). Therefore, I denied the permit.

Mr. Castaneda has requested City Council review and approve his request. He has provided information packets for each of you. His request now asks for new signs on each side of the building.

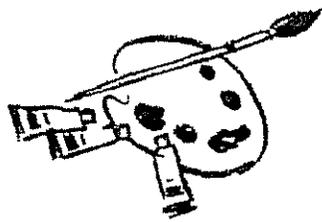
Please review and advise.

Sincerely,

Daniel J. LeBeau
Building Director

Attachments

Oil Tonal Painting
Classes



Art Supplies
- Gallery -

Berwyn Art Studio & Gallery

Esteemed Building Director,
Daniel LeBeau,

First, I would like to thank you for the time you were willing to give me in your office, the 8th of November. If you remember, we discussed how important it is to me and my business, "Berwyn Art Studio," to acquire the city's permission so that I may place signage on the sides of the building that my business occupies. I believe it is vital to the future of my business to be able to attract the eye of future and potential students through highly visible signage located on the building itself. The sign located on the building's front is too difficult to read while passing by in a vehicle. Also, by my own ignorance I had already bought the sign components prior to inquiring about the possibility of placing them on the building's sides. As a result, I currently owe the balance of \$3,210.00 for the sign components, and thus not being able to place them where I had envisioned would amount to a loss of said amount for me.

Mr. LeBeau, I would greatly appreciate it if you would be so kind as to present my petition to the city council. I thank you very much for your time and effort, as well as the help you have provided me and my business.

Respectfully,

Eduardo Castañeda

A handwritten signature in cursive script that reads "Eduardo Castañeda".

2929 S. Harlem Ave.
Berwyn IL. 60402

Phone 708 484 3500
Fax 708 484 3507



THE CITY OF BERWYN, ILLINOIS

Building A New Berwyn

MICHAEL A. O'CONNOR, *Mayor*

DAN LEBEAU, *Building Department Director*

6700 West 26th Street • Berwyn, Illinois 60402-0701

Telephone: (708) 788-2660 Ext. 224 • Fax: (708) 788-1427 • www.berwyn-il.gov

April 10, 2007

Code compliance review for 2929 Harlem Ave.

The submitted documents have been reviewed for Zoning Ordinance and Building Code compliance, and based on that information, we find the following:

The documents submitted to the City of Berwyn Building Department on March 28, 2007 to install a sign on the side of the building are **NOT APPROVED**.

This review shall not constitute authority for, nor approval or waiver of, any violation of the provisions of the Zoning Ordinance, Building Codes and regulations of the City of Berwyn.

Zoning Ordinance

1. Signage is based on the frontage of the building lot, therefore no signs are permitted on the side of any building unless the building is on a corner lot.

Sincerely,



Daniel J. LeBeau
Building Director

CALLED CONTR. 4/10/07
FAXED TO (708)

THE CITY OF
BERWYN ILLINOIS



Michael A. O'Connor
Mayor

CITY OF BERWYN
6700 W 26TH STREET
BERWYN, IL 60402
708.788.2660 x 224

SIGN PERMIT APPLICATION

JOB SITE ADDRESS 2929 S. Harlem Ave

BUSINESS NAME Berwyn Art Studio & Gallery

PROPERTY OWNER ^{OK} Maria E. Castaneda PHONE _____

SIGN CONTRACTOR ^{OK} Wright Advertising & Signs PHONE _____

ELECTRICAL CONTRACTOR _____ PHONE _____

ILLUMINATED SIGN _____ LENGTH 33'

NON-ILLUMINATED SIGN X _____

ILLUMINATED AWNING _____ HEIGHT 15"

NON-ILLUMIN. AWNING _____



1-FACE	2-FACE	SQ. FT.
<u>15" x 33'</u>		<u>41.25</u>

DESCRIPTION OF OTHER WORK _____

VALUE OF WORK INCLUDING MATERIALS AND LABOR \$2,500.00

- NOTES:
1. CONTRACTORS PERFORMING WORK AT THIS ADDRESS MUST BE LICENSED AND BONDED WITH BERWYN.
 2. PERMIT MUST BE DISPLAYED UNTIL FINAL BUILDING APPROVAL IS ISSUED.

SIGNED _____ DATE 3/23/07

DO NOT WRITE BELOW THIS LINE

PERMIT FEE _____ \$

REVIEW FEE _____ \$

FINAL ELECTRICAL

FINAL BUILDING _____ \$

ATF _____ \$

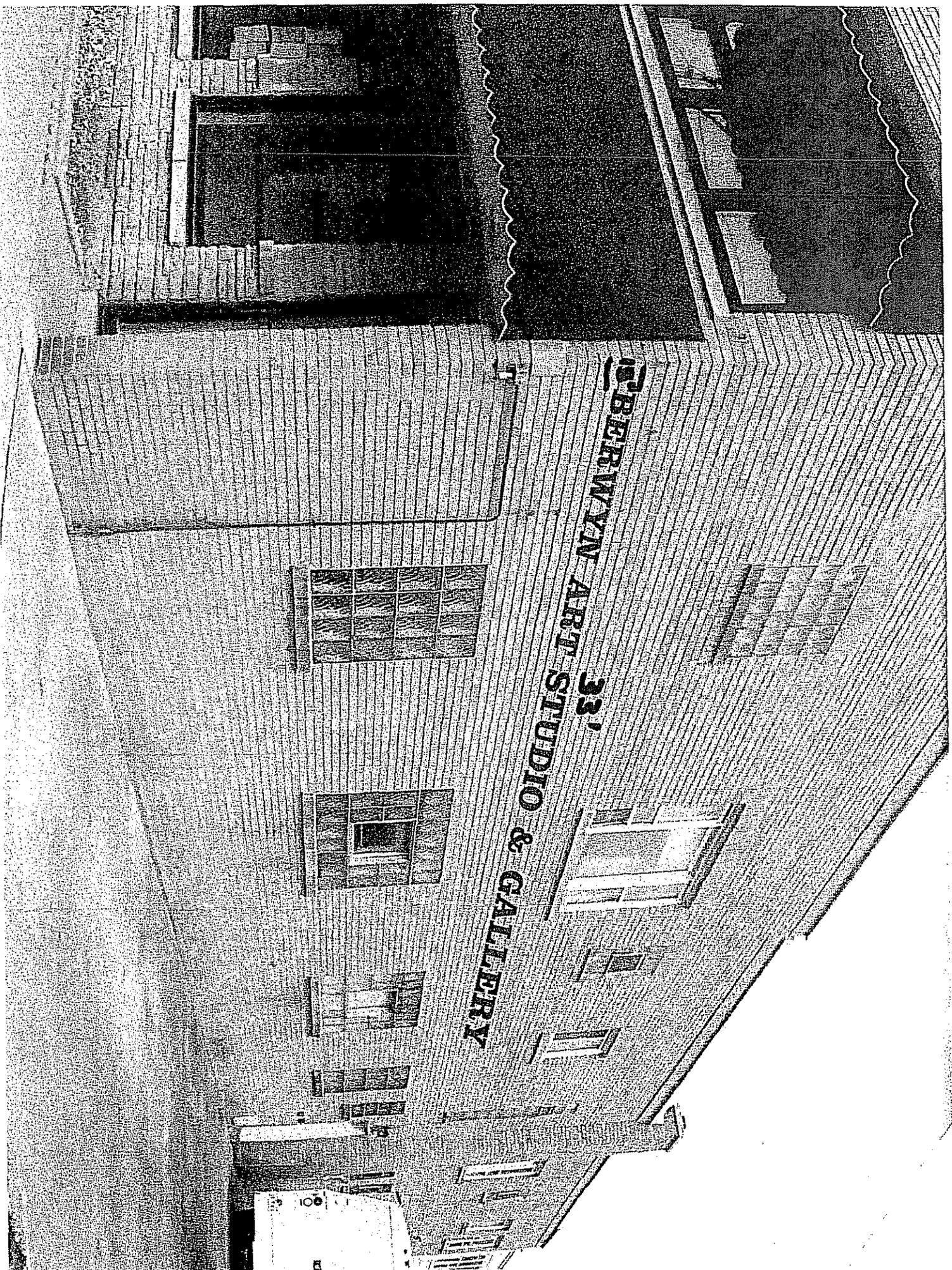
TOTAL _____ \$

APPROVED _____
BUILDING DIRECTOR

3/28/07

PERMIT NO _____

OSBERWYN ART STUDIO & GALLERY
33'





THE CITY OF **BERWYN, ILLINOIS** *Building A New Berwyn*

DEBI SUCHY, *City Collector*

MICHAEL A. O'CONNOR, *Mayor*

6700 West 26th Street • Berwyn, Illinois 60402-0701 • Telephone: (708) 788-2660 • Fax: (708) 749-8910

www.berwyn-il.gov

December 7, 2007

Honorable Mayor Michael A. O'Connor
And Members of the City Council
Berwyn City Hall
Berwyn, Illinois 60402

Re: Request Retail Overlay Variance

A potential business owner has contacted my office to obtain a business license. According to the retail overlay ordinance, this request would be denied. The request is as follows:

2211 Highland Avenue 400 Sq. Ft. Law Office

I ask your concurrence to allow the above application for a business license to be issued, denied or sent to the Zoning Board of Appeals.

Thank you for your attention in this matter.

Respectfully,

Debi B. Suchy
City Collector



J-13
THE CITY OF **BERWYN, ILLINOIS** *Building A New Berwyn*

DEBI SUCHY, *City Collector*

MICHAEL A. O'CONNOR, *Mayor*

6700 West 26th Street • Berwyn, Illinois 60402-0701 • Telephone: (708) 788-2660 • Fax: (708) 749-8910

www.berwyn-il.gov

December 7, 2007

Honorable Mayor Michael A. O'Connor
And Members of the City Council
Berwyn City Hall
Berwyn, Illinois 60402

Re: Request Retail Overlay Variance

A potential business owner has contacted my office to obtain a business license. According to the retail overlay ordinance, this request would be denied. The request is as follows:

6929 A Cermak Road	800 Sq. Ft.	Photography & Scrapbook Supplies
--------------------	-------------	-------------------------------------

I ask your concurrence to allow the above application for a business license to be issued, denied or sent to the Zoning Board of Appeals.

Thank you for your attention in this matter.

Respectfully,

Debi B. Suchy
City Collector



5-14
THE CITY OF **BERWYN, ILLINOIS** *Building A New Berwyn*

DEBI SUCHY, *City Collector*

MICHAEL A. O'CONNOR, *Mayor*

6700 West 26th Street • Berwyn, Illinois 60402-0701 • Telephone: (708) 788-2660 • Fax: (708) 749-8910

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December 7, 2007

Honorable Mayor Michael A. O'Connor
And Members of the City Council
Berwyn City Hall
Berwyn, Illinois 60402

Re: Request Retail Overlay Variance

A potential business owner has contacted my office to obtain a business license. According to the retail overlay ordinance, this request would be denied. The request is as follows:

6226 Cermak Road 1200 Sq. Ft. Insurance Office

I ask your concurrence to allow the above application for a business license to be issued, denied or sent to the Zoning Board of Appeals.

Thank you for your attention in this matter.

Respectfully,

Debi B. Suchy
City Collector



THE CITY OF **BERWYN, ILLINOIS**

Building A New Berwyn

DEBI SUCHY, *City Collector*

MICHAEL A. O'CONNOR, *Mayor*

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December 7, 2007

Honorable Mayor Michael A. O'Connor
And Members of the City Council
Berwyn City Hall
Berwyn, Illinois 60402

Re: Request Retail Overlay Variance

A potential business owner has contacted my office to obtain a business license. According to the retail overlay ordinance, this request would be denied. The request is as follows:

6440 Cermak Road 1900 Sq. Ft. Marketing & Sales Office

I ask your concurrence to allow the above application for a business license to be issued, denied or sent to the Zoning Board of Appeals.

Thank you for your attention in this matter.

Respectfully,

Debi B. Suchy
City Collector



T-16
THE CITY OF **BERWYN, ILLINOIS**

Building A New Berwyn

DEBI SUCHY, *City Collector*

MICHAEL A. O'CONNOR, *Mayor*

6700 West 26th Street • Berwyn, Illinois 60402-0701 • Telephone: (708) 788-2660 • Fax: (708) 749-8910

www.berwyn-il.gov

December 7, 2007

Honorable Mayor Michael A. O'Connor
And Members of the City Council
Berwyn City Hall
Berwyn, Illinois 60402

Re: Request Retail Overlay Variance

A potential business owner has contacted my office to obtain a business license. According to the retail overlay ordinance, this request would be denied. The request is as follows:

7024 Cermak Road 4600 Sq. Ft. Dental Office

I ask your concurrence to allow the above application for a business license to be issued, denied or sent to the Zoning Board of Appeals.

Thank you for your attention in this matter.

Respectfully,

Debi B. Suchy
City Collector



3318 WEST 95TH STREET
EVERGREEN PARK, IL 60805
(708) 424-5678
FAX (708) 425-1898
www.odelsonsterk.com

December 7, 2007

Thomas J. Pavlik
City Clerk
City of Berwyn
6400 W. 26th St.
Berwyn, IL 60402

Re:
Case No.: 07 CV 3091

Dear Mr. Pavlik:

Please put an item on the December 11, 2007 agenda authorizing the settlement of the above referenced matter for the total sum of \$11,501.00 and for the Mayor to execute all documents necessary to effectuate the settlement based upon prior City Council authority in executive session.

Very truly yours,

Richard F. Bruen, Jr.

RFB/dw

Section K

Consent Agenda

K-1

ALDERMAN MARK WEINER
3132 Wenonah
Berwyn, Illinois 60402
MarkWeiner1@Hotmail.Com
708-484-7512
Www.ThirdWardAlderman.Com

December 6, 2007

Re: Payroll

Council Members:

The current payroll has been prepared for review by the Finance Department and for approval at the December 11, 2007 Council meeting.

11/28/07

Payroll \$775,022.44

Very truly yours,



Mark Weiner, Budget Committee Chairman

K-2

ALDERMAN MARK WEINER
3132 Wenonah
Berwyn, Illinois 60402
MarkWeiner1@Hotmail.Com
708-484-7512
Www.ThirdWardAlderman.Com

December 6, 2007

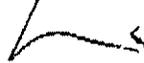
Re: Payables

Council Members:

The current payables have been prepared for review by the Finance Department and for approval at the December 11, 2007 Council meeting.

Payables: 1,778,335.58

Very truly yours,



Mark Weiner, Budget Committee Chairman

CITY OF BERWYN
CHECK REGISTER
DATE RANGE: 11/29/07 - 12/06/07

BANK	CHECK #	CHECK AMT	CHECK DATE	VENDOR #	ADDRS #	VENDOR NAME	CHECK STATUS
		AMOUNT	G/L ACCT #			DESCRIPTION	INVOICE #
01	334937	\$102.76 102.76	11/29/07 11-5-20-5300	01725		0 1ST AYD CORPORATION A	OUTSTANDING
01	334971	\$1295.00 1295.00	12/03/07 11-5-23-5210	00971		0 A-AWESOME AMUSEMENTS CO. A	OUTSTANDING
01	334995	\$920.00 920.00	12/05/07 11-5-20-5300	00049		0 A.W.E.S.O.M.E. PEST SERVICE A	OUTSTANDING
01	335035	\$.97 0.97	12/05/07 23-5-00-5335	00879		0 ABC SCHOOL SUPPLY INC. A	OUTSTANDING
01	334965	\$62.86 62.86	12/03/07 11-5-23-5500	00538		0 ADVANCED AUTO PARTS A	OUTSTANDING
01	335063	\$59.56 59.56	12/05/07 23-5-00-5220	01565		0 AEC ONE STOP GROUP, INC. A	OUTSTANDING
01	334923	\$16661.88 16661.88	11/29/07 11-5-25-6011	00504		0 AETNA-U.S.HEALTHCARE A	OUTSTANDING
01	334924	\$7938.00 7938.00	11/29/07 11-2-00-2256	00504		0 AETNA-U.S.HEALTHCARE A	OUTSTANDING
01	334944	\$1338.42 1338.42	11/29/07 11-5-25-5250	10016		0 AFLAC WORLDWIDE HEADQUARTERS A	OUTSTANDING
01	335016	\$7077.00 7077.00	12/05/07 32-5-00-5251	00332		0 AIR-TITE HOME IMPROVEMENT A	OUTSTANDING
01	334970	\$312.18 312.18	12/03/07 11-5-21-5500	00908		0 AIRGAS NORTH CENTRAL A	OUTSTANDING
01	334993	\$528.87 528.87	12/05/07 11-5-20-5500	00038		0 ALL BRAKE AUTO CLUTCH A	OUTSTANDING
01	334913	\$5315.00 1053.00 918.00 3344.00	11/29/07 11-5-11-5500 11-5-23-5300 11-5-08-5300	00076		0 ALPHA BUILDING MAINTENANCE SERIVCE INC. BD REC PD	OUTSTANDING
01	335105	\$629.80 134.61 495.19	12/06/07 11-5-01-5210 11-5-08-5335	00199		0 AMERICAN EXPRESS MAYOR OFFICE CHIEF KUSHNER	OUTSTANDING
01	334976	\$8.48 8.48	12/03/07 11-5-23-5310	01339		0 AMERICAN MESSAGING A	OUTSTANDING

CITY OF BERWYN
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BANK	CHECK #	CHECK AMT	CHECK DATE	VENDOR #	ADDRS #	VENDOR NAME	CHECK STATUS
		AMOUNT	G/L ACCT #			DESCRIPTION	INVOICE #
01	335055	\$46.26 46.26	12/05/07 11-5-20-5310	01339		0 AMERICAN MESSAGING A	OUTSTANDING
01	334969	\$330.00 330.00	12/03/07 80-5-00-5300	00851		0 AMERICAN WATERWORKS ASSN A	OUTSTANDING
01	334994	\$131.47 131.47	12/05/07 11-5-20-5500	00039		0 ANDERSON BROS FORD A	OUTSTANDING
01	335001	\$435.00 435.00	12/05/07 11-5-08-5300	00198		0 ART FLO SHIRT AND LETTERING A	OUTSTANDING
01	334912	\$13237.01 32.11 9.18 462.37 2629.38 10103.97	11/29/07 11-5-06-5310 11-5-23-5310 32-5-00-5310 11-5-16-5210 11-5-16-5210	00055		0 AT & T A A A A A	OUTSTANDING
01	334954	\$141.29 141.29	12/03/07 11-5-23-5310	00055		0 AT & T A	OUTSTANDING
01	334996	\$7435.16 1035.88 202.73 657.87 5538.68	12/05/07 23-5-00-5310 23-5-00-5225 80-5-00-5310 11-5-08-5310	00055		0 AT & T LIB ALARM A A	OUTSTANDING
01	801422	\$10654.28 10654.28	11/30/07 11-5-16-5210	00055		0 AT & T A	OUTSTANDING
01	334932	\$344.34 57.39 57.39 57.39 57.39 57.39 57.39	11/29/07 11-5-07-5310 11-5-06-5310 11-5-23-5310 32-5-00-5310 11-5-20-5310 11-5-08-5310	01259		0 AT& T LONG DISTANCE FD FINANCE REC CDBG PW PD	OUTSTANDING
01	801425	\$1893.50 1893.50	11/30/07 11-5-16-5210	00351		0 AT&T INTERNET SERVICES A	OUTSTANDING
01	335037	\$71.28 71.28	12/05/07 11-5-07-5310	00974		0 AT&T MOBILITY A	OUTSTANDING
01	335072	\$97.70 97.70	12/05/07 23-5-00-5250	01775		0 ATLAS PEN & PENCIL CORP. A	OUTSTANDING

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		AMOUNT	G/L ACCT #			DESCRIPTION	INVOICE #
01	335004	\$110.24 110.24	12/05/07 23-5-00-5220	00219		0 AUDIO EDITIONS A	OUTSTANDING
01	334977	\$40.15 40.15	12/03/07 11-5-20-5310	01340		0 AVAYA INC. A	OUTSTANDING
01	335076	\$384.94 384.94	12/05/07 23-5-00-5220	01838		0 BAKER & TAYLOR ENTERTAINMENT A	OUTSTANDING
01	335030	\$1998.63 1998.63	12/05/07 23-5-00-5210	00531		0 BAKER & TAYLOR, INC. A	OUTSTANDING
01	335032	\$289.29 289.29	12/05/07 23-5-00-5220	00737		0 BBC AUDIOBOOKS AMERICA A	OUTSTANDING
01	335053	\$29.99 29.99	12/05/07 11-5-07-5500	01244		0 BERWYN ACE HARDWARE A	OUTSTANDING
01	334957	\$9500.00 9500.00	12/03/07 58-5-58-8110	00078		0 BERWYN DEVELOPMENT CORP A	OUTSTANDING
01	334983	\$3066.02 3066.02	12/03/07 11-5-14-5240	30327		0 BERWYN PARK DISTRICT A	OUTSTANDING
01	334925	\$189.20 189.20	11/29/07 11-5-11-5500	00514		0 BERWYN WESTERN PLBG. & HEATING A	OUTSTANDING
01	335062	\$67.50 67.50	12/05/07 23-5-00-5220	01545		0 BLACKSTONE AUDIOBOOKS A	OUTSTANDING
01	334951	\$426971.25 426971.25	12/03/07 11-5-25-6010	00015		0 BLUE CROSS/BLUE SHIELD OF ILLINOIS A	OUTSTANDING
01	334939	\$6812.69 6200.00 612.69	11/29/07 11-5-16-5225 11-5-16-5215	01800		0 CDW GOVERNMENT, INC. A A	OUTSTANDING
01	335114	\$1023.85 1023.85	12/06/07 11-5-02-5220	01800		0 CDW GOVERNMENT, INC. A	OUTSTANDING
01	335029	\$359.50 359.50	12/05/07 11-5-08-5500	00524		0 CHAR-MED, INC. A	OUTSTANDING
01	335005	\$52.26 52.26	12/05/07 11-5-08-5505	00236		0 CHICAGO OFFICE TECHNOLOGY GROUP A	OUTSTANDING
01	335066	\$700.59 411.69	12/05/07 11-5-20-5500	01616		0 CHROMATE CORPORATION PW	OUTSTANDING

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BANK	CHECK #	CHECK AMT	CHECK DATE	VENDOR #	ADDRS #	VENDOR NAME	CHECK STATUS
		AMOUNT	G/L ACCT #			DESCRIPTION	INVOICE #
		113.05	80-5-00-5500			WD	
		175.85	80-5-00-5500			WATER	
01	334930	\$226.70	11/29/07	00976		0 CINTAS # 769	OUTSTANDING
		120.85	11-5-11-5500			A	
		105.85	11-5-11-5500			A	
01	334972	\$248.76	12/03/07	00976		0 CINTAS # 769	OUTSTANDING
		77.36	11-5-20-5300			A	
		65.55	11-5-23-5500			A	
		105.85	11-5-11-5500			A	
01	335038	\$391.90	12/05/07	00976		0 CINTAS # 769	OUTSTANDING
		323.40	11-5-07-5300			A	
		68.50	23-5-00-5500			A	
01	334973	\$4942.04	12/03/07	01135		0 CNH CAPITAL AMERICA LLC	OUTSTANDING
		4942.04	11-5-29-5705			A	
01	335033	\$1379.00	12/05/07	00762		0 COLUMN OFFICE EQUIPMENT	OUTSTANDING
		137.90	15-5-00-5505			CO	
		137.90	11-5-01-5505			MO	
		137.90	11-5-02-5505			CC	
		137.90	11-5-11-5505			BD	
		137.90	11-5-23-5505			REC	
		137.90	80-5-00-5505			WD	
		137.90	11-5-08-5505			PD	
		137.90	11-5-07-5505			FD	
		137.90	11-5-06-5505			FIN	
		137.90	11-5-20-5505			PW	
01	335028	\$63.90	12/05/07	00478		0 COMCAST CABLE	OUTSTANDING
		63.90	11-5-08-5335			A	
01	334950	\$607.89	12/03/07	00009		0 COMM ED	OUTSTANDING
		607.89	79-5-00-5520			A	
01	334989	\$23106.57	12/05/07	00009		0 COMM ED	OUTSTANDING
		450.59	11-5-20-5300			A	
		16.71	80-5-00-5320			A	
		22639.27	79-5-00-5320			A	
01	335043	\$439.15	12/05/07	01080		0 COMMUNICATIONS REVOLVING FUND	OUTSTANDING
		439.15	11-5-08-5310			A	
01	335106	\$8163.28	12/06/07	00225		0 CONSTELLATION NEW ENERGY INC.	OUTSTANDING
		8163.28	80-5-00-5320			A	

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		AMOUNT	G/L ACCT #			DESCRIPTION	INVOICE #
01	335098	\$256.89 256.89	12/05/07 23-5-00-5335	33441		0 COVER ONE A	OUTSTANDING
01	334955	\$58.70 58.70	12/03/07 11-5-11-5300	00057		0 DANIEL J.LEBEAU A	OUTSTANDING
01	335091	\$39.87 39.87	12/05/07 23-5-00-5240	32832		0 DANIELLE TAYLOR CAPPELLETTI A	OUTSTANDING
01	335022	\$1628.00 1628.00	12/05/07 23-5-00-5335	00438		0 DELL MARKETING L.P. A	OUTSTANDING
01	335041	\$720.00 720.00	12/05/07 11-5-20-5300	01063		0 DELTA ASSOCIATES ELEC A	OUTSTANDING
01	335018	\$645.48 645.48	12/05/07 23-5-00-5335	00388		0 DEMCO EDUCATIONAL CORP A	OUTSTANDING
01	335026	\$120.00 120.00	12/05/07 11-5-08-5305	00465		0 DIAMOND GRAPHICS, INC. A	OUTSTANDING
01	335021	\$265.00 265.00	12/05/07 11-5-13-5111	00430		0 DOMINICK CASTALDO A	OUTSTANDING
01	335059	\$265.00 265.00	12/05/07 11-5-13-5111	01451		0 DON MILLER A	OUTSTANDING
01	335115	\$7103.79 7103.79	12/06/07 11-5-11-5400	01916		0 DON MORRIS ARCHITECTS, P.C. A	OUTSTANDING
01	335096	\$335.00 335.00	12/05/07 11-5-11-5500	33332		0 E.R.S.BOARD UP INC. A	OUTSTANDING
01	335051	\$122.21 122.21	12/05/07 11-5-07-5300	01230		0 ECOLAB A	OUTSTANDING
01	334946	\$1230.00 1230.00	11/29/07 11-5-07-5300	20086		0 EDDIE Z'S BLINDS & DRAPERY A	OUTSTANDING
01	334975	\$588.00 588.00	12/03/07 11-5-09-5300	01288		0 EL DIA NEWSPAPER A	OUTSTANDING
01	335095	\$163.00 163.00	12/05/07 23-5-00-5245	33302		0 ELMHURST PUBLIC LIBRARY A	OUTSTANDING
01	335089	\$297.40 297.40	12/05/07 11-5-07-5600	32272		0 ENVIRONMENTAL SAFETY GROUP, INC. A	OUTSTANDING

CITY OF BERWYN
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BANK	CHECK #	CHECK AMT	CHECK DATE	VENDOR #	ADDRS #	VENDOR NAME	CHECK STATUS
		AMOUNT	G/L ACCT #			DESCRIPTION	INVOICE #
01	334938	\$600.00 600.00	11/29/07 11-5-11-5210	01760		0 FLASH ELECTRIC CO. A	OUTSTANDING
01	335113	\$840.00 840.00	12/06/07 11-5-11-5210	01760		0 FLASH ELECTRIC CO. A	OUTSTANDING
01	334952	\$4793.04 4793.04	12/03/07 11-5-25-6012	00016		0 FORT DEARBORN LIFE INSURANCE A	OUTSTANDING
01	335116	\$1800.00 1800.00	12/06/07 11-2-00-2450	20091		0 FRANK MCCOY SEWERS A	OUTSTANDING
01	334916	\$350.00 350.00	11/29/07 58-5-58-8110	00167		0 FRANK NOVOTNY & ASSC. A	OUTSTANDING
01	334917	\$4598.94 86.00 781.99 781.99 781.99 781.97 150.00 150.00 150.00 150.00 225.00 560.00	11/29/07 55-5-55-8120 56-5-56-8100 57-5-57-8130 55-5-55-8120 58-5-58-8110 58-5-58-8110 57-5-57-8130 55-5-55-8120 58-5-58-8110 58-5-58-8110 57-5-57-8130	00167		0 FRANK NOVOTNY & ASSC. A CT RR S BERWYN OT OT RR S BER OT A A	OUTSTANDING
01	334961	\$1045.00 910.00 135.00	12/03/07 57-5-57-8130 55-5-55-8120	00167		0 FRANK NOVOTNY & ASSC. A A	OUTSTANDING
01	335000	\$72.00 72.00	12/05/07 11-5-06-5305	00167		0 FRANK NOVOTNY & ASSC. A	OUTSTANDING
01	334948	\$59.66 59.66	11/29/07 15-5-00-5300	33503		0 FRANK PADUCH A	OUTSTANDING
01	335101	\$13.00 13.00	12/05/07 23-5-00-5245	37337		0 FRANKFORT PUBLIC LIBRARY A	OUTSTANDING
01	335054	\$159.28 33.30 66.70 59.28	12/05/07 11-5-20-5200 11-5-20-5200 11-5-20-5500	01246		0 GABRIEL SALES 237346 237350 237622	OUTSTANDING
01	335002	\$17.60 17.60	12/05/07 11-5-07-5500	00201		0 GREAT WEST ELECTRIC SUPPLY CO A	OUTSTANDING

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BANK	CHECK #	CHECK AMT	CHECK DATE	VENDOR #	ADDRS #	VENDOR NAME	CHECK STATUS
		AMOUNT	G/L ACCT #			DESCRIPTION	INVOICE #
01	335074	\$250.00 250.00	12/05/07 11-5-08-5500	01825		0 HALLORAN & YAUCH, INC. A	OUTSTANDING
01	334991	\$355.25 355.25	12/05/07 80-5-00-5505	00031		0 HERMAN C SIEVERS A	OUTSTANDING
01	335060	\$49.01 49.01	12/05/07 23-5-00-5335	01498		0 HOME DEPOT CREDIT SERVICES A	OUTSTANDING
01	335061	\$46.15 46.15	12/05/07 11-5-08-5500	01498		0 HOME DEPOT CREDIT SERVICES A	OUTSTANDING
01	334987	\$400.00 400.00	12/03/07 11-5-23-5210	34095		0 HORSE CENTS A	OUTSTANDING
01	335052	\$53.48 53.48	12/05/07 11-5-07-5300	01239		0 ILL FIRE INSPECTORS ASSOC A	OUTSTANDING
01	334978	\$164.00 164.00	12/03/07 11-5-23-5215	01531		0 ILLINOIS DEPARTMENT OF REVENUE A	OUTSTANDING
01	335031	\$50.00 50.00	12/05/07 23-5-00-5240	00553		0 ILLINOIS HUMANITIES COUNCIL A	OUTSTANDING
01	335034	\$75.00 75.00	12/05/07 11-5-07-5330	00775		0 ILLINOIS SOCIETY OF FIRE SERVICE INSTRUCTORS A	OUTSTANDING
01	335020	\$485.89 485.89	12/05/07 23-5-00-5210	00398		0 INGRAM LIBRARY SERVICES A	OUTSTANDING
01	335085	\$106.51 106.51	12/05/07 11-5-20-5200	31638		0 INTERSTATE BATTERY SYSTEM OF CENTRAL CHGO. A	OUTSTANDING
01	334959	\$71.73 71.73	12/03/07 11-5-23-5500	00162		0 JACK'S RENTAL INC A	OUTSTANDING
01	335014	\$108.65 108.65	12/05/07 11-5-06-5300	00320		0 JACKSON HIRSH INC A	OUTSTANDING
01	334915	\$135.00 135.00	11/29/07 11-5-08-5500	00129		0 JAKE THE STRIPER A	OUTSTANDING
01	334982	\$50.00 50.00	12/03/07 11-4-00-4430	20087		0 JAMES M & MARY E.BABIC A	OUTSTANDING
01	801423	\$204.00 204.00	11/30/07 11-4-11-4381	20034		0 JAMES MCCORMICK A	OUTSTANDING

CITY OF BERWYN
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BANK	CHECK #	CHECK AMT	CHECK DATE	VENDOR #	ADDRS #	VENDOR NAME	CHECK STATUS
		AMOUNT	G/L ACCT #			DESCRIPTION	INVOICE #
01	334998	\$265.00 265.00	12/05/07 11-5-13-5111	00138		0 JOEL W. CHRASKA A	OUTSTANDING
01	335108	\$2580.00 2580.00	12/06/07 11-5-11-5210	01014		0 JOHN TARULLO A	OUTSTANDING
01	334933	\$210.00 210.00	11/29/07 11-5-11-5210	01273		0 JOSEPH M.CRISCIONE A	OUTSTANDING
01	335109	\$210.00 210.00	12/06/07 11-5-11-5210	01273		0 JOSEPH M.CRISCIONE A	OUTSTANDING
01	335036	\$124.35 124.35	12/05/07 80-5-00-5505	00880		0 JULIE, INC. A	OUTSTANDING
01	335087	\$622.76 622.76	12/05/07 11-5-08-5500	32052		0 JUST TIRES A	OUTSTANDING
01	334940	\$288.16 288.16	11/29/07 11-5-08-5500	01933		0 KDD OF ILLINOIS, LTD. A	OUTSTANDING
01	335078	\$8.00 8.00	12/05/07 11-5-20-5500	01933		0 KDD OF ILLINOIS, LTD. A	OUTSTANDING
01	335090	\$27.91 27.91	12/05/07 23-5-00-5240	32681		0 KRISTY GILBERT A	OUTSTANDING
01	334953	\$3452.12 3452.12	12/03/07 11-5-29-5716	00042		0 KRONOS LEASING A	OUTSTANDING
01	335093	\$120.58 120.58	12/05/07 23-5-00-5220	33133		0 LANDMARK AUDIOBOOKS A	OUTSTANDING
01	334941	\$1916.00 1916.00	11/29/07 11-2-00-2251	10005		0 LOCAL 705 A	OUTSTANDING
01	334979	\$2145.00 2145.00	12/03/07 11-5-23-5111	01692		0 M.K. SPORTS A	OUTSTANDING
01	335058	\$265.00 265.00	12/05/07 11-5-13-5111	01450		0 MARY ESTHER HERNANDEZ A	OUTSTANDING
01	335039	\$5520.00 5520.00	12/05/07 11-5-07-5210	01048		0 MEDICAL REIMBURSEMENT SERVICES, INC. A	OUTSTANDING
01	335099	\$57.60 57.60	12/05/07 23-5-00-5335	33560		0 MENARD'S HODGKINS A	OUTSTANDING

CITY OF BERWYN
 CHECK REGISTER
 DATE RANGE: 11/29/07 - 12/06/07

BANK	CHECK #	CHECK AMT	CHECK DATE	VENDOR #	ADDRS #	VENDOR NAME	CHECK STATUS
		AMOUNT	G/L ACCT #			DESCRIPTION	INVOICE #
01	334985	\$37.17 37.17	12/03/07 11-5-23-5500	33555		0 MENARDS-CICERO A	OUTSTANDING
01	334926	\$28.04 28.04	11/29/07 23-5-00-5245	00520		0 METROPOLITAN LIBRARY SYSTEM A	OUTSTANDING
01	335092	\$760.29 760.29	12/05/07 23-5-00-5220	33116		0 MICRO MARKETING, LLC A	OUTSTANDING
01	334935	\$1402.85 1402.85	11/29/07 11-5-20-5200	01417		0 MID-TOWN PETROLEUM, INC. A	OUTSTANDING
01	335011	\$612.50 612.50	12/05/07 11-5-08-5300	00295		0 MIDCO INC. A	OUTSTANDING
01	335103	\$176.00 176.00	12/06/07 11-5-13-5300	00105		0 MILTON F PERSIN A	OUTSTANDING
01	335107	\$4365.11 4365.11	12/06/07 80-5-00-5200	00449		0 MORTON SALT A	OUTSTANDING
01	335111	\$19666.00 19666.00	12/06/07 11-5-06-5220	01447		0 MRA A	OUTSTANDING
01	334918	\$710.26 710.26	11/29/07 11-5-20-5500	00179		0 McCANN INDUSTRIES, INC. A	OUTSTANDING
01	335077	\$64.97 64.97	12/05/07 23-5-00-5250	01928		0 NAEIR A	OUTSTANDING
01	334943	\$266.00 266.00	11/29/07 11-2-00-2243	10014		0 NCPERS GROUP LIFE INS-UNIT # 3326 A	OUTSTANDING
01	335013	\$771.65 307.05 464.60	12/05/07 11-5-20-5310 11-5-07-5310	00301		0 NEXTEL COMMUNICATIONS A A	OUTSTANDING
01	335023	\$420.00 420.00	12/05/07 80-5-00-5300	00443		0 NICK'S METAL FABRICATING & SONS, INC. A	OUTSTANDING
01	335104	\$1240.33 1240.33	12/06/07 11-5-04-5201	00186		0 NONA CHAPMAN A	OUTSTANDING
01	335045	\$265.00 265.00	12/05/07 11-5-13-5111	01084		0 NORA LAURETO A	OUTSTANDING
01	334981	\$34796.65	12/03/07	01922		0 NORTH BERWYN SCHOOL DISTRICT # 98	OUTSTANDING

CITY OF BERWYN
 CHECK REGISTER
 DATE RANGE: 11/29/07 - 12/06/07

BANK	CHECK #	CHECK AMT	CHECK DATE	VENDOR #	ADDRS #	VENDOR NAME	CHECK STATUS
		AMOUNT	G/L ACCT #			DESCRIPTION	INVOICE #
		34796.65	11-5-14-5240			A	
01	335008	\$100.00 100.00	12/05/07 11-5-08-5330	00265		0 NORTHEAST MULTI REGIONAL TRAINING A	OUTSTANDING
01	334966	\$630.96 630.96	12/03/07 11-5-23-5335	00571		0 NOVAK BUSINESS FORMS, INC. A	OUTSTANDING
01	335088	\$8.00 8.00	12/05/07 23-5-00-5215	32146		0 NUTRITION ACTION A	OUTSTANDING
01	335006	\$40.00 40.00	12/05/07 11-5-07-5300	00239		0 OAK PARK FIRE DEPT. A	OUTSTANDING
01	335112	\$62500.00 62500.00	12/06/07 11-5-14-5220	01573		0 OAK PARK REGIONAL HOUSING CENTER A	OUTSTANDING
01	335094	\$303.68 303.68	12/05/07 23-5-00-5335	33183		0 OFFICE DEPOT A	OUTSTANDING
01	334992	\$211.60 211.60	12/05/07 23-5-00-5335	00034		0 OLD FASHION FOOD SERVICES A	OUTSTANDING
01	335007	\$85.10 85.10	12/05/07 23-5-00-5250	00263		0 ORIENTAL TRADING CO. A	OUTSTANDING
01	334919	\$107.84 107.84	11/29/07 11-5-11-5500	00203		0 ORKIN PEST CONTROL A	OUTSTANDING
01	335003	\$172.20 64.09 108.11	12/05/07 15-5-00-5500 11-5-07-5500	00203		0 ORKIN PEST CONTROL A A	OUTSTANDING
01	334914	\$392.00 392.00	11/29/07 15-5-00-5700	00096		0 PACE VANPOOL A	OUTSTANDING
01	335050	\$98641.00 98641.00	12/05/07 11-5-07-5400	01183		0 PARAMEDIC SERVICES OF ILL A	OUTSTANDING
01	335080	\$63.52 63.52	12/05/07 11-5-08-5300	20089		0 PATRICK TOVAR A	OUTSTANDING
01	334990	\$23714.60 23714.60	12/05/07 79-5-00-5520	00028		0 PINNER ELECTRIC CO A	OUTSTANDING
01	334929	\$2221.30 2221.30	11/29/07 11-2-00-2241	00786		0 PRUDENTIAL INS CO. OF AMERICA A	OUTSTANDING

CITY OF BERWYN
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BANK	CHECK #	CHECK AMT	CHECK DATE	VENDOR #	ADDRS #	VENDOR NAME	CHECK STATUS
		AMOUNT	G/L ACCT #			DESCRIPTION	INVOICE #
01	335010	\$76.50 76.50	12/05/07 80-5-00-5500	00286		0 QUARRY MATERIALS, INC. A	OUTSTANDING
01	334958	\$97.73 97.73	12/03/07 11-5-01-5300	00132		0 QUILL CORPORATION A	OUTSTANDING
01	335086	\$333.79 333.79	12/05/07 11-5-07-5500	31672		0 RADCO COMMUNICATIONS, INC. A	OUTSTANDING
01	335068	\$260.10 260.10	12/05/07 23-5-00-5220	01647		0 RANDOM HOUSE, INC. A	OUTSTANDING
01	335082	\$632.00 632.00	12/05/07 11-5-08-5335	30099		0 RAY O'HERRON CO. INC. A	OUTSTANDING
01	335075	\$40.00 40.00	12/05/07 11-5-07-5300	01832		0 RESURRECTION HEALTH CARE A	OUTSTANDING
01	334974	\$145.00 145.00	12/03/07 11-5-23-5505	01271		0 RICOH AMERICAS CORP. A	OUTSTANDING
01	335040	\$374.27 52.72 206.46 115.09	12/05/07 11-5-08-5500 11-5-20-5500 11-5-07-5500	01055		0 RIZZA FORD 387102 387355 387454	OUTSTANDING
01	334980	\$339.81 339.81	12/03/07 11-5-04-5207	01810		0 ROBERT J. LOVERO A	OUTSTANDING
01	335044	\$265.00 265.00	12/05/07 11-5-13-5111	01083		0 ROBERT W. FEJT A	OUTSTANDING
01	334963	\$265.96 174.10 91.86	12/03/07 11-5-23-5500 11-5-11-5500	00280		0 ROSCOE COMPANY A A	OUTSTANDING
01	335009	\$270.62 270.62	12/05/07 11-5-07-5500	00280		0 ROSCOE COMPANY A	OUTSTANDING
01	334921	\$826.82 826.82	11/29/07 11-5-21-5500	00308		0 RUNNION EQUIPMENT COMPANY A	OUTSTANDING
01	335081	\$50.00 50.00	12/05/07 11-4-00-4230	20090		0 RUTH M. VANDENBORGH SA	OUTSTANDING
01	334960	\$462.81 462.81	12/03/07 80-5-00-5500	00164		0 S-P-D- INCORPORATED A	OUTSTANDING

CITY OF BERWYN
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BANK	CHECK #	CHECK AMT	CHECK DATE	VENDOR #	ADDRS #	VENDOR NAME	CHECK STATUS
		AMOUNT	G/L ACCT #			DESCRIPTION	INVOICE #
01	334984	\$499.54 499.54	12/03/07 11-5-23-5215	30617		0 SAM'S CLUB A	OUTSTANDING
01	335042	\$178.84 178.84	12/05/07 11-5-08-5335	01064		0 SAM'S CLUB A	OUTSTANDING
01	334986	\$1475.00 1475.00	12/03/07 11-2-00-2400	33813		0 SANDS INVESTMENT LLC A	OUTSTANDING
01	334927	\$156.00 156.00	11/29/07 11-5-08-5500	00595		0 SECRETARY OF STATE A	OUTSTANDING
01	334920	\$212.83 212.83	11/29/07 11-5-20-5300	00299		0 SHERWIN WILLIAMS A	OUTSTANDING
01	335012	\$627.79 297.14 330.65	12/05/07 11-5-20-5300 11-5-08-5500	00299		0 SHERWIN WILLIAMS A A	OUTSTANDING
01	335069	\$1344.00 1344.00	12/05/07 11-5-08-5335	01700		0 SHORE GALLERIES INC. A	OUTSTANDING
01	334968	\$16036.00 16036.00	12/03/07 11-5-25-5235	00618		0 SIKICH LLP A	OUTSTANDING
01	335048	\$995.00 995.00	12/05/07 11-5-16-5300	01142		0 SKILLPATH SEMINARS A	OUTSTANDING
01	335079	\$1475.00 1475.00	12/05/07 11-2-00-2400	20088		0 SNL REALTY LLC/SCOTT GOTTLIEB A	OUTSTANDING
01	334931	\$3954.23 702.98 466.65 244.35 330.91 2209.34	11/29/07 11-5-20-5500 11-5-20-5500 11-5-20-5500 11-5-20-5500 11-5-20-5500	01000		0 STANDARD EQUIPMENT CO A A A A A	OUTSTANDING
01	335117	\$250000.00 250000.00	12/06/07 55-5-55-8300	01503		0 STEWART TITLE COMPANY A	OUTSTANDING
01	801426	\$250000.00 250000.00	11/30/07 55-5-55-8300	01503		0 STEWART TITLE COMPANY A	OUTSTANDING
01	335102	\$7.00 7.00	12/05/07 23-5-00-5245	37387		0 STICKNEY -FOREST VIEW PUBLIC LIBRARY DIST. A	OUTSTANDING
01	335046	\$35.96	12/05/07	01121		0 STREICHER'S	OUTSTANDING

CITY OF BERWYN
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BANK	CHECK #	CHECK AMT	CHECK DATE	VENDOR #	ADDRS #	VENDOR NAME	CHECK STATUS
		AMOUNT	G/L ACCT #			DESCRIPTION	INVOICE #
		35.96	51-5-00-5651			A	
01	335071	\$715.50 715.50	12/05/07 80-5-00-5505	01751		0 SUBURBAN LABORATORIES, INC. A	OUTSTANDING
01	335083	\$10.45 10.45	12/05/07 23-5-00-5210	30378		0 SULLIVAN'S LAW DIRECTORY A	OUTSTANDING
01	335015	\$281.00 281.00	12/05/07 11-5-21-5500	00321		0 TAMERLING INC. A	OUTSTANDING
01	335100	\$19.60 19.60	12/05/07 23-5-00-5240	34762		0 TAMMY CLAUSEN A	OUTSTANDING
01	335019	\$356.54 46.72 77.10 116.04 116.68	12/05/07 11-5-08-5335 11-5-07-5300 23-5-00-5335 11-5-20-5300	00391		0 TELE-TRON ACE HARDWARE A A A A	OUTSTANDING
01	335065	\$195.00 195.00	12/05/07 11-5-08-5500	01587		0 TEMME AUTO TRIM, INC. A	OUTSTANDING
01	334936	\$195.85 195.85	11/29/07 11-5-08-5320	01706		0 TEXOR PETROLEUM COMPANY A	OUTSTANDING
01	335070	\$62.00 62.00	12/05/07 11-5-07-5320	01706		0 TEXOR PETROLEUM COMPANY A	OUTSTANDING
01	335025	\$490.00 490.00	12/05/07 11-5-02-5220	00456		0 THE GAZETTE A	OUTSTANDING
01	335047	\$306.83 306.83	12/05/07 23-5-00-5335	01134		0 THE LIBRARY STORE A	OUTSTANDING
01	335067	\$448.95 448.95	12/05/07 23-5-00-5210	01627		0 THE STREET.COM A	OUTSTANDING
01	335073	\$2187.05 2187.05	12/05/07 23-5-00-5210	01786		0 THOMSON GALE A	OUTSTANDING
01	334988	\$325.00 325.00	12/03/07 11-5-23-5210	35753		0 THOSE FUNNY LITTLE PEOPLE ENTERPRISES, INC. A	OUTSTANDING
01	335027	\$13864.03 13864.03	12/05/07 51-5-00-5680	00466		0 TOWN BUILDER STUDIOS, LLC A	OUTSTANDING
01	334964	\$1458.91	12/03/07	00319		0 TOY'S R'US	OUTSTANDING

CITY OF BERWYN
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 DATE RANGE: 11/29/07 - 12/06/07

BANK	CHECK #	CHECK AMT	CHECK DATE	VENDOR #	ADDRS #	VENDOR NAME	CHECK STATUS
		AMOUNT	G/L ACCT #			DESCRIPTION	INVOICE #
		1458.91	11-5-23-5210			A	
01	335024	\$2045.00 2045.00	12/05/07 11-5-20-5300	00448		0 TRANSOFT SOLUTIONS INC. A	OUTSTANDING
01	335056	\$481.70 200.67 211.86 33.95 35.22	12/05/07 11-5-08-5500 11-5-08-5500 11-5-20-5200 11-5-20-5200	01364		0 TRYAD AUTOMOTIVE 006-142498 006-142670 006-142753 006-142761	OUTSTANDING
01	334949	\$175.00 175.00	12/03/07 11-5-06-5305	00003		0 U S POSTMASTER A	OUTSTANDING
01	334934	\$725.62 725.62	11/29/07 11-5-08-5500	01336		0 UNITED RADIO COMM, INC A	OUTSTANDING
01	334942	\$9.71 9.71	11/29/07 11-2-00-2252	10006		0 UNITED WAY OF BERWYN A	OUTSTANDING
01	334967	\$882.69 882.69	12/03/07 80-5-00-5305	00584		0 UNLIMITED GRAPHIX A	OUTSTANDING
01	335049	\$258.00 258.00	12/05/07 11-5-07-5300	01171		0 US GAS A	OUTSTANDING
01	335084	\$50.00 50.00	12/05/07 11-5-06-5310	31245		0 VERIZON WIRELESS A	OUTSTANDING
01	335097	\$820.29 820.29	12/05/07 11-5-20-5210	33428		0 VILLAGE OF RIVERSIDE A	OUTSTANDING
01	335064	\$14405.90 14405.90	12/05/07 80-5-00-5505	01582		0 VISU-SEWER OF ILLINOIS, LLC A	OUTSTANDING
01	334956	\$56.88 56.88	12/03/07 32-5-00-5300	00069		0 WAREHOUSE DIRECT A	OUTSTANDING
01	334997	\$1040.18 218.28 13.80 152.94 402.72 41.77 75.72 107.98 26.97	12/05/07 11-5-06-5300 11-5-01-5300 11-5-20-5300 11-5-11-5300 11-5-05-5300 15-5-00-5300 11-5-12-5300 11-5-11-5300	00069		0 WAREHOUSE DIRECT A A A A A A A A A	OUTSTANDING

CITY OF BERWYN
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 DATE RANGE: 11/29/07 - 12/06/07

BANK	CHECK #	CHECK AMT	CHECK DATE	VENDOR #	ADDRS #	VENDOR NAME	CHECK STATUS
		AMOUNT	G/L ACCT #			DESCRIPTION	INVOICE #
01	335110	\$315873.28 315873.28	12/06/07 11-5-24-5210	01431		0 WASTE MANMAGEMENT ILLINOIS-METRO A	OUTSTANDING
01	334922	\$30.00 30.00	11/29/07 11-5-11-5300	00377		0 WATER ONE A	OUTSTANDING
01	335017	\$33.00 33.00	12/05/07 11-5-08-5335	00377		0 WATER ONE A	OUTSTANDING
01	334947	\$7940.00 3970.00 3970.00	11/29/07 11-5-16-5400 11-5-16-5400	31782		0 WAYNE L. BUEHRER A A	OUTSTANDING
01	335057	\$5569.89 5569.89	12/05/07 11-5-07-5500	01441		0 WEIMER MACHINE A	OUTSTANDING
01	334962	\$1890.56 1890.56	12/03/07 11-5-14-5300	00180		0 WEST CENTRAL MUNICIPAL CONFERE A	OUTSTANDING
01	334999	\$1744.50 1744.50	12/05/07 11-5-20-5300	00163		0 WESTERN REMAC INC. A	OUTSTANDING
01	334945	\$36.30 16.30 20.00	11/29/07 15-5-00-5300 15-5-00-5500	20055		0 WILMA SALVATORE A A	OUTSTANDING
01	334928	\$300.78 300.78	11/29/07 11-5-16-5215	00709		0 XO COMMUNICATIONS A	OUTSTANDING

TOTAL # OF ISSUED CHECKS: 210 TOTAL AMOUNT: 1778335.58
 TOTAL # OF VOIDED/REISSUED CHECKS: 0 TOTAL AMOUNT: 0.00
 TOTAL # OF ACH CHECKS: 0 TOTAL AMOUNT: 0.00
 TOTAL # OF UNISSUED CHECKS: 0

FUND TOTALS

FUND	FUND NAME	ISSUED TOTAL	VOIDED/REISSUED TOTAL
011	GENERAL FUND	1,149,486.94	0.00
015	COMMUNITY OUTREACH FUND	765.67	0.00
023	LIBRARY FUND	12,670.87	0.00
032	CDBG PROJECT FUND	7,653.64	0.00
051	MISC GRANT FUND	13,899.99	0.00
055	SOUTH BERWYN CORRIDOR TIF FUND	501,152.99	0.00
056	CERMAK TIF DISTRICT	781.99	0.00
057	ROOSEVELT TIF FUND	2,401.99	0.00
058	OGDEN AVE. TIF DISTRICT	11,156.97	0.00
079	MOTOR FUEL TAX	46,961.76	0.00
080	WATER AND SEWER	31,402.77	0.00
	TOTAL -	1,778,335.58	0.00



K3
THE CITY OF **BERWYN, ILLINOIS**

Building A New Berwyn

MICHAEL A. O'CONNOR, *Mayor*

6700 West 26th Street • Berwyn, Illinois 60402-0701

Telephone: (708) 788-2660 • Fax: (708) 788-2675 • www.berwyn-il.gov

THOMAS J. PAVLIK
CITY CLERK

December 6, 2007

To: Mayor O'Connor and City Council

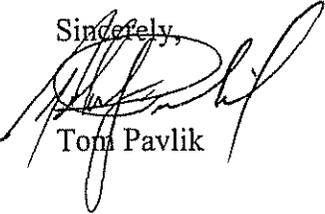
From: Tom Pavlik, City Clerk

Re: Handicapped Sign for Carmen Pillett, 1617 S. Scoville

Dear Ladies and Gentleman,

I am bringing forth the request, with the recommendation of the investigating officer and the concurrence of the resident Alderman, to deny the request.

Sincerely,


Tom Pavlik



We Serve and Protect

BERWYN POLICE DEPARTMENT



6401 West 31st Street
Berwyn, Illinois 60402-0733
Phone (708) 795-5600
Fax (708) 795-5627 Emergency 9-1-1

**TO: HONORABLE MAYOR MICHAEL A. O'CONNOR AND
MEMBERS OF THE BERWYN CITY COUNCIL**

**FROM: BERWYN POLICE DEPARTMENT
LOCAL ORINANCE DIVISION**

DATE: OCT 04 2007

RE: HANDICAPPED SIGN FOR: CARMEN PILLETT

**ATTACHED IS A COPY OF REQUEST FOR A HANDICAPPED SIGN TO BE
ERECTED IN THE CITY OF BERWYN PARKWAY IN FRONT OF:**

1617 S. Scoville Ave.

PLEASE REVIEW THE ATTACHED PAPERWORK AND ADVISE.

cc: ALDERMAN 6th WARD - Michael Phelan

2007 OCT -5 PM 4: 08

Date 10/5/07 Alderman Phelan
Scanned _____ Inter-Mail _____
Mtg. date 10.23.07

Berwyn Police Department

6401 West 31st Street
Berwyn, Illinois 60402-0733
Phone (708) 795-5600
(Fax) 795-5627 Emergency 9-1-1

HANDICAPPED PARKING SIGN REQUEST & REPORT

To: Mayor Michael O'Connor
and Members of City Council

From: Berwyn Police Department
Local Ordinance Division

Date: 04 OCT 2007

Application #: 527

Name of Applicant: CARMEN PILLET

Address: 1617 SOUTH SCOVILLE AVE

Telephone:

Nature of Disability:

Information	YES	NO	Information	YES	NO
Doctor's Note/Affidavit:	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Interviewed:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Owner's Support Letter:	<input type="checkbox"/>	<input type="checkbox"/>	Handicap Plates:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Garage:	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Wheelchair:		
Driveway:	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Walker:		
Off Street:	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Cane:		
On Street:	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Oxygen:		
Meets Requirements:	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Report Number: 07-15304		

Recommendation: APPROVE DENY Reporting Officer: MRIVERA #255

Comments:

Alderman:

Ward:

Berwyn Police Department - Incident Report

(708) 795-5600 6401 West 31st Street Berwyn, IL 60402

Incident#: 07-15304

STATION COMPLAINT UCR 9039 (Other Public Service)		DESCRIPTION HANDICAPPED PARKING REQUEST	INCIDENT # / DOT # 07-15304
WHEN REPORTED 10/04/2007 09:16	LOCATION OF OFFENSE (HOUSE NO., STREET NAME) 1617 S SCOVILLE AV # BERWYN, IL 60402		HOW RECEIVED On View-Officer
TIME OF OCCURRENCE 10/04/2007 09:16	STATUS CODE (09) Administratively Closed		STATUS DATE 10/04/2007

INVOLVED ENTITIES						
NAME PILLET, CARMEN	DOB	AGE	ADDRESS 1617 S SCOVILLE AV BERWYN, IL 60402			
GEX	RACE	HGT	WGT	HAIR	EYES	PHONE
UCR 9039 (Other Public Service) - 1 count(s)				TYPE Other		RELATED EVENT #

INVOLVED VEHICLES					
VEHICLE #	STATE IL	TYPE	INVOLVEMENT	VIN #	
YEAR	MAKE	MODEL	COLOR	COMMENTS	

NARRATIVES

PRIMARY NARRATIVE

Mrs Pillet, Carmen from 1617 south Scoville Ave :

Mrs Pillet, Carmen (

There is a two and half car garage on the property

Mrs Pillet, Carmen related that they is only one vehicle in the family and that the garage is used at times but she would like a spot in front of the home for parking, because it would be easier for her

Parking on the blocks is also availably, at this time Reporting Officer observed ten vehicles parked on the whole 1600 block of Scoville Ave.

Mrs. Pillet, Carmen meets the requirements for being handicapped but does not meet the requirements in the City Ordinance

Reporting Officer feels that this applicant should Not be approved

Application number 527

Nothing further this Reporting Officer.

REPORTING OFFICER RIVERA, MANUEL	STAR # 255	REVIEWER	STAR #
-------------------------------------	---------------	----------	--------

Berwyn Police Department - Incident Report



THE CITY OF **BERWYN, ILLINOIS** *Building A New Berwyn*

DANIEL J. LEBEAU, *Building Director*

MICHAEL A. O'CONNOR, *Mayor*

6700 West 26th Street • Berwyn, Illinois 60402-0701 • Telephone: (708) 788-2660 • Fax: (708) 788-1427

www.berwyn-il.gov

December 4, 2007

Honorable Michael A. O'Connor
Mayor of the City of Berwyn
Members of City Council

Re: Building and Local Improvement Permits

Gentlemen:

Attached hereto is the financial report of Building and Local Improvement Permits issued by the City of Berwyn for the month of November, 2007, along with a copy of Permit Statistics for this same period.

Respectfully,

Daniel LeBeau, Director
Building Department

DL:cr
Encs.

Permits Issued By The Building Department

Tuesday, December 04, 2007

Between: 11/1/2007 And 11/30/2007

<u>Building</u>	Permits Issued: 16	Cost of Improvements: \$1,588,859.00
<u>Dumpster</u>	Permits Issued: 7	Cost of Improvements: \$0.00
<u>Electrical</u>	Permits Issued: 28	Cost of Improvements: \$41,443.00
<u>Fence</u>	Permits Issued: 10	Cost of Improvements: \$10,555.00
<u>Garage</u>	Permits Issued: 12	Cost of Improvements: \$85,530.00
<u>HVAC</u>	Permits Issued: 11	Cost of Improvements: \$29,562.00
<u>Local Improvement</u>	Permits Issued: 194	Cost of Improvements: \$865,010.80
<u>Plumbing</u>	Permits Issued: 19	Cost of Improvements: \$26,598.00
<u>Roofing</u>	Permits Issued: 56	Cost of Improvements: \$240,800.00
<u>Sign</u>	Permits Issued: 5	Cost of Improvements: \$26,280.00
Total Permits: 358		Total Improvements: \$2,914,637.80

Fees Collected

Backfill Inspection	\$800.00
Building Permit	\$15,595.00
Local Improvement Permit	\$12,871.00
Electrical Fees	\$820.00
Electrical Inspection	\$3,450.00
Signs	\$1,000.00

Permits Issued By The Building Department

Tuesday, December 04, 2007

Between: 11/1/2007 And 11/30/2007

Footing Inspection	\$1,025.00
Framing Inspection	\$3,130.00
Inspection	\$2,265.00
Fence Fees	\$200.00
Foundation Inspection	\$1,050.00
Plumbing Fees	\$530.00
Plumbing Inspection	\$2,760.00
Plumbing Inspection (Underground)	\$150.00
Post Hole Inspection	\$715.00
HVAC Permit	\$600.00
HVAC Inspection	\$1,375.00
Service Charge	\$1,330.00
Insulation/Fire Stopping Inspection	\$270.00
Demolition Fees	\$650.00
Dumpster	\$875.00
Pre-Pour Inspection	\$970.00
Fine - Working Without Permit	\$6,500.00
Fine - (Misc)	\$250.00
Roof Covering Fees	\$2,825.00
Garage Permit	\$550.00
Total Fees Collected	\$62,556.00

Report Of Building Permits Issued By The City Of Berwyn

Tuesday, December 04, 2007

Between: 11/1/2007 And 11/30/2007

Name and Address	Issued	Permit No.	Cost Of Improvements	Cost Of Permit
Mr. Santos 1321 S. Kenilworth Avenue	11/1/2007	Gar-B 7061-0	\$14,635.00	\$220.00
Keith Snow 6714 W. 34th Street	11/1/2007	Gar-B 7062-0	\$2,800.00	\$165.00
Eduardo & Sonia Donato 3644 S. Gunderson Avenue	11/5/2007	Bldg-B 7063-0	\$17,299.00	\$225.00
William Gilsdorf 3722 S. Wenonah Avenue	11/5/2007	Bldg-B 7064-0	\$39,660.00	\$1,155.00
Marta R. Siaba 1531 S. Cuyler Avenue	11/6/2007	Bldg-B 7065-0	\$5,600.00	\$120.00
Luis Ugaz 3444 S. Home Avenue	11/6/2007	Bldg-B 7066-0	\$9,000.00	\$480.00
Ben Bialy 2341 S. Euclid Avenue	11/7/2007	Gar-B 7067-0	\$11,900.00	\$220.00
Adriana & Frank Villarreal 2445 S. Harvey Avenue	11/8/2007	Gar-B 7068-0	\$12,100.00	\$195.00
James & Elsie McCormick 2408 S. Euclid Avenue	11/8/2007	Gar-B 7069-0	\$12,810.00	\$220.00
Jack & Carol Lyons 3709 S. Oak Park Avenue	11/8/2007	Gar-B 7070-0	\$15,650.00	\$220.00
Jack G. Shay 3321 S. Wenonah Avenue	11/20/2007	Bldg-B 7071-0	\$1,200.00	\$30.00
Enedino Galan 6544 W. 28th Street	11/26/2007	Gar-B 7072-0	\$4,500.00	\$80.00
Harris Bank 6809 W. Stanley Avenue	11/27/2007	Bldg-B 7073-0	\$5,500.00	\$500.00
J. Acevedo & L. Nava 2433 S. Euclid Avenue	11/28/2007	Bldg-B 7074-0	\$5,000.00	\$780.00
6800 Stanley LLC 6801 Stanley Avenue	11/28/2007	Bldg-B 7075-0	\$1,500,000.00	\$17,500.00
Valenano Herrera 1818 S. Cuyler Avenue	11/30/2007	Gar-B 7077-0	\$10,635.00	\$220.00
Jose Gutierrez 3413 S. Maple Avenue	11/26/2007	Bldg-R 6124-1	\$0.00	\$50.00
James & Karen Quinn 3414 S. Clinton Avenue	11/13/2007	Gar-R 6810-1	\$0.00	\$50.00
Andres L. Marius M. D. 7036 W. Cermak Road	11/5/2007	Bldg-R 6916-2	\$0.00	\$340.00

Report Of Building Permits Issued By The City Of Berwyn

Tuesday, December 04, 2007

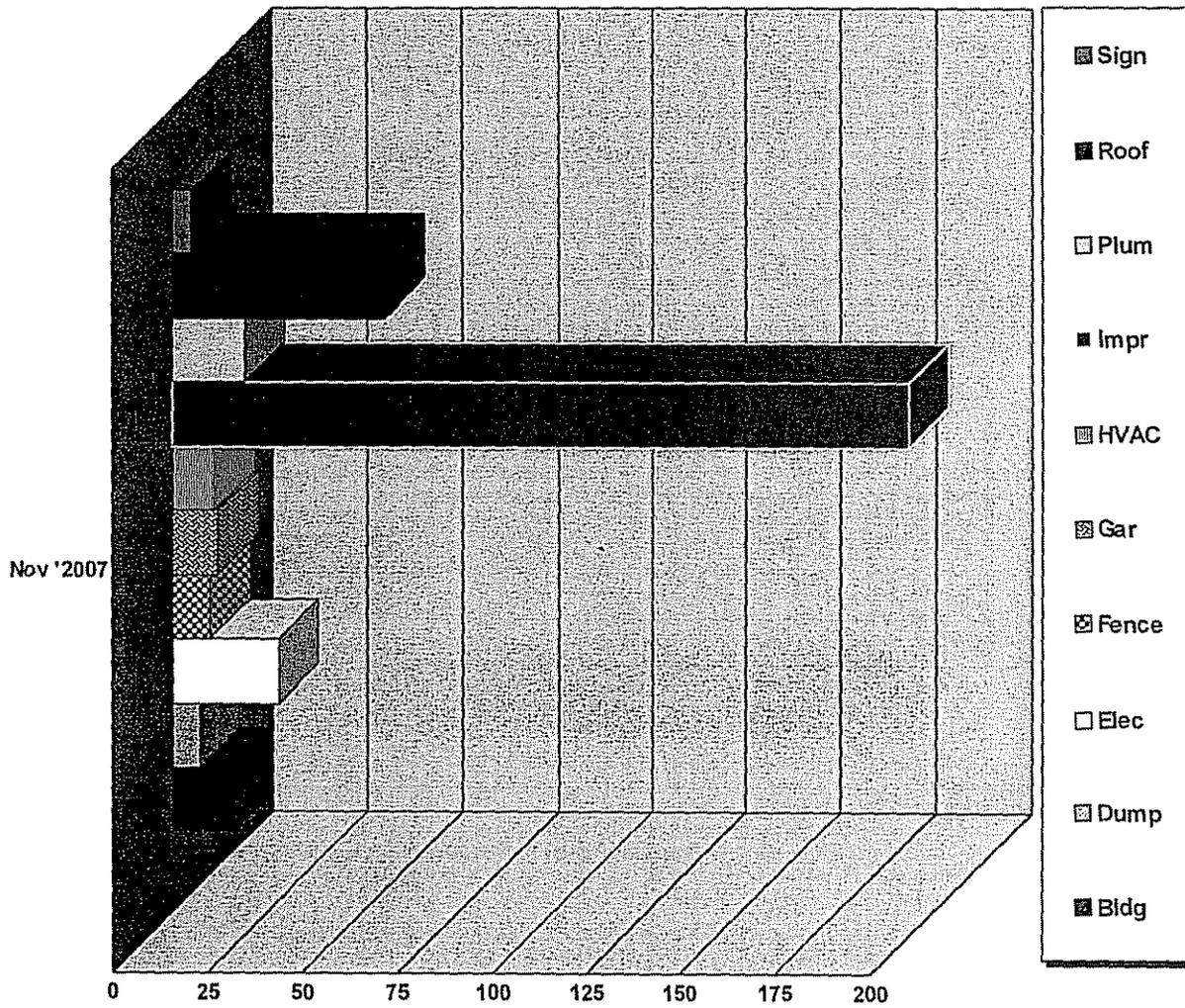
Between: 11/1/2007 And 11/30/2007

<i>Name and Address</i>			<i>Issued</i>	<i>Permit No.</i>	<i>Cost Of Improvements</i>	<i>Cost Of Permit</i>
<i>Luis A. Tenezaca & Silvia Teneza</i>	2101 S. Maple Avenue	REISSUE OF PERMIT TO INCLUDE NEW DORMER FOR STAIRS.	11/19/2007	Bldg-R 6950-2	\$800.00	\$160.00
<i>Mana Gomez</i>	3737 S. Highland Avenue	FINAL FRAMING RE INSPECTION OF ATTIC WINDOWS	11/27/2007	Bldg-R 6961-1	\$0.00	\$50.00
<i>Alberto / Luz Bracamontes</i>	3731 S. Elmwood Avenue	FINAL BLDG. REINSPECTION.	11/6/2007	Bldg-R 6968-1	\$0.00	\$50.00
<i>Jorge Patino</i>	2443 S. Grove Avenue	FRAMING CORRECTION & RE INSPECTION	11/19/2007	Bldg-R 7002-1	\$0.00	\$50.00
<i>Daniel Marquez</i>	3846 S. Ridgeland Avenue	ELECTRIC RE INSPECTION	11/14/2007	Gar-R 7007-4	\$0.00	\$50.00
<i>M. & Bain S. Lostumbo</i>	6827 W. 31st Street	INSTALLATION OF R. PLUMBING & PRESSURE PUMP WHOLE HOUSE.	11/13/2007	Bldg-R 7037-1	\$4,800.00	\$140.00
<i>Gail Prchal</i>	3815 S. Oak Park Avenue	REISSUE OF ORIGINAL PERMIT TO INCLUDE FRONT APPROACH & 2 SIDEWALK SQUARES LEADING TO GARAGE. EXTENTION OF APRON APPROX. 8' X 4'.	11/14/2007	Gar-R 7052-1	\$500.00	\$50.00
<i>Gail Prchal</i>	3815 S. Oak Park Avenue	PRE POUR RE INSPECTION FOR ADDL CONCRETE WORK NOT ON ORIGINAL PERMIT	11/19/2007	Gar-R 7052-2	\$0.00	\$50.00
<i>William Gilsdorf</i>	3722 S. Wenonah Avenue	PERMIT FOR FOOTING REINSPECTION & DUMPSTER.	11/21/2007	Bldg-R 7064-1	\$0.00	\$75.00
28	Building Permits Issued During Period			Totals	<u>\$1,674,389.00</u>	<u>\$23,445.00</u>

Permits Issued

Tuesday, December 4, 2007 2:50 PM

For Period Beginning 11/1/2007 And Ending 11/30/2007



Permit Detail

2007	November	Bldg	16
2007	November	Dump	7
2007	November	Elec	28
2007	November	Fence	10
2007	November	Gar	12
2007	November	HVAC	11
2007	November	Impr	194
2007	November	Plum	19
2007	November	Roof	56
2007	November	Sign	5

358

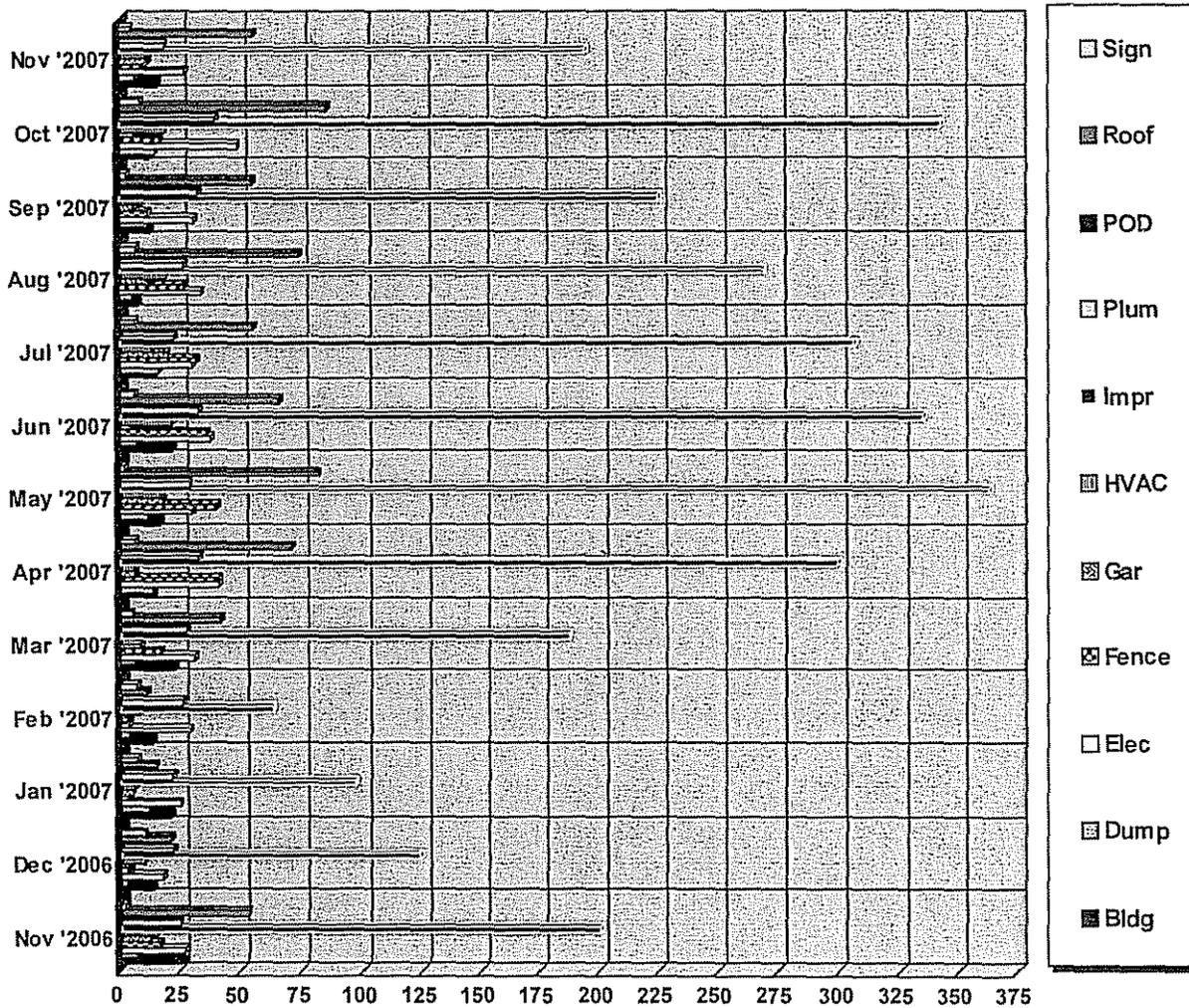
Total Permits Issued

358

Permits Issued

Tuesday, December 4, 2007 2:51 PM

For Period Beginning 11/1/2006 And Ending 11/30/2007



Permit Detail

2007	December	Impr	1		2007	September	Bldg	13
				1	2007	September	Dump	12
2007	November	Bldg	16		2007	September	Elec	31
2007	November	Dump	7		2007	September	Fence	12
2007	November	Elec	28		2007	September	Gar	6
2007	November	Fence	10		2007	September	HVAC	10
2007	November	Gar	12		2007	September	Impr	225
2007	November	HVAC	11		2007	September	Plum	33
2007	November	Impr	194		2007	September	POD	1
2007	November	Plum	19		2007	September	Roof	55
2007	November	Roof	56		2007	September	Sign	3
2007	November	Sign	5					401
				358	2007	August	Bldg	8
2007	October	Bldg	13		2007	August	Dump	5
2007	October	Dump	15		2007	August	Elec	34
2007	October	Elec	49		2007	August	Fence	27
2007	October	Fence	17		2007	August	Gar	12
2007	October	Gar	6		2007	August	HVAC	19
2007	October	HVAC	19		2007	August	Impr	269
2007	October	Impr	342		2007	August	Plum	27
2007	October	Plum	40		2007	August	Roof	74
2007	October	Roof	86		2007	August	Sign	7
2007	October	Sign	9					482
				596				

Permit Detail

2007	July	Bldg	15
2007	July	Dump	16
2007	July	Elec	30
2007	July	Fence	32
2007	July	Gar	20
2007	July	HVAC	14
2007	July	Impr	306
2007	July	Plum	23
2007	July	POD	1
2007	July	Roof	55
2007	July	Sign	6

518

2007	June	Bldg	22
2007	June	Dump	7
2007	June	Elec	38
2007	June	Fence	36
2007	June	Gar	5
2007	June	HVAC	22
2007	June	Impr	335
2007	June	Plum	33
2007	June	Roof	66
2007	June	Sign	6

570

2007	May	Bldg	17
2007	May	Dump	12
2007	May	Elec	30
2007	May	Fence	40
2007	May	Gar	18
2007	May	HVAC	17
2007	May	Impr	363
2007	May	Plum	29
2007	May	Roof	82
2007	May	Sign	2

610

2007	April	Bldg	14
2007	April	Dump	14
2007	April	Elec	41
2007	April	Fence	41
2007	April	Gar	6
2007	April	HVAC	6
2007	April	Impr	299
2007	April	Plum	33
2007	April	Roof	71
2007	April	Sign	6

531

2007	March	Bldg	23
2007	March	Dump	6
2007	March	Elec	31
2007	March	Fence	17
2007	March	Gar	9
2007	March	HVAC	9
2007	March	Impr	187
2007	March	Plum	28
2007	March	Roof	42
2007	March	Sign	5

357

2007	February	Bldg	14
2007	February	Dump	4
2007	February	Elec	29
2007	February	Fence	4
2007	February	Gar	3
2007	February	HVAC	8
2007	February	Impr	63
2007	February	Plum	26
2007	February	Roof	11
2007	February	Sign	7

169

2007	January	Bldg	21
2007	January	Dump	12
2007	January	Elec	25
2007	January	Fence	3
2007	January	Gar	5
2007	January	HVAC	6
2007	January	Impr	97
2007	January	Plum	22
2007	January	Roof	15
2007	January	Sign	7

213

2006	December	Bldg	14
2006	December	Dump	3
2006	December	Elec	18
2006	December	Fence	5
2006	December	Gar	2
2006	December	HVAC	10
2006	December	Impr	123
2006	December	Plum	22
2006	December	Roof	21
2006	December	Sign	10

228

2006	November	Bldg	27
2006	November	Dump	7
2006	November	Elec	27
2006	November	Fence	16
2006	November	Gar	12
2006	November	HVAC	15
2006	November	Impr	201
2006	November	Plum	25
2006	November	POD	2
2006	November	Roof	53
2006	November	Sign	2

387

Permit Detail

Total Permits Issued **5421**