



City of Berwyn

City Council Meeting

APRIL 13, 2010

BERWYN CITY COUNCIL MEETING
APRIL 13, 2010

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.

ROBERT J. LOVERO
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. REG. MIN. 3/23/10 - COW 3/23/10
- (D) BID OPENING - TABULATIONS
- (E) BERWYN DEVELOPMENT CORP.-BERWYN TOWNSHIP/HEALTH DISTRICT
 - 1. BDC-CERMAK RD STREETScape & VACIN FAIRWAY CONSTRUCTIN ENGINEERING SERVICE CONTRACT
 - 2. BDC-TIF APPLICATION-DEPOT AMERICAN DINER 2 -6908 WINDSOR
 - 3. BDC-CERMAK/HARLEM REDEVELOPMENT RFQ
 - 4. RT 66 CAR SHOW-REQ TO HOLD SHOW & CLOSE OGDEN AVE.
- (F) REPORTS AND COMMUNICATIONS FROM THE MAYOR
 - 1. RESOL-REPAIRS TO STATE HIGHWAYS IN BERWYN
 - 2. RESOL-ANNUAL BASEBALL PARADE
 - 3. PROC-ARBOR DAY
 - 4. CERTIFIED MUNICIPAL CLERK DESIGNATION
 - 5. APPOINTMENT-NEW POLICE CHIEF
 - 6. INSURANCE RENEWAL
 - 7. WILLIAM KUSHNER (BUY BACK REQUEST)
- (G) REPORTS AND COMMUNICATIONS FROM THE CITY CLERK
- (H) COMMUNICATIONS FROM (ZONING) BOARD OF APPEALS
 - 1. ZBA-RESOL/ORD (4) ROLANDO M. COSTA, BERWYN CENTER LLC, HD LLC PARTNERS-CITY OF BERWYN-CERMAK RD, GROVE AVE. & OAK PARK PARCEL
- (I) REPORTS AND COMMUNICATIONS FROM ALDERMEN, COMMITTEES OTHER BOARDS AND COMMISSIONS
 - 1. SKRYD-CORNER OF 24TH & GUNDERSON
 - 2. BUS. LIC. & TAXATION-REFERRAL #I-1 3/9/10-CHAP 859: NEWSPAPER VENDING

MACHINES

3. FIRE & POLICE COMM-REFERRAL #8 -3/9/10-CHIEF KUSHNER'S BUY BACK
4. BHPC-NOMINATION OF DUNHAM HOUSE-HISTORICAL LANDMARK

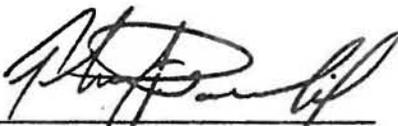
(J) STAFF REPORTS

1. LAW-RESOL-APPROVING PARTICIPATION IN IHDA MORTGAGE CREDIT CERTIFICATE PROGRAM
2. LAW-SETTLE #06C1551
3. LAW-AMENDMENTS TO LICENSING ORD. CHAPTER 462.05 LICENSE FEES
4. LAW/TRAFFIC ENGINEER-(2) ORDINANCES FOR PROHIBITED TURN LOCATIONS
5. TRAFFIC ENG.-PAY BOX AT MUNICIPAL SURFACE LOT 32ND & OAK PK. AVE.
6. DEPUTY POLICE CHIEF-PROMOTE (1) SERGEANT FROM ELIGIBILITY LIST
7. CDBG-RESOLUTION APPROVING NSP AGREEMENT
8. PW DIR-PERMISSION TO BID-SEASONAL LANDSCAPE MAINTENANCE
9. PW DIR-ROOSEVELT RD WATER & COMBINED SEWER IMPROVEMENTS CHANGE ORDER #1
10. CITY ENGINEER-DEPOT DIST. FENCE INSTALLATION-BID AWARD
11. LICENSING OFFICER-APPLICATIONS OF THE FOLLOWING BUSINESS TYPES
12. LICENSING OFFICER-ADDITION TO EXISTING LIQUOR ORDINANCE 804.06
13. TREASURER/CITY GRANT. COORDINATOR-RECEIPT OF \$112,400 DEPT OF HOMELAND SECURITY

(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 CHAIR-PAYROLL-3/31/10 \$811,635.49
2. BUDGET CHAIR-PAYABLES-4/13/10 \$3,256,251.70
3. BOYAJIAN-HANDICAP SIGN-L. CHAVEZ-3736 LOMBARD-**APPROVE**
4. BOYAJIAN-HANDICAP SIGN-A. THIELEN-3109 CLARENCE-**APPROVE**
5. SANTOY-HANDICAP SIGN-M. BARR-2111 HIGHLAND-**APPROVE**
6. SANTOY-HANDICAP SIGN-M. A. SOTO-2323 HARVEY-**APPROVE**
7. SANTOY-HANDICAP SIGN-G. MONDO-6403 W. 23RD ST. #2-**APPROVE**
8. LAURETO-HANDICAP SIGN-L. VASILISHIN-1420 CLINTON-**APPROVE**
9. FINANCE DIR-DCEO GRANT RECEIPTS & LINE OF CREDIT PAYMENT
10. BUS. LICENSE & COLLECTIONS-BUSINESS LICENSES ISSUED MARCH 2010
11. NOTIF. ORDERS-CONCLUSION OF LIQ. LIC. HEARINGS PROCEEDING (2)
12. TIGER O'STYLIES-SPRING & SUMMER EVENTS
13. PAUL-HANDICAP SIGN-A. HERNANDEZ-6917 W. 29TH ST. -**APPROVE**

ITEMS SUBMITTED ON TIME 43



THOMAS J. PAVLIK - CITY CLERK



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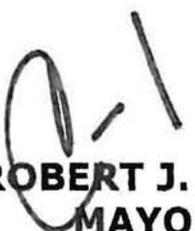
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- A Pledge of Allegiance-Moment of Silence**
 - B. Open Forum**
(Topic Must Not Be on The Agenda)



**C. Presentation of Previous
Meeting Minutes for Approval**



ROBERT J. LOVERO
MAYOR

THOMAS J. PAVLIK
CITY CLERK

MINUTES
BERWYN CITY COUNCIL
MARCH 23, 2010

1. The regular meeting of the Berwyn City Council was called to order by Mayor Lovero at 8:00 p.m. Upon the call of the roll, the following responded present: Chapman, Boyajian, Paul, Skryd, Santoy, Polashek, Avila, Laureto.
2. The Pledge of Allegiance was recited and a moment of silence was observed for the deceased Frank Parcel, former public works employee, and for the deceased Denise Areizaga, sister of Berwyn police officer, Jesus Areizaga
3. The minutes of the regular City Council and the Committee of the Whole meetings held on March 9, 2010 were submitted. Thereafter, Chapman made a motion, seconded by Boyajian, to concur and approve as submitted. The motion carried by a voice vote.
4. Chapman made a motion, seconded by Skryd, to suspend the rules and bring forth items F-1, F-2 and F-3. The motion carried by a voice vote. F-1 is a Proclamation from the Mayor for retiring Secretary of the Berwyn Library Board of Trustees, Eileen Pech. Thereafter, Chapman made a motion, with a unanimous second, to concur and **adopt** as presented. The motion carried by a voice vote. Thereafter, the Mayor presented the Proclamation to Ms. Pech with thanks for her years of service to the City of Berwyn.
5. The Mayor submitted a communication with an attached Resolution honoring the Berwyn Cicero Chapter of Vietnow, whose chapter is celebrating its 25th Anniversary and declaring April 9, 2010 as Berwyn Cicero Chapter of Vietnow Day in Berwyn. Thereafter, Skryd made a motion, seconded by Avila, to concur and **adopt** the Resolution as presented. The motion carried by a voice vote. Thereafter, the Mayor presented the Resolution to the members and thanked them for their services to the community.
6. The Mayor submitted a Proclamation honoring the Berwyn Blazers U9 Girls Soccer Team and proclaimed March 23, 2010, as Berwyn Blazers U9 Girls Team in Berwyn. Thereafter, Avila made a motion, seconded by Polashek, to concur and **adopt** the Proclamation as presented. The motion carried by

a voice vote. Thereafter, the Mayor recognized all members and coaches of the team.

7. The Open Portion of the meeting was announced. Alderman Avila invited all to the Ground Breaking ceremony for the new parking lot at the Cermak Plaza on Saturday, April 7, 2010 at noon-Alderman Skryd announced a combined 4th and 5th Ward meeting for April 21, 2010, time and location, to be announced, also April 24th Green Day in the North Berwyn Park District-Alderman Boyajian reminded all of the 2nd Ward town meeting on Friday, March 26, 2010 at 7 p.m.-Mayor Lovero reminded all of the Little League parade on Saturday, April 24th
8. The bids for the Depot District Fence Installation were submitted. Thereafter, Chapman made a motion, seconded by Boyajian, to grant permission to the City Attorney, City Engineer, and any other interested parties to proceed to the Conference Room to open, tabulate, and return same to the Council Chambers for reading. The motion carried by a voice vote.
9. The Berwyn Development Corporation submitted a communication and a Resolution Appropriating Funds for Roosevelt Road Streetscape entitled: **Resolution Authorizing an Execution of a Local Agency Agreement for Federal Participation in the Roosevelt Road Project.** Thereafter, Santoy made a motion, seconded by Skryd, to concur and **adopt** the Resolution as presented and to authorize the corporate authorities to affix their signatures thereto. The motion carried by a unanimous roll call vote.
10. The Mayor submitted a Resolution regarding the 2009 Justice Assistance Non-Stimulus Grant (JAG), for \$20,813.00. Thereafter, Chapman made a motion, seconded by Boyajian, to concur and **adopt** the Resolution as presented and to authorize the corporate authorities to affix their signatures thereto. The motion carried by a unanimous roll call vote.
11. The Mayor submitted a Resolution regarding the 2009 Justice Assistance Stimulus Grant (JAG), for \$69,505.00. Thereafter, Skryd made a motion, seconded by Boyajian, to concur and **adopt** the Resolution as presented and to authorize the corporate authorities to affix their signatures thereto. The motion carried by a unanimous roll call vote.
12. The Mayor submitted a communication regarding Honorable Mention and the issuing of a Meritorious Award for their outstanding citizenship and bravery to Christopher S. Aleo, Daniel J. Best and Saun Mansoori for their assistance in a traffic accident on February 8, 2010, rescuing a driver from

from a burning vehicle. Thereafter, Skryd made a motion, seconded by Paul, to concur and approve as submitted with thanks. Thereafter, the Mayor presented the individuals with a Meritorious Award for outstanding citizenship and bravery.

13. The Mayor submitted a communication forming an Exploratory Committee for a Berwyn Bungalow Preservation Initiative, and appointed Richard Bruen and Nasri Mansour to the committee. Thereafter, Skryd made a motion, seconded by Chapman, to concur and approve as submitted. The motion carried by a voice vote.
14. The Mayor submitted a communication regarding Local 506 IAFF contract. Thereafter, Avila made a motion, seconded by Polashek, to excuse Alderman Laureto from the vote. The motion carried by a voice vote. Thereafter, Chapman made a motion, seconded by Boyajian, to concur and approve the contract as submitted and to authorize the corporate authorities to enter into an agreement. The motion carried by the following roll call: Yeas: Chapman, Boyajian, Skryd, Santoy, Polashek, Avila. Nays: Paul. Excused: Laureto.
15. The Mayor submitted a communication regarding the appointment of Cynthia M. Hayes, to the Berwyn Library Board. Thereafter, Skryd made a motion, seconded by Boyajian, to concur and approve the appointment as submitted. The motion carried by a voice vote.
16. The Clerk submitted a communication requesting approval of Closed Committee of the Whole minutes of February 9th and February 23rd, 2010. Thereafter, Avila made a motion, seconded by Chapman, to concur and approve as submitted. The motion carried by a voice vote.
17. The Clerk submitted a communication regarding Ordinance Chapter 829, Automated Rental Machines. Thereafter, Skryd made a motion, seconded by Boyajian, to refer the matter to the Business License and Taxation Committee. The motion carried by a voice vote.
18. A deferred communication from the City Administrator regarding Inventory of Buildings along Cermak Road Corridor. Thereafter, Skryd made a motion, seconded by Polashek, to concur and approve as submitted for payment in an amount not to exceed \$20,864. The motion carried by a unanimous roll call vote.
19. The City Administrator submitted a communication regarding the Renewal of Equipment Breakdown (boiler/machinery) Insurance (coverage up to \$14,000,000). Thereafter, Chapman made a motion, seconded by Avila, to

concur and approve as submitted and to waive the sealed bid process and award the bid to Cincinnati Insurance Co. for a three year term. The motion carried by a unanimous roll call vote.

20. The Law Department submitted a communication regarding Berwyn's Senior Service Drug and Alcohol Policy and Testing Program with an attached Resolution entitled:

A Resolution of the City of Berwyn, Cook County, Illinois Approving the Adoption of the City of Berwyn's Drug and Alcohol Policy and Testing Program

Thereafter, Skryd made a motion, seconded by Boyajian, to concur and **adopt** the Resolution as submitted. The motion carried by a unanimous roll call vote.

21. The Finance Director submitted a communication with an attached ordinance entitled:

THE ANNUAL APPROPRIATION ORDINANCE OF THE CITY OF BERWYN, COOK COUNTY, ILLINOIS FOR THE FISCAL YEAR 2010

Thereafter, Chapman made a motion, seconded by Skryd, to approve and **adopt** the ordinance as amended and to authorize the corporate authorities to affix their signatures thereto. The motion carried by the following roll call: Yeas: Chapman, Boyajian, Skryd, Santoy, Polashek, Avila, Laureto. Nays: Paul.

22. The Fire Chief submitted a communication regarding the Fire Pup Program 2010, Fire Prevention program for school children, Kindergarten through 3rd Grade. Thereafter, Boyajian made a motion, seconded by Polashek, to concur and grant permission to continue the program. The motion carried by a unanimous roll call vote.

23. The bid tabulations for the Depot District Fence Installation were returned for reading. GFS Fence, Guardrail & Signage, \$116,943, Durabilt Fence Co., Inc. \$81,420, Midwest Fence Corp. \$104,461, BBF Fence Erector, Inc. \$123,693-Riteway Fence, Inc. \$128,705-Peerless Enterprises, \$84,145-Action Fence Contractors, Inc. \$175,000-Late Submission-custom Built Commercial Fence, \$89,901.90. Thereafter, Boyajian made a motion, seconded by Skryd, concur and accept the lowest bidder Durabilt pending review by the City Engineer. The motion carried by a unanimous roll call vote.

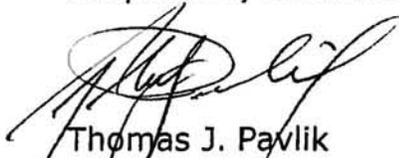
24. The Consent Agenda K-1 through K-6 were submitted.
K-1-Budget Chair-payroll for March 17, 2010 in the amount of \$876,893.33
K-2-Budget Chair-payables for March 23, 2010 in the amount of \$1,773,094.75

BERWYN CITY COUNCIL MEETING
MARCH 23, 2010

K-3-Avila, handicap sign, V. Sanchez, 1820 Oak Park Ave, Approve
K-4-Finance Director, Line of Credit Payment
K-5-Salvation Army, Donut Days June 4th & 5th-Red Kettle Campaign
November 19th through December 26, 2010
K-6-American Cancer Society-Tag Day -April 17, 2010
Thereafter, Avila made a motion, seconded by Skryd, to concur and
approve by Omnibus Vote Designation. The motion carried by a voice vote.

25. Alderman Skryd announced an Administration Committee meeting (as previously called) for Monday, April 12, 2010 at 6:00 p.m.
26. Alderman Santoy called a Business License and Taxation Committee meeting for Monday, April 19, 2010 at 6:30 p.m.
27. Alderman Avila announced a Fire and Police Committee meeting (as previously called) for Wednesday, March 24, 2010
28. There being no further business to come before the meeting, same was, after a motion by Laureto and seconded by Skryd, to adjourn at the hour of 8:40 p.m. The motion carried by a voice vote.

Respectfully submitted,



Thomas J. Pavlik
City Clerk

COMMITTEE OF THE WHOLE
MARCH 23, 2010

1. The Committee of the Whole was called to order by Mayor Lovero at 6:15 p.m. Upon the call of the roll, the following responded present: Chapman, Boyajian, Paul, Skryd, Santoy, Polashek, Avila, Laureto.
2. Mayor Lovero mentioned that there was a flaw in the police testing procedure provided by the private testing firm and that the matter has been addressed and it did not affect any promotions and the city is seeking compensation or reimbursement from the private testing firm.
3. Agenda Item J-2-Renewal of Equipment Breakdown (boiler/machine) Insurance Coverage up to \$14,000,000-The Mayor recognized Megan Parrilli who reviewed all the insurance quotes submitted and is recommending using Cincinnati Insurance for the coverage. Ms Parrilli explained that Cincinnati Insurance has submitted a guarantee premium quote for three years and the city is not tied into it and may opt out at any time without penalty or continue for the three year period. Parrilli stated that she has a good relationship with Cincinnati Insurance and is willing to work with them to secure a commercial property insurance for the city, since our current insurance expires in May. The Mayor opened up discussion from the aldermen.
 - Alderman Chapman asked if this is a guarantee for three years, answer, yes, but you are not locked into it and may shop it out every year or every three months with no penalty for dropping coverage
 - Alderman Paul questioned Malpractice Insurance for the municipalities and if she could get quotes on any premiums. Ms. Parrilli stated that she didn't think that the city was in need of it and that this type of coverage would have to many variables to even guess at what the premium would be for that coverage.
 - Alderman Chapman asked if the EMT structure with our paramedics would fall under Malpractice and if we possibly need that type of coverage. Parrilli stated that that falls under liability coverage and that she has discussed this with the Fire Chief at length.The Mayor stated that the matter is on the City Council agenda tonight for consideration.
4. The Mayor recognized Anthony Griffin of the Berwyn Development Corporation regarding the request for Developer Qualifications for the Cermak/Harlem Avenue properties. Griffin reviewed the bullet points regarding

- General Information which included introduction and overview, which defined the vision for the redevelopment.
 1. Site Inquiry Period
- Submission Deadlines
- Submission Requirements
 1. Organizational Structure
 2. Narrative Property Description
 3. Conceptual Designs
 4. Development Pro-Forma
 5. Performance Bond References
 6. Tenant Relations
 7. Professional References
 8. Financial Statements
 9. Legal Actions

Griffin then reviewed

- Selection Process
- Conditions and Constraints which include
 1. Comprehensive Plan Designation
 2. Current Zoning
 3. Total Land Area
 - a) Size, Shape & Dimensions
 - b) Plat of Survey Description
 - c) Building Conditions
 - d) Land Conditions
 - e) Site Accessibility
 - f) Surrounding Land Uses

Griffin reviewed the Attachment

Exhibit 1: Site Context Map

Exhibit 2: Arial Photos

Exhibit 3: Plats of Survey

The Mayor questioned the key individual resumes and asked Anthony Griffin to expound on the Public/Private partnership. Griffin explained that it is just a matter of meshing the city's goals with that of the developer.

There were no further questions from the Aldermen. Griffin explained that he will bring back to the City Council for their approval.

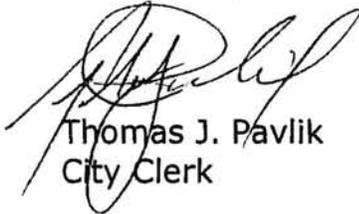
5. The Mayor once again recognized Megan Parrilli, who wanted to clarify the coverage and stated that it is less than the premium over the last three years and that this coverage would cost the city \$760,000 less than previous years.
6. Alderman Skryd questioned a spelling error in the minutes of the Committee of the Whole of March 9, 2010. The Clerk stated that he will amend. Skryd also questioned J-5, communication from Fire Chief

COMMITTEE OF THE WHOLE
MARCH 23, 2010

O'Halloran regarding the 2010 Fire Pup Program and asked if this would be informational or a motion was needed to approve. The Mayor stated that a motion is needed to approve in order to proceed forward with the program.

7. Agenda Item F-9-Appointment of Cynthia Hayes, Library Board member. Alderman Paul questioned if she already works for the city. The Mayor stated, no, he believes she works at a grade school library in District #100.
8. Skryd made a motion, seconded by Boyajian, to close the Committee of the Whole at 6:43 for personnel and land acquisition. The motion carried by a voice vote.
9. Boyajian made a motion, seconded by Skryd, to reopen the Committee of the Whole at 7:34 p.m. The motion carried by a voice vote.
10. Avila made a motion, seconded by Skryd, to adjourn the Committee of the Whole at 7:34 p.m. The motion carried by a voice vote.

Respectfully submitted,



Thomas J. Pavlik
City Clerk



D. Bid Openings Tabulations



**E. Berwyn Development Corp. –
Berwyn Township/Health District**



April 9, 2010

**Mayor Robert J. Lovero
Members of the Berwyn City Council
Berwyn City Hall
6700 West 26th Street
Berwyn, IL 60402**

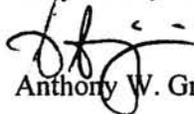
Re: Cermak Road Streetscape and Vacin Fairway Construction Engineering Services Contract

Dear Mayor and City Council,

As discussed at the open Council of Whole in February 2010, several capital improvements are being tackled as we close out the Cermak TIF district to ensure the long-term infrastructure of the corridor. Based upon the discussed priorities, Novotny & Associates (contracted City Engineer) will prepare the civil design documents, bid specs, and all necessary documents along with managing the construction project for the needed improvements to Cermak Road and the Vacin Fairway. Attached is the engineering services agreement which covers engineering design and construction engineering services for the project.

We are recommending the approval of the contract with Novotny & Associates in order to begin this work. The expense is an expected and budgeted cost within our Cermak Road TIF closeout plan. Upon approval, work will commence with the consultant team.

Respectfully submitted for you consideration,


Anthony W. Griffin



Frank Novotny & Associates, Inc.

825 Midway Drive ♦ Willowbrook, IL ♦ 60527 ♦ Telephone: (630) 887-8640 ♦ Fax: (630) 887-0132

*Civil Engineers/
Municipal Consultants*

April 8, 2010

Mr. Anthony Griffin
Executive Director
Berwyn Development Corp.
3322 S. Oak Park Avenue, 2nd Fl.
Berwyn, Illinois 60402-2244

Re: **Cermak Road T.I.F. Streetscape &
Vacin Fairway Improvements**

Dear Tony:

In accordance with our earlier discussion, enclosed are two (2) copies of the Engineering Agreement for the above-referenced project. The Mayor and the Clerk should sign in the designated areas. Please retain one (1) copy for City files, and return one (1) executed copy to our office for further processing.

Please feel free to contact me if you should have any questions.

Sincerely,

FRANK NOVOTNY & ASSOCIATES, INC.

John E. Fitzgerald, P.E.

JEF/ce
Enclosure
cc: File Nos. 09364

OWNER:	L O C A L A G E N C Y	AGREEMENT FOR ENGINEERING SERVICES FOR ENGINEERING DESIGN AND CONSTRUCTION ENGINEERING	C O N S U L T A N T	ENGINEER:
City of Berwyn				Frank Novotny & Associates, Inc.
Address: 6700 West 26 th Street				Address: 825 Midway Drive
City: Berwyn, Illinois 60402				City: Willowbrook
Project No.: 09364				State: Illinois Zip: 60527

THIS AGREEMENT, made and entered into this _____ day of **April 2010**, by and between **FRANK NOVOTNY & ASSOCIATES, INC.**, whose address is 825 Midway Drive, Willowbrook, Illinois, 60527, hereinafter called the "**ENGINEER**", and the **CITY OF BERWYN**, 6700 West 26th Street, Berwyn, Illinois 60402, hereinafter called the "**OWNER**", covers certain professional Engineering services in connection with the proposed improvement designated as *Cermak Road T.I.F. Streetscape & Vacin Fairway Improvements*, which scope of construction work consists of tree and tree grate replacement; pavement resurfacing; concrete curb and driveway replacement; lighting upgrades; streetscape furniture replacement/enhancement; brick paver enhancement; landscape encaps, bump outs and green buffers; security devices; and traffic calming.

WITNESSETH THAT, in consideration of these premises and of the mutual covenants herein set forth,

THE ENGINEER AGREES,

I. To perform or be responsible for the performance of the following Engineering Services for the Owner in connection with the proposed improvement hereinbefore described:

- a. Make such detailed surveys as are necessary for the preparation of detailed Plans.
- b. Make complete general and detailed Plans, Special Provisions, Proposals, and Estimates of Probable Cost, and furnish the Owner with five (5) copies of the Plans, Special Provisions, Proposals and Estimates. Additional copies of any or all documents, if required, shall be furnished to the Owner by the Engineer at his actual cost for reproduction.
- c. Make or cause to be made such soil surveys or subsurface investigations including borings and soil profiles and analyses thereof as may be required to furnish sufficient data for the design of the proposed improvement. Such investigations are to be made in accordance with the current requirements of the Illinois Department of Transportation.

- d. Make or cause to be made such sewer televising investigations as may be required to furnish sufficient information for the design of the proposed improvement.
- e. Make or cause to be made such traffic studies and counts and special intersection studies as may be required to furnish sufficient data for the design of the proposed improvement.
- f. Prepare reports or permit applications for Army Corps of Engineers and/or IDNR Division of Water Resources permits, or other detailed hydraulic reports that are required by any agency having jurisdiction over part of this project, including countywide stormwater and special management area permits.
- g. Furnish the Owner with ten (10) copies, with recordable original, of surveys and drafts of all necessary right-of-way dedications, boundary and lot surveys, construction easements, and borrow pit and channel change agreements including prints of the corresponding plats and staking as required.
- h. Submit Plans and Specifications to the regulatory agencies for routine permits and/or approvals not noted above.
- i. Assist the Owner in the tabulation and interpretation of the Contractors' proposals.
- j. Furnish construction observation. Construction observation shall include:
 1. Consultation on interpretation of Plans and Specifications and any changes under consideration as construction proceeds.
 2. Periodical job-site observation by the Engineer, or his representatives, as construction progresses.
 3. Overseeing the testing of sewer and/or water lines to determine whether the completed project meets the requirements as outlined in the Specifications.
 4. Preparing and/or checking all payment estimates, change orders, records, and reports required by the Owner or governmental agencies. Engineer shall attempt to submit the Contractor's Mechanics Lien Waivers and Sworn Statements with any payment recommendation; however, if such are not provided, then the payment recommendation shall be conditioned upon their receipt.
 5. Periodic observation of the Contractor's operations to endeavor to guard the Owner against defects and deficiencies in the Work, and to determine in general if the Work is being performed in a manner indicating that the Work, when fully completed, will be in accordance with the Contract Documents. The Engineer will organize and keep the project records. Engineer shall attempt to provide written notice to Owner of Contractor's failure to carry out the work in substantial accordance with the Contract Documents, of which Engineer has actual notice, and of the corrective action required to remedy same.
 6. Reviewing all shop and working drawings for the purpose of checking for conformance with information given and the design concept.

7. Reviewing and checking all reports by testing laboratories on equipment and material tested.
8. Compiling a final punchlist relating to the completed Work, and preparation of final papers and reports.
9. Revision of Contract drawings to show location and nature of improvement as record drawings, from information furnished by the Contractor.

k. Provide construction layout and staking.

l. Furnish or cause to be furnished:

1. Proportioning and testing of concrete mixtures in accordance with the "Manual of Instructions for Concrete Proportioning and Testing" issued by the Bureau of Materials and Physical Research, of the Illinois Department of Transportation.
2. Proportioning and testing of bituminous mixtures (including extracting test) in accordance with the "Manual of Instructions for Bituminous Proportioning and Testing" issued by the Bureau of Materials and Physical Research, of the Illinois Department of Transportation.
3. Compaction tests as required by the Specifications.
4. Quality and sieve analyses on local aggregates to see that they comply with the Specifications contained in the Contract.
5. Furnish inspection of materials when inspection is not provided at the sources by the Bureau of Materials of the Illinois Department of Transportation, if required by the Owner.

II. That all reports, Plans, plats, and Special Provisions to be furnished by the Engineer pursuant to this Agreement will be in accordance with the current generally accepted standards of design professionals performing such engineering services; it being understood that all such reports, plats, Plans and drafts, shall before being finally accepted, be subject to approval by the Owner.

III. To attend conferences to be held at the request of the Owner in addition to normal visits for observation purposes, and visit the site and review the work at any reasonable time when requested to do so by the Owner.

IV. That basic survey notes and sketches, charts, computations and other data prepared or obtained by the Engineer pursuant to this Agreement, will be made available, upon request, to the Owner without cost and without restriction or limitation as to their use.

V. In the event Plans or surveys are found to be in error during construction of the PROJECT due to the negligence or willful misconduct of the Engineer, and revisions of the plans or survey corrections are necessary, the Engineer agrees that he will perform such work without expense to the Owner even though final payment has been received by him. He shall give immediate attention to these changes so there will be a minimum delay to the Contractor.

VI. To make such changes in working Plans, including all necessary preliminary surveys and investigations, as may be required after the award of the construction Contract and during the construction of the improvement.

VII. That all Plans and other documents furnished by the Engineer pursuant to this Agreement will be endorsed by him and will show his professional seal where such is required by law.

VIII. The Engineer will carry General Liability insurance in the amount of not less than \$1,000,000; Workman's Compensation of not less than \$500,000; and Professional Liability insurance of not less than \$1,000,000. The Engineer shall name the Owner as "Additional Insured" on the Engineer's General Liability policy.

THE OWNER AGREES,

I. To pay the Engineer as compensation for all services performed as stipulated in Paragraphs I-a, b, h and i of "THE ENGINEER AGREES" in accordance with one of the following methods as marked:

- a. A sum of money equal to _____ percent of the awarded Contract price for the proposed improvement.
- b. A sum of money equal to the percentage of the awarded Contract cost for the proposed improvement as approved by the Owner based on the following schedule:

SCHEDULE FOR PERCENTAGES BASED ON AWARDED CONTRACT COST

First	\$ 50,000	<u>10.00%</u>
Next	\$ 50,000	<u>8.50%</u>
Next	\$ 100,000	<u>7.10%</u>
Next	\$ 200,000	<u>6.20%</u>
Next	\$ 200,000	<u>5.70%</u>
Next	\$ 450,000	<u>5.60%</u>
Next	\$1,000,000	<u>5.00%</u>
Next	\$2,000,000	<u>4.50%</u>
Next	\$6,000,000	<u>4.30%</u>

- c. A lump sum fee of \$ _____.

II. The Owner agrees to allow the Engineer to sublet all of the services provided under Paragraphs I-c, d, e, f, g and I of "THE ENGINEER AGREES". The Owner will pay the actual cost to the Engineer plus a five percent (5%) service charge. The Cost to Engineer is to be verified by furnishing the Owner copies of paid invoices from the party doing the work.

III. To pay for the services stipulated in Paragraph I-j and k of "THE ENGINEER AGREES", a sum of money:

- a. Equal to _____ percent of the amount determined by multiplying the final Contract cost by the percentage(s) set forth under Paragraph I of "THE OWNER AGREES".

- b. Based on the hourly rates stipulated below for personnel assigned to this project as payment in full to the Engineer for the actual time spent in providing these services, the hourly rates include profit, overhead, readiness-to-serve, insurance, social security and retirement deductions. The classifications of the employees used in the work should be consistent with the employee classifications for the services performed.

<u>Grade Classification of Employee</u>	<u>Hourly Rate</u>
Principal	\$142.00 - \$149.00
Project Manager	\$106.00 - \$136.00
Project Engineer	\$100.00 - \$110.00
Senior Technician	\$108.00 - \$140.00
CAD Technician	\$ 94.00 - \$100.00
Technical Assistant	\$ 40.00 - \$ 65.00

If the Engineer incurs and must pay his employees overtime at premium rates, the billable rate charged above for each respective employee so affected shall be increased by twenty-five percent (25%).

The hourly rates itemized above shall be effective the date the parties, hereunto entering this Agreement, have affixed their hands and seals and shall remain in effect until December 31, 2010. In event the services of the Engineer extend beyond that date, the hourly rates will be adjusted yearly by addendum to this Agreement to compensate for increases in the salary structure of the Engineer that are in effect at that time.

IV. That payments due the Engineer for services rendered pursuant to this Agreement will be made as soon as practicable after the services have been performed, in accordance with the following schedule.

- a. Upon completion of preliminary design criteria, preliminary Plan layout and rough Estimates of Probable Cost based upon these Plans, thirty percent (30%) of the design fee as determined by the Estimate of Probable Cost.
- b. Upon completion of detailed Plans, Special Provisions, Proposals and Estimate of Cost - being the work required by Paragraphs I-a, b, c, d, e, f, g and h of "THE ENGINEER AGREES" - to the satisfaction of the Owner, ninety percent (90%) of the total fee based on the above fee schedule and the approved Estimate of Probable Cost less any previous payments.
- c. Upon award of the Contract for the improvement by the Owner, one hundred percent (100%) of the total fee based on the above fee schedule and the awarded Contract cost, less any previous payments.
- d. Upon completion of the construction of the improvement, ninety percent (90%) of the fee due for services stipulated in Paragraphs I-j, k and l.
- e. Upon completion of all final reports required by the Owner and acceptance of the improvement, one hundred percent (100%) of the total fees due under this Agreement, less any previous payments.

Partial payments, not to exceed ninety percent (90%) of the amount earned, may be made from time to time as the work progresses.

V. That, should the improvement be abandoned at any time after the Engineer has performed any part of the services provided for in Paragraphs I-a and I-b, and prior to the completion of such services, the Owner shall reimburse the Engineer an amount which bears the same ratio to the total fee otherwise payable under this Agreement as the services actually rendered hereunder by the Engineer bear to the total services necessary for the full performance of this Agreement, such payment plus all reimbursable payments then due, shall be in full discharge of all rights of the Engineer under this Agreement.

VI. That should the Owner require changes in any of the detailed Plans, Specifications or estimates (except for those required pursuant to Paragraph V of "THE ENGINEER AGREES") after they have been approved by the Owner, the Owner will pay the Engineer for such changes at the hourly rates noted in Paragraph III(b) of the above, and for his sublet expenses as noted in Part II above. It is understood that "changes" as used in this paragraph shall in no way relieve the Engineer of his responsibility to prepare a complete and adequate set of Plans.

VII. That, should the completion of the improvement extend beyond the time limit given in the construction contract, the Owner will pay the Engineer, in addition to the fees provided herein, his cost incurred beyond such time limit - at the hourly rates noted in Section III(b) above, and or his sublet expenses as noted in Part II above.

VIII. That, the Engineer makes no warranties, either expressed or implied, in connection with this Agreement or the services provided thereunder, and shall not be responsible for the Contractor's or subcontractors means, methods, techniques, sequences or procedures, timely performance, safety programs and precautions incident thereto, or construction, since they are solely the Contractor's rights and responsibilities under the Contract documents; and that the Engineer has no authority to stop work on behalf of the Owner. Nor shall the Engineer be responsible for the acts or omissions of the Owner provided that the Engineer has properly executed his duties. The Engineer shall not be responsible for the failure of the Owner, any architect, engineer, consultant, contractor or subcontractor to carry out their respective responsibilities in accordance with the project documents or any other agreement concerning this project.

IX. That, since the Engineer has no control over the cost of labor, material and equipment, the estimate of probable construction cost is not a guarantee of actual construction cost, but is the Engineer's professional opinion as to the probable cost of construction at the time of preparation of the estimate.

X. That should the Owner require the Engineer to purchase insurance over and above the coverage normally carried by the Engineer and noted in Part VIII of the "ENGINEER AGREES", or require that the Owner be named as an "additional insured" on the Engineer's policy, the Owner will reimburse the Engineer at his actual invoice cost for the additional insurance coverage requested.

IT IS MUTUALLY AGREED,

I. The laws governing this Agreement shall be the laws of the State of Illinois.

II. This Agreement may be terminated by the Owner upon giving notice in writing to the Engineer at his last known post office address. Upon such termination, the Engineer shall cause to be delivered to the Owner all drawings, Specifications, partial and completed estimates and data if any from traffic studies and soil survey, subsurface and sewer televising investigations with the understanding that all such material becomes the property of the Owner. Owner acknowledges that if conflicts exist between electronically transmitted documents and hard copy documents, the hard copy documents prevail. If the Agreement is terminated or the Contract for Construction has not been awarded one (1) year after the acceptance of the Plans by the Owner, the Engineer shall be paid for services completed and services partially completed, an amount which bears the same ratio to the total fee otherwise paid under this Agreement as the services actually rendered hereunder by the Engineer bear to the total services necessary for the full performance of this Agreement and such payment, plus all reimbursable payments then due, shall be in full discharge of all rights of the Engineer under this Agreement

III. That if the contract for construction has not been awarded one (1) year after the acceptance of the Plans by the Owner, the Owner will pay the Engineer the balance of the engineering fee due to make one hundred percent (100%) of the total fees due in accordance with the terms of this Agreement, based on the Estimate of Probable Cost as prepared by the Engineer.

EXECUTED BY THE OWNER, this _____ day of April, 2010.

CITY OF BERWYN
6700 WEST 26TH STREET
BERWYN, ILLINOIS 60402

By: _____

Printed
Name/Title: Robert J. Lovero, Mayor

ATTEST:

By: _____

Printed
Name/Title: Thomas J. Pavlik, Clerk

SEAL

EXECUTED BY THE ENGINEER, this _____ day of April, 2010.

FRANK NOVOTNY & ASSOCIATES, INC.
825 MIDWAY DRIVE
WILLOWBROOK, ILLINOIS 60527

By:  _____

Printed
Name/Title: James L. Cainkar, President

ATTEST:

By:  _____

Printed
Name/Title: John E. Fitzgerald, Secretary

(SEAL)



April 8, 2010

**Mayor Robert J Lovero
Members of the Berwyn City Council
Berwyn City Hall
6700 West 26th Street
Berwyn, IL 60402**

Re: TIF application – Depot American Diner 2, 6908 Windsor Ave.

Dear Mayor and City Council,

Applicants are requesting TIF funds to open a new restaurant within a building on Windsor Ave. The concept by Robert Nava is to serve reasonably priced food featuring the 5 different regions of the United States. Mr. Nava has over thirty years experience in the hospitality industry working in country clubs, hotels, restaurants and resorts. He also intends to partner with Olive or Twist to serve alcohol. The TIF scope of work includes, but not limited to, architectural design, demolition, carpentry, doors, electric, HVAC, acoustical ceiling, fire sprinklers, plumbing, flooring and general conditions, which will all lead to a new business opening in Berwyn.

The applicant submitted a Tier II TIF application. To this extent, the applicant is requesting TIF funds for redevelopment work at this location in order to fill in the needed gap. Total project costs are expected to be \$240,830.

The application meets the procedural requirements of the Berwyn TIF application which was reviewed by Berwyn Development Corporation (BDC) staff and then processed for consideration. A 5-year revenue forecast shows that the business plan would produce \$187,376 in tax revenue.

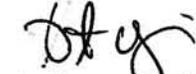
The BDC's Board of Directors and the Ogden/Depot TIF committee have both agreed to recommend approval of the below specified TIF monies regarding Depot American Diner 2's TIF eligible project costs.

Based on this information, the City Council is being asked to approve TIF monies to pay only the TIF eligible costs associated with this project up to a maximum of \$71,000. As part of our process, BDC staff will validate work

performed and eligibility prior to any payments. Furthermore, the BDC will ensure the applicant will not receive any TIF monies prior to obtaining proper City permits.

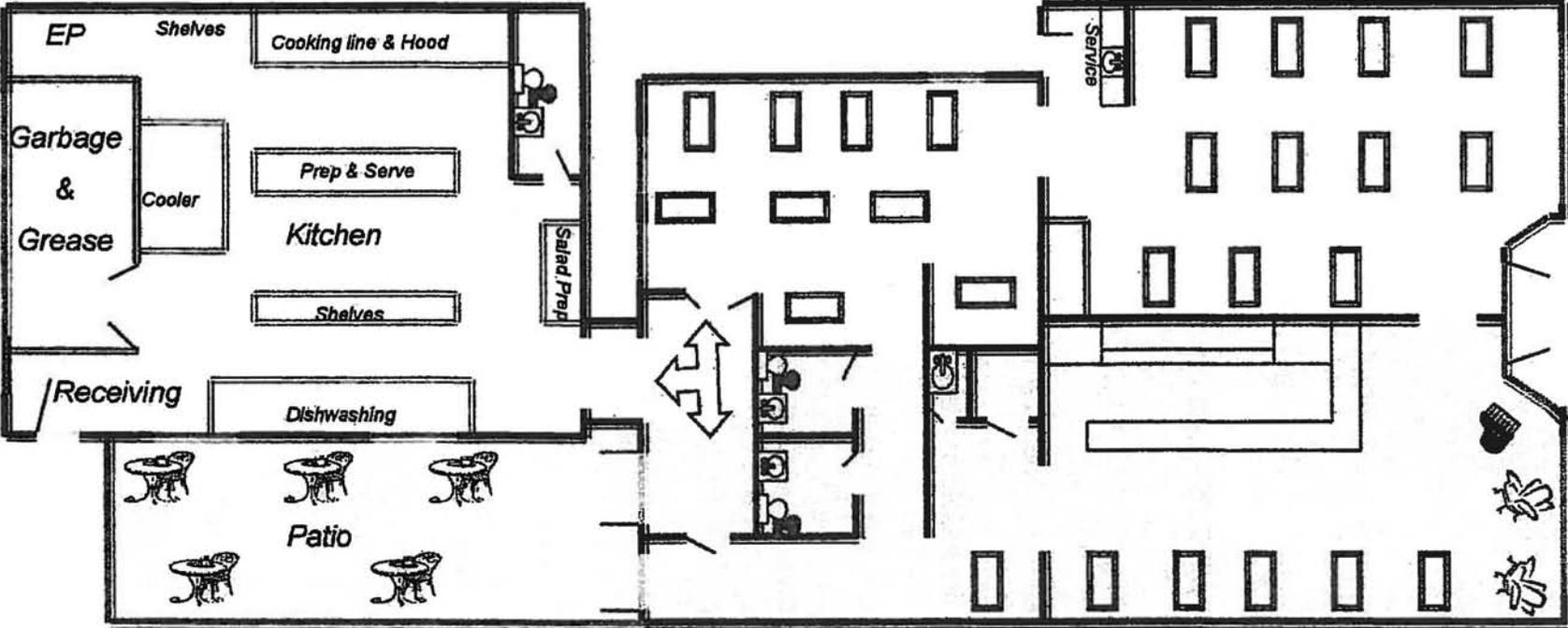
With the consent of City Council, Depot American Diner 2 can commence work on their project and contribute to the revitalization efforts taking place in the Depot District.

Respectfully submitted for you consideration,

A handwritten signature in black ink, appearing to read 'A. Griffin', with a stylized flourish at the end.

Anthony W. Griffin

2,491sqft includes kitchen



**Existing
Martini Bar 1,330sqft + Patio**

April 9, 2010

MEMORANDUM

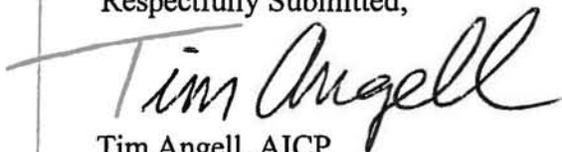
To: *City of Berwyn Mayor Robert Lovero and the City Council*

Re: *Cermak/Harlem Redevelopment RFQ*

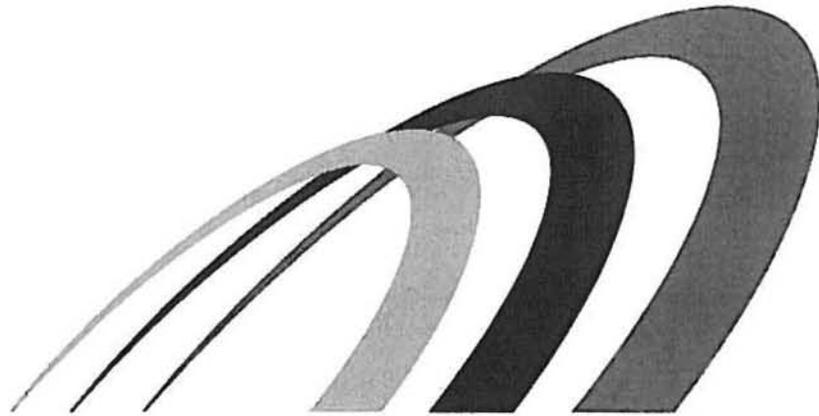
The purpose of the attached draft Request for Qualifications (“RFQ”) document and related materials is to attract experienced commercial redevelopers to the site located at the northeastern corner of Cermak Road and Harlem Avenue.

BDC staff would like your approval of the RFQ so that it can be distributed to the Chicagoland development community. We have received a great deal of interest from developers, restaurants, and retailers concerning redevelopment of the site. Additionally, we are nearing the end of the process to assemble all the parcels required to attract quality tenants and developers, so now is the optimal time to send the RFQ to interested parties.

Respectfully Submitted,



Tim Angell, AICP
Senior Project Manager



berwyn development
C O R P O R A T I O N

REQUEST FOR QUALIFICATIONS

For

**7124-7150 W. Cermak Road Redevelopment Area
Berwyn, Illinois**

Responses are due

_____, _____, 2010
5:00 p.m.

**Berwyn Development Corporation
3322 S. Oak Park Avenue
Berwyn, IL 60402**

THE RESPONSIBILITY FOR SUBMITTING A RESPONSE TO THIS REQUEST FOR QUALIFICATIONS TO THE BERWYN DEVELOPMENT CORPORATION ON OR BEFORE THE STATED TIME AND DATE WILL BE SOLELY AND STRICTLY THE RESPONSIBILITY OF THE RESPONDENT.

I. GENERAL INFORMATION

A. Introduction and Overview

The Berwyn Development Corporation (“BDC”), the City of Berwyn’s (the “City”) designated economic development agency and administrator of each of the City’s four (4) tax increment financing (“TIF”) districts, invites developers to submit their qualifications in response to this Request for Qualifications (“RFQ”) for the redevelopment of a 1.16 acre site (13 parcels) (“the Site”) located at 7124-7150 W. Cermak Road. The Site is located within the City. It is generally bounded by Harlem Avenue on the west, a public alley on the north, Maple Avenue on the east, and Cermak Road on the south (Exhibit 1). **Site context maps, aerial photos, and pictures are included in the appendices of this RFQ (see Exhibit 2 for the aerial photos).**

The City owns the subject parcels that will potentially be sold to the firm submitting the response to this RFQ whose development plan is most consistent with the City’s plan for the area and ***exhibits the greatest ability to generate the highest revenue and economic impact for the City.*** The BDC will give priority to developers with experience, financial strength, and a demonstrated track record in undertaking high-quality commercial development projects. The developer will be responsible for purchasing the property from the City and the overall development of the Site. Responsibilities will include, but are not limited to, leading the effort in design, oversight, development project financing, construction, leasing, and delivery.

The BDC and the City have been working in recent years to define their vision for the redevelopment of the Site, as well as the surrounding Cermak Road corridor between Harlem Avenue on the west and Lombard Avenue on the east. The block in which the Site is located serves as a gateway into the City, thus the land plan, architecture, landscaping, tenants, and other integral components of the development project are crucial in defining the Site’s identity as a gateway into the City. The City views the Site as a key redevelopment opportunity and economic generator. Additionally, the Site benefits from its inclusion within the Cermak Road/Berwyn Theatre TIF District. The Cermak Road/Berwyn Theatre TIF District is scheduled to expire in 2010, although the City will receive increment in 2011.

Developers are encouraged to prepare creative development alternatives for the Site which are compatible with surrounding land uses and conform to the City’s redevelopment goals and objectives, which include:

- Land use types that are compatible with the commercial/retail nature of the corridor. The City has identified the Site to include a potential Class A/"sit down" restaurant location that may include an outdoor dining area. Priority consideration will be given to development teams attracting national and regional restaurant chains to the development project that are appropriate to this key market location.

- Site-appropriate building massing and setbacks to create strong visibility and street frontage along Cermak Road.
- Highly attractive architectural design complimented by quality building materials, including masonry, stone (granite, slate, marble), architectural glass, and metals. If applicable, the design of multiple buildings must maintain consistent architecture and building materials. The response must meet or exceed applicable zoning regulations for the Site.
- Provision of adequate off-street parking to meet development needs. Parking lots should be extensively landscaped to reduce their visual dominance along Cermak Road.
- Provision of extensive landscaping throughout the Site to buffer the development from surrounding uses and to provide an attractive gateway into the City from Harlem Avenue.
- Consolidation of the existing curb cuts along Cermak Road.
- Maximizing the use of the Site for highest and best commercial retail use.
- The City and BDC are open to a partnership with the selected developer for a larger development project as it pertains to this RFQ.

In preparing a development concept for the Site, applicants should refer to the City's existing zoning and development regulations, as well as the TIF District Design Guidelines adopted by the City in 2005. The TIF District Design Guidelines can be found on the BDC's website, www.berwyn.net. Developers are encouraged to prepare a unique conceptual development plan for the Site, based on the City's goals and desires described within this RFQ, physical Site conditions, real estate market realities, and identified end-user needs.

For additional information on the City, its demographics and market potential, please visit the BDC's website at www.berwyn.net and the City's website at www.berwyn-il.gov.

B. Inquiry Period

The RFQ process will open on Monday, _____, 2010 and will close on Friday, _____, 2010. During this period, prospective developers may request information or answers to questions regarding the development area. The BDC is the sole point of contact for any questions related to this solicitation. ***Inquiries directed to anyone other than the individuals identified below may be grounds for immediate rejection of the developer's response.***

Questions and/or comments should be directed in writing to:

Anthony Griffin or Timothy M. Angell, AICP
Berwyn Development Corporation
3322 S. Oak Park Avenue
Berwyn, IL 60402
Telephone: 708.788.8100
Facsimile: 708.788.0966
E-mail: agriffin@berwyn.net or tim@berwyn.net

C. Submission Deadline

Responses must be received no later than 5:00 p.m. CST on Friday, _____, 2010. **Late responses WILL NOT BE accepted.** Any response received after the response deadline will be returned unopened to the applicant. It is each applicant's responsibility to ensure the timely delivery of its response, regardless of the method used. Mailed responses that are delivered after the submission deadline will not be accepted regardless of the post-marked time on the envelope. An original response must be sent under a sealed cover to the following address:

Berwyn Development Corporation
3322 S. Oak Park Avenue, 2nd Floor
Berwyn IL 60402
Attn: Timothy M. Angell, AICP

The response must be clearly marked with the following title as well as the date and time of receipt:

7124-7150 Cermak Road Redevelopment Qualifications

Responses must be hand delivered or mailed. The response must contain all the information and be organized as requested in this RFQ. Failure to follow these instructions may result in rejection of the response. Applicants assume all costs associated with the response, updating or supplementation of information, due diligence efforts, responding to any requests for information, interviews, and other items prior to the execution of a contract or agreement for the development project. The BDC is under no obligation to proceed with the development project or any project at the Site. Submitting a response in no way confers upon the applicant any position, privilege, or preference as it relates to a given project or the development project.

Each applicant must state that the response is valid for a period of twelve (12) months from the date set for receipt of the response.

Each applicant must submit one (1) original and twenty (20) copies of the response. The original must be unbound and have no holes punched in the page, and be suitable for processing through a copying machine without causing a paper jam. The response should be on 8 1/2" x 11" paper, single sided. Maps and graphics may be submitted on paper up to 11"x17" and folded into the response. All copies should be bound in a manner that would facilitate separation of any financial statements that the applicant considers to be proprietary or confidential. Any proprietary or confidential financial statements should be clearly marked as such by the applicant.

The City and the BDC reserve the right to extend the dates for submission as well as the length of the inquiry period. The responses to this RFQ will be opened at _____ .m. on _____, 2010, or such later date as the BDC determines if the dates for submissions and/or inquiries are extended. The opening of the responses will be held at the Offices of the BDC, which are located at 3322 South Oak Park Avenue, 2nd Floor, Berwyn, Illinois, and will be open to the public. Responses received prior to the opening will be securely kept and unopened. No responsibility will be attached to the BDC, the City or their respective employees, independent contractors, agents or representatives for the premature or non-opening of a response not properly addressed and identified, except as otherwise provided by law.

A written request for the withdrawal, modification or correction of a response or any part thereof may be granted if the request is received by the BDC prior to the time for opening the responses.

D. Submission Requirements

Each applicant is expected to fully inform itself as to the conditions, requirements and specifications before submitting responses. Failure to do so will be at each applicant's own risk. Submitting a response will be deemed an acknowledgement that the applicant is familiar with all conditions set forth herein and intends to comply with them, unless otherwise noted.

No developer will be selected that is in arrears or is in default to the City upon any debt or contract, or that is a defaulter, as surety or otherwise, upon any obligation to the City or that has failed to perform faithfully any previous contract with the City.

Responses to this RFQ should include the completed forms, attached hereto and incorporated herein as Attachments A through D and address the criteria and provide the materials as outlined per each section below:

Section 1 – Developer/Development Team Description

- a. Nature of business;
- b. Years of operation;
- c. Organization type (corporation, partnership, joint venture, etc.). If the entity which is to undertake the development has been, or will be, specially formed to

carry out the proposed development project, and represents a subsidiary or joint venture, specify the guarantee relationships that will exist between its parent company/corporation, sponsors, or participants, particularly as they relate to guarantees of performance;

- d. Specialty. Provide a list of retail projects completed over the last thirty-six (36) months in dense urban infill development sites that were less than three (3) acres, including, but not limited to:
 - a. Tenants;
 - b. A summary of development pro formas; and
 - c. Source/use of funds.
- e. If the applicant or a parent corporation, a subsidiary, an affiliate or a principal of the applicant is to participate in the development of the project as a construction contractor or builder, include:
 - a. The name and address of such contractor or builder;
 - b. Whether such contractor or builder, within the last ten (10) years ever failed to qualify as a responsible bidder, refused to enter into a contract after an award has been made, or failed to complete a construction or development project; and
 - c. The total amount of construction or development work performed by such contractor or builder during the last three (3) years.

Section 2 – History of Development Entity

Demonstrate your entity's ability to develop projects with an emphasis on:

- a. Quality of architectural and landscape design (attach designs/photos);
- b. Project and property management;
- c. Tenant attraction and retention;
- d. Retaining projects as investments;
- e. Successful redevelopment experience with local, county, state, and federal agencies; and
- f. The name, address, telephone/fax numbers, and e-mail address of the project manager assigned to the proposed development project.

Section 3 – Key Individual Resumes

Provide resumes and critical information for all principals and key individuals in the development entity. Resumes should summarize the professional experience of each person, including each individual's total time with the firm, present and past responsibilities, and a description of each individual's experience prior to joining this firm.

Section 4 – Organizational Structure

Provide an overview of the organizational structure of the development entity, including the delineation of lines of responsibility. Indicate the name, address, telephone/fax numbers, and e-mail information of the representative authorized to act on behalf of the development entity.

Section 5 – Narrative Development Project Description

Provide a narrative description of the proposed development project to include:

- a. Development concept;
- b. Conformance to the City’s goals and objectives (e.g. Comprehensive Plan and this RFQ);
- c. Conformance to the City’s Zoning Code and regulations, including the planned unit development criteria, if applicable;
- d. Conformance to the City’s TIF District Design Guidelines;
- e. Plan for construction;
- f. Number of square feet to be constructed;
- g. Targeted market segments (including projected sale/lease rates);
- h. Development project schedule/timeline/phasing; and
- i. Projected real estate and sales tax revenues anticipated to be received by the City over a ten (10) year time horizon. Include detailed descriptions of the assumptions used in generating the real estate and sales tax projection estimates.

Section 6 – Conceptual Design

Provide a conceptual design of the proposed development that includes:

- a. Conceptual building footprint layouts;
- b. Conceptual building elevations with material descriptions;
- c. Lot coverage;
- d. Parking and landscaped areas;
- e. Vehicular access and circulation to the Site;
- f. Signage locations;
- g. Streetscape improvements;
- h. Stormwater retention/detention, if applicable; and
- i. Requested variations from the City’s Zoning Code and development code, if applicable.

Section 7 – Site Ownership/Control

A description of how the developer intends to gain control or ownership of any additional property that might be required for the proposed development (property needed in addition to the Site currently owned by the City).

Section 8 – Development Pro-Forma

Prepare a profit and loss statement for the development project covering at least five (5) years or through the year in which the development project will be sold (up to ten (10) years). The statement must include “soft” and “hard” development costs, including the proposed purchase price of the Site. The stated purchase price will be evaluated on the assumption that all credits and adjustments to the purchase price, including any prorations and closing costs will be handled in a manner that is customary for transactions of this nature in this geographical area. The BDC will conduct a review of all submitted profit and loss statements.

Section 9 – Performance Bond References

Provide the name, address, and telephone number of those companies that have issued performance bonds to the development entity for previous projects.

Section 10 –Tenant Relationships

Provide a list of identified commercial tenants for the development project. The list should include businesses that have been past tenants in developments constructed by the development entity. Include the names and contact information for all prospective tenants as well as a “Letter of Intent” from said prospective tenants agreeing to occupy the development upon its completion. The BDC shall maintain final approval authority for all proposed tenants within the development.

Section 11 – Professional References

Provide at least five (5) references, other than the financial and project-specific references included herein, from individuals or firms with whom the applicant has worked. Include the name, address, telephone/fax numbers, and e-mail address of each contact person. References must be from individuals or businesses with experience in development or commercial finance, such as a bank or other lending institution, or from a municipality or county in which the applicant has previously developed land.

Section 12 – Financial Statements

Provide a copy of current financial statements, including a letter of reference from a financial institution, balance sheet, and profit and loss statement with explanations regarding the valuation of assets and recognition of revenues and expenses. Corresponding tax returns should also accompany the financial statements (mark if proprietary or confidential). All financial statements must be notarized. If the date of the certified financial statement precedes the date of a response by more than six (6) months, also attach an interim balance sheet not more than sixty (60) calendar days old.

If funds for the development project are to be obtained from sources other than the applicant’s own funds, include a statement of the applicant’s plan for financing the acquisition and development of the land.

Section 13 – Legal Action

Provide a brief description of all legal actions for the past three (3) years in which the developer or any development team member has been a debtor in bankruptcy; or a defendant in a lawsuit for deficient performance under a contract; or a defendant in an administrative action for deficient performance on a project; or a defendant in any criminal action.

E. Selection Process

The developer selection process will involve an evaluation and ranking of each response to the RFQ by a selection committee, including, but not limited to, the following selection criteria:

1. The proposed development concept, architectural quality, development project schedule/timeline/phasing, and identified tenant mix; (25 points)
2. The professional and technical competence and related experience of the development entity, including the management team and key development project participants in developing and operating similar projects; (20 points)
3. Maximization of public revenues through positive economic impact, sales taxes, property taxes, and other revenue to the City resulting from the development, including the purchase price of the Site and when the purchase price will be paid to the City; (15 points)
4. The strength of the applicant's organizational and management structure as demonstrated by previous experience in undertaking and completing commercial/retail development projects; (10 points)
5. The business reputation, professional capability and past performance of the development entity as demonstrated by success on previous development projects; (10 points)
6. The financial capability of the development entity as demonstrated by the strength of its current financial position and its ability to obtain financing for the development project; (10 points)
7. The physical impact of the development project on the Site and adjacent property uses; (5 points)
8. The business reputation and professional capability of the development entity as demonstrated by provided references. (5 points)

The City and BDC reserves the right to interpret said criteria and revise the evaluation process as it sees fit based upon benefits to the public and the requirements stated in this RFQ.

The BDC will review all responses to determine compliance with the information requested in this RFQ. The BDC reserves the right to allow non-substantive deficiencies to be corrected. From the selection committee's rankings, one or more of the best-qualified applicants *may be* short-listed. Shortlisted candidates *may be* interviewed at the City's sole discretion, and additional information may also be requested. Applicants should be prepared to answer questions at any such interview.

The presentations before the selection committee should include, but are not limited to:

1. The make-up of the development entity/team;
2. Site plans and aerial photo(s) showing the proposed development project;
3. Renderings of the proposed development project;
4. A description of the benefits to the City from the proposed development project;
and
5. An estimated schedule/timeline for development of the proposed development project.

Approval of any City financial assistance is at the complete and sole discretion of the Berwyn City Council.

The BDC reserves the right to reject any or all responses and make no recommendations if, in its sole discretion, none of the RFQ responses meet the BDC's needs, reflects the City's determined highest and best use of the Site, or is in the best interests of the City or its residents, as determined by the City in its sole and absolute discretion.

Upon the direction of the Berwyn City Council, the BDC may begin formal negotiations with the developer selected by the Berwyn City Council, if any, possibly resulting in a development agreement and purchase and sale agreement, both of which must be approved by the City. Following selection of the developer, if any, a master plan and architectural/design concept will be requested by the BDC from the developer. It is expected this will occur after the City and the selected developer have agreed upon a memorandum of understanding for City approval, which will govern the interim period following selection, but prior to development and Berwyn City Council approval of a redevelopment agreement and purchase and sale agreement between the selected developer and the City. **Selection of a developer does not guarantee award of a redevelopment agreement and purchase and sale agreement.** In the event that the developer and the City fail to agree on the terms of a redevelopment agreement and purchase and sale agreement, the City may choose another developer from the remaining responses or issue another Request for Qualifications.

The City and the BDC reserve the right, at their sole discretion, to cancel or modify this RFQ in part or in its entirety. The City and the BDC will not reimburse applicants for any costs incurred in the preparation or submission of their responses. All responses are made at the sole cost of the applicant.

F. Events of Default and Disqualification.

More than one proposal from an individual, firm, partnership, corporation, company, entity or association under the same or different names to undertake the development project will not be considered. Reasonable grounds for believing that any party is

interested in more than one response for the development project will cause the rejection of all responses in which said party is interested. If there are reasonable grounds for believing that collusion exists between or among the parties submitting responses, the responses of the participants in such collusion will not be considered.

Each of the following events shall be considered an event of default or disqualification:

1. Unilateral withdrawal by the selected developer;
2. Failure to proceed substantially in accordance with the response as submitted;
3. Failure by the developer, for any reason whatsoever, to negotiate in good faith or to timely execute the purchase and sale agreement or the redevelopment agreement;
4. Any material misrepresentation, omission, or inaccuracy contained in any document submitted as part of the developer's submission pursuant to this RFQ, or subsequent thereto; and/or
5. Failure to provide in a timely manner any additional material required by the BDC or the City after selection of the developer.

Upon the happening of an event of default or disqualification by the selected developer, the BDC and the City shall have the right, at their sole election, to: (i) rescind its selection of the developer; (ii) declare null and void any agreement that may have already been executed; and (iii) retain any amount theretofore paid to the City or the BDC by the developer.

G. Conditions & Constraints

The following Site conditions and development constraints shall apply to all land within the Site. All development shall be governed by the City's development standards as dictated by any and all applicable municipal, building, land use, zoning, and aesthetic codes, including the Zoning Code. In order to invite a quality and innovative development plan, appropriate, suggested changes to the City's zoning regulations may be included in the response.

Although it is not necessary to have the entire program in place at the time of submission, the selected developer will be required to comply with applicable state, local and federal laws, which may include, without limitation, the Illinois Prevailing Wage Act (820 ILCS 130/0.01, *et seq.*), the City's prevailing wage rate, the Public Works Employment Discrimination Act (775 ILCS 10/0.01, *et seq.*), the Illinois Human Rights Act (775 ILCS 5/1-101, *et seq.*), and equal opportunity employment policies for all aspects of the development project. In addition to the foregoing, the developer shall possess, and shall require all of its contractors and subcontractors to possess, all necessary federal, state and local licenses, certifications, permits and/or approvals as are required by law.

All development, land use, transportation, infrastructure planning, and/or improvements shall be the responsibility and expense of the selected developer. The BDC shall provide the developer with all pertinent information at its disposal. However, it shall be the responsibility and expense of the developer to verify the accuracy, applicability, and validity of said information and to conduct all necessary surveys and obtain all other due diligence information required.

Property Address: 7124-7150 Cermak Road, Berwyn, Illinois.

Physical Location: The Site is generally bounded by Harlem Avenue on the west, the public alley on the north, Maple Avenue on the east, and Cermak Road on the south.

Current Land Use: The current land use for the Site is designated as commercial/retail. The Site is currently improved with three (3) commercial structures. Two (2) of the three (3) structures are currently the location of businesses, namely a restaurant and automobile electronics dealer/installer. One (1) existing business (restaurant) has right of first refusal to lease space at market rates within the development project to be built on the Site. The City is currently in eminent domain proceedings with one property owner; the City expects to possess title for all properties by mid-August 2010. All properties should be vacated by existing businesses by February 2011.

Comprehensive Plan Designation: Commercial development is the recommended future land use for the area (Berwyn Comprehensive Plan, 1993). The 1993 Comprehensive Plan recommends that the area “should function as the primary shopping and business area in the City. It should continue to offer the most diverse array of retail and commercial uses and should be the most intensely developed commercial area in the community.”

Current Zoning: C-2 General Commercial District and the Retail Overlay District. Commercial is the existing zoning classification for the area. This zoning district allows for a variety of commercial, office, and retail uses. The City views the Site as a potential restaurant location due to its proximity to the Cermak Plaza Shopping Center and Harlem Avenue. The BDC is willing to consider recommending a rezoning classification for the Site and/or appropriate zoning variations to address development needs should the development project conform to the City’s overall redevelopment goals.

The City’s Zoning Code, development code, design guidelines, and procedures are available for reference on-line at www.berwyn-il.gov.

Total Land Area: The total land area for all thirteen (13) parcels is 1.16 acres.

Tax Increment Finance District: The Site is located within the City’s Cermak Road/Berwyn Theatre TIF District. The Cermak Road/Berwyn Theatre TIF District

was established in 1987 and will remain in effect for twenty-three (23) years, ending in property tax year 2010.

Size, Shape & Dimensions: The Site is rectangular in shape with approximately two hundred eighty-six (286) feet of lot width and one hundred seventy-five (175) feet of lot depth.

Plat of Survey Description: See the plat of survey attached as Exhibit 3.

Building Conditions: As mentioned previously, the Site is currently improved with three (3) commercial structures. Two (2) of the three (3) structures currently feature businesses.

Land Conditions: The City possesses a Phase I Environmental Analysis of the Site, dated April 11, 2008. Copies of the Phase I analysis are available upon request. The developer should anticipate that the BDC or the City will negotiate a purchase and sale agreement with the successful developer. The Site will be conveyed from the City on an "as-is" basis, without representations or warranties of any kind, subject to any and all defects whatsoever, including environmental defects. The cost of any survey of the Site will be borne by the developer.

The City will retain a portion of the southwestern corner of the Site for the City's gateway signage and/or architectural features.

Site Accessibility: Site access is currently provided via three (3) curb cuts along Harlem Avenue and one (1) curb cut along Cermak Road. Both Cermak Road and Harlem Avenue are seven (7) lane arterial roadways, at the intersection of the roads at the Site. Both the Cermak Road and Harlem Avenue right-of-way are under the jurisdiction of the Illinois Department of Transportation (IDOT). The right-of-way cross-section of Cermak Road includes two (2) vehicle lanes in the west direction, and three (3) vehicle lanes in the east direction, with a right-turn lane for eastern access onto Harlem Avenue. From Harlem Avenue, the only accessible way for vehicles to enter onto the Site is via the curb cut on the western side of the property, north of the signalized intersection of Harlem and Cermak. It is expected that the existing curb cuts will be consolidated as part of the redevelopment and aligned where possible with curb cuts located along the north side of Cermak Road and the east side of Harlem Avenue. The developer shall be responsible for coordinating with IDOT and the City to identify and design appropriate vehicular accessibility for the Site.

Floodplain: The Site is not located within any floodplains or floodways.

Surrounding Land Uses: The Site is surrounded by several different land uses. On the north, multi-family housing borders the Site. On the south, Cermak Road borders the Site, and beyond that is Cermak Plaza Shopping Center, with a McDonald's restaurant and Walgreens drug store as outparcels. On the east, the Site is bordered

by Maple Avenue, and beyond that are residential properties, a park, an apartment building, and medical offices. On the west, the Site is bordered by Harlem Avenue, and beyond that is Joe Rizza Ford. The North Riverside Mall is located at the southwest corner of the intersection of Cermak Road and Harlem Avenue with Pearle Vision Center being the nearest occupant. Please note that properties located on the west side of Harlem Avenue are located within the Village of North Riverside.

Other: The City has an Illinois Main Street program organization for the Cermak corridor. The Main Street group is pro-active in strengthening the corridor's commercial identity and infrastructure.

H. Exhibits and Attachments

Exhibit 1: Site Context Map

Exhibit 2: Aerial Photos

Exhibit 3: Plat of Survey

Attachment A: Non-Collusion Affidavit

Attachment B: Non-Discrimination Questionnaire

Attachment C: Applicant's Statement for Public Disclosure Form

Attachment D: Certification

Exhibit 1 - Site Context Map

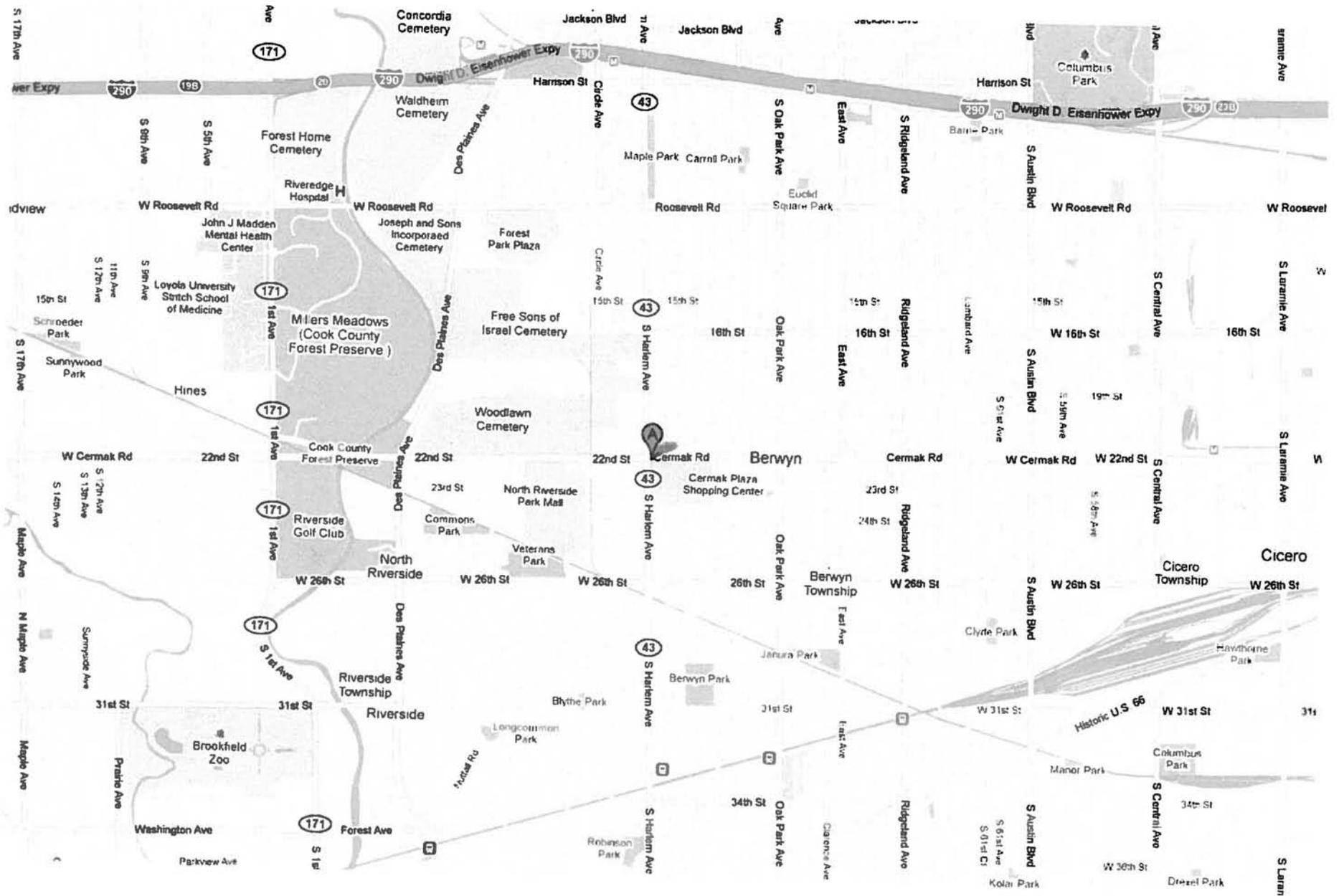


Exhibit 2 - Aerial Photo



**ATTACHMENT B
NON DISCRIMINATION QUESTIONNAIRE**

This Non-Discrimination Questionnaire is submitted as of the ___ day of _____, 2010, by _____ (the "Undersigned"), being the _____ (sole owner, partner, president, secretary, etc.) of _____ (the "Applicant"), in connection with the submission by the Applicant of a response to the Berwyn Development Corporation and the City of Berwyn's (the "City") Request for Qualifications for 7124-7150 W. Cermak Road Redevelopment Area, Berwyn, Illinois. The Undersigned states that he or she has personal knowledge of the matters contained herein, and has been authorized by the Applicant to complete this form with the information contained herein.

Complete All Items.

Does the Applicant:	Yes	No
(A) Currently employ less than twenty-five (25) persons, exclusive of the parents, spouse or children of the Applicant?	_____	_____
(B) Agree that, if awarded the redevelopment agreement and purchase and sale agreement in connection with the development project, it will not, during the performance of the said agreements, discriminate against any employee or applicant for employment because of race, religion, age, sex or national origin?	_____	_____
(C) Agree that it will cooperate with the City to employ locally-owned, women-owned and minority-owned businesses, when feasible and financially practical?	_____	_____

Sincerely,

Name of the Applicant

By: _____

ATTACHMENT C

**APPLICANT'S STATEMENT FOR PUBLIC
DISCLOSURE FORM**

This Applicant's Statement For Public Disclosure is submitted as of the ___ day of _____, 2010, by _____ (the "Undersigned"), being the _____ (sole owner, partner, president, secretary, etc.) of _____ (the "Applicant"), in connection with the submission by the Applicant of a response to the Berwyn Development Corporation and the City of Berwyn's Request for Qualifications for 7124-7150 W. Cermak Road Redevelopment Area, Berwyn, Illinois. The Undersigned states that he or she has personal knowledge of the matters contained herein, and has been authorized by the Applicant to complete this form with the information contained herein.

A. APPLICANT INFORMATION:

1. Name of the Applicant: _____
2. Address of the Applicant: _____
3. If the Applicant is not an individual doing business under his or her own name, or if the Applicant is a legal entity or is an entity doing business under an assumed or fictitious name, the Applicant has the status indicated below and is organized or operating under the laws of the state of _____:

_____ a corporation with legal name of _____ and, if applicable, assumed name of _____.

_____ a limited liability company with legal name of _____ and, if applicable, assumed name of _____.

_____ a partnership or joint venture with legal name of _____ and, if applicable, assumed name of _____.

_____ Other (explain)
4. Names, addresses, title of position (if any), and nature and extent of the interest of the officers and principal members, shareholders, and investors of any member of the Applicant as follows:

- a. If the Applicant is a corporation, the officers, directors or trustees and each stockholder owning more than ten percent (10%) of any class of stock.
- b. If the Applicant is a limited liability company, each member owning a ten percent (10%) (or greater) interest and each manager if not managed by the members.
- c. If the Applicant is a partnership or joint venture, each partner or participant and either the percentage interest owned by each such party or a description of the character and extent of interest.

<u>Name</u>	<u>Address</u>	<u>Percent Owned/ Extent of Interest</u>
-------------	----------------	--

Sincerely,

Name of Applicant

By: _____

ATTACHMENT D

CERTIFICATION

This Certification is made as of the ___ day of _____, 2010, by _____ (the "Undersigned"), being the _____ (sole owner, partner, president, secretary, etc.) of _____ (the "Applicant"), in connection with the submission by the Applicant of a response (the "Response") to the Berwyn Development Corporation (the "BDC") and the City of Berwyn's (the "City") Request for Qualifications for 7124-7150 W. Cermak Road Redevelopment Area, Berwyn, Illinois (the "RFQ"). The Undersigned states that he or she has been authorized by the Applicant to make this Certification, and that the Applicant acknowledges that the City and the BDC will be relying on this Certification.

The Undersigned hereby certifies and declares that he or she has carefully read and acknowledges each and every part of the Response, including each of the completed forms submitted as part of the Response, including the Non-Collusion Affidavit, the Non-Discrimination Questionnaire and the Applicant's Statement for Public Disclosure; that to the best of the Undersigned's knowledge and belief all statements contained in the Response and any attachments to the Response or any accompanying forms are true and accurate and not otherwise misleading and do not fail to include any information that would be relevant to a fair determination by the City or the BDC of the Applicant's ability to undertake the development project described in the RFQ; and that all of said forms and the Response itself have been duly signed by authorized representatives of the Applicant.

The Undersigned hereby further certifies and declares that that the Applicant is not barred from submitting the Response to the RFQ as the result of a violation of bid-rigging, which is Section 33E-3 of the Criminal Code of 1961 (720 ILCS 5/33E-3) or bid-rotating, which is Section 33E-4 of the Criminal Code of 1961 (720 ILCS 5/33E-4).

Dated: _____ By: _____
Name: _____

Subscribed and sworn to before me this ___ day of _____, 2010.

(SEAL)

Notary Public



April 13, 2010

The Honorable Robert J. Lovero, Mayor
Members of the Berwyn City Council
Berwyn City Hall
6700 W. 26th Street
Berwyn, IL 60402

Re: Route 66 Car Show
Request to Hold Show and Close Ogden Avenue

Ladies and Gentlemen:

On behalf of the Berwyn Preservation of Historic Route 66, a committee of the Berwyn Development Corporation, we are pleased to request City Council approval to hold the 20th Annual Route 66 Car Show and to close Ogden Avenue, between Ridgeland and Oak Park Avenue, on Saturday, September 11, 2010 from 6:00 a.m. to 5:00 p.m.

Your past support has contributed to making this event a tremendous success for the Berwyn community. Anticipating your approval of the attached Resolution, we will forward same to the Illinois Department of Transportation for their final approval of the street closing.

Thank you for your assistance regarding this important project. The Route 66 Car Show will continue to grow in popularity, providing a great source of family fun for area residents and helping all of us promote the good things happening in Berwyn.

Sincerely,

Anthony Griffin
Executive Director

The City of Berwyn



Robert J. Lovero
Mayor

A Century of Progress with Pride

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

April 13, 2010

Diane M. O'Keefe
Deputy Director, Region 1 Engineer
Illinois Dept. of Transportation
201 West Center Court
Schaumburg, IL 60196

RE: Ogden Avenue Closing

Dear Ms. O'Keefe:

On September 11, 2010, the Berwyn Preservation of Historic Route 66, a committee of the Berwyn Development Corporation, will hold its 20th Annual Route 66 Car Show. As you may recall, this is a major tourist attraction, which draws thousands of car enthusiasts from throughout the Chicagoland area to celebrate and to reminisce the eras of the classic and antique car.

Past attempts to site the car show off Route 66 resulted in too much traffic congestion in the residential areas. The auto nature of the event suggests a commercial location, which is easier to find, and has better auto access, and of course, historical relevance is good. Because of this, we feel the best possible location is on Route 66 as it passes through Berwyn.

Therefore, we respectfully request use of Route 34 (Ogden Avenue) on September 11, 2010 from 6:00 a.m. until 5:00 p.m., from Ridgeland Avenue to Oak Park Avenue.

We look forward to working with you in celebrating the Route 66 heritage of Illinois.

Sincerely,

Robert J. Lovero, Mayor

RESOLUTION

Whereas, the Berwyn Development Corporation's Route 66 Car Show Committee of the City of Berwyn, Illinois desires to hold their 19th Annual Route 66 Car Show on Route 34, also known as U.S. Route 66, on September 11, 2010, from 6 a.m. to 5 p.m.

Whereas, said event will require the closing of Route 34 completely between Ridgeland Avenue and Oak Park Avenue, and

Whereas, The State of Illinois requires the City of Berwyn to assume all responsibility and liability involved in the closing of said highway.

Now, Therefore, Be It Resolved that the City of Berwyn will assume full responsibility for the direction, protection, and regulation of traffic during the time the detour is in effect, and all liabilities for damages of any kind occasioned by the closing of said State route.

It is further agreed that efficient, all-weather detours will be maintained, conspicuously marked, and judiciously patrolled for the benefit of traffic deviated from the State route.

Adopted by the City Council of Berwyn this _____ day of _____, 2010

Mayor _____

Attest _____ City Clerk

The City of Berwyn



Robert J. Lovero
Mayor

A Century of Progress with Pride

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

April 13, 2010



RE: OGDEN AVENUE STREET CLOSING

This is to notify you that Ogden Avenue will be closed to all traffic on Saturday, September 11 2010, from 6:00 a.m. to approximately 5:00 p.m. due to the annual Route 66 Car Show.

West and east bound truck detours will be as follows:

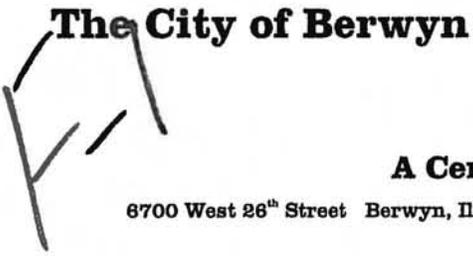
**Ridgeland Avenue south to 39th – west on 39th to Oak Park – north to Ogden
OGDEN WILL BE CLOSED FROM OAK PARK – RIDGELAND. BOTH OF THOSE STREETS WILL BE OPEN
FOR NORTH-SOUTHBOUND TRAFFIC.**

If you need further information, please call the Berwyn Development Corporation at (708) 788-8100.

Thank you for your attention to this matter.



**F. Reports and Communications
From The Mayor**



**Robert J. Lovero
Mayor**

A Century of Progress with Pride

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

RESOLUTION NO. _____

Whereas, the City of Berwyn, located in the County of Cook, State of Illinois, desires to undertake, in the years 2010 and 2012, the location, construction, operation and maintenance of driveways and street returns, watermains, sanitary and storm sewers, street light, traffic signals, sidewalk, landscaping, etc., on State highways, within the City of Berwyn, which by law and/or agreement come under the jurisdiction and control of the Department of Transportation of the State of Illinois hereinafter referred to as Department, and,

Whereas, an individual working permit must be obtained from the Department prior to any of the aforesaid installations being constructed either by the City of Berwyn or by a private person or firm under contract and supervision of the City of Berwyn.

NOW, THEREFORE, be it resolved by the City of Berwyn:

FIRST: That the City of Berwyn hereby pledges its good faith and guarantees that all work shall be performed in accordance with conditions of the permit to be granted by the Department, and to hold State of Illinois harmless during the prosecution of such work, and assume all liability for damages to person or property due to accidents or otherwise by reason of the work which it to be performed under the provision of said permit.

SECOND: That all authorized officials of the City of Berwyn are hereby instructed and authorized to sign said working permit on behalf of the City of Berwyn.

I, Robert J. Lovero, hereby certify the above to be true copy of the Resolution passed by the Robert J. Lovero

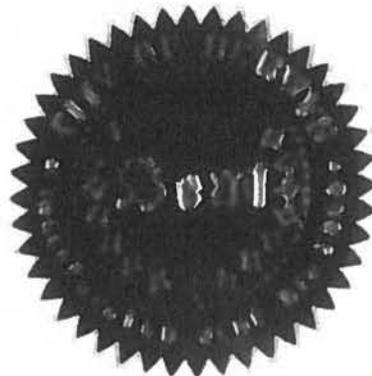
City of Berwyn. Dated this 19th day of April A.D. 2010

Attest:




Robert J. Lovero-Mayor


Thomas J. Pavlik-City Clerk



F-2
The City of Berwyn



Robert J. Lovero
Mayor

A Century of Progress with Pride

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

RESOLUTION NO. _____

WHEREAS, the Berwyn Playground Recreation Commission will hold their Annual Baseball Parade on Saturday April 24, 2010, beginning at 9:00 a.m.; and

WHEREAS, the Berwyn City Council voted to grant permission for the aforesaid activity on Tuesday April 13, 2010; and

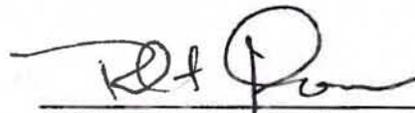
WHEREAS, the baseball players and coaches will assemble at Vacin Fairway between East Avenue and Elmwood Avenue, proceed south on Elmwood Ave., to Cermak Road; west to East Avenue, south on East Avenue to Baseball Alley to the Bronco Field where all teams will assemble together in the outfield; and

WHEREAS, the Berwyn Police Department will have officers controlling traffic on the scheduled route with special attention to the major intersections.

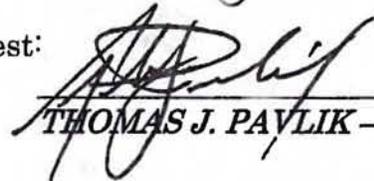
NOW THEREFORE, be it resolved by Mayor and members of the Berwyn City Council to grant permission for this annual event and to extend to all the boys and girls participating in the baseball program out best wishes for good weather and a most successful baseball season.

Entered upon the records of the City of Berwyn, this 13th day of April 2010.





ROBERT J. LOVERO - MAYOR

Attest: 

THOMAS J. PAVLIK - CITY CLERK



F-3

PROCLAMATION

- WHEREAS,** In 1972, Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for planting of trees, this Holiday, called Arbor Day, was first observed with the planting of More that a million trees in Nebraska and is now celebrated Throughout the world; and
- WHEREAS,** trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling cost, moderate the temperature, clean the air, produce oxygen and provide habitat for wildlife; and;
- WHEREAS,** trees in our city increase property values, enhance the economic vitality of business areas and beautify our community; and
- WHEREAS,** City of Berwyn has been recognized as a Tree City USA by the National Arbor Day Foundation and desires to continue its tree-planting ways.

NOW, THEREFORE, I Robert J. Lovero, Mayor of Berwyn, do hereby proclaim **April 13, 2010** as **ARBOR DAY** in the City of Berwyn and I urge all citizens to support efforts to care for our trees and to support our city's community forestry program and I further urge all citizens to plant trees to gladden the hearts and promote the well-being of present and future generations.

Robert J. Lovero
Mayor of the City of Berwyn

Thomas J. Pavlik
City Clerk, City of Berwyn

Robert Schiller
Director of Public Works, City of Berwyn

F-4
The City of Berwyn



Robert J. Lovero
Mayor

A Century of Progress with Pride

6700 West 26th Street Berwyn, Illinois 60402-0701 Telephone: (708) 788-2660 Fax: (708) 788-2675
www.berwyn-il.gov

April 9, 2010

Members of City Council

Re: Certified Municipal Clerk Designation

Ladies and Gentlemen,

Please join me in congratulating and recognizing City Clerk Tom Pavlik for having earned the prestigious Certified Municipal Clerk designation from IIMC (International Institute of Municipal Clerks.) In addition, Clerk Pavlik received the Reregistered Municipal Clerks designation last October from the Municipal Clerks of Illinois.

I commend Clerk Pavlik for the dedication to his profession and his commitment to education in an effort to better serve our community as an elected official.

Respectively,

Robert J. Lovero
Mayor



International Institute of Municipal Clerks

Professionalism in Local Government

March 10, 2010

Dear Mayor and City Council,

I am pleased to inform you that the following individual has earned the prestigious Certified Municipal Clerk (CMC) designation from the International Institute of Municipal Clerks (IIMC) in the following months:

March – 2010

Thomas J. Pavlik, CMC – City Clerk– Berwyn, IL

The CMC designation program is designed to enhance the job performance of the Clerk in small and large municipalities. To earn the CMC designation, a Municipal Clerk must attend extensive education programs. The designation also requires pertinent experience in a municipality. The program prepares the participants to meet the challenges of the complex role of the municipal clerks by providing them with quality education in partnership with 47 institutions of higher learning. The program has been in existence since 1970 and has helped thousands of clerks in various municipalities.

Founded in 1947, IIMC is a professional association with more than 10,000 members in the US, Canada and 15 other countries. IIMC's primary goal is to actively promote the continuing education and professional development of municipal clerks through extensive education programs, certification, recertification, publications, networking, annual conferences and research. IIMC also engages in municipal research administration, enhances critical professional skill development and fosters a spirit of mutual assistance and good fellowship among municipal clerks around the globe. IIMC is governed by a 26-member Board of Directors.

For more information please visit our website at www.iimc.com or contact us at hq@iimc.com or 909-944-4162.

Sincerely,

Mary Lynne Stratta, MMC
IIMC President

MICHAEL J. MCCORMICK
MAYOR

PAMELA E. WHISLER
VILLAGE CLERK

TRUSTEES

ELDON C. WILLIAMS
MARK A. STEWART
JEFFERY R. WEBER
JERRY C. GIBSON
SARAH JOHNES
MICHAEL G. STUMPF

The Village of
GODFREY

6810 GODFREY ROAD • BOX 5067
GODFREY • ILLINOIS • 62035
618 466-3324 • FAX 618 466-0890



October 5, 2009

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

Dear Tom:

CONGRATULATIONS! I am pleased to inform you that you have met all requirements for becoming a Registered Municipal Clerk through the Municipal Clerks of Illinois.

Your achievement of the Registered Clerk status is confirmation of your commitment to professional education and your willingness to continue to update your knowledge and skills in an effort to better serve your community. In that regard, the City Council and citizens of City of Berwyn should be very pleased that you have "gone the extra mile" to receive this designation.

Your Registered Municipal Clerk plaque and lapel pin are enclosed in package.

The Municipal Clerks of Illinois is very proud to have you as an active member of the organization. Again, congratulations on this important accomplishment.

Sincerely,

Pamela E. Whisler, MMC
Village Clerk
Coordinator, MCI Registered Clerk Program

Cc: Susie Corbitt, MCI President
Ethyl Taylor, District 1 Director
Kari Haas, Newsletter Editor

F-5

The City of Berwyn



Robert J. Lovero
Mayor

A Century of Progress with Pride

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

April 7, 2010

Members of the City Council

Re: Appointment of Police Chief

Council Members:

Please concur with my appointment of a new Police Chief as presented in the closed committee of the whole.

Thank you for your support in moving Berwyn to the next level of law enforcement.

Respectfully,

Robert J. Lovero
Mayor

F-6

The City of Berwyn



Robert J. Lovero
Mayor

A Century of Progress with Pride

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

February 18, 2010

Members of the City Council

Re: Insurance Renewal

Council Members:

Please concur with the recommendation made by the city's discloser broker as per the presentation of the committee of the whole in approving the health insurance renewal.

Thank you for your concurrence in this matter.

Respectfully,

Robert J. Lovero
Mayor

The City of Berwyn



**Robert J. Lovero
Mayor**

A Century of Progress with Pride

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

April 7, 2010

Members of the City Council

Re: William Kushner (Buy Back Request)

Council Members:

Pursuant to the recommendation of the Police and Fire Committee, the request for accrued compensatory time by former Police Chief William Kushner has been denied. The committee also asked for a review of the requested vacation and sick days. The payroll department has verified that the requested time is correct.

Therefore, former Chief William Kushner is entitled to:

(15) Days vacation totaling \$6,458.40 and (40) days sick time totaling \$17,222.40.

I am asking Council to concur with the payment of \$23,680.80 for the vacation and sick time buy back.

Respectfully,

Robert J. Lovero
Mayor



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

February 23, 2010

Brian Pabst
City Administrator
6700 W. 26th Street
Berwyn, IL 60402

RE: Buy Back

Dear Mr. Pabst:

As you are aware, my resignation from the Berwyn Police Department will be effective March 6, 2010. Under the terms of the current Collective Bargaining Agreement, I am requesting the following Buy Back. The amounts have been verified by the Police Administration.

2010 Vacation Time 15 Days x 8 Hours = 120 hours @ 53.82 per hour = \$6,458.40 - OK'd

Please charge these expenditures to the 2010 Budget Payroll Account #100-20-5000-01.

Accrued Sick Time 40 Days x 8 Hours = 320 hrs @ 53.82 per hour = \$17,222.40. - OK'd
Accrued Compensatory Time: 573.5 hours @ 53.82 per hour = \$30,865.77. - denied

Please charge these expenditures to the 2010 Budget Police Buy Back Acct. #100-20-5030.

Respectfully,

William R. Kushner
Chief of Police

Cc: Mayor Robert J. Lovero
Finance Director John Wysocki

It is the recommendation of the committee to 1.) the 2010 vacation and sick day buy back be referred to the City Administer and the HR Department for verification that the terms are correct and a policy exists to buy back accrued vacation and sick days for department heads. Findings should be referred back to council for a vote. 2.) In reference to reimbursement for accrued compensatory time, we were unable to verify that a written agreement between Mayor O'Connor and Chief Kushner existed. Therefore, in light of the letter dated March 8, 2010 from Mayor O'Connor stating that there was never any agreement with Chief Kushner for this compensation, the request for payment has been denied. Once a determination of the vacation and sick pay is made, we ask that City Attorney inform Chief Kushner in writing of the committee's decision and to include a copy of Mayor O'Connor's letter with the attorney's correspondence.



**G. Reports and Communication From
The City Clerk**



**H. Communications From (Zoning)
Board of Appeals**



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

ROBERT J. LOVERO, Mayor

6700 West 26th Street • Berwyn, Illinois 60402-0701
Telephone: (708) 788-2660 • Fax: (708) 788-2675 • www.berwyn-il.gov

April 1, 2010

ZONING BOARD OF APPEALS

CHAIRMAN: Joel W. Chrastka

EXECUTIVE SECRETARY: Milton F. Persin

MEMBERS:

Dominick Castaldo

Robert W. Fejt

Mary Esther Hernandez

Lance C. Malina

Don Miller

Tom Pavlik
City Clerk
6700 W. 26th street
Berwyn, Illinois 60402

RE: Rolando M. Costa, Berwyn Center LLC, HD LLC Partners, and the City of Berwyn. Cermak Road, Grove Avenue and Oak Park Parcel.

Dear Tom:

I am sending you a Resolution and four Ordinances pertaining to the above captioned hearing in which the Berwyn Zoning Board of Appeals recommends approval by the City Council. The four Ordinances are as follows:

1. Variation Ordinance for Bank Building conversion to restaurant Use, 6801 W. Cermak Road.
2. Variation Ordinance for contemplated three story Medical Building to be located at northwest corner of Cermak & Grove.
3. Conditional Use Ordinance for Group Medical Centers to be located on the second and third floors of the new three story Medical Building.
4. Change of Zoning from A-1 to C-2 for the vacated alley, lots 21 and 22 and Lot 50 and the north half of Lot 51, except the street.

See my comments on the last two pages of the Resolution in regard to final approval of all tenancies by the Building Director and suggested referral of all other future issues that may arise involving this Redevelopment project direct to the City Council for approval.

Please present to the City Council at your earliest convenience.

Sincerely

A handwritten signature in black ink, appearing to read 'Milton F. Persin', written over a horizontal line.

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, Mr. Rolando R. Acosta on behalf of BERWYN CENTER, LLC and on behalf of the CITY OF BERWYN;
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 his and its 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:

LEGAL DESCRIPTION FOR THE ENTIRE PARCEL IS AS FOLLOWS:

LOTS I THROUGH 10 AND LOTS 21 AND 22 IN THE OAK PARK AVENUE AND 22ND STREET SUBDIVISION (EXCEPT THE STREET) AND LOT 50 AND THE NORTH 15 FEET OF LOT 51 IN OAK PARK AVENUE AND 22ND STREET SUBDIVISION OF THAT PART OF LOT 3 IN THE PARTITION OF THE WEST 51.49 ACRES OF THE WEST ½ OF THE NORTHEAST ¼ AND THE EAST 41 ACRES OF THE EAST ½ OF THE NORTHWEST ¼ OF SECTION 30, TOWNSHIP 39 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

This ordinance applies specifically to the Bank Building being converted to a Restaurant, which is a primary use in the C-2 District, with a common address of 6801 W. Cermak Road, situated on Lot 1 and half of lot 2, a vacated alley, and lots 21 and 22 south of the vacated alley, and shall be subdivided to include all of lot 2, with its own Pin Number.

The contemplated Restaurant use is allowed as a primary use in the C-2 District and the following variations are granted as well as any other that are considered to be necessary to complete the entire project that are consistent with the goals of the Redevelopment Agreements:

- (i) Reduce parking spaces to 14, including one disabled parking space;
- (ii) Eliminate the one required loading space;
- (iii) Rezoning of vacated alley, lots 21 and 22, except the street, shall be confirmed by separate ordinance.

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

Robert J. Lovero-Mayor

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, Mr. Rolando R. Acosta on behalf of HD LLC PARTNERS and on behalf of the CITY OF BERWYN;

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 his and its 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:

LEGAL DESCRIPTION FOR THE ENTIRE PARCEL IS AS FOLLOWS:

LOTS I THROUGH 10 AND LOTS 21 AND 22 IN THE OAK PARK AVENUE AND 22ND STREET SUBDIVISION (EXCEPT THE STREET) AND LOT 50 AND THE NORTH 15 FEET OF LOT 51 IN OAK PARK AVENUE AND 22ND STREET SUBDIVISION OF THAT PART OF LOT 3 IN THE PARTITION OF THE WEST 51.49 ACRES OF THE WEST ½ OF THE NORTHEAST ¼ AND THE EAST 41 ACRES OF THE EAST ½ OF THE NORTHWEST ¼ OF SECTION 30, TOWNSHIP 39 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

This ordinance applies specifically to the contemplated new three story building to be located at the northwest corner of Cermak Road and Grove Avenue, situated on lots 3 through 10, a vacated alley, and lots 50 and the north 15 feet of lot 51 south of the vacated alley, except the street, and shall be subdivided as described with its own Pin Number. The following variations are granted as well as other that are considered to be necessary to complete the entire project that are consistent with the goals of the Redevelopment Agreements:

- (i) Tower height of 54 feet;
- (ii) Canopy overhang over public way by 5 feet;
- (iii) 42 parking spaces, including two disabled parking spaces;
- (iv) Eliminate the one required Loading space;
- (v) Rezoning of vacated alley, lot 50 and the north 15 feet of lot 51, except the street, shall be confirmed by separate Ordinance.

USES: First floor with Retail Tenants, as finally approved by the City of Berwyn;
Second and third floor with Medical Offices and Group Medical Centers, as
later decided.

Medical offices are classified as a primary use in the C-2 District;
Group Medical Centers are classified as a Conditional Use in the C-2 District and shall
be allowed as a Conditional Use by separate Ordinance.

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 _____, _____.

Robert J. Lovero-Mayor

ATTEST:

Tom Pavlik-City Clerk

CONDITIONAL USE ORDINANCE #

Be it ordained by the City of Berwyn that:

Whereas, the question of granting the CONDITIONAL USE 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 CONDITIONAL USE;

Whereas, the Applicant, Mr. Rolando R. Acosta on behalf of HD LLC PARTNERS and on behalf of the CITY OF BERWYN;

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 his and its 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:

LEGAL DESCRIPTION FOR THE ENTIRE PARCEL IS AS FOLLOWS:

LOTS I THROUGH 10 AND LOTS 21 AND 22 IN THE OAK PARK AVENUE AND 22ND STREET SUBDIVISION (EXCEPT THE STREET) AND LOT 50 AND THE NORTH 15 FEET OF LOT 51 IN OAK PARK AVENUE AND 22ND STREET SUBDIVISION OF THAT PART OF LOT 3 IN THE PARTITION OF THE WEST 51.49 ACRES OF THE WEST ½ OF THE NORTHEAST ¼ AND THE EAST 41 ACRES OF THE EAST ½ OF THE NORTHWEST ¼ OF SECTION 30, TOWNSHIP 39 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

This ordinance applies specifically to the contemplated new three story building to be located at the northwest corner of Cermak Road and Grove Avenue, situated on lots 3 through 10, a vacated alley, and lots 50 and the north 15 feet of lot 51 south of the vacated alley, except the street, and shall be subdivided as described with its own Pin number. Group Medical Centers are classified as a Conditional Use in the C-2 District and require Zoning Board of Appeals and City Council approval.

The following Conditional Uses are granted:

A Conditional Use is hereby granted for each and every Group Medical Center that is located on the second and third floor of the three story building described above.

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

Robert J. Lovero-Mayor

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, Mr. Rolando R. Acosta on behalf of HD LLC PARTNERS and on behalf of the CITY OF BERWYN;
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 his and its 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:

LEGAL DESCRIPTION FOR THE ENTIRE PARCEL IS AS FOLLOWS:

LOTS I THROUGH 10 AND LOTS 21 AND 22 IN THE OAK PARK AVENUE AND 22ND STREET SUBDIVISION (EXCEPT THE STREET) AND LOT 50 AND THE NORTH 15 FEET OF LOT 51 IN OAK PARK AVENUE AND 22ND STREET SUBDIVISION OF THAT PART OF LOT 3 IN THE PARTITION OF THE WEST 51.49 ACRES OF THE WEST ½ OF THE NORTHEAST ¼ AND THE EAST 41 ACRES OF THE EAST ½ OF THE NORTHWEST ¼ OF SECTION 30, TOWNSHIP 39 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

This ordinance applies specifically to the contemplated new three story building to be located at the northwest corner of Cermak Road and Grove Avenue, situated on lots 3 through 10, a vacated alley, and lots 50 and the north 15 feet of lot 51 south of the vacated alley, except the street, and shall be subdivided as described with its own Pin Number. The following variations are granted as well as other that are considered to be necessary to complete the entire project that are consistent with the goals of the Redevelopment Agreements:

- (i) Tower height of 54 feet;
- (ii) Canopy overhang over public way by 5 feet;
- (iii) 42 parking spaces, including two disabled parking spaces;
- (iv) Eliminate the one required Loading space;
- (v) Rezoning of vacated alley, lot 50 and the north 15 feet of lot 51, except the street, shall be confirmed by separate Ordinance.

USES: First floor with Retail Tenants, as finally approved by the City of Berwyn;
Second and third floor with Medical Offices and Group Medical Centers, as
later decided.

Medical offices are classified as a primary use in the C-2 District;
Group Medical Centers are classified as a Conditional Use in the C-2 District and shall
be allowed as a Conditional Use by separate Ordinance.

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 _____, _____.

Robert J. Lovero-Mayor

ATTEST:

Tom Pavlik-City Clerk

CONDITIONAL USE ORDINANCE #

Be it ordained by the City of Berwyn that:

Whereas, the question of granting the CONDITIONAL USE 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 CONDITIONAL USE;

Whereas, the Applicant, Mr. Rolando R. Acosta on behalf of HD LLC PARTNERS and on behalf of the CITY OF BERWYN;

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 his and its 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:

LEGAL DESCRIPTION FOR THE ENTIRE PARCEL IS AS FOLLOWS:

LOTS I THROUGH 10 AND LOTS 21 AND 22 IN THE OAK PARK AVENUE AND 22ND STREET SUBDIVISION (EXCEPT THE STREET) AND LOT 50 AND THE NORTH 15 FEET OF LOT 51 IN OAK PARK AVENUE AND 22ND STREET SUBDIVISION OF THAT PART OF LOT 3 IN THE PARTITION OF THE WEST 51.49 ACRES OF THE WEST ½ OF THE NORTHEAST ¼ AND THE EAST 41 ACRES OF THE EAST ½ OF THE NORTHWEST ¼ OF SECTION 30, TOWNSHIP 39 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

This ordinance applies specifically to the contemplated new three story building to be located at the northwest corner of Cermak Road and Grove Avenue, situated on lots 3 through 10, a vacated alley, and lots 50 and the north 15 feet of lot 51 south of the vacated alley, except the street, and shall be subdivided as described with its own Pin number. Group Medical Centers are classified as a Conditional Use in the C-2 District and require Zoning Board of Appeals and City Council approval.

The following Conditional Uses are granted:

A Conditional Use is hereby granted for each and every Group Medical Center that is located on the second and third floor of the three story building described above.

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

Robert J. Lovero-Mayor

ZONING CHANGE ORDINANCE #

Be it ordained by the City of Berwyn that:

Whereas, the question of granting a change in the zoning from an A-1 Single Family Residence District to a C-2 General Commercial District 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 the zoning change;

Whereas, the Applicant Ronald M. Acosta on behalf of BERWYN CENTER LLC, HD LLC PARTNERS, and CITY OF BERWYN;

Has agreed to adhere to the Building and other Codes 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 his and its 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:

The parcel to be rezoned is legally described as follows:

THE EAST- WEST PUBLIC ALLEY NORTH OF LOTS 50 AND 21 AND LOTS 21 AND 22 (EXCEPT THE STREET) AND LOT 50 AND THE NORTH 15 FEET OF LOT 51 IN THE OAK PARK AVENUE AND 22ND STREET SUBDIVISION OF THAT PART NORTH OF RIVERSIDE PARKWAY IN PARTITION OF THE WEST 51.49 ACRES IN THE WEST ½ OF THE NORTHEAST ¼ AND THE EAST 41 ACRES IN THE EAST ½ OF THE NORTHWEST ¼ OF SECTION 30, TOWNSHIP 39 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, Illinois.

It is hereby ordained that the above legally described parcel shall be rezoned from an A-1 Single Family Residence District to a C-2 General Commercial District.

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

Robert J. Lovero-Mayor

LEGAL DESCRIPTION

lots 1 through 10 and lots 21 and 22 in the Oak Park Avenue and 22nd Street Subdivision (except the street) and Lot 50 and the north 15.00 feet of Lot 50 in Oak Park Avenue and 22nd Street Subdivision of that part of lot 3 in the partition of the west 51.49 acres of the west 1/2 of the northeast 1/4 and the east 41 acres of the east 1/2 of the northwest 1/4 of SEction 30, Township 39 North, Range 13 east of the Third Principal Meridian; in Cook County, Illinois.

COMMON ADDRESS

6801 - 21 W. Cermak Road, 2203 S. Grove, 2215 S. Grove, and 2216 S. Oak Park Avenue.

REQUEST BY APPLICANT

Rehabilitation of existing bank building for restaurant use and construction of a new three story medical office building and parking for both. Zoning Change.

APPLICANT-(Individually and Collectively)

BERWYN CENTER, LLC & CITY OF BERWYN

DATE OF PUBLIC HEARING

MARCH 16th, 2010

DATE OF PUBLIC NOTICE PUBLICATION

February 24th, 2010, Life Newspaper

MEMBERS PRESENT

Messrs: Castaldo, Fejt, Miller, Chrastka, Persin, and Mrs. Hernandez. Mr. Malina was absent.

WHEREAS, IT IS HEREBY RESOLVED by the **BERWYN ZONING BOARD OF APPEALS, (the "BOARD")**, in a **PUBLIC MEETING** of the **BOARD** on the 16th day of March, in the year 2010, having considered all the facts presented at the Hearing of this matter;

WHEREAS, the APPLICANT has been duly informed that if: (a) the BOARD fully or partially approves the request of the APPLICANT; OR (b) the BOARD has rejected the request of the APPLICANT; OR (c) the BOARD has made no recommendation to the CITY COUNCIL; and the CITY COUNCIL wholly or partially approves the request of the APPLICANT, 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:

MR. PERSIN OUTLINED THE HEARING PROCEDURE PLAN AS FOLLOWS:

1. General information;
2. Conversion of Bank Building for Restaurant Use;
3. New three (3) story Medical Building;
4. Final vote on all issues.

1. Mr. Rolando R. Acosta, Attorney at Law, verified that he will testify on behalf of all applicants and he first testified in regard to the general information and Restaurant use.

2. The entire Parcel involved in this project consists of lots 1 through 10, the vacated east-west alley, lots 21 & 22, and lot 50 and the north 15 feet of lot 51. The two story Bank Building located at the Northeast end of the lot with a common address of 6801 W. Cermak Road, consists of lot 1 and half of lot 2. The other half of lot 2 and lots 3 through 10 are now vacant, and the witness believes the entire parcel has about six (6) Pin Numbers. The Bank Building portion of the parcel is owned by BERWYN CENTER, LLC. and the City of Berwyn shall convey the remaining half of lot 2 to Berwyn Center LLC and lots 3 through 10, the vacated alley, and lot 50 and the north 15 feet of lot 51, to HD LLC PARTNERS upon final approval of this project.

3. This project is authorized by two separate Redevelopment Agreements. The first between BERWYN CENTER, LLC and the City of Berwyn, and the second between HD LLC PARTNERS and the City of Berwyn. The Agreements, amongst other things, give authorization for this project, cite the conditions, the contemplated sale of the City property to the other parties, and gives the City the right to finally approve the Restaurant tenant.

4. If and when this project is approved in its entirety by the Berwyn Zoning Board of Appeals and the City Council, this parcel shall then be subdivided into two specific zoning parcels with one Pin Number for each. The Bank-Restaurant building parcel being lots 1 & 2, the west to east vacated public alley which is 25 feet wide, and lots 21 and 22 south of the vacated alley shall be one parcel, and the Medical Building parcel, lots 3 through 10, the vacated alley, and lot 50 and the north 15 feet of Lot 51 south of the vacated alley as the second parcel. There is a public alley running north and south between lots 50 and 51 and lots 21 and 22 owned by the City that will not be included in either parcel.

5. The Restaurant lot will need a variation to reduce the number of 9 X 18 parking spaces from 17 to 13, plus one disabled parking space, for a total of 14 spaces. Three of these spaces will be in the vacated east west alley area and the remainder on lots 21 and 22. The Restaurant owner will have an Agreement with the owner of the Medical Building to allow the Restaurant patrons to use the entire parking lot after the normal Medical Building business hours, which will include all day Sunday. The north-south public alley will allow north bound traffic to enter the parking area and also leave in a southerly direction. The witness stated that they have been talking to some potential Restaurant tenants but have nothing definite at this time.

6. The all brick Restaurant Building is built up to the Oak Park and Cermak Road lot lines and measures about 50 feet from east to west and 120 feet from north to south, and is about 30 feet in height. The Restaurant tenant will occupy the entire building. There is a partial basement at the south rear of the building and both the furnace and air conditioning equipment have been removed and will be replaced with a new furnace to be located at the southwest corner of the first floor and the air conditioner probably shall be located on the roof. There presently is an entry foyer, closet, lobby, kitchen, and one full and one partial bath room on the first floor level. The new plan is to have an entry from Cermak Road, through the foyer, with one full bathroom on each side of the foyer, and then the grand seating space for about 100 patrons, and an open kitchen to be visible to the patrons. The second floor will have a front and rear mezzanine with the front occupied by an office and the rest of the second floor area for banquets seating about 50 people. There also will be access from Oak Park Avenue, and an emergency exit at the south end of the building. There will be an enclosed elevator at the south end of the building from the first to second floor and a stairway by the elevator from the first to the second floor, and emergency access to the outside.

7. There is a west to east drive through lane just south of the vacated alley running from Grove Avenue to Oak Park Avenue for use of the entire parcel. If required, they will install a fire sprinkler system and will also landscape whatever areas that are available. The estimated cost for the renovation will be about two (2) Million Dollars. They are also requesting that the one loading space requirement be waived by variation, and that lots 21 and 22 be rezoned from A-1 Single Family to C-2 General Commercial. Patrons can walk from Cermak Road through the Restaurant area to the elevator.

8. Plans are to construct a three (3) story brick building to be located on the second designated parcel at the northwest corner of Cermak Road and Grove Avenue. There presently is no assigned common address but in all probability it will be a Cermak Road address. The building will be 54 feet in height at the tower part of the building and the height for the rest of the building to be around 49 feet. The length of the building from east to west will be around 170 feet and the width from north to south around 80 feet. The entire lot size for this parcel is around 208 feet from east to west and 120 feet from north to south.

9. HD LLC PARTNERS, have contracted to purchase this parcel from the City of Berwyn, and if finally approved by the Berwyn Zoning Board of Appeals and the City Council, will then construct a three story brick building mainly for Medical purposes. Medical offices are allowed as a primary use in the C-2 District, however, Medical Offices are listed as an RO Regulated Use if located on the first floor and over 1000 square feet in area. Group Medical Centers are listed as a Conditional Use in the C-2 District and are not listed as a Regulated Use in the RO District. See definition of Group Medical Centers and Medical Offices in Section 1240.04 of the Zoning Code, under numbers 63 and 92.

10. The witness stated that it is their plan to rent the first floor rental area to Retail Business tenants which is more in line with the Redevelopment Agreement and the upper two floors will be rented for use as Medical Offices and Group Medical Centers. Although they have been negotiating with some tenants they have no definite tenant commitments, for any tenancies, so the number of tenants on each floor and the floor plans for each will have to wait until they start to get some firm lease commitments from prospective tenants. (Mr. Persin pointed out that since the Medical Offices will be on the upper floors, they are not considered as Regulated Uses in the RO District and are considered as primary Uses in the C-2 District, and Group Medical Centers are Conditional Uses in the C-2 District. All tenancies shall be subject to final review by the Building Director and possibly the City Council.)

11. The building shall have no basement and shall be built up to the lot lines on Cermak Road and Grove Avenue. Entrance shall be at the Towers section located at the northwest corner of the building and at the rear east west wall. There shall be central heating and air conditioning, with parking for 40 cars plus two disabled parking spaces, for a total of 42, to be located to the east and south of the building and also partially under the approximate 40 foot extension of the second floor south of the first floor, and such parking shall be accessible to all the building tenants, and as previously stated, also for the Restaurant patrons at certain hours during the week and all day Sunday. Signs will probably be situated on the heading above each retail establishment and on Cermak Road for the Medical Building. Each retail establishment shall have its own entrance and refuse container area shall be at the inside southwest corner of the building.

12. Elevators shall be located at the east end of the lobby and also a stairway, both with access to the second floor, and bathrooms on each floor. Landscaping shall be done as available space permits. The corner tower area shall be around 25 feet in diameter and the highest point of the building, 54 feet, will be at the tower area with the remainder of the building around 49 feet high. The space in the tower shall also be used for Medical Offices or Group Medical Centers. The witness estimated that the total cost for this building will be around 5 to 6 Million Dollars.

13. Mr. Malina was appointed as the area investigator, and since he could not attend the meeting his investigation report, which is a part of the file, was read by Mr. Chrastka. He states that he could not arrange to meet Mr. Acosta at the site so he did his investigation of the site alone on March 12, 2010. The site is located at the southwest corner of Cermak Road and Oak Park Avenue. The vacant Bank, located at the northeast corner of the site has been the subject of debate for many years and the rest of the site is vacant. Mr. Acosta told him they may eliminate the Medical Offices on the first floor as it is understood that there is a desire to have retail establishments on the first floor, and he is waiting to hear from his client on this issue.

14. Mr. Joel Chrastka voted as follows:

In favor of granting the following variations and uses:

A. Restaurant Use-6801 W. Cermak Road.

(i) Classifying the restaurant as a primary use in the C-2 District; (ii) allowing variations for 14 parking spaces, including one disabled parking space; (iii) eliminate the one required loading space; (iv) rezoning of vacated alley, and lots 21 and 22, except the street, from A-1 to C-2.

B. Newly constructed three story brick Building:

(1) Retail establishments on the first floor level; (ii) one or more Medical offices classified as a primary use in the C-2 District to be located as decided on the second and third floor levels; (iii) one or more Group Medical Centers located as decided on the first and second floor approved and classified as a Conditional use in the C-2 District; (iv) variations for: height to 54 feet at Tower corner of the building, canopy at the tower end of the building to overhang 5 feet over the public way, 42 parking spaces, including 2 disabled parking spaces; (v) eliminate one required loading space; and (vi) rezone vacated alley, lot 50, and the north 15 feet of lot 51, except the street, from A-1 to C-2.

PLUS any other necessary variations for either above that are not inconsistent with the goals of the Redevelopment Agreement.

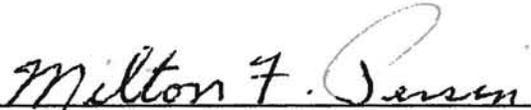
15. Messrs: Castaldo, Fejt, Miller, Persin, and Mrs. Hernandez, all voted the same as Mr. Chrastka for a final vote of 6 to 0 in favor of the uses, variations and rezoning as stated above, taking into consideration the testimony at the hearing, investigation report, and documents presented by the Petitioner. All members expressed their approval of this Redevelopment Project as a great improvement in that part of the City of Berwyn.

IT IS UNDERSTOOD AND WAS EXPLAINED TO MR. ACOSTA, THAT SINCE THERE ARE NO LEASES IN PLACE AT THIS TIME, THAT ALL FUTURE TENANTS SHALL BE SUBJECT TO THE FINAL APPROVAL OF THE BUILDING DIRECTOR OR OTHERS AUTHORIZED BY HIM.

Considering that this is a Redevelopment Project of a unique nature, and any one or more of the new retail tenants may be classified as an RO Regulated Use, Primary Use, or may need to be classified as a Conditional Use, and the Medical Offices and Group Medical Centers on the upper floors may also have some issues to resolve, and time may be of the essence, the City Council may want to authorize the Building Director to by-pass the Zoning Board when Board approval is necessary and send such matters direct to the City Council for final decision.

This resolution is based on the votes as made by each member of the Zoning Board of Appeals and unanimously approved.

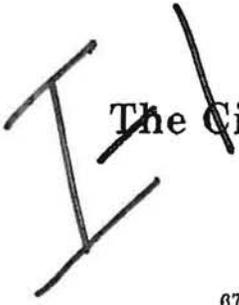
BERWYN ZONING BOARD OF APPEALS



Milton F. Persin-Executive Secretary



**I. Reports and Communications From
Aldermen, Committees other Boards
and Commissions**



The City of Berwyn



Michele D. Skryd
4th Ward Alderman

A Century of Progress with Pride

6700 West 26th Street Berwyn, Illinois 60402-0701 Telephone: (708) 749-0404 Fax: (708) 788-2676
www.berwyn-il.gov

April 8, 2010

Hon. Robert J. Lovero
Alderman of the Berwyn City Council
6700 W. 26th Street
Berwyn, IL 60402

RE: Corner of 24th Street & Gunderson Avenue

Ladies and Gentlemen:

The family that resides at 2401 Gunderson is the residence of two deaf children. The family has requested that proper signs be posted at that intersection to insure the safety of the children.

It would be my recommendation to post "Deaf Children at Play" signs where indicated by the Traffic Engineer.

Respectfully,

Michele D. Skryd

Michele D. Skryd
Alderman 4th Ward

The City of Berwyn



Robert J. Lovero
Mayor

I-2

Cesar Santoy
5th Ward Alderman

Date: March 22, 2010

Mayor Robert J. Lovero
And Members of the Berwyn City Council

Ladies and Gentlemen:

A meeting of the Business License & Taxation was held

On Monday, March 22, 2010 at 6:30 p.m. Berwyn City Hall

Those in attendance were: Alderman Santoy (Chair), Alderman Avila, (Member) also, City Administrator Brian Pabst- Alderman Skryd (Member) present at 6:50 p.m.

The matter discussed was referral item I-1 dated March 9, 2010 in regards to Chapter 859: Newspaper Vending Machines

It is the recommendation of the committee that I-1 & additional suggestions as attached be referred to Legal Department & the office of the City Administrator
859.02 permit language to be reviewed –one permit per machine
859.99 penalty amount to be reviewed \$100 per offense
859.99 (YY) 1&2-Annual license fee to be reviewed. \$250 for newsstands, \$50 per vending machine

Voting Aye: Santoy, Avila, Skryd

Voting Nay: 0

Adjourned: 7:20 p.m.

Cesar Santoy-Chairman
Rafael Avila-Member
Michele Skryd-Member

Robert J. Lovero
Mayor



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MEMO NO. 10
DATE MAR 4, 2010
DISPOSITION Refer to
Law a Business
License. Taxation
com

March 5, 2010

Hon. Robert J. Lovero, Mayor
Alderman of the Berwyn City Council
6700 W. 26th Street
Berwyn, IL 60402

RE: Chapter 859: Newspaper Vending Machines

Ladies and Gentlemen:

The unsightly abundance of public dispenser is disturbing. There are too many of these units bunched all over the city. In front of the Berwyn Post Office alone there are a total of 13. There are dispensers for Auto Trader Latino.com, The Employment Source, Jobs, Home and Farms, Illinois Auto and RV, Homes and Land Magazine, and The Real Estate Book. The length states they should not take up a space longer than eight feet, in this area and many other locations of these boxes this length is exceeded. These boxes are not coin operated; therefore they are not vending machines.

859.01 Definitions

Newspaper vending machine. Any self-service coin-operated box, container, storage unit or other dispenser designed, intended, used, placed, installed or maintained for the display and safe distribution of newspapers, periodicals or other publications.

It would be my recommendation to amend this ordinance by deleting the words – periodicals and other publications.

Once the amendment is approved the collectors office should direct a letter to the companies of the non-compliance boxes for removal with a deadline for such and a fee to be assessed if the city is forced to have them removed.

It would also be my recommendation to refer 801.13 (YY) number (2) to the Business License and Taxation Committee for review.

Respectfully,

Michele D. Skryd

Michele D. Skryd
Alderman 4th Ward

CHAPTER 859: NEWSPAPER VENDING MACHINES

Section

859.01 Definitions

859.02 Permit required; notification of City Collector regarding installation, relocation or removal of machines

859.03 Permit application

859.04 Conditions for permit acceptance; fee; duration

859.05 Standards for maintenance and installation of machines on sidewalks or parkways

859.06 Location and placement of machines on public rights-of-way

859.99 Penalty

Cross-reference:

Business regulation certificates, see Ch. 802

Coin-operated amusement devices, see Ch. 827

Coin-operated food and beverage vending machines, see Ch. 828

Licenses and fees generally, see Ch. 801

Newsstands, see Ch. 858

§ 859.01 DEFINITIONS.

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

DISTRIBUTOR. The person responsible for placing and maintaining a newspaper vending machine in a public right-of-way.

NEWSPAPER VENDING MACHINE. Any self-service or coin-operated box, container, storage unit or other dispenser designed, intended, used, placed, installed or maintained for the display and sale] or distribution of newspapers, periodicals or other publications.

PARKWAY. The area between the sidewalk and the curb of any street, and where there is no sidewalk, that area between the edge of the roadway and the property line adjacent thereto. The term ***PARKWAY*** shall also include any rea within a roadway which is not open to vehicular travel.

ROADWAY. The portion of a street improved, designed or ordinarily used for vehicular travel.

SIDEWALK. Any surface provided for the exclusive use of pedestrians.

STREET. All that area dedicated to public use for public street purposes and shall include but not be limited to roadways, parkways, alleys and sidewalks.

(Ord. 94-25, passed 6-28-1994)

§ 859.02 PERMIT REQUIRED; NOTIFICATION OF CITY COLLECTOR REGARDING INSTALLATION, RELOCATION OR REMOVAL OF MACHINES.

No person shall erect, place, maintain or operate, on any public street or sidewalk, or in any other public way or place, in the city, any newspaper vending machine without first having obtained a permit therefor from the City Collector and without first providing the City Collector, in writing, with the exact location of the machine. One permit may be issued to include any number of newspaper vending machines, and the permit shall be signed by the applicant. Distributors must notify the City Collector within three business days of the installation, relocation or removal of any newspaper vending machine and the exact locations of all the machines then currently located in the city.

(Ord. 94-25, passed 6-28-1994)

§ 859.03 PERMIT APPLICATION.

Application for a permit shall be made, in writing, to the City Collector upon a form as shall be provided by him or her, and shall contain the name and address of the applicant and the specific locations of all existing and proposed newspaper vending machines, and the application shall be signed by the applicant.

(Ord. 94-25, passed 6-28-1994)

§ 859.04 CONDITIONS FOR PERMIT ACCEPTANCE; FEE; DURATION.

(A) As an express condition for the acceptance of a permit, the permittee shall agree to indemnify and save harmless the city and its officers, directors and employees against any loss, liability or damage, including expenses and costs for bodily or personal injury and for property damage, sustained by any person as a result of the installation, use or maintenance of a newspaper vending machine within the city.

(B) Permits shall be issued, and previously issued permits shall be amended, to provide for the installation of a newspaper vending machine without prior inspection of the location, but the newspaper vending machine, and the installation, use or maintenance thereof, shall be conditioned upon observance of the provisions of these Codified Ordinances and reasonable rules and regulations as may be established by the Director of Public Works. Permits shall be issued within two business days after the application has been filed. An annual permit fee as provided in § 801.13 is required.

(C) The permits shall be valid for one year and shall be renewable pursuant to the procedure for original applications and upon payment of the permit fee provided in § 801.13.

(Ord. 94-25, passed 6-28-1994)

§ 859.05 STANDARDS FOR MAINTENANCE AND INSTALLATION OF MACHINES ON

SIDEWALKS OR PARKWAYS.

Any newspaper vending machine which, in whole or in part, rests upon, in or over any public sidewalk or parkway, shall comply with the following standards.

(A) No person shall place, install or maintain a newspaper vending machine on a public way if the newspaper vending machine exceeds 26 inches in width, 26 inches in depth or 50 inches in height, provided, however, that a coin slot not exceeding ten inches in width, ten inches in depth or 25 inches in height, may be attached to the top of the newspaper vending machine, as long as the combined height of the newspaper vending machine and coin slot does not exceed 65 inches.

(B) Each newspaper vending machine shall be equipped with a coin-return mechanism to permit a person using the machine to secure an immediate refund in the event that he or she is unable to receive the publication paid for. The coin-return mechanism shall be maintained in good working order.

(C) Each newspaper vending machine shall have affixed to it, in a readily visible place so as to be seen by anyone using the newspaper vending machine, and in letters and numbers no less than one-half inch in height, a notice setting forth the name and address of the distributor and the telephone number of a working telephone service to call to report a malfunction, to secure a refund in the event of a malfunction of the coin-return mechanism or to issue citations for any violation of this chapter.

(D) Each newspaper vending machine shall be maintained in a neat and clean condition and in good repair at all times. Specifically, but without limiting the generality of the foregoing, each newspaper vending machine shall be serviced and maintained so that:

- (1) It is reasonably free of dirt and grease;
- (2) It is reasonably free of chipped, faded, peeling and cracked paint in the visible painted areas thereof;
- (3) It is reasonably free of rust and corrosion in the visible unpainted metal areas thereon;
- (4) The clear plastic or glass parts thereof, if any, through which the publications therein are viewed, are unbroken and reasonably free of cracks, dents, blemishes and discoloration;
- (5) The paper or cardboard parts or inserts thereof are reasonably free of tears, peeling or fading; and
- (6) The structural parts thereof are not broken or unduly misshapen.

(Ord. 94-25, passed 6-28-1994)

§ 859.06 LOCATION AND PLACEMENT OF MACHINES ON PUBLIC RIGHTS-OF-WAY.

Any newspaper vending machine which rests in whole or in part upon or on any portion of a public right-of-way, or which projects onto, into or over any part of a public right-of-way, shall be located and placed in accordance with the following provisions.

(A) No newspaper vending machine shall be used or maintained which projects onto, into or over any part of the roadway of any public street, or which rests wholly or partly along or over any portion of the roadway of any public street.

(B) No newspaper vending machine shall be permitted to rest upon, in or over any public sidewalk or parkway, when the installation, use or maintenance of the machine endangers the safety of persons or property; when the site or

location of the machine is used for public utility purposes, public transportation purposes or other governmental uses; or when the machine unreasonably interferes with or impedes the flow of pedestrian or vehicular traffic, including any legally parked or stopped vehicle, the ingress into or egress from any residence or place of business, or the use of poles posts, traffic signs or signals, hydrants, mailboxes or other objects permitted at or near the location.

(C) No newspaper vending machine shall be chained, bolted or otherwise attached to any fixture located in the public right-of-way, except to other newspaper vending machines.

(D) Newspaper vending machines may be placed next to each other, provided that no group of newspaper vending machines shall extend for a distance of more than eight feet along a curb, and a space of not less than three feet shall separate each group of newspaper vending machines.

(E) (1) No newspaper vending machine shall be placed, installed, used or maintained:

(a) Within three feet of any marked crosswalk;

(b) Within three feet of any fire hydrant, fire call box, police call box or other emergency facility;

(c) At any location whereby the clear space for the passageway of pedestrians is reduced to less than four feet;

(d) On any public area improved with a lawn, flowers, shrubs, trees or other landscaping;

(e) Within 100 feet of any other newspaper vending machine on the same side of the street in the same block containing the same issue or edition of the same publication; and

(f) Within four feet of the nearest curb or roadway.

(2) The provisions provided in this division hereof shall not apply if compliance with the provisions would prohibit the placement of newspaper vending machines for a distance of 150 feet on the same side of the street on the same block.

(Ord. 94-25, passed 6-28-1994)

§ 859.99 PENALTY.

Whoever violates any provision of this chapter shall be fined not less than \$50 nor more than \$200 for each offense. Each day that the violation occurs, and each violation involving different newspaper vending machines, shall constitute a separate offense.

~~§ 859.99~~
\$100 -

(Ord. 94-25, passed 6-28-1994)

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(XX) *Music stores.* The annual license fee is \$50, plus one-half of the applicable business regulation certificate fee, as set forth in Chapter 802.

(YY) *Newspaper and magazine sales and newspaper vending machines.*

(1) ~~The annual license fee for persons dealing in newspapers and magazines is as follows:~~

<i>Business</i>	<i>Fee</i>
Newsstands	\$25

(2) The annual permit fee for the installation of newspaper vending machines is \$100.

(ZZ) *Nursing homes.* The annual license fee is \$250, plus \$2 per bed.

(AAA) *Pecklers and solicitors.* The annual license fee is \$75.

(BBB) *Pet shops.* The annual license fee is \$50, plus one-half of the applicable business regulation certificate fee, as set forth in Chapter 802.

(CCC) *Photoelectric (coin-operated) amusement devices.* The annual license fee is \$25 per device.

(DDD) *Photographers; photographic supply stores.* The annual license fee is \$50, plus one-half of the applicable business regulation certificate fee, as set forth in Chapter 802.

(EEE) *Printing establishments.* The annual license fee is \$50, plus one-half of the applicable business regulation certificate fee, as set forth in Chapter 802.

(FFF) *Scavengers and refuse removal.* The license fee is \$300 per year, \$150 for the last six months of a year or \$35 per month for the last three months of a year.

(GGG) *Shoe stores.* The annual license fee is \$50, plus one-half of the applicable business regulation certificate fee, as set forth in Chapter 802.

(HHH) *Sporting goods stores.* The annual license fee is \$50, plus one-half of the applicable business regulation certificate fee, as set forth in Chapter 802.

(III) *Stationery and book stores.* The annual license fee is \$50, plus one-half of the applicable business regulation certificate fee, as set forth in Chapter 802.

(JJJ) *Table water dealers.* The annual license fee is \$50, plus an additional \$5 for each employee over one.

(KKK) *Taxicab drivers.* The annual license fee is \$10.

The City of Berwyn



Robert J. Lovero
Mayor

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www.berwyn-il.gov

Rafael Avila
7th Ward Alderman

Date March 24, 2010

Mayor Robert J. Lovero
And Members of the Berwyn City Council

Ladies and Gentlemen:

A meeting of the _____ Police & Fire Committee _____ was held

On March 24, 2010 _____ at 6:00 p.m. Berwyn City Hall _____

Those in attendance were: Aldermen Avila (Chair), Chapman and Polashek (Members)
Also, Debi Suchy, Adam Rosen, Jeffrey Boyajian. _____

The matter discussed was referral item #8 dated 3/9/10 regards to: Chief William Kushner's request for Buy Back of 2010 vacation time (120 hrs) accrued sick time (320 hrs.) & accrued Comp. Time (573.5 hrs.)

It is the recommendation of the committee to see attached for recommendations

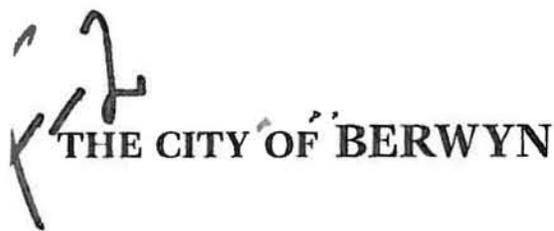
Voting Aye: Avila, Chapman, Polashek

Voting Nay _____

Adjourned 6:40 p.m. _____

Rafael Avila-Chairman
Nona Chapman-Member
Theodore Polashek-Member

It is the recommendation of the committee to 1.) the 2010 vacation and sick day buy back be referred to the City Administer and the HR Department for verification that the terms are correct and a policy exists to buy back accrued vacation and sick days for department heads. Findings should be referred back to council for a vote. 2.) In reference to reimbursement for accrued compensatory time, we were unable to verify that a written agreement between Mayor O'Connor and Chief Kushner existed. Therefore, in light of the letter dated March 8, 2010 from Mayor O'Connor stating that there was never any agreement with Chief Kushner for this compensation, the request for payment has been denied. Once a determination of the vacation and sick pay is made, we ask that City Attorney inform Chief Kushner in writing of the committee's decision and to include a copy of Mayor O'Connor's letter with the attorney's correspondence.



*Robert J. Lovero
Mayor*

A Century of Progress with Pride

March 4, 2010

Members of City Council

Re: Chief William Kushner's Buy Back

Council Members:

Please find attached a request from Chief William Kushner pertaining to his request for a buy back. While I have no problem with the vacation and accrued sick time request, I can not unilaterally agree to the accrued compensatory time. Please be advised that the police chief position is not part of the collective bargaining unit, nor has any police administration verified this request as indicated in the letter. Upon my conversation with Chief Kushner he has indicated that he has documented all compensatory time on his private calendars, since former Mayor Michael O'Connor asked him not to put it on his time sheets.

Regarding compensation time, please also be aware that I have not been able to verify any written agreement or policy which allows the payment at this time. Chief Kushner has disclosed that he had a "verbal agreement" with former Mayor Michael O'Connor that he would be paid for compensatory time. While the previous Mayor condemned past administrations for providing this type of compensation, I have no reason to not believe Chief Kushner. In fact, while searching files for a written agreement, I did locate the attached e-mail from Chief Kushner to Mayor O'Connor who then forwarded it to former Director of Human Resources, Pat Segal. This document was placed in Chief Kushner's personnel file with no statement of confirmation of an agreement pertaining to compensation time. The e-mail, sent after the mayoral election and prior to the installation of this administration, seems to reflect Chief Kushner's understanding that an oral agreement was in place.

While I do not believe that a precedent should be set, nor do I agree that compensatory time is warranted, in light of our fiscal condition and this administration's stance in eliminating waste, I do believe in honoring an agreement. I cannot say that Chief Kushner is undeserving and firmly believe that he relied on the word of former Mayor Michael O'Connor. Instead of upholding his word and buying him out yearly, Chief Kushner was allowed to accumulate this time over a four year period. It is now up to this Council to determine if this payment should be made. Please understand that, while I have been "thrown under the bus", so to speak, over the Chief's resignation, I believe strongly in

THE CITY OF BERWYN



Robert J. Lovero
Mayor

A Century of Progress with Pride

upholding an agreement. I, therefore, am asking this Council to approve the payment to William Kushner, as per the attached request.

As a side note, the resignation of Chief Kushner came as no surprise to me. Chief Kushner had mentioned that over the last several months, he had begun applying at various municipalities. Therefore, I found it necessary to ensure that the police department and citizens would not be left without this key leadership. In order to fill the position in a timely manner, I have assembled a committee to interview applicants for the position of Chief of Police. I know that we will choose someone who will provide our City with positive leadership and a commitment to make Berwyn a safer and more prosperous community.

Respectfully,

Robert J. Lovero
Mayor
City of Berwyn

Pat A. Segel

To: Mayor O'Connor
Subject: RE: Accumulated time

From: Mayor O'Connor
Sent: Tuesday, April 28, 2009 7:44 PM
To: Pat A. Segel
Subject: FW: Accumulated time

From: William R. Kushner
Sent: Tuesday, April 28, 2009 7:17 PM
To: Mayor O'Connor
Subject: Accumulated time

I'm not certain if this matters for anything; I have tracked my hours worked, and currently have 561 hours of uncompensated overtime. Also, I have the 3 weeks vacation unused for 2009 so far. Should something be placed in my personnel file?

William R. Kushner
Chief of Police
Berwyn Police Department
6401 West 31st Street
Berwyn IL, 60402

4/29/2009



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

February 23, 2010

Brian Pabst
City Administrator
6700 W. 26th Street
Berwyn, IL 60402

RE: Buy Back

Dear Mr. Pabst:

As you are aware, my resignation from the Berwyn Police Department will be effective March 6, 2010. Under the terms of the current Collective Bargaining Agreement, I am requesting the following Buy Back. The amounts have been verified by the Police Administration.

2010 Vacation Time 15 Days x 8 Hours = 120 hours @ 53.82 per hour = \$6,458.40

Please charge these expenditures to the 2010 Budget Payroll Account #100-20-5000-01.

Accrued Sick Time 40 Days x 8 Hours = 320 hrs @ 53.82 per hour = \$17,222.40.
Accrued Compensatory Time: 573.5 hours @ 53.82 per hour = \$30,865.77.

Please charge these expenditures to the 2010 Budget Police Buy Back Acct. #100-20-5030.

Respectfully,

William R. Kushner
Chief of Police

Cc: Mayor Robert J. Lovero
Finance Director John Wysocki

To: Mayor Robert Lovero and Berwyn City Council

From: Michael A. O'Connor

Date: March 8, 2010

Subj: Chief Kushner's Request

I understand there is a request on Berwyn's City Council Agenda of March 9, 2010 to pay Police Chief William Kushner for compensation time over four years and it was stated that I had a verbal agreement with him to do so. There was never an agreement to pay for any compensation time.

Chief Kushner was the highest paid mayoral appointment. I never agreed to pay any of my department heads compensation for hours worked over an 8 hour day and it was understood at the time of their appointment. These jobs are salaried and the possibility of working more than 40 hours a week went along with the responsibility.

The email I forwarded to Human Resource Director, Pat Segel, was sent a few weeks after the 2009 Election and it also included vacation time. This was passed on without comment or acknowledgement of paying for compensation time. I am sure Pat Segel will be able to confirm there was no agreement with Chief Kushner or any other department head.

Mayor Lovero is correct when he states I condemned this type of compensation; I always felt it was part of every appointed department head's job and working more than 40 hours a week goes with a job like this.

There was never a verbal agreement or written agreement to pay for compensatory time to neither Chief Kushner nor other department heads. I will swear under oath to this statement.

Also please note, if you choose to give William Kushner any compensatory payment his pay was not \$53.82 for all 4 years as stated in the communication, so payment should not be based on his final salary.

Please feel free to contact me with any questions you may have.

Sincerely,

A handwritten signature in black ink that reads "Michael A. O'Connor". The signature is written in a cursive, flowing style with a long horizontal stroke at the end.

Michael A. O'Connor

Robert J. Lovero
Mayor



**Berwyn Historic
Preservation Commission**

A Century of Progress with Pride

8700 West 26th Street Berwyn, Illinois 60402-0701 Telephone: (708) 788-2660 Fax: (708) 788-2675
www.berwyn-il.gov

Resolution and Report of the Berwyn Historic Preservation Commission

Re: Nomination of the Dunham House, a private residence, as a Berwyn Historic Landmark

Report:

The Berwyn Historic Preservation Commission held a public hearing on Wednesday, March 31, 2010, which was publicized as required by the Berwyn Historic Preservation Ordinance. Six members of the Commission were present:

Lori Thielen, Chair
Rebecca Houze, Secretary
Christina Martinez-Sahagun
Robert Sellers
Douglas Walega
Jeromie Winsor

Not attending was Commission member Jamie Franklin.

The subject of the hearing was the nomination of the Dunham House located at 3131 Wisconsin, Berwyn, IL, as a Berwyn Historic Landmark. Following is a report on those proceedings:

The Chair of the Commission, Lori Thielen, opened the proceedings. The Chair reviewed the procedures for conducting the public hearing. Commission member Robert Sellers then presented the nomination of the Dunham House. Mr. Sellers summarized the materials presented in the nomination form that he prepared. The Chair then opened the floor to questions and comments. There were questions presented by Commission member Walega regarding the original usage of the attached single car garage. There were no questions by members of the public. The building owner Lucile Evans was in attendance along with her son Steven and his wife Susan Ranker-Evans and their son Kyle Evans. Ms. Evans and her family expressed their gratitude and felt honored by the landmark nomination. The Commission then voted to accept the nomination, with 6 members voting yea and no members voting nay.

Based on the evidence presented at the public hearing, the Berwyn Historic Preservation Commission recommends that City Council designate the Dunham House as a Berwyn Historic Landmark. We find that the Dunham House meets several of the criteria for designating it as a local landmark, as follows:

- It possesses architectural, cultural, economic, historic or social significance;
- It is on the National Register of Historic Places;

- It embodies a significant architectural/engineering type;
- It is identified with a significant architect or builder; and
- It is representative of a theme, style or period.

A summary of the evidence presented at the hearing, which provides information about the history and design of the Dunham House, can be found in the nomination form, which accompanies this Report and Recommendation.

Recommendation:

The Commission therefore recommends that City Council designate the Dunham House as a Berwyn Historic Landmark, pursuant to Section 1-9 of the Historic Preservation Ordinance. That Section holds that within 30 days of receiving this Report and Recommendation,

City Council shall either designate the historic landmark or reject the nomination by a simple majority vote of the full Council. In making this determination, the City Council shall apply the designation standards set forth in Section 1-6 above and shall give due consideration to the record of the public hearing(s), and findings and recommendations of the Commission set forth in the Commission's resolution and report and may take public testimony with regard to the same. Upon a majority vote of the City Council to approve designation, the City Council shall enact an ordinance designating the historic landmark, which ordinance shall provide that the newly designated historic landmark shall be the subject to the provisions of Chapter [], Article 1 of the City Code.

The Commission is available to answer questions or provide information regarding this Report and Recommendation. Please contact the Commission at BHPC@ci.berwyn.il.us.

Respectfully submitted by,
Lori Thielen - Chair, Berwyn Historic Preservation Commission
April 1, 2010

**THE CITY OF BERWYN
THE CITY OF BERWYN, ILLINOIS**

**ORDINANCE
NUMBER _____**

**AN ORDINANCE DESIGNATING AS A HISTORIC LANDMARK PROPERTY
KNOWN AS THE ARTHUR J. DUNHAM HOUSE, 3131 S. WISCONSIN
AVENUE, PURSUANT TO THE REQUIREMENTS OF CHAPTER 1820 OF
THE BERWYN CITY CODE**

**ROBERT J. LOVERO, MAYOR
THOMAS J. PAVLIK, CITY CLERK**

**NONA N. CHAPMAN
JEFFREY G. BOYAJIAN
MARGARET PAUL
MICHELE D. SKRYD
CESAR A. SANTOY
THEODORE J. POLASHEK
RAFAEL AVILA
NORA LAURETO**

Aldermen

ORDINANCE _____

AN ORDINANCE DESIGNATING AS HISTORIC LANDMARK PROPERTY KNOWN AS THE ARTHUR J. DUNHAM HOUSE, 3131 S. WISCONSIN AVENUE, PURSUANT TO THE REQUIREMENTS OF CHAPTER 1820 OF THE BERWYN CITY CODE

WHEREAS, Chapter 1820 of the Berwyn Code of Ordinances (the “Historic Preservation Ordinance”) provides rules and procedures for designating Historic Landmarks and Districts within the City of Berwyn; and

WHEREAS, The Berwyn Historic Preservation Ordinance gives the Historic Preservation Commission (the “Commission”) responsibility to investigate, review and recommend to the Berwyn City Council those structures or districts that have significant historical, cultural, architectural or aesthetic value as part of the heritage of the City of Berwyn, the State of Illinois, or the United States; and

WHEREAS, the Commission received and accepted an application for designation of the Arthur J. Dunham House, 3131 S. Wisconsin Avenue, Berwyn, Illinois, as a Historic Landmark; and

WHEREAS, the Commission held a public hearing pursuant to the requirements of the Historic Preservation Ordinance on March 31, 2010 to consider the designation of the Arthur J. Dunham House as a Historical Landmark; and

WHEREAS, the Commission unanimously recommended to the City Council on April 23, 2010 that the Arthur J. Dunham House represents a structure that has significant historical, cultural, architectural and aesthetic value as part of the heritage of the City of Berwyn, the State of Illinois, and the United States;

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. Findings. Based upon City Council's review of the application, the Resolution and Report of the Commission, and the designation standards set forth in Section 1820.06, the City Council makes the following affirmative determination: the Arthur J. Dunham House, 3131 S. Wisconsin, Berwyn, Illinois, embodies significant historical, cultural, architectural, and aesthetic value as part of the heritage of the City of Berwyn, the State of Illinois, and the United States.

Section 2. Adoption The Arthur J. Dunham House shall hereafter be designated as a Historic Landmark pursuant to the Historic Preservation Ordinance, and subject to the provisions therein.

Section 3. Filing. The City Clerk is hereby directed to file with the Recorder of Deeds of Cook County, Illinois a certified copy of this designation ordinance.

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

Section 6. This Ordinance shall be in full force and effect upon its passage approval and publication as provided by law.

ADOPTED this ____ day of _____, 2010, pursuant to a roll call vote as follows:

	YES	NO	ABSENT	PRESENT
Chapman				
Boyajian				
Paul				
Skryd				
Santoy				
Polashek				
Avila				
Laureto				
(Mayor Lovero)				
TOTAL				

APPROVED by the Mayor on _____, 2010.

Robert J. Lovero
MAYOR

ATTEST:

Thomas J. Pavlik
CITY CLERK



J. Staff Reports

The City of Berwyn



Anthony T. Bertuca
City Attorney

A Century of Progress with Pride

March 30, 2010

Honorable Mayor, Robert J. Lovero
And Members of the Berwyn City Council

Re: Resolution Approving Participation in Illinois Housing Development
Authority Mortgage Credit Certificate Program

Ladies and Gentlemen:

The attached Resolution is being submitted for your consideration.

This Resolution would approve the City of Berwyn's participation in the Illinois Housing Development Authority Mortgage Credit Certificate Program.

It is the recommendation of the Law Department in conjunction with the CDBG Director Robert Dwan that this Resolution be adopted.

Respectfully submitted,

Anthony T. Bertuca
City Attorney

**RESOLUTION APPROVING PARTICIPATING IN
ILLINOIS HOUSING DEVELOPMENT AUTHORITY
MORTGAGE CREDIT CERTIFICATE PROGRAM**

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; 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 ("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 to issue mortgage credit certificates ("MCC's Program) 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 a mortgage credit certificate program ("the MCC Program") for the year 2010 to issue MCC's to homebuyers living within the Municipality, using \$4,492,710.00 of its Volume Cap for the year 2010 (Year 2010 Volume Cap"); and

WHEREAS, the Illinois Housing Development Authority ("IHDA") has offered to create and administer the MCC Program; the Municipality would cede to IHDA a portion of its Year 2010 Volume Cap and for a period of one (1) year from the commencement date of the MCC Program, IHDA would provide MCC's issued under the MCC's Program exclusively to Homebuyers living in the Municipality; and

WHEREAS, the MCC Program has received the approval of the Municipality Finance Committee.

NOW, THEREFORE, BE IT RESOLVED by the Berwyn City Council of the Municipality, as follows:

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.

2. The Municipality approves and authorizes its participation in the MCC Program and cedes to IHDA \$4,492,710.00 of its Year 2010 Volume Cap for purposes of establishing and administering the MCC Program.

3. 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.

4. This Resolution shall take effect immediately upon its adoption.

ROBERT J. LOVERO MAYOR

THOMAS J. PAVLIK- CITY CLERK

The City of Berwyn



Anthony T. Bertuca
City Attorney

A Century of Progress with Pride

April 7, 2010

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

Re: No. 06C1551

Dar Mr. Pavlik:

Please put an item on the April 13, 2010 agenda, authorizing the settlement of the above referenced matter for the total of \$240,000.00 based upon the City Council authority granted in Executive Session.

Very truly yours,

Anthony T. Bertuca
City Attorney

The City of Berwyn

J-3



Anthony T. Bertuca
City Attorney

A Century of Progress with Pride

April 13, 2010

Honorable Mayor, Robert J. Lovero
And Members of the Berwyn City Council

Re: Amendments to Licensing
Ordinance – Chapter 462.05
License Fees

Ladies and Gentlemen:

The attached Ordinance amends Chapter 462 section 462.05 – License Fees – to adopt the fee increases which were approved by this Council.

It is the recommendation of the Law Department that this Amended Ordinance be adopted.

Respectfully submitted,

Anthony T. Bertuca

Anthony T. Bertuca
City Attorney

The City of Berwyn



Anthony T. Bertuca
Traffic Engineer

5-4

A Century of Progress with Pride

April 7, 2010

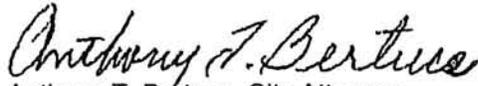
To: Mayor Robert J. Lovero & City Council Members

From: Anthony Bertuca, City Attorney
Nicole Campbell, City Traffic Engineer

Re: Ordinance for prohibited turn locations

Council approved turn restrictions for northbound and southbound traffic on Oak Park Avenue at 14th Street during a previous City Council meeting. The legal department suggests that a separate section for prohibited turns is created, therefore requiring revisions to section 442.01. Attached are both ordinances for Council approval.

Sincerely,


Anthony T. Bertuca, City Attorney


Nicole Campbell, Traffic Engineer

THE CITY OF BERWYN
COOK COUNTY, ILLINOIS

ORDINANCE
NUMBER

**AN ORDINANCE AMENDING CHAPTER 442.01 OF THE CODIFIED
ORDINANCES OF THE CITY OF BERWYN, COOK COUNTY, ILLINOIS
REGARDING AUTHORITY TO ERECT TRAFFIC SIGNS AND SIGNALS**

ROBERT J. LOVERO, Mayor
THOMAS J. PAVLIK, City Clerk

NONA N. CHAPMAN
JEFFREY G. BOYAJIAN
MARGARET PAUL
MICHELE D. SKRYD
CESAR A. SANTOY
THEODORE J. POLASHEK
RAFAEL AVILA
NORA LAURETO
Aldermen

ORDINANCE NO.: _____

**AN ORDINANCE AMENDING CHAPTER 442.01 OF THE CODIFIED ORDINANCES
OF THE CITY OF BERWYN, COOK COUNTY, ILLINOIS REGARDING AUTHORITY
TO ERECT TRAFFIC SIGNS AND SIGNALS**

WHEREAS, the City of Berwyn, Cook County, Illinois (the "City ") is a home rule municipality pursuant to Section 6(a), Article VII of the 1970 Constitution of the State of Illinois, and as such may exercise any power and perform any function pertaining to its government and affairs (the "*Home Rule Powers*"); and

WHEREAS, the Mayor and the City Council of the City of Berwyn (the "Corporate Authorities") has adopted a Traffic Code, which has been amended from time to time; and

WHEREAS, the Corporate Authorities recognize that the following revisions are necessary; and

WHEREAS, the Corporate Authorities determine that it is in the best interests of the residents of the City to amend the Codified Ordinances as set forth below.

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

Section 2: Section 442.01 of the Codified Ordinances of the City of Berwyn, Cook County, Illinois is hereby amended to read as follows (with proposed additions underlined and proposed deletions ~~stricken~~):

442.01 AUTHORITY TO ERECT TRAFFIC SIGNS AND SIGNALS.

The Director of Public Works is hereby authorized to:

(A) Subject to the concurrence of Council, cause to be erected and maintained a stop sign, yield sign or other official traffic control device to designate an intersection or other roadway junction at which vehicular traffic on one or more of the roadways should yield, or stop and yield, before entering the intersection or junction;

(B) Place an official traffic control device within or adjacent to an intersection, indicating the course to be traveled by a vehicle turning at an intersection, and the course to be traveled as so indicated may conform to or be other than as prescribed in other provisions of this section;

(C) ~~(1)~~—Determine those intersections at which drivers of vehicles shall not make a right, left or “U” turn and place proper signs at intersections. The making of turns may be prohibited between certain hours of the day and permitted at other hours, in which event the same shall be clearly indicated on the signs or the signs may be removed when the turns are permitted; and

~~(2) Pursuant to division (C) (1), southbound traffic on Scoville Avenue is prohibited from making left turns eastbound onto Twenty-Sixth Street.~~

(D) Declare any street or part thereof a play street and place or cause to be placed appropriate signs or devices in the roadway indicating and helping to protect the same;

(E) Subject to review and confirmation by Council:

(1) Designate and maintain or cause to be maintained, by appropriate devices, marks or lines upon the surface of the roadway, crosswalks at intersections where, in his or her opinion, there is particular danger to pedestrians crossing the roadway and at other places as he or she deems necessary; and

(2) Establish safety zones of any kind and character and at places as he or she deems necessary for the protection of pedestrians.

(F) Subject to review and confirmation by Council, mark or cause to be marked traffic lanes upon the roadway of any street or highway where a regular alignment of traffic is necessary;

Section 3. It is hereby declared to be the intention of the Mayor and City Council of the City of Berwyn that the several provisions of this ordinance are separable.

Section 4. This ordinance, and its parts, is declared to be severable and any section, clause, provision, or portion of this Ordinance declared invalid, the invalidity thereof shall not affect the validity of any other provisions of this Ordinance which shall remain in full force and effect.

Section 5. All ordinances, resolutions, motions or orders in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 6. This Ordinance shall be in full force and effect upon its passage, approval and publication as provided by law.

Adopted by the Mayor and City Council of the City of Berwyn, Cook County, Illinois this _____ day of _____ 2010, pursuant to a roll call vote, as follows:

	YES	NO	ABSENT	PRESENT
Chapman				
Boyajian				
Paul				
Skryd				
Santoy				
Polashek				
Avila				
Laureto				
(Mayor Lovero)				
TOTAL				

Approved by the Mayor of the City of Berwyn, Cook County, Illinois on this _____ day of _____ 2010.

 Robert J. Lovero
 MAYOR

ATTEST:

 Thomas J. Pavlik
 CITY CLERK

THE CITY OF BERWYN
COOK COUNTY, ILLINOIS

ORDINANCE
NUMBER

**AN ORDINANCE ESTABLISHING PROHIBITED TURN LOCATIONS
AND AMENDING CHAPTER 460 OF THE TRAFFIC CODE OF THE
CODIFIED ORDINANCES OF THE CITY OF BERWYN**

ROBERT J. LOVERO, Mayor
THOMAS J. PAVLIK, City Clerk

NONA N. CHAPMAN
JEFFREY G. BOYAJIAN
MARGARET PAUL
MICHELE D. SKRYD
CESAR A. SANTOY
THEODORE J. POLASHEK
RAFAEL AVILA
NORA LAURETO
Aldermen

ORDINANCE NO.: _____

**AN ORDINANCE ESTABLISHING PROHIBITED TURN LOCATIONS AND
AMENDING CHAPTER 460 OF THE TRAFFIC CODE OF THE CODIFIED
ORDINANCES OF THE CITY OF BERWYN**

WHEREAS, the City of Berwyn, Cook County, Illinois (the "*City*") is a home rule municipality pursuant to Section 6(a), Article VII of the 1970 Constitution of the State of Illinois, and as such may exercise any power and perform any function pertaining to its government and affairs (the "*Home Rule Powers*"); and

WHEREAS, the Mayor and the City Council of the City of Berwyn (the "Corporate Authorities") has adopted a Traffic Code, which has been amended from time to time; and

WHEREAS, the Corporate Authorities recognize that limiting turning traffic during heavy travels times will alleviate the congestion experienced near Prairie Oak School; and

WHEREAS, the Corporate Authorities determine that it is in the best interests of the residents of the City to amend the Codified Ordinances as set forth below.

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

Section 2: The Codified Ordinances of the City of Berwyn, Cook County, Illinois is hereby amended by adding the following new Chapter to read as follows:

460.09 PROHIBITED TURN LOCATIONS

(a) Left turns are prohibited at the following locations:

- (1) Northbound traffic on Oak Park Avenue at the intersection of 14th Street during the hours of 7 am to 9 am and 2 pm to 4pm on Monday through Friday.
- (2) Southbound traffic on Oak Park Avenue at the intersection of 14th Street during the hours of 7 am to 9 am and 2 pm to 4pm on Monday through Friday.
- (3) Northbound traffic on Scoville Avenue at the intersection of 26th Street.

Section 3. All ordinances, resolutions, motions or orders in conflict with this Ordinance are hereby repealed to the extent of such conflict.

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

Adopted by the Mayor and City Council of the City of Berwyn, Cook County, Illinois this _____ day of _____ 2010, pursuant to a roll call vote, as follows:

	YES	NO	ABSENT	PRESENT
Chapman				
Boyajian				
Paul				
Skryd				
Santoy				
Polashek				
Avila				
Laureto				
(Mayor Lovero)				
TOTAL				

Approved by the Mayor of the City of Berwyn, Cook County, Illinois on this _____ day of _____ 2010.

 Robert J. Lovero
 MAYOR

ATTEST:

 Thomas J. Pavlik
 CITY CLERK



The City of Berwyn



Nicole L. Campbell
Traffic Engineer

A Century of Progress with Pride

April 9, 2010

To: Mayor Robert J. Lovero & City Council Members

From: Nicole Campbell, City Traffic Engineer

Re: Pay Box at Municipal Surface Lot at 32nd Street and Oak Park Avenue

In December 2009 it was recommended that a pay box be installed in the Municipal Lot at 32nd Street and Oak Park Avenue to manage parking in this lot. Council approved the installation with a parking fee rate at \$0.25 per hour which is consistent with the rate in the parking garage.

Total Parking Solutions (TPS) provided and maintains the pay boxes in the parking garage. They have provided outstanding service thus far to the City and to provide uniformity with software, operations and monitoring, staff recommends the same equipment be installed at this location. Attached is a bid proposal submitted by TPS for a pay box at this location in the amount of \$ 14,940 which includes a 2-year service agreement. Also submitted is a proposal for a shelter to cover the pay box in the amount of \$5,598.00 which includes assembly and installation. The pay box is 5 feet x 5 feet in size with a height of approximately 9 feet. The shelter can accommodate a pay box and garbage can. A photo has been attached for your reference. Minor concrete and electrical work will be required to complete the installation.

Recommendation:

Staff recommends that the standard bidding process is waived and to accept the proposals in the amounts of \$14,940 and \$5,598.00 as submitted by TPS and authorize the City Attorney to develop and execute a contract with Total Parking Solutions in the amount of \$20,538.00. This is a TIF eligible expense.

Sincerely,

Nicole Campbell, Traffic Engineer



Total Parking Solutions Inc.

Optional - Service and Maintenance Agreement - 100% parts and labor

* Year One \$ 812.00 _____ initial

* Labor only for the remainder of first year that is not covered by warranty

Year Two \$ 1,020.00 _____ initial

* Includes quarterly preventive maintenance inspections

TERMS AND CONDITIONS

Equipment Delivery

*typically 8 weeks after order
F.O.B. job site*

Payment Terms

*50% billable upon placement of order, balance
due upon completion of installation*

Notes

*110-volt power must be provided to point of AC
powered terminal mounting, does not include
any necessary concrete work*

Proposed by:

Accepted by:

A handwritten signature in cursive script that reads "Joseph T. Smith".

Joseph T. Smith
President of Operations
Total Parking Solutions, Inc.

Signature

Title

Date



Total Parking Solutions Inc.

**City of Berwyn
Parking Lot Shelter Proposal
February 17, 2010**

1 Custom 5' X 5' Brasco Slimline Series Shelters \$ 4,998.00

Description and features are as follows:

- Bronze Anodized Aluminum Structure – 3 Sided with Open Front
- ¼" Clear Tempered Safety Glass
- Barrel Vault Roof with Bronze Tint Structured Polycarbonate Fascia and Integral Gutter
- Upper and Lower Diamond Pattern Grillwork
- Custom Shelter with Extra Columns
- Hardware and Installation Instructions
- Freight F.O.B. Berwyn

Assembly and Installation \$ 600.00

Total \$ 5,598.00

TERMS AND CONDITIONS

<i>Notes</i>	<i>Does not include any necessary concrete work</i>
<i>Delivery</i>	<i>shipping 6 to 8 weeks after approval</i>
<i>Payment Terms</i>	<i>50% billable upon placement of order, balance due upon completion of installation</i>

Please sign below and fax to 630-241-1985 to initiate order

Proposed by:

Accepted by:

Joseph T. Smith
Total Parking Solutions
President of Operations

Signature





We Serve and Protect

56

BERWYN POLICE DEPARTMENT



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

April 6, 2010

Honorable Mayor Robert J. Lovero
and Members of the Berwyn City Council
City of Berwyn
6700 West 26th Street
Berwyn, Illinois 60402

Dear Mayor and Council Members;

I am respectfully seeking permission to promote one (1) Sergeant from the City of Berwyn Police Department's current Eligibility List to fill the vacancy created by the recent retirement of Paul Storzynski.

This promotion is currently budgeted and does not constitute an increase in staffing.

Respectfully Submitted,


Joseph P. Drury
Deputy Chief of Police

J-7

Robert J. Lovero
Mayor



A Century of Progress with Pride

6700 West 26th Street Berwyn, Illinois 60402-0701 Telephone: (708) 788-2660 Fax: (708) 788-1427
www.berwyn-il.gov

April 8, 2010

TO: Mayor Robert J. Lovero
City Council
City Clerk Thomas J. Pavlik

FROM: Robert Dwan
Community Development Department

RE: Resolution Approving NSP Agreement

Attached to this correspondence is a copy of the following:

A Resolution Authorizing Execution Of
An Intergovernmental Agreement With The
Illinois Housing Development Authority Entitled
"Neighborhood Stabilization Program Agreement"
For The Use Of Neighborhood Stabilization Funds

An actual copy of the 105 page agreement is in the City Clerk's Office and available for review during normal business hours.

As you will recall from our discussions of this matter over the last year, Berwyn has received from the State a grant in the amount of \$1.3 million. The funds are to purchase, rehab and sell foreclosed and vacant homes within Berwyn. The homes must be resold to any individual with an income not exceeding 120% of the area median income. In addition, 25% of the funds must be set aside for individuals with incomes not exceeding 50% of the area median income.

Upon passage of this Resolution the funds should be available almost immediately. Once the funds are available, the Community Development Department, in conjunction with the Building Department, will immediately begin implementing the plan previously approved by the City Council almost 1 year ago. It is our hopes that within the first 150 days we will be able to purchase, rehab and resell approximately 5 condos and 4 single family homes in the targeted areas of the City.

We will keep the City Council fully informed of our progress. All lotteries to purchase one of these homes will be scheduled for a City Council Meeting night, so everyone can watch and be a part of this endeavor.

We would like to thank the Mayor and the City Council for encouraging and supporting this endeavor. We are proud Berwyn was one of only a dozen grant recipients, and we can't wait to get started.

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING EXECUTION OF
AN INTERGOVERNMENTAL AGREEMENT WITH THE
ILLINOIS HOUSING DEVELOPMENT AUTHORITY ENTITLED
“NEIGHBORHOOD STABILIZATION PROGRAM AGREEMENT”
FOR THE USE OF NEIGHBORHOOD STABILIZATION FUNDS**

WHEREAS, the City of Berwyn (“Berwyn”) is a Home Rule Unit of Government pursuant to and as defined in Article 7 of the 1970 Illinois Constitution (“Article 7”); and

WHEREAS, Article 7 further authorizes a home rule unit of government to exercise any power, and perform any function, pertaining to its government and affairs; and

WHEREAS, Article 7 and the Intergovernmental Cooperation Act provide authority for, and encourage, intergovernmental cooperation; and

WHEREAS, the United States Congress has authorized the Neighborhood Stabilization Programs (“NSP”) to address the increased number of foreclosed and vacant properties in America; and

WHEREAS, because of the funding formula approved by Congress, NSP funds that should have been allocated to Berwyn, were allocated to the State of Illinois (“State”); and

WHEREAS, the Mayor and City Council are deeply concerned about the housing foreclosure crisis, and the corresponding rise in vacant and abandoned properties in Berwyn; and

WHEREAS, the Mayor and the City Council determined it was in the best interest of Berwyn to submit a grant proposal for the use of NSP funds to the State: and

WHEREAS, the State, through the Illinois Housing Development Authority, awarded Berwyn an NSP grant in the amount of \$1.3 million dollars (the “Grant”); and

WHEREAS, Berwyn and the Illinois Housing Development Authority have tentatively agreed to enter into an Intergovernmental Agreement (the “IGA”) relating to the expenditure of the Grant funds by Berwyn, said IGA to be in substantially the form set forth in Exhibit A, attached hereto and made a part hereof; and

WHEREAS, the Mayor and the City Council find that entering into the IGA is in the best interests of the City of Berwyn.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF BERWYN, COOK COUNTY, ILLINOIS, as follows:

SECTION 1:

The Corporate Authorities of the City of Berwyn hereby approve the IGA with the Illinois Housing Development Authority; said IGA to be in substantially the same form as Exhibit A attached hereto, subject to any modifications and final approval by the City Attorney as to form.

SECTION 2:

The Mayor and City Clerk are hereby authorized and directed to execute said IGA upon final approval of the City Attorney, and to execute and deliver all other instruments and documents that are necessary to fulfill the City's obligations under the IGA.

SECTION 3:

That this Resolution shall be in full force and effect from and after its passage and approval according to the law.

PASSED this 13th day of April, 2010.

Thomas J. Pavlik, City Clerk

Voting Aye: _____

Voting Nay: _____

Absent: _____

Abstain: _____

Deposited in my office this 14th day of April, 2010.

Thomas J. Pavlik, City Clerk

APPROVED this 14th day of April, 2010

Robert J. Lovero, Mayor

The City of Berwyn



Robert P. Schiller
Director of Public Works

A Century of Progress with Pride

April 4, 2010

To: Mayor Robert J. Lovero
Members of the Berwyn City Council

Re: Permission to Bid: Seasonal Landscape Maintenance

The City of Berwyn Public Works Department is requesting permission to seek proposals for annual landscape maintenance for Cermak Road (both sides and center median planters from Harlem Avenue to Lombard Avenue), the parkway north of Cermak Road on East Avenue (both sides) for a distance of approximately 100 feet. In addition, this contract shall include the maintenance of all sidewalk, paver areas and parkway from the Cermak Road right of way north to the northern limits of the Vacin Fairway (El Strip) from Ridgeland Av. to Harlem Av.

The Request for Proposal (RFP) will be due by 5:00 p.m. on Wednesday, April 21st and opened with the City Clerk on Thursday April 22nd at 10:00 a.m. The proposals will be evaluated and a recommendation will be presented to City Council for award at the April 27, 2010 meeting.

Recommendation: Approve bid request and bid opening process.

Respectfully,



Robert Schiller
Director of Public Works

SECTION I REQUEST FOR PROPOSAL

LANDSCAPE MAINTENANCE 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:

LANDSCAPE MAINTENANCE – THE CITY OF BERWYN

RFP packets are available at the City Clerk’s Office, City Hall, 6700 W. 26th Street, Berwyn, IL 60402 and at the City of Berwyn website: www.berwyn-il.gov.

ADDRESS PROPOSALS TO: Attention of the City Clerk’s Office, City Hall, 6700 W. 26th Street, Berwyn, IL 60402, on or before 5:00 p.m., on Wednesday, April 21, 2010. Proposals shall be sealed and clearly marked on the front “**Proposal for Landscape Maintenance – City of Berwyn.**” **FAXED PROPOSALS WILL NOT BE ACCEPTED.**

PROPOSALS ARE DUE NO LATER THAN: 5:00 p.m. on Wednesday, April 21, 2010. Proposers shall submit four (4) copies of their proposal. Proposals will be opened and read aloud at 10:00 am April 22, 2010 in the John Pechota Conference Room located on the second floor at City Hall. The proposals will be evaluated and a recommendation to the City Council to award the contract will be presented during the Tuesday, April 27, 2010 City Council meeting.

The City of Berwyn is not responsible for delays occasioned by the U.S. Postal Service, the internal mail delivery system of the City of Berwyn, or any other means of delivery employed by the bidder. Similarly, the City of Berwyn is not responsible for, and will not open, any bid responses which are received later than the date and time stated.

QUESTIONS: All questions and clarifications regarding this Request for Proposal must be submitted no later than Tuesday April 19, 2010 by e-mailing the following City Representative:

Robert Schiller
Public Works Director
rschiller@ci.berwyn.il.us
(708) 749-6510

INDEX:

Section I	Request for Proposals
Section II	Specific Conditions and Instructions to this Proposal
Section III	General Conditions and Instructions to Proposers
Section IV	Company References
Section V	Company Information & Signature Sheet

SECTION II SPECIFIC CONDITIONS AND INSTRUCTIONS FOR THIS PROPOSAL

A. SCOPE:

The City of Berwyn is seeking proposals for landscape maintenance for Cermak Road, Ogden Avenue, and the Depot District Area. The maintenance contract begins April 28th through November 19th, 2010. The details of the scope of services for the landscape maintenance proposal are found in Attachments A, B and C.

B. PROPOSAL REQUIREMENTS:

1. If any bidder is in doubt as to the intent or meaning of any part of this Request for Proposal, the bidder must e-mail the Public Works Director no later than April 20, 2010.
2. Bidders are expected to be fully informed as to the conditions, requirements and specifications before submitting a proposal. The submission of a proposal by a firm implies the firm's acceptance of the terms and conditions herein, unless otherwise stated.
3. The Proposer is responsible for all costs related to the preparation of this proposal.
4. Any cost associated with the delivery and installation of landscaping materials/plants not specifically set forth in this Request for Proposal will be the responsibility of the vendor, and will be deemed included in the fees and charges bid herein.
5. The format of the firm's proposal must be consistent with the format of the specifications listed.
6. Proposed pricing and/or percentage discount shall be firm from the beginning date of the signed contract.
7. All prices/discounts shall be F.O.B. destination and shall include all charges that may be imposed in fulfilling the terms and conditions of the contract.
8. All proposals or bids must be accompanied by a bid bond, cash, or certified check made payable to the City of Berwyn in the amount of five thousand dollars (\$5,000) as a guarantee that if the Proposal is accepted, a contract will be entered into and the performance of the contract is properly secured.
9. The City of Berwyn is in no way restricted from using the services of another firm if the services provided are found unsatisfactory and do not meet the requirements in Attachments A, B and C.
10. This proposal must be summarized in letter form on the vendor's letterhead stationary. The letter must be signed by an officer of the vendor or a designated agent empowered to bind the firm in the contract offer. Acceptance or exception to our terms must be noted in the letter.
11. A complete description and specifications of the services provided.

12. At least (3) references from companies or agencies that have utilized services from your company. The company's name and address, a contact name, title and phone number must be included with the reference information (Section IV).
13. A completed and signed Company Information & Signature Sheet (Section V).

NOTE: Proposers need to submit the required information listed in the 'Proposal Requirements'. The City of Berwyn reserves the right to reject proposals that the City of Berwyn considers incomplete due to the omission of the required information.

C. GENERAL REQUIREMENTS:

1. Professional workmanship shall meet or exceed existing industry standards.
2. Unless otherwise specified, the firm shall unconditionally guarantee the workmanship and materials of the landscaping maintenance per Attachments A, B and C. If the workmanship or materials are found to be faulty in any way, the firm, upon notification and at his/her expense, shall rectify and redo what was not done, or done incorrectly (within two (2) business days) to the complete satisfaction of the City.
3. Failure of the firm to provide services within the time specified, unless extended in writing by the City of Berwyn, or failure to redo services that were done incorrectly or not done at all when so directed by the City of Berwyn shall constitute service failure. When such failure occurs, the City of Berwyn reserves the right to cancel or adjust the contract; whichever is in the best interest of the City of Berwyn. In either event, the City of Berwyn may purchase in the open market services of comparable worth to replace the services not done correctly or not done at all. On all such purchases, the firm shall reimburse the City of Berwyn, within reasonable time specified by the City of Berwyn for any expense incurred; if not cancelled, such purchases shall be deducted from the contract quantities. The City of Berwyn reserves the right to not accept commodities which do not meet the specifications, or are substandard in quality, subject to an adjustment in price to be determined by the City of Berwyn.
4. The Vendor shall be responsible for any commodities covered by this contract until delivery and installation is completed at the designated point. In addition, the Vendor shall bear all risk for rejected commodities after written notice of rejection. Rejected commodities shall be replaced by and at the expense of the Vendor after written notification of rejection.

Upon Vendor's failure to replace commodities within seven (7) working days after the date of notification, the City of Berwyn may return the rejected commodities to the Vendor at the Vendor's risk and expense, or the City of Berwyn may dispose of them as its own property.

5. Final inspection of commodities shall be conclusive except as regards to latent defects, fraud, or such gross mistakes that amount to fraud. Final inspection and acceptance or rejection of the commodities shall be made within a reasonable time after delivery, but failure to inspect or reject commodities shall not impose liability on the City of Berwyn if such commodities are not in accordance with the specification. All commodities delivered to the City of Berwyn shall be accepted subject to inspection and physical count.

D. CONTRACT AWARD:

1. The Firm's proposal must be complete to be considered for award.
2. The City of Berwyn reserves the right to qualify, accept or reject any or all firms and accept any proposal deemed to be in the best interest of the City of Berwyn. The City of Berwyn reserves the right to accept or reject any or all proposals and to waive irregularities or technicalities in any proposal when in the best interest of the City of Berwyn. The City of Berwyn reserves the right to accept or reject any exception taken by the vendor to the terms and conditions of the request for proposals.
3. Consideration may be given to, but not limited to services available, hours of services available, references, and special pricing.
4. Award, if made, shall be in the form of a Contract.
5. All prescriptions of the RFP shall be understood as a form of a signed contract.

E. EVALUATION PROCESS:

Each proposal submitted stands alone and will be evaluated on its own merits in terms of meeting the City of Berwyn's requirements and terms and conditions, pricing, and overall responsiveness to the Request for Proposal. The Public Works Director may conduct discussions with any offeror who submits an acceptable or potentially acceptable proposal. Offerors shall be accorded fair and equal treatment with respect to any opportunity for discussion and revision of proposals. During the course of the discussions, the evaluation committee shall not disclose any information derived from one proposal to any other offeror. The Public Works Director reserves the right to request the offeror to provide additional information during this process.

SECTION III
GENERAL CONDITIONS AND INSTRUCTIONS TO PROPOSERS

The general rules and conditions that follow apply to all proposals issued by the City of Berwyn, unless otherwise specified. Proposers or their authorized agents are expected to fully inform themselves as to the conditions, requirements, and specifications before submitting proposals; failure to do so shall be at the proposer's own risk.

REQUEST FOR PROPOSAL (RFP) is defined as a request for an offer, by one party to another, of terms and conditions with reference to some work or undertaking.

This document constitutes a REQUEST FOR PROPOSAL, and is thus a solicitation for responses.

Moreover, any acceptance of a proposal shall NOT result in a binding contract between the City of Berwyn and the proposer, but instead will simply enable negotiations to take place which may eventually result in a detailed and refined agreement or contract between the proposer and the City of Berwyn.

"Proposal date" as referenced herein shall mean the local date and time specified in the proposal documents.

A. CONDITIONS FOR PROPOSING

1. **COMPLETENESS/AUTHORIZATION OF PROPOSAL.** Proposer shall supply all information and submittals required by the proposal documents to constitute a proposal. The proposal shall clearly state the legal name, address, email, telephone number, and fax number of the proposer. The proposal shall be signed above the typed or printed name and title of the signer. The signer shall have the legal authority to bind the proposer to proposal.
2. **ADDRESSING OF PROPOSAL.** Unless otherwise specified, faxed proposals will not be accepted. Proposal shall be submitted in a sealed envelope clearly marked on the front with proposal number and due date, and unless otherwise specified, addressed to:

City Clerk's Office
City of Berwyn
6700 W. 26th Street
Berwyn, IL 60402

3. **PROPOSAL DEADLINE.** Proposer shall be responsible for taking whatever measures are necessary to ensure that the proposal reaches the office of the City Clerk on or before the local time and date specified. The City of Berwyn shall not be responsible for, and may not consider, any late proposal, amendment thereto, and request for withdrawal of proposal received after the date specified. Proposals received after the time and dated specified on the Request for Proposal will not be opened and will not be considered for award.
4. **PROPOSALS BINDING 60 DAYS.** Unless otherwise specified, all formal proposals submitted shall be binding for sixty (60) days following proposal date, unless the Proposer, at the City of Berwyn's request agrees in writing to an extension.

5. **COMPETENCY OF PROPOSER.** No proposal may be accepted from or contract awarded to any person, firm or corporation who is in arrears or in default to the City of Berwyn upon any debt or contract. Prior failure of a proposer to perform faithfully on any previous contract or work for the City of Berwyn may be grounds for rejection. The Proposer must have not been suspended or debarred from doing business with the federal government. The Proposer, if requested, shall present evidence of performance ability and possession of necessary facilities, pecuniary resources and adequate insurance to comply with the terms of these proposal documents. Such evidence shall be presented within a specified time and to the satisfaction of the City of Berwyn.
6. **COLLUSIVE PROPOSING.** The Proposer certifies that the proposal is made without any previous understanding, agreement or connection with any person, firm, or corporation making a proposal for the same project, without prior knowledge of competitive prices, and that the proposal is in all respects fair, without outside control, collusion, fraud or otherwise illegal action.

B. INSURANCE

1. **INSURANCE REQUIREMENTS.** The successful proposer shall provide insurance as follows:

- a. **Certificate of Insurance; Cancellation or Modification**

- (1) Before commencing work, the Proposer shall submit to the City of Berwyn for approval a Certificate of Insurance meeting the requirements specified herein, to be in effect for the full contract period. The City must be listed on the Certificate of Insurance.
- (2) The Proposer shall notify the City of Berwyn in writing at least thirty (30) calendar days prior to any change or cancellation of said policy or policies.
- (3) Cancellation or modification of said policy or policies shall be considered just cause for the City of Berwyn to immediately cancel the contract and/or halt work on the contract, and to withhold payment for any work performance on the contract.

- b. **Minimum Coverage**

- (1) Any policy or policies of insurance purchased by the Proposer to satisfy their responsibilities under the proposal shall include contractual liability coverage, and shall be in the following type and minimum amounts:

<u>Type of Coverage</u>	<u>Each Occurrence</u>	<u>Aggregate</u>
a. Comprehensive General Liability		
(1) Bodily Injury & Property Damage	\$1,000,000	\$2,000,000
b. Automobile Liability		
	<u>Combined Single Limit</u>	
(1) Bodily Injury & Property Damage	\$1,000,000	

- c. Worker's Compensation Insurance as required by Illinois state law.

The City of Berwyn requires that the Contractor's Insurance carrier be A rated or better by A.M. Best.

d. Hold Harmless: Endorsement Required

- (1) The Proposer, including their subcontractor, employees, representatives or agents, shall indemnify, defend and hold harmless the City of Berwyn and its officers, employees, and agents from any and all liability loss, cost, damage and expense (including reasonable attorney's fees and court cost) resulting from, arising out of, or incurred by reason of any claims, actions or suits based upon or alleging bodily injury including death, or property damage rising out of or resulting from the Proposer's operations under this document.
- (2) Proposer is not, and shall not be deemed to be, an agent or employee of the City of Berwyn.
- (3) Responsibility for Damage Claims – Notwithstanding the above, it is specifically agreed between the parties executing this contract that it is not intended by any of the provisions of any part of the contract documents to create in the public or any member thereof a third party beneficiary hereunder, or to authorize anyone not a party to this contract. It is understood that no subcontractor is a third party beneficiary to any contract between the Contracting Authority and prime contractor. Nothing in any special provision or any supplemental specification shall be construed as eliminating or superseding the requirements of this section.

C. SPECIFICATIONS

1. **FORMAL SPECIFICATIONS.** The Proposer shall abide by and comply with the true intent of the specifications (i.e., not take advantage of any unintentional error or omission.) Any mention made herein of a service to be provided in accordance with laws, ordinances, etc., shall be construed as the minimum requirements of the specifications. Site visits to review existing conditions/size of in-ground planters are encouraged for proper bidding.
2. **PROPOSED ALTERNATE.** When an item is identified in the bid document by a manufacturer's name or catalog number, it is understood that the bidder proposes to furnish the commodity and/or service so identified by the City of Berwyn unless the bidder specifically proposes an alternate. In bidding on a proposed alternate, the bidder shall clearly state on his/her bid exactly what he/she proposes to furnish, and forward with his/her bid, a complete description of the proposed alternate, including brand, model number, drawings, performance, and test date, references and any other information necessary for a complete evaluation. Bidder shall include a statement setting forth any changes in other materials, equipment or other work which would be required by incorporation of the proposed alternate. The burden of proof of the merit of the proposed alternate is upon the Proposer.

The City of Berwyn's decision to approve or disapprove of a proposed alternate shall be final.

3. **QUALIFICATIONS, CREDENTIALS AND REFERENCES.** The Proposer shall provide a description of qualification, credentials, experience, and resources as they relate to provision of the proposal. The Proposer shall also provide a list of clients for whom similar work has been performed within the last two years, including the firm, contact person, address, and phone number of each contract person.

4. **ADDENDUM TO SPECIFICATIONS.** Any substantive interpretation, correction or change of the proposal documents shall be made within an addendum. Interpretation, corrections or changes of the proposal documents made in any other manner shall not be binding. Such interpretations, corrections or changes shall not be relied upon by Proposer. Addendums shall be issued by the City of Berwyn within a reasonable time prior to the proposal date.

D. SELECTION OF FIRM

1. **REJECTION OF PROPOSALS.** The City of Berwyn reserves the right to accept or reject any or all proposals, to waive irregularities and technicalities, and/or to request re-submission. The City of Berwyn also reserves the right to reject a proposal from a Proposer who investigation shows is not in a position to satisfactorily and timely perform the contract.
2. **SELECTION.** The City of Berwyn desires to enter into negotiations and ultimately reach an agreement with a Proposer who demonstrates the best combination of attributes to conduct the project, and who also negotiates a project cost with the City of Berwyn that is fair and reasonable. The City of Berwyn may conduct discussions with any Proposer who has submitted a proposal to determine qualifications, for further consideration. Since the initial review by the City of Berwyn will be deemed preliminary in nature, the document and process will be deemed confidential until such time as the successful Proposer is selected. Criteria for selection will include but not be limited to:
 - Ability to provide the type and quality of service that best meets the needs of the City of Berwyn.
 - Organization, size, management and structure of the firm to provide service.
 - Experience and qualifications of the persons with supervisory and management assignments, especially relating to similar work assignments.
 - Satisfactory reference checks of clients on similar projects.
 - Previous and existing compliance with laws and ordinances relating to contracts with the City and to the Proposer's employment practices.
 - Whether the Proposer is in arrears to the City, in debt on a contract or is a defaulter on a surety or other agreement with the City.
 - If a reasonable doubt arises as to Proposer's solvency, the City reserves the right to require financial information sufficient to show solvency.
 - Cost estimate; the City is not required to accept the proposal with the lowest cost estimate.

Once the City has reached an agreement with the Proposer, a contract will be issued to the awardee. The contract will define the conditions between the City of Berwyn and the contractor selected to receive the award.

3. **CORRECTIONS TO SUBMITTED PROPOSALS.** Any changes that are made to this proposal using correction fluid, writing utensils, etc. before submission must be dated and initialed in each area that a change is made.
4. **PRICING REQUIREMENTS.** All pricing submitted by the bidder shall be indicated in both words and figures. (Ex. \$400.00, four hundred dollars.)

5. **PRESENTATIONS.** When required and based on evaluation of proposals submitted, the City of Berwyn may select finalists who will be required to participate in interviews, including key personnel designated for the proposal, and to make presentations regarding their qualifications and their ability to furnish the required service to best serve the needs of the City of Berwyn. Formal presentations will be scored and evaluated by the Public Works Director who will make a recommendation to the City Council for final approval. Nothing in the proposal can obligate the City of Berwyn to enter into a contract.
6. **LOCAL PURCHASES.** Unless otherwise specified, cost and other considerations being equal, local firms shall be given first consideration for the project.
7. **ERRORS IN PROPOSAL.** Any ambiguity in any proposal as a result of omission, error, lack of clarity or non-compliance by the Proposer with specifications, instructions and conditions shall be construed in the light most favorable to the City of Berwyn. Changes in proposals shall be initialed and dated.

E. GENERAL CONTRACT PROVISIONS

1. **CONTRACT AWARD.** Upon the City of Berwyn's selection, between the City of Berwyn and Proposer on the work to be performed, a written award in the form of a purchase order, contract or other instrument shall result in a binding contract without further action by either party. The contract shall be on forms provided by the City of Berwyn; or if the Proposer's contract document is used, the City of Berwyn reserves the right to modify and document to conform to the request for proposal and to do so in the light most favorable to the City of Berwyn.
2. **INSURANCE.** Current Certificate of Insurance in the amounts specified shall be on file with the City of Berwyn before work can commence. The City should be listed on the Certificate of Insurance.
3. **AVAILABILITY OF FUNDS.** A contract shall be deemed valid only to the extent for appropriations available to each project. The City of Berwyn's extended obligation on these contracts, which envision extended funding through successive fiscal periods, shall be contingent upon actual appropriation for the following fiscal year.
4. **CONTRACT ALTERATIONS.** No alterations or variations in the terms of a contract shall be valid or binding upon the City of Berwyn unless authorized in writing by both parties.
5. **SUBLETTING OF CONTRACT.** Proposer shall not assign, transfer, convey, sublet or otherwise dispose of the contract or their right, title or interest therein, or their power to execute such contract to any other person, firm or corporation without the prior written consent of the City of Berwyn, but in no case shall such consent relieve the Proposer from their obligations, or change the terms of the contract.
6. **CONTRACT PERIOD.** Contract shall remain in force for the full specified period and until all services have been satisfactorily delivered and accepted and thereafter until all requirements and conditions shall be met, unless:

- a. Extended upon written authorization of the City of Berwyn and accepted by contractor, for a period negotiated and agreed upon by both parties, when in the best interest of the City of Berwyn.
 - b. Terminated due to the default, as described below, or for no reason at all, as long as the City of Berwyn gives a written 30 day notice.
7. **DEFAULT.** The Contract may be cancelled or annulled by the City of Berwyn in whole or in part by written notice of default to the Proposer upon non-performance, violation of contract terms, delivery failure, bankruptcy or insolvency, or the making of an assignment for the benefit of creditors. The City reserves the right to grant Contractor a specified cure period of during which to cure or remedy the default, which cure period shall be included in the written notice to default. If default is not cured within the specified time, City of Berwyn reserves the right, but is not obligated to, extend the cure period or City Berwyn may deem the contract terminated without further notice. Lack of knowledge by the contractor will in no way be cause for relief from responsibility. In the event of detrimental default, the City reserves the right to file suit against the Contractor. Any legal proceedings shall take place in the County of Cook, IL.
8. **INDEMNITY.** The Proposer shall indemnify, defend and hold harmless the City of Berwyn and its officers, employees and agents from any and all liability, loss, cost, damage, and expense (including reasonable attorney's fee and court costs) resulting from, arising out of, or incurred by reason of any claims, actions, or suits based upon or alleging bodily injury including death, or property damage rising out of or resulting form Proposer's operations under this Contract, whether such operations be by the Contractor or by any Subcontractor or by anyone directly or indirectly employed by either.

Proposer is not and shall not be deemed to be, an agent or employee of the City of Berwyn, but shall be deemed an Independent Contractor.

Proposer further agrees to:

- a. Save the City of Berwyn, its agents and employees harmless from liability of any nature or kind for the use of any copyrighted or uncopyrighted composition, secret process, patented or unpatented invention, article or appliance of which the Proposer is not the patentee, assignee, licensee or owner, furnished or used in the performance of the contract.
 - b. Obtain all permits and licenses required by the city, state and federal governments and pay all related fees. The Proposer shall also comply with all laws, ordinances, rules and regulations of the City of Berwyn, State of Illinois and the Federal Government including the Prevailing Wage Act.
9. **NON DISCRIMINATION.** Proposer agrees to the following:
- 1) That he or she will not discriminate against any employee or applicant for employment because of race, color, religion, sex, sexual orientation, marital status, national origin or ancestry, citizenship status, age, physical or mental disability unrelated to ability, sexual orientation, military status or an unfavorable discharge from military service; and, further, that he or she will examine all job

classifications to determine if minority persons or women are underutilized and will take appropriate affirmative action to rectify any underutilization.

2) That, if he or she hires additional employees in order to perform this contract or any portion of this contract, he or she will determine the availability (in accordance with the Department's Rules and Regulations) of minorities and women in the areas from which he or she may reasonably recruit and he or she will hire for each job classification for which employees are hired in a way that minorities and women are not underutilized.

3) That, in all solicitations or advertisements for employees placed by him or her or on his or her behalf, he or she will state that all applicants will be afforded equal opportunity without discrimination because of race, color, religion, sex, sexual orientation, marital status, national origin or ancestry, citizenship status, age, physical or mental disability unrelated to ability, sexual orientation, military status or an unfavorable discharge from military service.

4) That he or she will send to each labor organization or representative of workers with which he or she has or is bound by a collective bargaining or other agreement or understanding, a notice advising the labor organization or representative of the contractor's obligations under the Act and the Department's Rules and Regulations. If any labor organization or representative fails or refuses to cooperate with the contractor in his or her efforts to comply with the Act and Rules and Regulations, the contractor will promptly notify the Department and the contracting agency and will recruit employees from other sources when necessary to fulfill its obligations under the contract.

5) That he or she will submit reports as required by the Department's Rules and Regulations, furnish all relevant information as may from time to time be requested by the Department or the contracting agency, and in all respects comply with the Act and the Department's Rules and Regulations.

6) That he or she will permit access to all relevant books, records, accounts and work sites by personnel of the contracting agency and the Department for purposes of investigation to ascertain compliance with the Act and the Department's Rules and Regulations.

7) That he or she will include verbatim or by reference the provisions of this clause in every subcontract awarded under which any portion of the contract obligations are undertaken or assumed, so that the provisions will be binding upon the subcontractor. In the same manner as with other provisions of this contract, the contractor will be liable for compliance with applicable provisions of this clause by subcontractors; and further it will promptly notify the contracting agency and the Department in the event any subcontractor fails or refuses to comply with the provisions. In addition, the contractor will not utilize any subcontractor declared by the Illinois Human Rights Commission to be ineligible for contracts or subcontracts with the State of Illinois or any of its political subdivisions or municipal corporations.

(Source: Amended at 32 Ill. Reg. 16484, effective September 23, 2008)

F. PAYMENT PROVISIONS

1. **PAYMENT TERMS.** Payment may be made only after inspection and acceptance by the using department. Payment of balances shall be made only after approval and final acceptance by the City of Berwyn.
2. **INVOICING.** Following acceptance of each payment term, payment shall be made within forty-five (45) calendar days from receipt of itemized invoice. Before the City of Berwyn will pay any invoice, the invoice must include a detailed description of all charges, the proposal number, department name, dollar amount, quantity of hours worked, and any other pertinent information. Submit invoice in duplicate to:

City of Berwyn
Finance Department
6700 West 26th Street
Berwyn, IL 60402
3. **WITHHOLDING PAYMENT.** Consideration for withholding payment shall include faulty materials or workmanship, failure to meet delivery deadlines, and liens that have been filed, or evidence indicating a filing of claims. In all cases, regulations and limitation by the Federal Government.
4. **TAXES.** The City of Berwyn is exempt from all Federal, State of Illinois and other State Taxes on the purchase of commodities and services used by the City of Berwyn within the State of Illinois. The Finance Department shall provide a tax exemption certification to out-of-state taxes imposed on purchases of commodities and/or services which are used within another state and are applicable and subject to payment.

Contractors and subcontractors shall pay all legally required sales, consumer and use taxes on all commodities and/or services purchased or rented to complete their contract.

If a contractor, subcontractor, or builder is to use building materials, supplies, and equipment in the performance of a construction contract with a designated exempt entity, the person shall purchase such items of tangible personal property without liability for the tax if such property will be used in the performance of the construction contract and a purchasing agent authorization letter and an exemption certificate, issued by the designated exempt entity, are presented to the retailer.

SECTION IV COMPANY REFERENCES

The firm must complete the required reference information listed below. The firm must provide at least three (3) references from companies or agencies that have used the services of his or her company. The company's name and address, a contact name, title, and phone number, must be included with the reference information.

- 1. Company Name: _____
 Company Address: _____
 Company Contact: _____
 Title of Contact: _____
 Phone Number: _____

- 2. Company Name: _____
 Company Address: _____
 Company Contact: _____
 Title of Contact: _____
 Phone Number: _____

- 3. Company Name: _____
 Company Address: _____
 Company Contact: _____
 Title of Contact: _____
 Phone Number: _____

Note: Additional references may be included with the vendor's proposal.

SECTION V COMPANY INFORMATION & SIGNATURE SHEET

Firms must include with their submitted proposal this completed and signed Company Information & Signature Sheet.

The undersigned bidder, having examined and determined the scope of this Request for Proposal, hereby proposes to supply the services as described in the proposal documents at the prices set forth within.

The undersigned bidder states that this bid is made in conformity with the specifications and qualifications contained herein. In the event that there are any discrepancies or differences between any conditions of the vendor's proposal and the Request for Proposal prepared by the City of Berwyn, and the City's Request for Proposal shall prevail.

The undersigned bidder certifies that this proposal is made in good faith and without collusion or connection with any other person or persons bidding on the project.

Delivery: Upon the signing of the contract between the City of Berwyn and chosen company, the firm guarantees delivery of the landscape maintenance services beginning April 28, 2010.

Name of Firm: _____

Authorized Representative: _____

Signature of Representative: _____

Title of Authorized Representative: _____

Address: _____

City/State/Zip: _____

Phone Number: _____

Fax Number: _____

Website Address: _____

E-Mail Address: _____

Date Signed: _____

Addenda Form:

The undersigned hereby acknowledges receipt of the following applicable addenda:

Addenda Number	Date
_____	_____
_____	_____

ATTACHMENT A

Landscape Maintenance – Cermak Road

The City of Berwyn is seeking proposals for landscape maintenance for Cermak Road (both sides and center median planters from Harlem Avenue to Lombard Avenue), the parkway north of Cermak Road on East Avenue (both sides), and the parkway from Cermak Road to the El Strip including the brick paver islands located at all intersections of the el strip (Vacin Fairway) at all cross streets. The Maintenance Contract begins April 28th through November 19th, 2010.

Scope of Work

- Weekly grass cutting, string trimming and edging from April 28th through July 2nd, bi-weekly from July 3rd through September 12th, then weekly from September 13th through November 19th, 2010. As a part of each grass cutting event, all yard waste is to be picked up and properly disposed of by the contractor. (All debris must be picked up prior to grass cutting).
- Trimming and bi-weekly weeding of trees, shrubs and bushes planted in planter boxes.
- Trimming and bi-weekly weeding of center median planters.
- Removal of waste and debris from all planters, planter boxes and center median planters.
- Fertilizing, weed control and watering of grass and plants to ensure healthy growth.
- Removal of weeds and monthly application of vegetation killer in all paver bricks and concrete walkway areas.
- Irrigation systems shall be energized and remain operational throughout the length of this contract. The irrigation system must be “winterized” at the conclusion of this contract. (Coordinate with Water Department Foreman). Any malfunction of the irrigation system shall be repaired by the contractor. The City shall reimburse the contractor for any/all parts necessary to keep the irrigation system operational. (All broken or malfunctioning parts shall be returned to the City).
- Emptying all public trash receptacles on Monday and Friday of each week.

*** Map of Cermak Road Attached**

ATTACHMENT B

Landscape Maintenance – Ogden Avenue

The City of Berwyn is seeking proposals for landscape maintenance for Ogden Avenue (both sides and 100 feet north and south of Ogden Avenue on all cross streets from Harlem Avenue to Lombard Avenue). The Maintenance Contract begins April 28th through November 19th, 2010.

Scope of Work

- Weekly grass cutting, string trimming and edging from April 28th through July 2nd, bi-weekly from July 3rd through September 12th, then weekly from September 13th through November 19th, 2010. As a part of each grass cutting event, all yard waste is to be picked up and properly disposed of by the contractor. (All debris must be picked up prior to grass cutting).
- Trimming and bi-weekly weeding of trees, shrubs and bushes.
- Removal of weeds and monthly application of vegetation killer in all concrete walkway areas.
- Spraying lawn areas with fertilizer and weed control three times per season (notify Public Works when completed).

***Map of Ogden Avenue Attached**

ATTACHMENT C

Landscape Maintenance – Depot District

The City of Berwyn is seeking proposals for landscape maintenance for the Depot District as indicated on the map below. The Maintenance Contract begins April 28th through November 19th, 2010.

Scope of Work

- Weekly grass cutting, string trimming and edging from April 28th through July 2nd, bi-weekly from July 3rd through September 12th, then weekly from September 13th through November 19th, 2010. As a part of each grass cutting event, all yard waste is to be picked up and properly disposed of by the contractor. (All debris must be picked up prior to grass cutting).
- Trimming and bi-weekly weeding of trees, shrubs and bushes planted in planter boxes.
- Removal of waste and debris from all planters and planter boxes.
- Fertilizing, weed control and watering of grass and plants to ensure healthy growth.
- Removal of weeds and monthly application of vegetation killer in all paver bricks and concrete walkway areas as indicated in the map below.
- Emptying all public trash receptacles on Monday and Friday of each week.

***Map of Depot District Attached**

PROPOSAL PRICES

CERMAK ROAD

OGDEN AVENUE

DEPOT DISTRICT

TOTAL PRICE

Signature:

Name of Contact:

Company Address:

Company Contact:

Title of Contact:

Phone Number:

Email Address:

Date:

CITY OF BERWYN

Approved by City Council day of April, 2010

Authorized by:

Robert J. Lovero, Mayor

Date:

The City of Berwyn



Robert P. Schiller
Director of Public Works

A Century of Progress with Pride

April 9, 2010

To: Mayor Robert J. Lovero
Members of the Berwyn City Council

Re: Roosevelt Road Water & Combined Sewer Improvements
Recommendation to approve Change Order number 1

Trine Construction, Corp. was selected to complete the above mentioned project. This project is 100% complete. During the construction, there were several unforeseen items such as contaminated soils, additional water valves and additional utility work that were not originally planned. These utility revisions and contaminated soils were not foreseeable prior to the start of construction but were necessary to complete the project. The above item caused an overage on several pay items while other pay items were under budget. The total contract overage is \$54,440.80 or 1.71% of the project. Frank Novotny & Associates, Inc. has provided the attached information regarding this change order and has initiated this change order request.

Recommended Actions:

Staff concurs with the recommendation of Frank Novotny & Associates, Inc. and recommends the City Council approve Change Order number 1 in the amount of \$54,440.80 for services provided outside the original contract.

Respectfully,



Robert Schiller
Director of Public Works



Frank Novotny & Associates, Inc.

825 Midway Drive ♦ Willowbrook, IL ♦ 60527 ♦ Telephone: (630) 887-8640 ♦ Fax: (630) 887-0132

*Civil Engineers/
Municipal Consultants*

April 8, 2010

Mr. Robert Schiller
Director of Public Works
City of Berwyn
1 Public Works Drive
Berwyn, Illinois 60402

Re: **Roosevelt Road Water Main & Combined Sewer Improvements
Change Order No. 1**

Dear Bob:

As you know, construction on the above-referenced project is 100% complete. During construction, there were several circumstances that necessitated changes to the original scope of work, including construction phasing changes by IDOT, changes in pavement restoration by IDOT, various force account work required to accommodate unknown utilities and expedite construction, and performance of off-site construction repairs. These changes were discovered during construction and were not reasonably foreseeable at the time the contract was executed. The most noteworthy additions to the contract are summarized as follows:

1. Combined Sewer Replacement between Wisconsin and Wenonah Avenues

The plans called for the Contractor to expose a buried manhole at Wenonah, and re-line the existing combined sewer. However, after exposing the manhole, it was discovered that the segment was back-pitched and required replacement.
Additional Cost - \$69,450.00

2. Additional Gate Valves on Side Streets

In order to minimize water shut-downs and inconveniences to side street residents, additional valves were added to the side streets. The extra valves allowed the side street water mains to be turned back on during the remaining water main construction on Roosevelt Road.
Additional Cost - \$13,200.00

3. Contaminated Soil Disposal at Harlem, Oak Park and Ridgeland Avenues

Contaminated soil was excavated and exposed during the trenching operations. This soil needed to be analyzed, reported, and properly disposed of off site.
Additional Cost - \$59,585.00

Mr. Robert Schiller
April 8, 2010
Page Two

4. Off-Site Construction Repairs

This work consisted of emergency water main repairs on Kenilworth Avenue and manhole replacement on Pershing Road.
Additional Cost - \$11,395.00

5. Unknown Utility Changes

Changes were made in the field to work around unknown utilities exposed during the trenching operations.
Additional Cost - \$44,985.00

Although the above summarized additions total \$198,615.00, there were several major contract items which came in under budget, thus reducing the overall contract overage to \$54,440.80.

Enclosed please find two (2) copies of Change Order No. 1, which indicates a net addition of \$54,440.80 (or 1.71%) to the Contract. At this time, we are requesting Council's approval to add this work by Change Order to the above-referenced Contract. If you concur, please have this item placed on the Agenda for the April 13th Council Meeting. Once the Change Order is approved, please have the Mayor sign both copies, retain one (1) copy for your file, and return one (1) copy to our office.

If you should have any questions, please feel free to contact me.

Sincerely,

FRANK NOVOTNY & ASSOCIATES, INC.



John E. Fitzgerald, P.E.

JEF/ce
Enclosure
cc: File No. 06303

**Request for Approval
of Change in Plans**
Page 1 of 5

Date: April 7, 2010 County Cook

Request No. 1 Final Road District or Municipality City of Berwyn

Contractor: Trine Construction Corp. Section N/A

Address: 27W364 North Avenue
West Chicago, IL. 60185 Project No.: 06303

I recommend that an addition be made to the above contract.

Between Station N/A and Station N/A a net length of _____
(Do not fill in unless a change in length is involved.)

The estimated quantities are shown below and the Contractor agrees to furnish the materials and do the work at the unit prices. Show station location for major items.

Item No	Description	Awarded			As Constructed					
		Unit	Quantity	Amount	Over	Under	Quantity	Unit Price	Additions	Deductions
1	Water Main in Trench, Ductile Iron, 6"	FOOT	350	\$ 24,482.50	73		423	\$ 69.95	\$5,106.35	
2	Water Main in Trench, Ductile Iron, 8"	FOOT	300	22,785.00	195		495	75.95	\$14,810.25	
3	Water Main in Trench, Ductile Iron, 12"	FOOT	100	9,000.00	8		108	90.00	\$720.00	
4	Water Main in Trench, Ductile Iron, 16"	FOOT	6900	711,390.00		25	6875	103.10		\$2,577.50
5	Water Main in Encasing Pipe, Ductile Iron, 6"	FOOT	325	11,765.00		53	272	36.20		\$1,918.60
6	Water Main in Encasing Pipe, Ductile Iron, 8"	FOOT	350	14,262.50		140	210	40.75		\$5,705.00
7	Water Main in Encasing Pipe, Ductile Iron, 16"	FOOT	60	4,620.00		40	20	77.00		\$3,080.00
8	Encasing Pipe in Trench, PVC SDR 26, 12"	FOOT	675	43,976.25		465	210	65.15		\$30,294.75
9	Encasing Pipe in Trench, PVC DR 25, 20"	FOOT	25	2,176.25		25		87.05		\$2,176.25
10	Encasing Pipe in Trench, PVC DR 25, 24"	FOOT	50	5,252.50		30	20	105.05		\$3,151.50
11	Combined Sewer in Trench, PVC (Pressure Pipe), 12"	FOOT	340	22,593.00	434		774	66.45	\$28,839.30	
12	Storm Sewer, PVC (Pressure Pipe), 8"	FOOT	30	1,735.50	123		153	57.85	\$7,115.55	
13	Sanitary Sewer for Services, 6"	FOOT	1030	22,660.00		645	385	22.00		\$14,190.00
14	Sanitary Sewer for Services, 8"	FOOT	100	1,510.00		90	10	15.10		\$1,359.00
15	Cured-in-Place Pipe (CIPP), 10"	FOOT	355	16,170.25		355		45.55		\$16,170.25
16	Cured-in-Place Pipe (CIPP), 12"	FOOT	1675	81,488.75		75	1600	48.65		\$3,648.75
17	Sewer Spot Repair, 10"	FOOT	5	3,600.00		5		720.00		\$3,600.00
18	Sewer Spot Repair, 12"	FOOT	55	15,947.25			55	289.95		
19	Gate Valves, 8"	EACH	18	16,380.00		1	17	910.00		\$910.00
20	Gate Valves, 12"	EACH	3	5,355.00		1	2	1,785.00		\$1,785.00
21	Gate Valves, 16"	EACH	10	57,200.00	4		14	5,720.00	\$22,880.00	
22	Valve Vaults, Type A, 4' Dia.	EACH	18	27,360.00			18	1,520.00		
23	Valve Vaults, Type A, 5' Dia.	EACH	12	20,640.00	3		15	1,720.00	\$5,160.00	
24	Install Corporation in Valve Vault, 1"	EACH	30	2,175.00			30	72.50		
25	Fire Hydrants	EACH	22	89,650.00		22		4,075.00		\$89,650.00
26	Fire Hydrant Extensions	V.F.	5	3,400.00		4	1	680.00		\$2,720.00
27	Remove Existing Fire Hydrants	EACH	21	12,600.00		2	19	600.00		\$1,200.00
28	Buffalo Box to be Removed	EACH	8	360.00	23		31	45.00	\$1,035.00	
29	Connection to Existing Water Main, 6"	EACH	17	51,000.00			17	3,000.00		
30	Connection to Existing Water Main, 8"	EACH	3	9,000.00		1	2	3,000.00		\$3,000.00
31	Connection to Existing Water Main, 12"	EACH	2	6,000.00	2		4	3,000.00	\$6,000.00	
32	Connection to Existing Water Main, 16"	EACH	1	3,000.00			1	3,000.00		
33	Disconnect & Cap Existing Water Main, 6"	EACH	12	16,020.00	10		22	1,335.00	\$13,350.00	
34	Disconnect & Cap Existing Water Main, 8"	EACH	2	2,670.00		1	1	1,335.00		\$1,335.00
35	Disconnect & Cap Existing Water Main, 12"	EACH	2	2,670.00	3		5	1,335.00	\$4,005.00	
36	Linestop, 6"	EACH	3	12,300.00		3		4,100.00		\$12,300.00
37	Linestop, 8"	EACH	1	4,450.00		1		4,450.00		\$4,450.00
38	Linestop, 12"	EACH	2	10,500.00		1	1	5,250.00		\$5,250.00
39	Filling Existing Valve Vaults	EACH	24	8,400.00		5	19	350.00		\$1,750.00
40	Valve Box to be Removed	EACH	3	150.00		2	1	50.00		\$100.00
				\$1,376,694.75			Sub-Totals:	\$ 109,021.45	\$ 212,321.60	

Date: April 7, 2010

County Cook

Request No. 1 Final

Road District or Municipality City of Berwyn

Contractor: Trine Construction Corp.

Section N/A

Address: 27W364 North Avenue
West Chicago, IL. 60185

Project No.: 06303

(see page 1)

The estimated quantities are shown below and the Contractor agrees to furnish the materials and do the work at the unit prices. Show station location for major items.

Item No	Description	Awarded			As Constructed					
		Unit	Quantity	Amount	Over	Under	Quantity	Unit Price	Additions	Deductions
41	Water Service Connection, Near Side, 1"	EACH	70	\$ 106,050.00		15	55	\$ 1,515.00		\$22,725.00
42	Water Service Connection, Near Side, 1-1/2"	EACH	3	6,840.00	1		4	2,280.00	\$2,280.00	
43	Water Service Connection, Near Side, 2"	EACH	4	10,680.00	2		6	2,670.00	\$5,340.00	
44	Water Service Connection, Near Side, 3"	EACH	1	4,435.00			1	4,435.00		
45	Service Restoration, Complete	EACH	61	6,893.00		39	22	113.00		\$4,407.00
46	Wye Branches, 12" x 6"	EACH	52	121,420.00		26	26	2,335.00		\$60,710.00
47	Wye Branches, 12" x 8"	EACH	5	12,000.00		5		2,400.00		\$12,000.00
48	Wye Branches, 10" x 6"	EACH	9	20,700.00		9		2,300.00		\$20,700.00
49	Wye Branches, 10" x 8"	EACH	5	11,775.00		4	1	2,355.00		\$9,420.00
50	Manholes, Type A, 4' Dia.	EACH	16	44,800.00	1		17	2,800.00	\$2,800.00	
51	Pipe Fittings (Mechanical Joints)	LBS	18500	185.00			18500	0.01		
52	Exploratory Excavation	C.Y.	200	3,000.00	87		287	15.00	\$1,305.00	
53	Selected Granular Backfill, Compacted	C.Y.	10000	376,500.00		6813	3187	37.65		\$256,509.45
54	Coarse Aggregate, Grade CA-6	TON	100	1,475.00			100	14.75		
55	Temporary Pavement (Cold-Patch), 2"	TON	325	30,550.00		177	148	94.00		\$16,638.00
56	Temporary Pavement (P.C.C.), 4"	S.Y.	1000	32,200.00		820	180	32.20		\$26,404.00
57	Incidental Hot-Mix Asphalt Surfacing	TON	185	35,150.00		145	40	190.00		\$27,550.00
58	Pavement Replacement-Surface Course, 3"	S.Y.	60	2,310.00		45	15	38.50		\$1,732.50
59	Pavement Removal and Replacement (HMA), 12"	S.Y.	2500	308,375.00		2500		123.35		\$308,375.00
60	Pavement Removal and Replacement, 8" P.C. Concrete Base and 3" Polymerized Hot-Mix Asphalt Surface	S.Y.	4500	389,250.00		4500		86.50		\$389,250.00
61	Pavement Removal and Replacement, 8" P.C. Concrete Base and 3" Hot-Mix Asphalt Surface	S.Y.	1200	99,720.00	3478		4678	83.10	\$289,021.80	
62	Sidewalk Removal	S.F.	9200	8,740.00		1344	7856	0.95		\$1,276.80
63	P.C. Concrete Sidewalk, 5"	S.F.	300	1,410.00		300		4.70		\$1,410.00
64	Detectable Warnings	S.F.	100	1,650.00		100		16.50		\$1,650.00
65	Driveway Pavement Removal	S.Y.	100	1,395.00		20	80	13.95		\$279.00
66	P.C. Concrete Driveway Pavement, 8"	S.Y.	50	2,005.00		50		40.10		\$2,005.00
67	Combination Curb & Gutter Removal	FOOT	1200	6,720.00			1200	5.60		
68	Combination Concrete Curb & Gutter, Type B-6.12	FOOT	100	2,585.00		100		25.85		\$2,585.00
69	Detector Loop, Type 1	FOOT	450	12,937.50		450		28.75		\$12,937.50
70	Topsoil Furnish and Place	C.Y.	60	2,184.00		60		36.40		\$2,184.00
71	Sodding	S.Y.	540	3,186.00		540		5.90		\$3,186.00
72	Record Drawings	EACH	1	7,475.00		1		7,475.00		\$7,475.00
73	Dowel Bars	EACH	2000	14,100.00	1730		3730	7.05	\$12,196.50	
74	Manhole Inventory	L.S.	1	960.00			1	960.00		
75	Temporary Fence	L.S.	1	2,070.00		1		2,070.00		\$2,070.00
76	Traffic Control & Protection	L.S.	1	118,707.25			1	118,707.25		
77	Maintenance of Existing Traffic Signal Installation	EACH	3	4,140.00			3	1,380.00		
78	Insurance Provisions - Complete	L.S.	1	10.00			1	10.00		
				\$3,191,277.50				Sub-Totals:	\$421,964.75	\$1,405,800.85

Date: April 7, 2010

County Cook

Request No. 1 Final

Road District or Municipality City of Berwyn

Contractor: Trine Construction Corp.

Section N/A

Address: 27W364 North Avenue
West Chicago, IL. 60185

Project No.: 06303

(see page 1)

The estimated quantities are shown below and the Contractor agrees to furnish the materials and do the work at the unit prices. Show station location for major items.

Item No	Description	Awarded			As Constructed					
		Unit	Quantity	Amount	Over	Under	Quantity	Unit Price	Additions	Deductions
Approved Extra items										
E1	Select Granular Backfill, FA5	C.Y.			6879		6879	\$ 35.50	\$ 244,204.50	
E2	Fire Hydrants, Mueller	EACH			21		21	4,240.00	89,040.00	
E3	Encasing Pipe In Trench, PVC SDR 26, 10"	FOOT			272		272	60.80	16,537.60	
E4	Utility Permit Bond	L.S.			1		1	5,020.00	5,020.00	
E5	Gate Valves & Valve Box, 6"	EACH			11		11	1,200.00	13,200.00	
E6	12/12/08 FA-Fire Hydrant Relocation	L.S.			1		1	4,251.76	4,251.76	
E7	11/24/08 FA-Cut Casing Pipe	L.S.			1		1	474.13	474.13	
E8	11/25/08 FA-Soil Investigation	L.S.			1		1	3,344.18	3,344.18	
E9	12/17/08 FA-Contaminated Soil Hauling	L.S.			1		1	8,110.64	8,110.64	
E10	12/17/08 FA-Excavating Contaminated Soil	L.S.			1		1	809.64	809.64	
E11	12/18/08 FA-Contaminated Soil Hauling	L.S.			1		1	889.76	889.76	
E12	12/23/08 FA-Hauling & Stockpiling Contaminated Soils	L.S.			1		1	1,334.64	1,334.64	
E13	Viton Gaskets	EACH			43		43	895.00	38,485.00	
E14	Reconstruction of Existing Storm Structure	EACH			1		1	1,780.00	1,780.00	
E15	Sanitary Sewer Service Abandonment at Right-of-Way	EACH			31		31	1,611.00	49,941.00	
E16	Trench Excavation-Southwest Corner Oak Park Avenue	L.S.			1		1	341.76	341.76	
E17	3/13/09 FA-O.T. at Cross Connection	L.S.			1		1	2,593.00	2,593.00	
E18	3/13/09 FA-Roosevelt Rd., Repair 1" Service	L.S.			1		1	885.64	885.64	
E19	3/11/09 FA-Sewer Service Search	L.S.			1		1	2,843.76	2,843.76	
E20	2/24/09 FA-Contaminated Soil Hauling	L.S.			1		1	1,212.75	1,212.75	
E21	2/23/09 FA-Contaminated Soil Hauling	L.S.			1		1	1,729.75	1,729.75	
E22	2/20/09 FA-Meter Vault Replacement	L.S.			1		1	385.86	385.86	
E23	Temporary Pavement (PCC), 3"	S.Y.			873		873	24.15	21,082.95	
E24	Cross Connection	L.S.			1		1	10,000.00	10,000.00	
E25	Pavement Removal & Replacement, 8" PCC Base and 4" HMA Surface	S.Y.			3940		3940	90.60	356,964.00	
E26	3/18/09 FA-Meter Vault Replacement	L.S.			1		1	609.34	609.34	
E27	3/19/09 FA-Water Service-Far Side, 2"	L.S.			1		1	5,300.00	5,300.00	
E28	4/2/09 FA-Stockpiling Contaminated Soils	L.S.			1		1	269.95	269.95	
E29	4/17/09 FA-Test Water Service	L.S.			1		1	900.00	900.00	
E30	4/27/09 FA-Tee for Fire Protection	L.S.			1		1	8,400.00	8,400.00	
E31	4/28/09 FA-Cap Tees	L.S.			1		1	845.25	845.25	
E32	5/8/09 FA-Replace Storm Sewer	L.S.			1		1	2,733.82	2,733.82	
E33	5/28/09 FA-Meter Vault Replacement	L.S.			1		1	1,544.16	1,544.16	
E34	5/28/09 FA-Stockpiling Contaminated Soils	L.S.			1		1	269.95	269.95	
E35	5/29/09 FA-Hauling Contaminated Soils	L.S.			1		1	337.44	337.44	
E36	5/29/09 FA-16x12 Pressure Tap	L.S.			1		1	3,200.00	3,200.00	
E37	6/5/09 FA-Meter Vault Replacement	L.S.			1		1	1,500.00	1,500.00	
E38	6/10/09 FA-Water Meter Replacement	L.S.			1		1	2,872.13	2,872.13	
E39	6/16/09 FA-Fire Line Reconnection	L.S.			1		1	5,573.15	5,573.15	
E40	Paint Pavement Marking-Line, 4"	L.F.			10340		10340	0.42	4,342.80	
E41	Paint Pavement Marking-Line, 6"	L.F.			1472		1472	0.63	927.36	
E42	Paint Pavement Marking-Line, 12"	L.F.			309		309	2.48	766.32	
E43	Paint Pavement Marking-Line, 24"	L.F.			497		497	2.88	1,431.36	
E44	Paint Pavement Marking-Letters & Symbols	S.F.			136		136	2.88	391.68	
E45	Pavement Marking Removal	S.F.			856		856	0.86	736.16	
								Sub-Totals:	\$1,340,377.94	\$1,405,800.85
				\$ 3,191,277.50						

**Request for Approval
of Change in Plans**

Date: April 7, 2010

County Cook

Request No. 1 Final

Road District or Municipality City of Berwyn

Contractor: Trine Construction Corp.

Section N/A

Address: 27W364 North Avenue

West Chicago, IL. 60185

Project No.: 06303

(see page 1)

The estimated quantities are shown below and the Contractor agrees to furnish the materials and do the work at the unit prices. Show station location for major items.

Item No	Description	Awarded			As Constructed						
		Unit	Quantity	Amount	Over	Under	Quantity	Unit Price	Additions	Deductions	
Approved Extra Items (Continued)											
E46	1/6/09 Locate Existing Buried Manhole	L.S.			1		1	\$ 770.76	\$ 770.76		
E47	1/9/09 Locate Existing Sanitary Services	L.S.			1		1	1,113.69	1,113.69		
E48	2/5/09 Equipment Relocation	L.S.			1		1	495.08	495.08		
E49	2/9/09 FA-Additional Excavation for Valve Shutdown	L.S.			1		1	1,013.19	1,013.19		
E50	2/15/09 FA-Water Main Shutdown Delay	L.S.			1		1	1,321.05	1,321.05		
E51	4/7/09 FA-Contaminated Soil Hauling	L.S.			1		1	1,104.94	1,104.94		
E52	4/8/09 FA-Contaminated Soil Hauling	L.S.			1		1	1,687.22	1,687.22		
E53	5/14/09 FA-Clean Up Storm Sewer	L.S.			1		1	1,776.24	1,776.24		
E54	6/15/09 FA-Remove Valve	L.S.			1		1	4,877.65	4,877.65		
E55	6/25/09 FA-Line Stop @ Lombard	L.S.			1		1	10,769.30	10,769.30		
E56	6/25/09 FA-Tie In 16" Water Main	L.S.			1		1	18,950.00	18,950.00		
E57	6/23/09 FA-Locate Existing Water Main	L.S.			1		1	3,127.25	3,127.25		
E58	6/24/09 FA-Patch Sidewalk	L.S.			1		1	788.00	788.00		
E59	8/19/09 FA-Patch Parking Lot Entrance	L.S.			1		1	4,172.47	4,172.47		
E60	6/24/09 FA-Tie In 6" @ Lombard	L.S.			1		1	9,968.88	9,968.88		
E61	Select Grangular Backfil, CA-7	C.Y.			280		280	42.50	11,900.00		
E62	11/30/08 FA-Water Main Repair	L.S.			1		1	4,513.18	4,513.18		
E63	12/23/08 FA - Water Main Sleeve	L.S.			1		1	4,292.53	4,292.53		
E64	6/22/09 FA - Line Stop @ Lombard	L.S.			1		1	8,450.05	8,450.05		
E65	Traffic Control	L.S.			1		1	6,924.61	6,924.61		
E66	4/8/09 FA-Traffic Delay	L.S.			1		1	986.98	986.98		
E67	4/8/09 FA-Utility Conflict	L.S.			1		1	5,966.50	5,966.50		
E68	Temporary Striping	L.S.			1		1	8,000.00	8,000.00		
E69	4/20/09 FA-Manhole Replacement	L.S.			1		1	6,894.14	6,894.14		
									Totals:	\$ 1,460,241.65	\$ 1,405,800.85
Total net addition to date \$ 54,440.80 which is 1.71% of Contract price.									Net Change:	\$ 54,440.80	\$ -

Amount of original Contract: \$ 3,191,277.50
 Amount of previously adjusted Contract: _____
 Amount of adjusted/final Contract: \$ 3,245,718.30

Total net addition to date: \$ 54,440.80 which is 1.71% of Contract Price

State fully the nature and reason for the change:

Additional items required in order to accommodate change in construction phasing by IDOT; additional pavement restoration items required by IDOT; various force account work required to cover work not included in the original scope, including unknown utility changes, off-site construction, contaminated soil analysis, and contaminated soil disposal; various force account work required to expedite construction in the field; and adjustment for as-constructed quantities in comparison to Plan quantities.

When the net increase or decrease in the cost of the contract is \$10,000 or more or the time of completion is increased or decreased by 30 days or more, one of the following statements shall be checked.

- The undersigned determine that the circumstances which necessitate this change were not reasonably foreseeable at the time the contract was signed.
- The undersigned determine that the circumstances which necessitate this change were not within the contemplation of the contract as signed.
- The undersigned determine that this change is in the best interest of the local agency and is authorized by law.

Signed: _____
 Municipal Officer
 Robert J. Lovero, Mayor
 Title of Municipal Officer

 Date



Frank Novotny & Associates, Inc.

825 Midway Drive ♦ Willowbrook, IL ♦ 60527 ♦ Telephone: (630) 887-8640 ♦ Fax: (630) 887-0132

Civil Engineers
Municipal Consultants

March 25, 2010

Hon. Mayor & City Council
City of Berwyn
6700 West 26th Street
Berwyn, Illinois 60402

Re: **Depot District Fence Installation**

Dear Mesdames & Gentlemen:

Enclosed is a copy of the "Tabulation of Bids" for the bids that were received and opened for the above-captioned project at 8:00 p.m. on Thursday, March 23, 2010. Eight (8) bids were received. Our review of the bids discovered some bid computational errors, which were corrected. These corrections did not affect the resultant low bidder as shown.

Please note that Action Fence Contractors, Inc. is the actual low bidder and not Durabilt Fence Company as we thought that evening. Action Fence Company's bid was inadvertently misread at the bid opening, and subsequently incorrectly recorded. Action Fence Contractors, Inc. submitted a bid in the amount of \$77,500.00, which was \$54,185.00 (41.15%) below the Engineer's Estimate of \$131,685.00.

Action Fence Contractors has performed work on similar "fencing" type projects and has been approved by our office as being qualified for this type of work. Therefore, we concur with Council's recommendation to award the Contract to **Action Fence Contractors, Inc., 945 Tower Road, Mundelein, IL 60060**, in the amount of **\$77,500.00**. We have proceeded with the preparation of the Contract Documents and shall expedite execution of same.

Please feel free to contact me if you have any questions regarding this matter.

Sincerely,

FRANK NOVOTNY & ASSOCIATES, INC.

John E. Fitzgerald, P.E.

JEF/kes
Enclosure

cc: Mr. Robert Schiller, Director of Public Works, w/Encl.
Mr. Anthony Griffin, Exec. Director, BDC, w/Encl.
File No. 10046

TABULATION OF BIDS

OWNER: CITY OF BERWYN
 PROJECT DESCRIPTION: DEPOT DISTRICT FENCE INSTALLATION

PROJECT NO: 10046

BID OPENING: March 23, 2010 @ 8:00 P.M.

				Engineers Estimate		Action Fence Contractors 945 Tower Road Mundelein, IL 60060 5% Bid Bond		Durabil Fence Co. II, Inc. 433 Denniston Court Wheeling, IL 60090 5% Bid Bond		Peerless Enterprises 33 W 401 Roosevelt Rd. West Chicago, IL 60185 5% Bid Bond		Custom Built Commercial Fence 721 N. Seminary Ave. Park Ridge, IL 60068 5% Bid Bond	
Item No	Description	Unit	Quantity	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount
1	Furnish and Install Ornamental Fence	FOOT	2570	45.50	116,935.00	27.60	70,932.00	29.11	74,820.00	31.12	79,978.40	31.67	81,391.90
2	Furnish and Install Ornamental Fence Gates	EACH	4	1,500.00	6,000.00	640.00	2,560.00	500.00	2,000.00	847.90	3,391.60	1,320.00	5,280.00
3	Sign Panel	EACH	15	50.00	750.00	10.00	150.00	40.00	600.00	30.00	450.00	62.00	930.00
4	Railroad Protective Liability Insurance	L.S.	1	5,000.00	5,000.00	1,554.00	1,554.00	3,500.00	3,500.00	625.00	625.00	1,200.00	1,200.00
5	Insurance Provisions - Complete	L.S.	1	3,000.00	3,000.00	2,304.00	2,304.00	500.00	500.00	Included	Included	1,100.00	1,100.00
Totals:					131,685.00	77,500.00	81,420.00	84,145.00	89,901.90				
Bid Error Corrections:													
1. Furnish and Install Ornamental Fence.....								74,812.70					
Total.....								81,412.70			84,445.00		
Corrected Totals ---						77,500.00	81,412.70	84,445.00	89,901.90				
Over / Under ----						-54,185.00	-50,272.30	-47,240.00	-41,783.10				
Percent ----						-41.15%	-38.18%	-35.87%	-31.73%				

TABULATION OF BIDS

OWNER: CITY OF BERWYN
 PROJECT DESCRIPTION: DEPOT DISTRICT FENCE INSTALLATION

PROJECT NO: 10046

BID OPENING: March 23, 2010 @ 8:00 P.M.

GFS Fence, Guardrail & Best Built Fence Co.

Item No	Description	Unit	Quantity	Engineers Estimate		Midwest Fence Corp. 900 N. Kedzie Avenue Chicago, IL 60651 5% Bid Bond		Signage, Inc. 11921 Smith Drive Huntley, IL 60142 5% Bid Bond		d/b/a BBF Erectors, Inc. 615 W. Factory Road Addison, IL 60101 5% Bid Bond		Rite Way Fence, Inc. 6539 Burroughs Avenue Sterling Heights, MI 48314 5% Bid Bond	
				Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount
1	Furnish and Install Ornamental Fence	FOOT	2570	45.50	116,935.00	35.00	89,950.00	39.26	100,898.20	43.7755	112,503.00	39.00	100,230.00
2	Furnish and Install Ornamental Fence Gates	EACH	4	1,500.00	6,000.00	1,490.00	5,960.00	2,597.40	10,389.80	1,385.00	5,540.00	900.00	3,600.00
3	Sign Panel	EACH	15	50.00	750.00	70.00	1,050.00	43.68	655.20	10.00	150.00	325.00	4,875.00
4	Railroad Protective Liability Insurance	L.S.	1	5,000.00	5,000.00	2,501.00	2,501.00	2,500.00	2,500.00	5,000.00	5,000.00	15,000.00	15,000.00
5	Insurance Provisions - Complete	L.S.	1	3,000.00	3,000.00	5,000.00	5,000.00	2,500.00	2,500.00	500.00	500.00	5,000.00	5,000.00
Totals:					131,685.00		104,481.00		116,943.00		123,693.00		128,705.00
Bid Error Corrections:													
1. Furnish and Install Ornamental Fence.....											112,503.04		
Total.....											123,693.04		
Corrected Totals ---							104,461.00		116,943.00		123,693.04		128,705.00
Over / Under ----							-27,224.00		-14,742.00		-7,991.96		-2,980.00
Percent ----							-20.67%		-11.19%		-6.07%		-2.26%

J 11
The City of Berwyn



Robert J. Lovero
Mayor

A Century of Progress with Pride

6700 West 26th Street Berwyn, Illinois 60402-0701 Telephone: (708) 788-2660 Fax: (708) 788-2675
www.berwyn-il.gov

April 9, 2010

Mayor Robert J. Lovero &
Members of the City Council

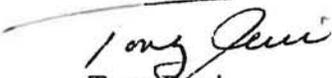
Re: Applications of the following business types

Dear Ladies and Gentlemen:

The City of Berwyn currently has over 50 Beauty and or Nail Salons (53). We have 5 Herbal Life and or Health Nutrition businesses and 4 Cash for Gold Precious Metals and or Pawn Broker categorized businesses. We would like to propose not to entertain any more new applications for businesses of these types. The only ones that would be considered would be those moving from one Berwyn location to another or a new owner taking over an existing business.

Your consideration on this matter would be greatly appreciated.

Respectfully submitted,


Tony Ferri
Licensing Officer

J 12
The City of Berwyn



Robert J. Lovero
Mayor

A Century of Progress with Pride

6700 West 26th Street Berwyn, Illinois 60402-0701 Telephone: (708) 788-2860 Fax: (708) 788-2875
www.berwyn-il.gov

April 9, 2010

Mayor Robert J. Lovero &
Members of the City Council

Re: Addition to Existing Liquor Ordinance 804.06

Dear Ladies & Gentlemen:

I am asking for your consideration for an additional category to our existing Liquor Ordinance. There will be an Art Gallery that will be opening soon and they have applied for a Liquor License to sell beer and wine only. Therefore, I am recommending the following:

CLASS J:

A Class J License permits the sale of beer or wine for consumption on the premises where it is sold and not for resale and where any exhibition, performance, presentation, or show for entertainment purposes including but not limited to any theatrical, dramatic, or musical performance takes place.

Number of Licenses Issued 1

Cost of License \$1,000.00

Respectfully submitted,

Tony Perri
Licensing Officer

J-13
The City of Berwyn



Joseph M. Kroc
City Treasurer

A Century of Progress with Pride

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

April 13, 2010

Hon. Robert J. Lovero
Aldermen of the Berwyn City Council
6700 W. 26th St.
Berwyn, IL 60402

Re: Receipt of \$112,400 Department of Homeland Security Federal Grant

Dear Mayor Lovero & Members of the City Council,

We are pleased to announce that due to the efforts of Berwyn Fire Chief Denis O'Halloran, the Berwyn Fire Department has received a federal grant from the Department of Homeland Security in the amount of \$112,400 to be used for the upgrading of Personal Protective Equipment, Self-Contained Breathing Apparatus (SCBA) also known as "Air Packs." The grant will finance 80% of the \$140,500 total cost of the Air Packs with the City's 20% match equating to \$28,100. As the City had originally budgeted \$42,700 for the purchase of the Air Packs in conjunction with the grant application (submission of which was approved by City Council in May 2009), the Fire Department will be *under* budget by \$14,600 on this line item.

Air Packs are vital pieces of equipment for our firefighters, who carry them while actually fighting fires. The Air Packs provide clean air to firefighters as they work to extinguish fires and are the main breathing support mechanisms that allow firefighters to breathe while in a hazardous environment. The current Air Packs used by the Fire Department are more than 10 years old and are compliant only to the 1997 NFPA-1981 Standard. The most recent NFPA-1981 Standard was released in 2002 and we are currently not in compliance. This grant award will allow us to replace and upgrade this equipment and become compliant. We will be able to purchase 22 new Air Packs and related accessories with the \$140,500 in total proceeds.

Fire Chief O'Halloran is to be commended for applying for this federal grant and for making a determined effort to provide our Fire Department with the best equipment available to protect the lives of our firefighters and provide the maximum in fire protection for our residents and businesses.

Please consider this communication as informational.

Respectfully submitted by:

Joseph Kroc
City Treasurer

James Kapsa
City Grant Coordinator



K. Consent Agenda

KH

The City of Berwyn



Nona N. Chapman
1st Ward Alderman

A Century of Progress with Pride

6700 West 26th Street Berwyn, Illinois 60402-0701 Telephone: (708) 749-6401 Fax: (708) 788-2675
www.berwyn-il.gov

April 8, 2010

Mayor Robert J. Lovero
Members of the City Council
City of Berwyn

SUBJECT: Payroll March 31, 2010

Ladies and Gentlemen:

The current payroll has been prepared for review by the finance department and is ready for approval at the April 13, 2010 meeting.

Payroll: March 31, 2010 in the amount of \$811,635.49.

Respectfully Submitted,

A handwritten signature in cursive script that reads "Nona N. Chapman".

Nona N. Chapman
Budget Committee Chairman



Nona N. Chapman
1st Ward Alderman

A Century of Progress with Pride

6700 West 26th Street Berwyn, Illinois 60402-0701 Telephone: (708) 749-6401 Fax: (708) 788-2675
www.berwyn-il.gov

April 8, 2010

Mayor Robert J. Lovero
Members of the City Council
City of Berwyn

SUBJECT: Payables April 13, 2010 meeting

Ladies and Gentlemen:

The current payables were prepared for review by the finance department and are ready for approval at the April 13, 2010 meeting.

Total Payables: April 13, 2010 in the amount of \$ 3,256,251.70.

Respectfully Submitted,

Nona N. Chapman
Budget Committee Chairman

CITY of BERWYN

Payment Register

From Payment Date: 4/9/2009 - To Payment Date: 4/14/2010

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
01 - General Cash									
<u>Check</u>									
6601	03/30/2010	Open			Accounts Payable	AETNA - U.S. Healthcare	\$24,828.92		
6602	03/30/2010	Open			Accounts Payable	Blue Cross / Blue Shield of Illinois	\$493,225.42		
6603	03/30/2010	Open			Accounts Payable	Fort Dearborn Life Insurance Company	\$4,683.47		
6604	04/05/2010	Open			Accounts Payable	Camp Dresser & McKEE	\$7,293.50		
6605	04/05/2010	Open			Accounts Payable	Citizens Community Bank	\$1,156.25		
6606	04/05/2010	Open			Accounts Payable	Neumann Company Contractors,Inc	\$37,900.00		
6607	04/14/2010	Open			Accounts Payable	1st Source America	\$1,636.82		
6608	04/14/2010	Open			Accounts Payable	3rd Generation Plastering & Stucco, Benjamin Brainerd	\$60.00		
6609	04/14/2010	Open			Accounts Payable	A. FREEDOM FLAG CO.	\$214.95		
6610	04/14/2010	Open			Accounts Payable	ABC Commercial Maintenance Services,Inc.	\$2,935.00		
6611	04/14/2010	Open			Accounts Payable	ACM ELEVATOR	\$463.65		
6612	04/14/2010	Open			Accounts Payable	Adalberto Barajas	\$1,475.00		
6613	04/14/2010	Open			Accounts Payable	Adrian & Hoa Dominguez	\$1,475.00		
6614	04/14/2010	Open			Accounts Payable	AIR ONE EQUIPMENT,INC.	\$630.10		
6615	04/14/2010	Open			Accounts Payable	AIRGAS NORTH CENTRAL	\$195.71		
6616	04/14/2010	Open			Accounts Payable	ALFRED BENESCH & COMPANY	\$4,376.16		
6617	04/14/2010	Open			Accounts Payable	ALLIANCE ENTERTAINMENT,LLC	\$22.98		
6618	04/14/2010	Open			Accounts Payable	Alvaro A. Alvarez	\$1,475.00		
6619	04/14/2010	Open			Accounts Payable	AmAudit	\$11,496.88		
6620	04/14/2010	Open			Accounts Payable	AMAZON.COM	\$522.00		

CITY of BERWYN

Payment Register

From Payment Date: 4/9/2009 - To Payment Date: 4/14/2010

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
6621	04/14/2010	Open			Accounts Payable	AMERICAN MESSAGING	\$129.94		
6622	04/14/2010	Open			Accounts Payable	ANTHONY BERTUCA	\$40.00		
6623	04/14/2010	Open			Accounts Payable	Antonio Montiel	\$40.50		
6624	04/14/2010	Open			Accounts Payable	Aqua Chill of Chicago # 22	\$140.00		
6625	04/14/2010	Open			Accounts Payable	ART FLO SHIRT AND LETTERING	\$1,317.00		
6626	04/14/2010	Open			Accounts Payable	AT & T Global Services, Inc.	\$795.93		
6627	04/14/2010	Open			Accounts Payable	AT&T	\$15,273.34		
6628	04/14/2010	Open			Accounts Payable	AT&T	\$1,349.24		
6629	04/14/2010	Open			Accounts Payable	AT&T	\$259.42		
6630	04/14/2010	Open			Accounts Payable	AUTOMATED LOGIC	\$480.00		
6631	04/14/2010	Open			Accounts Payable	AVAYA INC.	\$40.15		
6632	04/14/2010	Open			Accounts Payable	AVERY'S SERVICES	\$1,124.70		
6633	04/14/2010	Open			Accounts Payable	AWESOME Pest Service	\$725.00		
6634	04/14/2010	Open			Accounts Payable	BAKER & TAYLOR	\$2,669.00		
6635	04/14/2010	Open			Accounts Payable	BANC OF AMERICA PUB CAPTL CORP	\$5,512.68		
6636	04/14/2010	Open			Accounts Payable	BARGE TERMINAL & TRUCKING	\$1,408.55		
6637	04/14/2010	Open			Accounts Payable	BBC AUDIOBOOKS AMERICA	\$348.51		
6638	04/14/2010	Open			Accounts Payable	Becky Spratford	\$11.23		
6639	04/14/2010	Open			Accounts Payable	BERWYN DEVELOPMENT CORP	\$4,025.25		
6640	04/14/2010	Open			Accounts Payable	Berwyn Park District	\$425.17		
6641	04/14/2010	Open			Accounts Payable	BERWYN WESTERN PLBG. & HEATING	\$483.80		
6642	04/14/2010	Open			Accounts Payable	BETTER CONTAINERS	\$142.74		
6643	04/14/2010	Open			Accounts Payable	BLACKSTONE AUDIOBOOKS	\$206.00		

CITY of BERWYN

Payment Register

From Payment Date: 4/9/2009 - To Payment Date: 4/14/2010

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
6644	04/14/2010	Open			Accounts Payable	BOURBONNAIS SUPPLY CO, INC.	\$96.41		
6645	04/14/2010	Open			Accounts Payable	CDW GOVERNMENT, INC.	\$352.57		
6646	04/14/2010	Open			Accounts Payable	Ceda of Cook County	\$27,502.88		
6647	04/14/2010	Open			Accounts Payable	CHEMSEARCH	\$309.06		
6648	04/14/2010	Open			Accounts Payable	CHICAGO BADGE COMPANY	\$161.22		
6649	04/14/2010	Open			Accounts Payable	CHICAGO OFFICE TECHNOLOGY GROUP	\$3,575.20		
6650	04/14/2010	Open			Accounts Payable	CHRISTOPHER B.BURKE ENGINEERING, LTD.	\$1,111.00		
6651	04/14/2010	Open			Accounts Payable	CHROMATE CORPORATION	\$354.46		
6652	04/14/2010	Open			Accounts Payable	CITADEL	\$75.00		
6653	04/14/2010	Open			Accounts Payable	COMCAST CABLE	\$62.44		
6654	04/14/2010	Open			Accounts Payable	ComEd	\$3,246.32		
6655	04/14/2010	Open			Accounts Payable	ComEd	\$25,784.52		
6656	04/14/2010	Open			Accounts Payable	COMMERCIAL MAINTENANCE CHEMICAL CORP.	\$897.74		
6657	04/14/2010	Open			Accounts Payable	COMMUNICATION REVOLVING FUND	\$439.15		
6658	04/14/2010	Open			Accounts Payable	Complete Pump Service Co.Inc.	\$1,052.48		
6659	04/14/2010	Open			Accounts Payable	Cook County Treasurer	\$1,550,000.00		
6660	04/14/2010	Open			Accounts Payable	DAEDALUS BOOKS	\$107.17		
6661	04/14/2010	Open			Accounts Payable	Daniel & Nancy Turowski	\$1,475.00		
6662	04/14/2010	Open			Accounts Payable	DeLinares Gas Inc.	\$307.00		
6663	04/14/2010	Open			Accounts Payable	Dell Marketing, LP	\$4,551.96		
6664	04/14/2010	Open			Accounts Payable	Dell Marketing, LP	\$38.07		
6665	04/14/2010	Open			Accounts Payable	Design & Construction Resources	\$59.20		

CITY of BERWYN

Payment Register

From Payment Date: 4/9/2009 - To Payment Date: 4/14/2010

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
6666	04/14/2010	Open			Accounts Payable	Di-Carr Printing Co.	\$184.00		
6667	04/14/2010	Open			Accounts Payable	Diamond Graphics, Inc.	\$2,240.00		
6668	04/14/2010	Open			Accounts Payable	DIANE JEPSEN	\$35.00		
6669	04/14/2010	Open			Accounts Payable	DON MORRIS ARCHITECTS,P.C.	\$8,839.55		
6670	04/14/2010	Open			Accounts Payable	DOUGLAS R. WALEGA,A.I.A.	\$180.00		
6671	04/14/2010	Open			Accounts Payable	EAGLE ENGRAVING	\$41.90		
6672	04/14/2010	Open			Accounts Payable	Eck Inc.	\$456.00		
6673	04/14/2010	Open			Accounts Payable	ELLISON EDUCATIONAL EQUIPMENT INC.	\$453.15		
6674	04/14/2010	Open			Accounts Payable	Emblem Enterprises,Inc.	\$433.61		
6675	04/14/2010	Open			Accounts Payable	EMPIRE COOLER SERVICE,INC.	\$92.00		
6676	04/14/2010	Open			Accounts Payable	ENCYCLOPEDIA BRITANNICA,INC.	\$2,600.00		
6677	04/14/2010	Open			Accounts Payable	F.I.R.E. PERSONNEL TESTING SERVICE	\$400.00		
6678	04/14/2010	Open			Accounts Payable	FEDERAL EXPRESS CORPORATION	\$131.34		
6679	04/14/2010	Open			Accounts Payable	Felco Vending, Inc.	\$419.08		
6680	04/14/2010	Open			Accounts Payable	FIRE SAFETY CONSULTANTS,INC.	\$475.00		
6681	04/14/2010	Open			Accounts Payable	FLASH ELECTRIC CO.	\$23,221.75		
6682	04/14/2010	Open			Accounts Payable	FMP	\$1,714.32		
6683	04/14/2010	Open			Accounts Payable	FRANK NOVOTNY & ASSC.	\$74,824.11		
6684	04/14/2010	Open			Accounts Payable	Frederick Kinderski	\$1,475.00		
6685	04/14/2010	Open			Accounts Payable	FULLMER LOCKSMITH SERVICE INC	\$360.00		
6686	04/14/2010	Open			Accounts Payable	Gabriel Auto Parts	\$510.74		
6687	04/14/2010	Open			Accounts Payable	GALLS,AN ARAMARK CO.	\$344.63		

CITY of BERWYN

Payment Register

From Payment Date: 4/9/2009 - To Payment Date: 4/14/2010

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
6688	04/14/2010	Open			Accounts Payable	GAYLORD BROS INC	\$98.94		
6689	04/14/2010	Open			Accounts Payable	Gema Romero	\$10.50		
6690	04/14/2010	Open			Accounts Payable	Goldstine,Skrodzki,Russian,Nemec & Hoff,LTD.	\$8,921.22		
6691	04/14/2010	Open			Accounts Payable	GREAT WEST ELECTRIC SUPPLY CO	\$49.50		
6692	04/14/2010	Open			Accounts Payable	GREY HOUSE PUBLISHING	\$315.00		
6693	04/14/2010	Open			Accounts Payable	Gurtner Plumbing,Inc.	\$575.00		
6694	04/14/2010	Open			Accounts Payable	HIGH PSI LTD.	\$255.38		
6695	04/14/2010	Open			Accounts Payable	ILLINOIS FIRE CHIEFS ASSOCIATION	\$160.00		
6696	04/14/2010	Open			Accounts Payable	Illinois Fire Chiefs' Association	\$300.00		
6697	04/14/2010	Open			Accounts Payable	Illinois Fire Inspectors Association	\$100.00		
6698	04/14/2010	Open			Accounts Payable	ILLINOIS PAPER & COPIER CO.	\$35.58		
6699	04/14/2010	Open			Accounts Payable	INFRESEARCH, INC.	\$650.00		
6700	04/14/2010	Open			Accounts Payable	INGRAM LIBRARY SERVICES	\$2,925.57		
6701	04/14/2010	Open			Accounts Payable	International Code Council,Inc.	\$265.00		
6702	04/14/2010	Open			Accounts Payable	INTERSTATE BATTERY SYSTEM OF CENTRAL CHGO.	\$378.75		
6703	04/14/2010	Open			Accounts Payable	Inventory Trading Company	\$192.00		
6704	04/14/2010	Open			Accounts Payable	J. Sterling Morton High School	\$3,984.63		
6705	04/14/2010	Open			Accounts Payable	J.G.UNIFORMS,INC.	\$3,190.00		
6706	04/14/2010	Open			Accounts Payable	JACK PHELAN CHEVROLET	\$1,224.69		
6707	04/14/2010	Open			Accounts Payable	JACK'S RENTAL INC	\$2,012.89		
6708	04/14/2010	Open			Accounts Payable	JACKIE WARKENTIEN	\$117.16		
6709	04/14/2010	Open			Accounts Payable	Jennifer VanDonsel	\$34.79		

CITY of BERWYN

Payment Register

From Payment Date: 4/9/2009 - To Payment Date: 4/14/2010

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
6710	04/14/2010	Open			Accounts Payable	Jim Frank	\$57.95		
6711	04/14/2010	Open			Accounts Payable	John Parrish	\$1,465.00		
6712	04/14/2010	Open			Accounts Payable	John Peter Dunnell	\$12.60		
6713	04/14/2010	Open			Accounts Payable	JOHN TARULLO	\$3,810.00		
6714	04/14/2010	Open			Accounts Payable	Josephine Tucci	\$47.95		
6715	04/14/2010	Open			Accounts Payable	JULIE,INC.	\$136.00		
6716	04/14/2010	Open			Accounts Payable	JUST TIRES	\$361.48		
6717	04/14/2010	Open			Accounts Payable	KATHLEEN BEHRENDT	\$255.04		
6718	04/14/2010	Open			Accounts Payable	KDD OF ILLINOIS,LTD.	\$196.00		
6719	04/14/2010	Open			Accounts Payable	KEY EQUIPMENT FINANCE	\$2,276.40		
6720	04/14/2010	Open			Accounts Payable	L-K FIRE EXTINGUISHER SERVICE	\$314.45		
6721	04/14/2010	Open			Accounts Payable	L. G . SPORTS OFFICIALS	\$1,620.00		
6722	04/14/2010	Open			Accounts Payable	LA GRANGE GLASS CO.	\$219.14		
6723	04/14/2010	Open			Accounts Payable	LA VERGNE EDUCATION CENTER	\$163,320.00		
6724	04/14/2010	Open			Accounts Payable	Lagrange Park Public Library	\$25.00		
6725	04/14/2010	Open			Accounts Payable	LANDMARK AUDIOBOOKS	\$322.30		
6726	04/14/2010	Open			Accounts Payable	Laner Muchin Dombrow Becker Levin & Tech, Ltd	\$22,236.45		
6727	04/14/2010	Open			Accounts Payable	LANZILLOTTI,GRIBBEN & MARCHUK	\$5,725.50		
6728	04/14/2010	Open			Accounts Payable	LINCOLN TRAIL LIBRARIES SYSTEM	\$300.00		
6729	04/14/2010	Open			Accounts Payable	Lindenmeyr Munroe	\$242.78		
6730	04/14/2010	Open			Accounts Payable	LYONS ELECTRIC COMPANY	\$15,058.24		
6731	04/14/2010	Open			Accounts Payable	M. K. SPORTS	\$4,594.00		
6732	04/14/2010	Open			Accounts Payable	MATTHEW BENDER & CO.,INC.	\$75.51		

CITY of BERWYN

Payment Register

From Payment Date: 4/9/2009 - To Payment Date: 4/14/2010

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
6733	04/14/2010	Open			Accounts Payable	MAUREEN HIRSHBERG	\$29.85		
6734	04/14/2010	Open			Accounts Payable	MC MASTER-CARR SUPPLY INC	\$125.67		
6735	04/14/2010	Open			Accounts Payable	McDONALD MODULAR SOLUTIONS,INC.	\$190.00		
6736	04/14/2010	Open			Accounts Payable	McDONOUGH MECHANICAL SERVICES,INC.	\$893.00		
6737	04/14/2010	Open			Accounts Payable	MEDICAL REIMBURSEMENT SERVICES,INC.	\$4,560.00		
6738	04/14/2010	Open			Accounts Payable	MENARDS	\$169.68		
6739	04/14/2010	Open			Accounts Payable	MENARDS	\$117.74		
6740	04/14/2010	Open			Accounts Payable	MICHAEL SCOLA	\$1,475.00		
6741	04/14/2010	Open			Accounts Payable	Michael Vokac	\$129.74		
6742	04/14/2010	Open			Accounts Payable	MID-TOWN PETROLEUM,INC.	\$1,546.58		
6743	04/14/2010	Open			Accounts Payable	MIDCO INC.	\$299.25		
6744	04/14/2010	Open			Accounts Payable	Midwest Protection, Inc.	\$119.97		
6745	04/14/2010	Open			Accounts Payable	MIDWEST TAPE	\$284.85		
6746	04/14/2010	Open			Accounts Payable	MILTON F PERSIN	\$154.54		
6747	04/14/2010	Open			Accounts Payable	MLB FINANCIAL SERVICES,LTD	\$212.50		
6748	04/14/2010	Open			Accounts Payable	Monroe Truck Equipment	\$754.33		
6749	04/14/2010	Open			Accounts Payable	MRA	\$21,922.65		
6750	04/14/2010	Open			Accounts Payable	NAEIR	\$354.75		
6751	04/14/2010	Open			Accounts Payable	NATIONAL SEED	\$2,320.00		
6752	04/14/2010	Open			Accounts Payable	NEAL & LEROY,L.L.C.	\$8,675.10		
6753	04/14/2010	Open			Accounts Payable	NEVCO,INC.	\$895.23		
6754	04/14/2010	Open			Accounts Payable	NEXTEL COMMUNICATIONS	\$871.02		

CITY of BERWYN

Payment Register

From Payment Date: 4/9/2009 - To Payment Date: 4/14/2010

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
6755	04/14/2010	Open			Accounts Payable	NICK'S METAL FABRICATING & SONS,INC.	\$68.00		
6756	04/14/2010	Open			Accounts Payable	NICOLE CAMPBELL	\$90.00		
6757	04/14/2010	Open			Accounts Payable	NICOR GAS	\$3,048.26		
6758	04/14/2010	Open			Accounts Payable	NORA LAURETO	\$780.07		
6759	04/14/2010	Open			Accounts Payable	NORTH AMERICAN SALT CO.	\$6,004.55		
6760	04/14/2010	Open			Accounts Payable	NORTHEAST MULTI REGIONAL TRAINING	\$560.00		
6761	04/14/2010	Open			Accounts Payable	NU WIRELESS	\$200.00		
6762	04/14/2010	Open			Accounts Payable	OFFICE DEPOT	\$493.21		
6763	04/14/2010	Open			Accounts Payable	OFFICE EQUIPMENT SALES	\$312.44		
6764	04/14/2010	Open			Accounts Payable	ORKIN PEST CONTROL	\$100.55		
6765	04/14/2010	Open			Accounts Payable	ORLANDO DIAZ	\$3,980.00		
6766	04/14/2010	Open			Accounts Payable	PACE VANPOOL	\$400.00		
6767	04/14/2010	Open			Accounts Payable	PARAMEDIC SERVICES OF ILL	\$102,062.00		
6768	04/14/2010	Open			Accounts Payable	Patrick N.Murray	\$2,100.00		
6769	04/14/2010	Open			Accounts Payable	PAUL & CHENGCHI NAUJOKAS	\$1,475.00		
6770	04/14/2010	Open			Accounts Payable	Pav Custom Builders	\$12,665.00		
6771	04/14/2010	Open			Accounts Payable	PENDING INVESTIGATIONS,INC.	\$300.00		
6772	04/14/2010	Open			Accounts Payable	PERSONALIZED AWARDS	\$274.00		
6773	04/14/2010	Open			Accounts Payable	PERSONALIZED AWARDS	\$2,614.40		
6774	04/14/2010	Open			Accounts Payable	PHELAN DODGE	\$1,349.46		
6775	04/14/2010	Open			Accounts Payable	PILLS NEWS	\$12.00		
6776	04/14/2010	Open			Accounts Payable	PNC Equipment Finance	\$4,388.00		
6777	04/14/2010	Open			Accounts Payable	PONY BASEBALL	\$603.00		

CITY of BERWYN

Payment Register

From Payment Date: 4/9/2009 - To Payment Date: 4/14/2010

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
6778	04/14/2010	Open			Accounts Payable	Power Construction Company,llc	\$27,819.00		
6779	04/14/2010	Open			Accounts Payable	PROFESSIONAL PEST CONTROL,INC.	\$65.00		
6780	04/14/2010	Open			Accounts Payable	QUARRY MATERIALS,INC.	\$509.60		
6781	04/14/2010	Open			Accounts Payable	R G SMITH EQUIPMENT CO.	\$516.34		
6782	04/14/2010	Open			Accounts Payable	RANDOM HOUSE,INC.	\$130.50		
6783	04/14/2010	Open			Accounts Payable	RAY O'HERRON CO.INC.	\$271.80		
6784	04/14/2010	Open			Accounts Payable	RECORD INFORMATION SERVICES,INC.	\$741.00		
6785	04/14/2010	Open			Accounts Payable	RESEARCH TECHNOLOGY INT'L	\$244.95		
6786	04/14/2010	Open			Accounts Payable	RICOH AMERICAS CORP.	\$35.00		
6787	04/14/2010	Open			Accounts Payable	RIZZA FORD	\$80.70		
6788	04/14/2010	Open			Accounts Payable	ROCKY MOUNTAIN TRACKING,INC.	\$1,528.70		
6789	04/14/2010	Open			Accounts Payable	ROCKY MOUNTAIN TRACKING,INC.	\$662.55		
6790	04/14/2010	Open			Accounts Payable	ROSCOE COMPANY	\$1,765.71		
6791	04/14/2010	Open			Accounts Payable	S-P-D- INCORPORATED	\$3,143.61		
6792	04/14/2010	Open			Accounts Payable	SAM'S CLUB	\$444.38		
6793	04/14/2010	Open			Accounts Payable	SAM'S CLUB	\$37.29		
6794	04/14/2010	Open			Accounts Payable	SAM'S CLUB	\$1,056.67		
6795	04/14/2010	Open			Accounts Payable	San Jeronimo Properites,LLC	\$1,475.00		
6796	04/14/2010	Open			Accounts Payable	SANTO SPORT STORE	\$784.00		
6797	04/14/2010	Open			Accounts Payable	Sea Beast Puppet Company	\$450.00		
6798	04/14/2010	Open			Accounts Payable	Secretary of State	\$198.00		
6799	04/14/2010	Open			Accounts Payable	Secretary of State	\$105.00		
6800	04/14/2010	Open			Accounts Payable	SECURE SOLUTIONS,INC.	\$395.65		

CITY of BERWYN

Payment Register

From Payment Date: 4/9/2009 - To Payment Date: 4/14/2010

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
6801	04/14/2010	Open			Accounts Payable	SHANE'S OFFICE SUPPLY CO.	\$159.00		
6802	04/14/2010	Open			Accounts Payable	SHERWIN WILLIAMS	\$104.45		
6803	04/14/2010	Open			Accounts Payable	Sheryl E.& Richard S. Fuhr	\$1,475.00		
6804	04/14/2010	Open			Accounts Payable	SHOESTRING BUSINESS MARKETING	\$1,000.00		
6805	04/14/2010	Open			Accounts Payable	Simplex Grinnell	\$2,141.00		
6806	04/14/2010	Open			Accounts Payable	SOFTMART	\$295.00		
6807	04/14/2010	Open			Accounts Payable	SPRINT	\$340.50		
6808	04/14/2010	Open			Accounts Payable	STANDARD EQUIPMENT CO	\$1,376.13		
6809	04/14/2010	Open			Accounts Payable	SUBURBAN LIFE PUBLICATIONS	\$662.64		
6810	04/14/2010	Open			Accounts Payable	Sunbelt Rentals	\$1,105.80		
6811	04/14/2010	Open			Accounts Payable	T-MOBILE	\$349.30		
6812	04/14/2010	Open			Accounts Payable	TAMERLING INC.	\$862.00		
6813	04/14/2010	Open			Accounts Payable	TAMMY CLAUSEN	\$53.98		
6814	04/14/2010	Open			Accounts Payable	Tanknology, Inc.	\$1,100.00		
6815	04/14/2010	Open			Accounts Payable	TANTOR MEDIA	\$119.97		
6816	04/14/2010	Open			Accounts Payable	TARGET AUTO PARTS	\$29.71		
6817	04/14/2010	Open			Accounts Payable	TELE-TRON ACE HARDWARE	\$349.93		
6818	04/14/2010	Open			Accounts Payable	TELE-TRON ACE HARDWARE	\$46.82		
6819	04/14/2010	Open			Accounts Payable	THE AV CAFE	\$370.91		
6820	04/14/2010	Open			Accounts Payable	THE DEPOSITORY TRUST & CLEARING CORPORATION	\$27.00		
6821	04/14/2010	Open			Accounts Payable	THE DOBBINS GROUP	\$396.71		
6822	04/14/2010	Open			Accounts Payable	THE GALE GROUP	\$567.52		
6823	04/14/2010	Open			Accounts Payable	The McCann Group, LLC	\$11,877.32		

CITY of BERWYN

Payment Register

From Payment Date: 4/9/2009 - To Payment Date: 4/14/2010

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
6824	04/14/2010	Open			Accounts Payable	THOMAS J.PAVLIK	\$9.00		
6825	04/14/2010	Open			Accounts Payable	THOMPSON ELEVATOR INSPECTION SERVICE INC.	\$150.00		
6826	04/14/2010	Open			Accounts Payable	THYSSENKRUPP ELEVATOR CORP.	\$979.04		
6827	04/14/2010	Open			Accounts Payable	TIGER DIRECT	\$1,968.04		
6828	04/14/2010	Open			Accounts Payable	TRACY BOSTROM	\$1,000.00		
6829	04/14/2010	Open			Accounts Payable	Treasurer, State of Illinois	\$1,214.72		
6830	04/14/2010	Open			Accounts Payable	TRI-RIVER TRAINING REGION	\$3,000.00		
6831	04/14/2010	Open			Accounts Payable	TRUCKPRO,INC.	\$156.18		
6832	04/14/2010	Open			Accounts Payable	TRYAD AUTOMOTIVE	\$1,214.74		
6833	04/14/2010	Open			Accounts Payable	U.S. Cellular	\$433.77		
6834	04/14/2010	Open			Accounts Payable	U.S. Postmaster	\$440.00		
6835	04/14/2010	Open			Accounts Payable	UNITED PARCEL SERVICE	\$67.12		
6836	04/14/2010	Open			Accounts Payable	UNITED RADIO COMM,INC	\$556.50		
6837	04/14/2010	Open			Accounts Payable	UPSTART INC	\$139.20		
6838	04/14/2010	Open			Accounts Payable	US GAS	\$418.80		
6839	04/14/2010	Open			Accounts Payable	VERIZON WIRELESS	\$65.00		
6840	04/14/2010	Open			Accounts Payable	VILLAGE OF NORTH RIVERSIDE	\$7,592.26		
6841	04/14/2010	Open			Accounts Payable	WALGREENS CO.	\$11.99		
6842	04/14/2010	Open			Accounts Payable	WALKER PARKING CONSULTANTS	\$2,240.17		
6843	04/14/2010	Open			Accounts Payable	Warehouse Direct	\$1,199.60		
6844	04/14/2010	Open			Accounts Payable	WASTE MANMAGEMENT ILLINOIS- METRO	\$332,377.86		
6845	04/14/2010	Open			Accounts Payable	WATER ONE	\$81.00		
6846	04/14/2010	Open			Accounts Payable	WEIMER MACHINE	\$4,090.26		

Payment Register

From Payment Date: 4/9/2009 - To Payment Date: 4/14/2010

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
6847	04/14/2010	Open			Accounts Payable	WESTERN REMAC INC.	\$42.16		
6848	04/14/2010	Open			Accounts Payable	WHITLEY ENTERPRISES	\$16,487.50		
6849	04/14/2010	Open			Accounts Payable	ZEE MEDICAL,INC.	\$195.52		
6850	04/14/2010	Open			Accounts Payable	ZEP MANUFACTURING CO	\$395.36		
Type Check Totals:					250 Transactions		\$3,256,251.70		

01 - General Cash Totals

Checks	Status	Count	Transaction Amount	Reconciled Amount
	Open	250	\$3,256,251.70	
	Total	250	\$3,256,251.70	\$0.00

All	Status	Count	Transaction Amount	Reconciled Amount
	Open	250	\$3,256,251.70	
	Total	250	\$3,256,251.70	\$0.00

Grand Totals:

Checks	Status	Count	Transaction Amount	Reconciled Amount
	Open	250	\$3,256,251.70	
	Total	250	\$3,256,251.70	\$0.00

All	Status	Count	Transaction Amount	Reconciled Amount
	Open	250	\$3,256,251.70	
	Total	250	\$3,256,251.70	\$0.00

The City of Berwyn



Jeffrey G. Boyajian
2nd Ward Alderman

A Century of Progress with Pride

6700 West 26th Street Berwyn, Illinois 60402-0701 Telephone: (708) 749-6402 Fax: (708) 788-2675
www.berwyn-il.gov

March 22, 2010

Honorable Mayor Robert J. Lovero and
Members of the Berwyn City Council

Re: Handicap Sign Request: Request # 656
Lina Chavez – 3736 S. Lombard

Mayor and City Council Members:

At this time I would like to override the investigating officer's recommendation in the attached handicap application and Approve the request.

Respectfully,

Jeffrey Boyajian
2nd Ward Alderman

Berwyn
Police Department

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

**TO: HONORABLE MAYOR ROBERT J. LOVERO AND
MEMBERS OF THE BERWYN CITY COUNCIL**

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

DATE: MARCH 12, 2010

RE: HANDICAPPED SIGN FOR: LINA CHAVEZ #656

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

3736 S. LOMBARD AVE

PLEASE REVIEW THE ATTACHED PAPERWORK AND ADVISE.

CC: ALDERMAN BOYAJIAN

Berwyn Police Department

6401 West 31st Street
Berwyn, Illinois 60402-0733
Phone (708) 795-5600
(Fax) 795-5627 Emergency 911

Handicapped Parking Sign Request & Report

To: Mayor Robert J. Lovero
And Members of City Council

From: Berwyn Police Department
Community Service Division

Date: March 12, 2010

Application: 656

Name of Applicant: Lina Chavez

Address: 3736 S. Lombard Ave. Berwyn, IL. 60402

Telephone:

Nature of Disability:

2010 MAR 12 P 12:21
CITY OF BERWYN
CLERK'S OFFICE

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 checked="" 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: 10-02901		

Recommendation: APPROVE DENY

Reporting Officer: S.Diaz#180

Comments: There is a garage on premises and Mrs. Chavez rarely drives.

Alderman: *Dapian*

Ward:

Berwyn Police Department

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

Incident#: 10-02901

STATION COMPLAINT UCR 9041 (Applicant File)		DESCRIPTION Applicant File		INCIDENT # 10-02901	
REPORT TYPE Incident Report	RELATED CAD # C10-011105	DOT #		HOW RECEIVED On View-Officer	
WHEN REPORTED 03/08/2010 14:30		LOCATION OF OFFENSE (HOUSE NO., STREET NAME) 3736 S LOMBARD AV BERWYN, IL 60402		STATUS DATE	
TIME OF OCCURRENCE 03/08/2010 14:30		STATUS CODE		STATUS DATE	
INVOLVED ENTITIES					
NAME Chavez, Lina		DOB	AGE	ADDRESS 3736 S Lombard AV Berwyn, IL 60402	
SEX F	RACE Hispanic, Latino	HGT	WGT	HAIR	EYES
UCR		TYPE		RELATED EVENT #	

INVOLVED VEHICLES					
VEH/PLATE #	STATE IL	TYPE Carrall/SUV		INVOLVEMENT	VIN #
YEAR 1998	MAKE Ford	MODEL Explorer	COLOR Tan	COMMENTS	

NARRATIVES			
PRIMARY NARRATIVE			
In Summary:			
<p>Lina Chavez resides at 3736 S. Lombard Ave. Berwyn, IL. 60402 suffers from which partially limits her mobility. Lina is requesting handicapped signs to be placed in front of her residence due to limited parking availability. There is a garage on the premises but is utilized by her husband and daughter. According to the interview, Lina only utilizes her vehicle four times a month for her doctors appointment at which this time her daughter drives her.</p> <p>Lina Chavez meets the state requirements for being handicapped, and the city requirements for being handicapped.</p> <p>For the above listed reasons, this officer feels that this application should be considered as denied or until further investigation.</p>			
REPORTING OFFICER DE LEON, CARLOS	STAR # PE4	REVIEWER	STAR #

Berwyn Police Department



BERWYN POLICE DEPARTMENT



8401 West 31st Street
Berwyn, Illinois 60402-0733
Phone (708) 795-5600
Fax (708) 795-5627 Emergency 9-1-1

HANDICAPPED PARKING INTERVIEW FORM

Applicant Name: LINA CHAVEZ

Applicant Address: 3736 S. LOMBARD AVE.

Applicant Phone #: _____

Applicant D/L #: _____ D.O.B. 12

Vehicle Make: 1998 FORD EXPLORER Vehicle Color: TAN

License Plate #: _____ Handicapped Placard #: BA21027

Does Applicant Use:

Wheelchair _____ Walker _____ Cane _____ Oxygen 1

Parking Availability:

Driveway No Garage YES On Street YES Off Street No

Notes: LINA CHAVEZ IS REQUESTING SIGNS TO BE PLACED IN FRONT OF HER RESIDENCE DUE TO HER HANDICAPP AND LIMITED ON STREET PARKING. HER GARAGE IS UTILIZED FOR HUSBAND AND DAUGHTERS VEHICLE. LINA CHAVEZ ONLY UTILIZES HER VEHICLE FOUR TIMES A MONTH FOR DOCTOR APPOINTMENTS, AND HER OLDEST DAUGHTER DRIVES

APPLICANT INTERVIEW

Date: <u>03/08/10</u>	Time: <u>1025</u>	Results: <u>DENIED (RECOMMENDATION)</u>
Date: _____	Time: _____	Results: _____
Date: _____	Time: _____	Results: _____
Date: _____	Time: _____	Results: _____
Date: _____	Time: _____	Results: _____

10-02901

Completion Date: 03/12/10
Logged in Book: 03/12/10

Application Number: 654

The City of Berwyn



Jeffrey G. Boyajian
2nd Ward Alderman

A Century of Progress with Pride

8700 West 26th Street Berwyn, Illinois 60402-0701 Telephone: (708) 749-6402 Fax: (708) 788-2675
www.berwyn-il.gov

March 29, 2010

Honorable Mayor Robert J. Lovero and
Members of the Berwyn City Council

Re: Handicap Sign Request: Request # 660
Agnes Thielen – 3109 S. Clarence Ave.

Mayor and City Council Members:

At this time I would like to override the investigating officer's recommendation in the attached handicap application and Approve the request.

Respectfully,

Jeffrey Boyajian
2nd Ward Alderman

Berwyn
Police Department

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

**TO: HONORABLE MAYOR ROBERT J. LOVERO AND
MEMBERS OF THE BERWYN CITY COUNCIL**

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

DATE: MARCH 29, 2010

RE: HANDICAPPED SIGN FOR: Agnes Thielen #660

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

3109 S. Clarence Ave.

PLEASE REVIEW THE ATTACHED PAPERWORK AND ADVISE.

CC: ALDERMAN Jeffrey G. Boyajian

Berwyn Police Department

6401 West 31st Street
Berwyn, Illinois 60402-0733
Phone (708) 795-5600
(Fax) 795-5627 Emergency 911

Handicapped Parking Sign Request & Report

To: Mayor Robert J. Lovero
And Members of City Council

From: Berwyn Police Department
Community Service Division

Date: 25 March 2010

Application: 660

Name of Applicant: Agnes Thielen

Address: 3109 S. Clarence Ave. Berwyn, IL. 60402

Telephone:

Nature of Disability:

290 MAR 29 P 1:43
 CITY OF BERWYN
 CLERK'S OFFICE

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 checked="" type="checkbox"/>	<input type="checkbox"/>	Handicap Plates:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Garage:	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Wheelchair:	<input type="checkbox"/>	<input type="checkbox"/>
Driveway:	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Walker:	<input type="checkbox"/>	<input type="checkbox"/>
Off Street:	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Cane:	<input type="checkbox"/>	<input type="checkbox"/>
On Street:	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Oxygen:	<input type="checkbox"/>	<input type="checkbox"/>
Meets Requirements:	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Report Number:10-03683		

Recommendation: APPROVE DENY

Reporting Officer: C. DeLeon #620

Comments:

Alderman:

Ward:

Berwyn Police Department

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

Incident#: 10-03683

STATION COMPLAINT UCR 9041 (Applicant File)		DESCRIPTION Applicant File	INCIDENT # 10-03683
REPORT TYPE Incident Report	RELATED CAD # C10-014179	DOT #	HOW RECEIVED Walk In
WHEN REPORTED 03/25/2010 09:56	LOCATION OF OFFENSE (HOUSE NO., STREET NAME) 3109 S CLARENCE AV BERWYN, IL 60402		
TIME OF OCCURRENCE 03/25/2010 09:56	STATUS CODE	STATUS DATE	

INVOLVED ENTITIES

NAME Trujillo, Gustavo		DOB	AGE	ADDRESS 3109 S Clarence AV Berwyn, IL 60402			
SEX M	RACE Hispanic, Latino	HGT	WGT	HAIR	EYES	PHONE	
UCR		TYPE			RELATED EVENT #		

NAME Thielen, Loretta		DOB	AGE	ADDRESS 3109 S Clarence AV Berwyn, IL 60402			
SEX F	RACE White, Caucasian	HGT	WGT	HAIR	EYES	PHONE	
UCR		TYPE			RELATED EVENT #		

NAME Thielen, Agnes		DOB	AGE	ADDRESS 3109 S Clarence AV Berwyn, IL 60402			
SEX F	RACE White, Caucasian	HGT	WGT	HAIR	EYES	PHONE	
UCR		TYPE			RELATED EVENT #		

Berwyn Police Department

INVOLVED VEHICLES

VEH/PLATE #	STATE IL	TYPE Carryall/SUV	INVOLVEMENT	VIN #
YEAR 2007	MAKE Honda	MODEL Pilot	COLOR Silver/Aluminum	COMMENTS

NARRATIVES

PRIMARY NARRATIVE

In Summary:

Agnes Thielen) who resides at 3109 S. Clarence Ave. Berwyn, IL. 60402 and currently suffers from) which limits her daily physical activity. Agnes is requesting for handicapped signs to be placed in front of her daughters residence. Lorreta Thielen) who owns the residence at 3109 S. Clarence Ave. Berwyn, IL. 60402 is currently the care giver for her mother and has no objection to the handicapped signs. There is a garage on the premises and is currently used by the daughter and son-in-law. Agnes utilizes a cane / walker and finds it easier to utilizes the front entrance due to the railing.

Agnes Thielen meets the state requirements for being handicapped and meets the city requirements for being handicapped.

For the above listed reasons this officer feels that this application should be considered for approval at this time.

REPORTING OFFICER DE LEON, CARLOS	STAR # PE4	REVIEWER	STAR #
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Page 1 of 1



BERWYN POLICE DEPARTMENT



6401 West 31st Street
Berwyn, Illinois 60402-0738
Phone: (708) 795-5600
Fax (708) 795-5627 Emergency 9-1-1

HANDICAPPED PARKING INTERVIEW FORM

01-27-19

Applicant Name: AGNES THIELEN

Applicant Address: 3109 S. CLARENCE AVE.

Applicant Phone #: _____

Applicant D/L #: LORETTA A. THIELEN D.O.B. _____

Vehicle Make: HONDA PILOT Vehicle Color: GRN

License Plate #: --- Handicapped Placard #: BA 29620

Does Applicant Use:

Wheelchair _____ Walker _____ Cane _____ Oxygen _____

Parking Availability:

Driveway No Garage YES On Street YES Off Street No

Notes: AGNES IS REQUESTING SIGNS DUE TO LIMITED MOBILITY DUE TO HER CURRENT HANDICAPP. IT IS EASIER TO USE THE FRONT ENTRANCE BECAUSE OF THE RAILINGS. GARAGE IS UTILIZED BY LORETTA (DAUGHTER) AND GUSAVO (SON-IN-LAW) WHO ARE THE OWNERS OF RESIDENCE.

APPLICANT INTERVIEW

Date: <u>03/25</u>	Time: <u>940AM</u>	Results: <u>APPROVED (RECOMMENDATION)</u>
Date: _____	Time: _____	Results: _____
Date: _____	Time: _____	Results: _____
Date: _____	Time: _____	Results: _____
Date: _____	Time: _____	Results: _____

10-03683

Completion Date: 03/25/10

Application Number:

660

Logged in Book: 03/25/10

The City of Berwyn



Cesar A. Santoy
5th Ward Alderman

A Century of Progress with Pride

8700 West 26th Street Berwyn, Illinois 60402-0701 Telephone: (708) 749-6405 Fax: (708) 788-2675
www.berwyn-il.gov

March 23, 2010

Honorable Mayor Robert J. Lovero and
Members of City Council

Re: Handicap Sign Request No. 645 - Marquita Barr
2111 S. Highland

Mayor and City Council Members;

I concur with the investigating officer's recommendation in the attached handicap sign
Application to Approve the request.

Respectfully,

Cesar Santoy
5th Ward Alderman



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 ROBERT J. LOVERO AND
MEMBERS OF THE BERWYN CITY COUNCIL**

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

DATE: FEBRUARY 12, 2010

RE: HANDICAPPED SIGN FOR: MARQUITA BARR #645

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

2111 S. HIGHLAND

PLEASE REVIEW THE ATTACHED PAPERWORK AND ADVISE.

CC: ALDERMAN CESAR SANTOY

Berwyn
Police Department

CITY OF BERWYN
CLERK'S OFFICE

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

2010 FEB 12 P 2: 22

HANDICAPPED PARKING SIGN REQUEST & REPORT

To: Mayor Robert J. Lovero
and Members of City Council

From: Berwyn Police Department
Community Service Division

Date: February 12, 2010

Application #: 645

Name of Applicant: Marquita Barr

Address: 2111 S. Highland Ave. Berwyn IL 60402

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 checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>	Report Number: 10-01887		

Recommendation: APPROVE DENY Reporting Officer: S. Diaz #180

Comments:

Alderman:

SAUTOY

Ward:

5th

Berwyn Police Department

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

Incident#: 10-01887

STATION COMPLAINT UCR 9041 (Applicant File)		DESCRIPTION Applicant File	INCIDENT # 10-01887
REPORT TYPE Incident Report	RELATED CAD # C10-007277	DOT #	HOW RECEIVED Radio
WHEN REPORTED 02/12/2010 09:47	LOCATION OF OFFENSE (HOUSE NO., STREET NAME) 2111 S HIGHLAND AV BERWYN, IL 60402		
TIME OF OCCURRENCE 02/12/2010 09:47	STATUS CODE	STATUS DATE	

INVOLVED ENTITIES

NAME Barr, Melinda		DOB	AGE	ADDRESS 2111 S Highland AV Berwyn, IL 60402			
SEX F	RACE Black, African American	HGT	WGT	HAIR	EYES	PHONE	
UCR				TYPE		RELATED EVENT #	

NAME Barr, Marquita		DOB	AGE	ADDRESS 2111 S Highland AV Berwyn, IL 60402			
SEX F	RACE Black, African American	HGT	WGT	HAIR	EYES	PHONE	
UCR				TYPE		RELATED EVENT #	

NARRATIVES

PRIMARY NARRATIVE

In summary:

Marquita Barr resides at 2111 S. Highland Ave Berwyn Il 60402 Apt#2 and suffers from which limits her mobility on a daily basis. Marquita has difficulty walking long distances due to her condition. Marquita utilizes a wheelchair, walker and cane to move around. Marquita resides with her daughter Melinda Barr who drives Melinda around whenever she needs to go somewhere. There is also a private transport company which transports Marquita to and from dialysis three times a week. There is a Garage on premises but is not in working conditions at this time. Marquita is requesting handicapped signs to be placed in front of her residence to have access to her daily schedules with doctors and locations. At the time of the interview, the daughter was unable to provide the officer with a vehicle information due to registration being renewed at the time. Marquirta does have a valid handicapped placard which she utilizes with any vehicle she is transported in.

Marquita Barr meets the state requirements for being handicapped and also meets the city requirements for being handicapped.

For the above listed reasons this officer feels that this application should be considered for approval at this time.

REPORTING OFFICER DIAZ,, SERGIO R	STAR # 180	REVIEWER	STAR #
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Berwyn Police Department



BERWYN POLICE DEPARTMENT



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

HANDICAPPED PARKING INTERVIEW FORM

Applicant Name: Marquita BARR

Applicant Address: 2111 S HIGHLAND APT. 2

Applicant Phone #: - - - - -

Applicant D/L #: SEE NOTES D.O.B. SEE NOTES

Vehicle Make: NONE Vehicle Color: NONE

License Plate #: NONE Handicapped Placard #: AC 29461

Does Applicant Use:

Wheelchair Walker Cane Oxygen

Parking Availability:

Driveway NO Garage YES On Street YES Off Street NO

Notes: 3X'S A WEEK DIALYSIS TRANSPORT BY PRIVATE COMPANY. DAUGHTER DRIVES HER AROUND ON A DAILY BASIS (MELINDA BARR)
GARAGE ON PREMISES NOT IN WORKING CONDITION. EXTREMELY LIMITED PARKING.
AT TIMES "SUPERIOR" AMBULANCE GIVES A RIDE. MARQUITA BARR DOES NOT DRIVE

APPLICANT INTERVIEW

Date: <u>2/12/10</u>	Time: <u>9:47 AM</u>	Results: <u>APPROVED (RECOMMENDATION)</u>
Date: _____	Time: _____	Results: _____
Date: _____	Time: _____	Results: _____
Date: _____	Time: _____	Results: _____
Date: _____	Time: _____	Results: _____

10-01867

Completion Date: 12/12/10

Application Number: 645

Logged in Book: 12/12/10

The City of Berwyn



Cesar A. Santoy
5th Ward Alderman

A Century of Progress with Pride

6700 West 26th Street Berwyn, Illinois 60402-0701 Telephone: (708) 749-6405 Fax: (708) 788-2675
www.berwyn-il.gov

March 23, 2010

Honorable Mayor Robert J. Lovero and
Members of City Council

Re: Handicap Sign Request No. 649 - Mary Ann Soto
2323 S. Harvey Ave.

Mayor and City Council Members;

I concur with the investigating officer's recommendation in the attached handicap sign Application to Approve the request.

Respectfully,

Cesar Santoy
5th Ward Alderman



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 ROBERT J. LOVERO AND
MEMBERS OF THE BERWYN CITY COUNCIL**

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

DATE: FEBRUARY 12, 2010

RE: HANDICAPPED SIGN FOR: MARY ANN SOTO #649

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

2323 S. HARVEY AVE.

PLEASE REVIEW THE ATTACHED PAPERWORK AND ADVISE.

CC: ALDERMAN CESAR SANTOY

Berwyn
Police Department

CITY OF BERWYN
CLERK'S OFFICE

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

2010 FEB 12 P 2:23

HANDICAPPED PARKING SIGN REQUEST & REPORT

To: Mayor Robert J. Lovero
and Members of City Council

From: Berwyn Police Department
Community Service Division

Date: February 12, 2010

Application #: 649

Name of Applicant: ^{Mary} ~~Mary~~ Ann Soto

Address: 2323 S Harvey Ave. Berwyn IL 60402

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 checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>	Report Number: 10-01899		

Recommendation: APPROVE DENY Reporting Officer: S. Diaz #180

Comments:

Alderman: SANTOY

Ward: 5TH

Berwyn Police Department

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

Incident#: 10-01899

Berwyn Police Department

STATION COMPLAINT UCR 9041 (Applicant File)		DESCRIPTION Applicant File	INCIDENT # 10-01899
REPORT TYPE Incident Report	RELATED CAD # C10-007300	DOT #	HOW RECEIVED In Person
WHEN REPORTED 02/12/2010 12:34	LOCATION OF OFFENSE (HOUSE NO., STREET NAME) 2323 S HARVEY AV BERWYN, IL 60402		
TIME OF OCCURRENCE 02/12/2010 12:34	STATUS CODE	STATUS DATE	

INVOLVED ENTITIES

NAME Ramirez, Maria L		DOB	AGE	ADDRESS 2323 S Harvey AV Berwyn, IL 60402			
SEX F	RACE Hispanic, Latino	HGT	WGT	HAIR	EYES	PHONE	
UCR				TYPE		RELATED EVENT #	

NAME Soto, Mary Ann		DOB	AGE	ADDRESS 2323 S Harvey AV Berwyn, IL 60402			
SEX F	RACE Hispanic, Latino	HGT	WGT	HAIR	EYES	PHONE	
UCR				TYPE		RELATED EVENT #	

INVOLVED VEHICLES

VEH/PLATE #	STATE IL	TYPE Sedan, 4-door	INVOLVEMENT	VIN #
YEAR 2002	MAKE Honda	MODEL (unknown)	COLOR White	COMMENTS

NARRATIVES

PRIMARY NARRATIVE

In summary:

Mary Ann Soto resides with her daughter Maria L Ramirez at 2323 S. Harvey Ave and suffers from CVA Gait disturbance which limits her mobility on a daily basis. Maria is requesting handicapped signs to be placed in front of her address due to extremely limited parking availability. Maria related to officer that it is easier for Mary to have access through the front curb side when she is transported to the hospital for physical therapy. There is a garage on the premises but is used as storage at this time.

Mary Ann Soto meets the state requirements for being handicapped and meets the City requirements for being handicapped.

For the above listed reasons this officer feels that this application should be considered for approval at this time.

REPORTING OFFICER DIAZ,, SERGIO R	STAR # 180	REVIEWER	STAR #
--------------------------------------	---------------	----------	--------



BERWYN POLICE DEPARTMENT



6401 West 31st Street
Berwyn, Illinois 60402-0738
Phone (708) 795-5600
Fax (708) 795-5627 Emergency 9-1-1

HANDICAPPED PARKING INTERVIEW FORM

Applicant Name: MARY ANN SOTO 09-15-63

Applicant Address: 2323 S. HARVEY AVE.

Applicant Phone #: _____

Applicant D/L #: MARIA L. RAMIREZ (DAUGHTER) D.O.B. _____

Vehicle Make: HONDA SANTA FE Vehicle Color: WHITE

License Plate #: _____ Handicapped Placard #: TVC9693

Does Applicant Use:

Wheelchair _____ Walker _____ Cane _____ Oxygen _____

Parking Availability:

Driveway NO Garage YES On Street YES Off Street NO

Notes: MRS SOTO IS REQUESTING HANDICAPPED SIGNS DUE TO
HER CURRENT CONDITION. MRS. SOTO UTILIZES A WALKER AND
~~SHE~~ FINDS IT EASIER TO USE THE CURB TO GET IN AND OUT OF
HER VEHICLE. GARAGE IS UTILIZED BY HER SON WITH AN OFFROAD
ANTIQUE VEHICLE IN IT. IT IS EASIER FOR HER TO UTILIZE FRONT

APPLICANT INTERVIEW EVIDENCE BECAUSE DOOR IS WIDER.

Date: <u>02/09/10</u>	Time: <u>12:00pm</u>	Results: <u>APPROVED (RECOMMENDATION)</u>
Date: _____	Time: _____	Results: _____
Date: _____	Time: _____	Results: _____
Date: _____	Time: _____	Results: _____
Date: _____	Time: _____	Results: _____

10-01899

Completion Date: 02/12/10

Application Number:

649

Logged in Book: 02/12/10

The City of Berwyn



Cesar A. Santoy
5th Ward Alderman

A Century of Progress with Pride

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www.berwyn-il.gov

March 23, 2010

Honorable Mayor Robert J. Lovero and
Members of City Council

Re: Handicap Sign Request No. 658 - Guydie Mondo
6403 W. 23rd St., Unit 2

Mayor and City Council Members;

I concur with the investigating officer's recommendation in the attached handicap sign
Application to Approve the request.

Respectfully,

Cesar Santoy
5th Ward Alderman

Berwyn
Police Department

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

**TO: HONORABLE MAYOR ROBERT J. LOVERO AND
MEMBERS OF THE BERWYN CITY COUNCIL**

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

DATE: MARCH 22, 2010

RE: HANDICAPPED SIGN FOR: GUYDIE MONDO #L58

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

6403 W 23RD ST., UNIT 2

PLEASE REVIEW THE ATTACHED PAPERWORK AND ADVISE.

CC: ALDERMAN SANTOY

Berwyn Police Department

6401 West 31st Street
Berwyn, Illinois 60402-0733
Phone (708) 795-5600
(Fax) 795-5627 Emergency 911

Handicapped Parking Sign Request & Report

To: Mayor Robert J. Lovero
And Members of City Council

From: Berwyn Police Department
Community Service Division

Date: 03 March 2010

Application: 658

Name of Applicant: Guydie Mondo

Address: 6403 W. 23rd St. Unit 2 Berwyn, IL. 60402

Telephone:

Nature of Disability: .

2010 MAR 19 P 2:05
CITY OF BERWYN
CLERK'S OFFICE

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 checked="" type="checkbox"/>	<input type="checkbox"/>	Handicap Plates:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Garage:	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Wheelchair:	-	1
Driveway:	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Walker:	-	1
Off Street:	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Cane:	-	1
On Street:	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Oxygen:	-	-
Meets Requirements:	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Report Number: 10-02903		

Recommendation: APPROVE DENY

Reporting Officer: C. DeLeon #620

Comments:

Alderman:

Ward:

Berwyn Police Department

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

Incident#: 10-02903

STATION COMPLAINT UCR 9041 (Applicant File)		DESCRIPTION Applicant File	INCIDENT # 10-02903
REPORT TYPE Incident Report	RELATED CAD # C10-011108	DOT #	HOW RECEIVED On View-Officer
WHEN REPORTED 03/08/2010 14:31	LOCATION OF OFFENSE (HOUSE NO., STREET NAME) 6403 W 23rd ST #APT 2 BERWYN, IL 60402		
TIME OF OCCURRENCE 03/08/2010 14:31	STATUS CODE		STATUS DATE

INVOLVED ENTITIES							
NAME	DOB	AGE	ADDRESS				
Mondo, Guydie			6403 W 23rd. ST Berwyn, IL 60402				
SEX	RACE	HGT	WGT	HAIR	EYES	PHONE	
M	White, Caucasian						
UCR	TYPE			RELATED EVENT #			

NAME	DOB	AGE	ADDRESS				
Alejandro, Kathleen	12/11/1952	57	6403 W 23rd ST 2 Berwyn, IL 60402				
SEX	RACE	HGT	WGT	HAIR	EYES	PHONE	
F	White, Caucasian						
UCR	TYPE			RELATED EVENT #			

INVOLVED VEHICLES					
VEH/PLATE #	STATE	TYPE	INVOLVEMENT	VIN #	
J	IL	Sedan, 4-door			
YEAR	MAKE	MODEL	COLOR	COMMENTS	
2006	Chevrolet	Cobalt	Silver/Aluminum		

Berwyn Police Department

NARRATIVES				
<p>PRIMARY NARRATIVE</p> <p>In Summary:</p> <p>Guydie Mondo)who resides at 6403 W 23rd St. Berwyn, IL. 60402 and suffers from , which limits his physical daily activities. Guydie is requesting for Handicapped signs to be placed in front of his residence due to limited parking availability. Guydie finds it extremely difficult to walk long distances when he must park far from home. Guydie lives with his daughter Kathleen Alejandro , who escorts Guydie out the front door to go to his doctors appointments. Guydie lives in a condominium building and has provided the officer with an owner consent letter approving Guydies request.</p> <p>Guydie Mondo meets the state requirements for being handicapped and meets the city requirements for being handicapped.</p> <p>For the above listed reasons this officer, feels that this application should be considered for approval at this time.</p>				
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td>REPORTING OFFICER DE LEON, CARLOS</td> <td>STAR # PE4</td> <td>REVIEWER</td> <td>STAR #</td> </tr> </table>	REPORTING OFFICER DE LEON, CARLOS	STAR # PE4	REVIEWER	STAR #
REPORTING OFFICER DE LEON, CARLOS	STAR # PE4	REVIEWER	STAR #	

Sylvia Condo Association

6403 W. 23rd Street
Berwyn, IL 60402

March 9, 2010

6401 31st Street
Berwyn, IL 60402

Dear Berwyn Police Department,

Sylvia Condo Association has no issues with having a handicapped parking sign put on the 23rd Street side of the building.

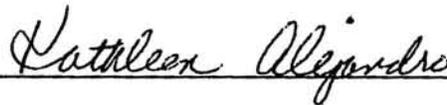
Sincerely,

President: Mark Morris(708)819-1095

A handwritten signature in cursive script that reads "Mark Morris". The signature is written over a horizontal line and extends slightly above and below it.

Treasurer: Art Ferrusquia(708)769-4894

Secretary: Kathleen Alejandro(708)317-5872

A handwritten signature in cursive script that reads "Kathleen Alejandro". The signature is written over a horizontal line and extends slightly above and below it.



BERWYN POLICE DEPARTMENT



6401 West 21st Street
Berwyn, Illinois 60402-0733
Phone: (708) 795-5600
Fax (708) 795-5627 Emergency 9-1-1

HANDICAPPED PARKING INTERVIEW FORM

DOB

Applicant Name: GYDIE MONDO

Applicant Address: 6403 W 23RD ST UNIT 2

Applicant Phone #: _____

Applicant D/L #: _____ D.O.B. _____

KATHLEEN ALEJANDRO

Vehicle Make: 2006 CHEVY COBALT Vehicle Color: SILVER

License Plate #: _____ Handicapped Placard #: N/A

Does Applicant Use:

Wheelchair _____ Walker _____ Cane _____ Oxygen _____

Parking Availability:

Driveway NO Garage YES On Street YES Off Street NO

Notes: KATHLEEN ALEJANDRO IS REQUESTING SIGNS FOR HER FATHER GYDIE MONDO WHO RESIDES WITH HER. HER FATHER IS ESCORTED OUT THRU THE FRONT FOR HIS DOCTOR APPOINTMENTS. ON STREET PARKING IS EXTREMELY LIMITED AND GARAGE IS TOO FAR FOR HER FATHER TO WALK TO. THE BUILDING IS A CONDO BUILDING AND WE ARE

APPLICANT INTERVIEW WAITING FOR AN OWNER CONSENT LETTER FROM THE CONDO ASSOCIATION

Date: <u>03/08/10</u>	Time: <u>1055</u>	Results: <u>APPROVED (RECOMMENDATION)</u>
Date: _____	Time: _____	Results: _____
Date: _____	Time: _____	Results: _____
Date: _____	Time: _____	Results: _____
Date: _____	Time: _____	Results: _____

10-02903

Completion Date: 03/18/10

Application Number: 658

Logged in Book: 03/18/10

K.S.

The City of Berwyn



Nora Laureto
8th Ward Alderman

A Century of Progress with Pride

6700 West 26th Street Berwyn, Illinois 60402-0701 Telephone: (708) 749-6408 Fax: (708) 788-2675
www.berwyn-il.gov

March 23, 2010

Honorable Mayor Robert J. Lovero and
Members of City Council

Re: Handicap Sign Request No. 646 – Lidiya Vasilishin
1420 Clinton Ave.

Mayor and City Council Members;

I concur with the investigating officer's recommendation in the attached handicap sign application to **Approve** the request.

Respectfully,

Nora Laureto
8th Ward Alderman

Berwyn
Police Department

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

**TO: HONORABLE MAYOR ROBERT J. LOVERO AND
MEMBERS OF THE BERWYN CITY COUNCIL**

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

DATE: FEBRUARY 12, 2010

RE: HANDICAPPED SIGN FOR: LIDIYA VASILISHIN #646

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

1420 CLINTON AVE

PLEASE REVIEW THE ATTACHED PAPERWORK AND ADVISE.

CC: ALDERMAN NORA LAURETO

Berwyn Police Department

CITY OF BERWYN
CLERK'S OFFICE

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

2010 FEB 12 P 2: 22

HANDICAPPED PARKING SIGN REQUEST & REPORT

To: Mayor Robert J. Lovero
and Members of City Council

From: Berwyn Police Department
Community Service Division

Date: February 12, 2010

Application #: 646

Name of Applicant: Lidiya Vasilishin

Address: 1420 Clinton Ave. Berwyn IL 60402

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 checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>	Report Number: 10-01885		

Recommendation: APPROVE DENY Reporting Officer: S. Diaz #180

Comments:

Alderman: Laureto

Ward: 8th

Berwyn Police Department

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

Incident#: 10-01885

STATION COMPLAINT UCR 9041 (Applicant File)		DESCRIPTION Applicant File	INCIDENT # 10-01885
REPORT TYPE Incident Report	RELATED CAD # C10-007274	DOT #	HOW RECEIVED Radio
WHEN REPORTED 02/12/2010 09:21	LOCATION OF OFFENSE (HOUSE NO., STREET NAME) 1420 S CLINTON AV BERWYN, IL 60402		
TIME OF OCCURRENCE 02/12/2010 09:21	STATUS CODE	STATUS DATE	

INVOLVED ENTITIES

NAME Vasilishin, Lidiya		DOB	AGE	ADDRESS 1420 S Clinton AV Berwyn, IL 60402		
SEX F	RACE White, Caucasian	HGT	WGT	HAIR	EYES	PHONE
UCR			TYPE		RELATED EVENT #	

INVOLVED VEHICLES

VEH/PLATE #	STATE IL	TYPE Van/Minivan	INVOLVEMENT	VIN #
YEAR 1999	MAKE Dodge	MODEL Caravan	COLOR Green	COMMENTS

NARRATIVES

PRIMARY NARRATIVE

In summary:

Lidiya Vasilishin resides at 1420 Clinton Ave Berwyn IL 60402. Lydiya suffers from which limits her mobility on a daily basis making it hard for her to walk long distances. Lydiya is requesting handicapped sign to be placed in front of her residence due to on street parking being extremely limited. Lidiya goes to dialysis 3 times a week and has trouble walking long distances when she returns having to park far from her residence. Lidiya is a 14 year long resident of Berwyn and has a valid handicapped placard.

Lidiya Vasilishin meets state requirements for being handicapped and meets the city requirements for being handicapped.

For the above listed reasons this officer feels that this application should be considered for approval at this time.

REPORTING OFFICER DIAZ,, SERGIO R	STAR # 180	REVIEWER	STAR #
--------------------------------------	---------------	----------	--------

Berwyn Police Department



BERWYN POLICE DEPARTMENT



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

HANDICAPPED PARKING INTERVIEW FORM

Applicant Name: LIDIYA VASILISHIN

Applicant Address: 1420 S. CLINTON AVE.

Applicant Phone #: _____

Applicant D/L #: _____ D.O.B. _____

Vehicle Make: LODGE CAPTIVAN Vehicle Color: GRN

License Plate #: _____ Handicapped Placard #: AG 02221

Does Applicant Use:

Wheelchair _____ Walker _____ Cane _____ Oxygen _____

Parking Availability:

Driveway No Garage YES On Street YES Off Street No

Notes: MRS VASILISHIN IS REQUESTING SIGNS DUE TO HER CURRENT HANDICAP. SHE UTILIZES THE FRONT ENTRANCE OF HER HOUSE WHEN SHE GOES TO HER DIALYSIS 3 TIMES A WEEK. THE GARAGE IS UTILIZED DURING THE SUMMER BUT ON STREET PARKING IS UTILIZED FREQUENTLY. SHE IS A 14 1/2 YEAR RESIDENT OF BERWYN AND IS THE OWNER OF THE RESIDENCE.

APPLICANT INTERVIEW PLATES AND PLACARDS ARE REFERENCED TO RESIDENCE ON APP

Date: <u>02/12/10</u>	Time: <u>7:00 AM</u>	Results: <u>APPROVE (RECOMMENDATION)</u>
Date: _____	Time: _____	Results: _____
Date: _____	Time: _____	Results: _____
Date: _____	Time: _____	Results: _____
Date: _____	Time: _____	Results: _____

10-01885

Completion Date: 02/12/10

Application Number: 146

Logged in Book: _____

K-9
The City of Berwyn



John Wysocki
Finance Director

A Century of Progress with Pride

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 Robert Lovero

From: John Wysocki

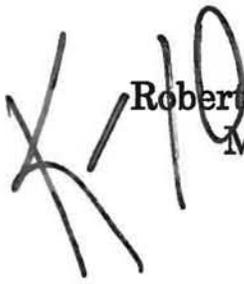
Date: April 9, 2010

Subject: DCEO Grant Receipts and Line of Credit Payment

We have recently received the long awaited reimbursements from the Illinois Department of Commerce and Economic Opportunity (DCEO) amounting to over \$1 million. The reimbursements represent grants for projects including the 16th Street fire station and the Windsor fire station for which we have been awaiting reimbursement since their completion in past years.

As a result of this, our cash balances are now sufficient to allow us to payoff the remaining principal balance of \$500,000 on our line of credit with Citizens Bank. This will save the City \$937 per month in interest charges at the current interest rate.

It is likely that we may need to draw on the line of credit latter in the year, but I will, of course, seek council approval if that should become necessary. Please accept this communication as informational. Thank you.



Robert J. Lovero
Mayor



Collections and
Licensing

6700 West 26th Street Berwyn, Illinois 60402-0701 Telephone: (708) 788-2660 Fax: (708) 749-8910
www.berwyn-il.gov

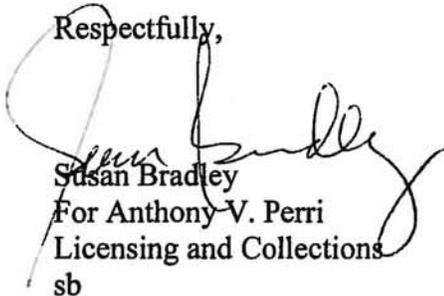
April 8, 2010

Honorable Mayor Robert J. Lovero
And Members of the City Council
Berwyn City Hall
Berwyn, Illinois 60402

Dear Mayor and Council Members:

Attached please find a list of business licenses which were issued by the Collection and Licensing Department during the month of March, 2010. Included are; storefronts, phone use only businesses as well as out of town contractors. I am also providing a list of businesses that have applied for a license with a current status of Application Review/Pending as well as businesses waiting for inspections with a status of Inspections Pending.

Respectfully,



Susan Bradley
For Anthony V. Perri
Licensing and Collections
sb

BERWYN BUSINESSES - LICENSED IN MARCH, 2010 (STOREFRONTS)

<u>NAME</u>	<u>ADDRESS</u>	<u>CORP. NAME OR OWNERS NAME</u>	<u>COMMENTS</u>
Azteca Photography, Inc.	6310 W. Cermak Road	Yingsong (Stan) Liu	Photography Studio (773) 277-8828
Bruce Rachum, D.C.,P.C. (previous location 2223 S. Oak Park Avenue)	6430 W. Cermak Road	Dr. Bruce Rachum	Chiropractic Office (708) 749-0100
Salud ES Vida (AKA Health & Life) (this is a Herbal Life Office)	6337 W. 26th Street	M.Corrall & A. Ocampo	Health Products (708) 979-3660
The Urban Mutt	3212 S. Grove Avenue	Chad Lopez/Cynthia Gaspar	Pet Supplies (708) 484-8006

BERWYN BUSINESSES - LICENSED IN MARCH, 2010 (PHONE USE ONLY)

<u>NAME</u>	<u>ADDRESS</u>	<u>CORP. NAME OR OWNERS NAME</u>	<u>COMMENTS</u>
William Konchan, DBA, Water Heaters Distributor	6502 W. Fairfield Avenue	Water Heaters Distributor, LLC	Internet Sales (773) 624-0096
Tim Steft, Inc.	1913 S. Kenilworth Avenue	Tim Steft, Inc.	Plumbing Contractor (708) 749-9311

**BUSINESS LICENSES ISSUED FOR MARCH, 2010
OUT OF TOWN CONTRACTORS**

Page 1

<u>NAME</u>	<u>ADDRESS</u>	<u>CORP. NAME OR OWNERS NAME</u>	<u>COMMENTS</u>
Joes Corral	6807 Kenneth, Chicago	Joel Corral	Contractor (Cement)
New City Development	9824 Genoa, Chicago	DeWayne Walker	Contractor (Drywall)
AI Electric, Inc.	577 Babcock, Elmhurst	AI Electric, Inc.	Contractor (Electrical)
JRS Electric, Inc.	17810 Oak Park, Tinley Park	JRS Electric, Inc.	Contractor (Electrical)
Ecology & Environment	368 Pleasant View, Lancaster, NY	Ecology & Environment, Inc.	Contractor (Environmental)
F & K Remodeling Serv	1634 Pierce, Chicago	F & K Remodeling Serv., Inc.	Contractor (General)
Lagos General Contr	2705 61ave, Cicero	Lagos General Contractor, Inc.	Contractor (General)
Medlock Construction	5801 Chicago, Chicago	Medlock Construction	Contractor (General)
Mosaic Home Solutions	11952 Spaulding, Plainfield	Mosaic Home Solutions, Inc.	Contractor (General)
Family Heating & Cooling	4349 Fullerton, Chicago	Luis Godines	Contractor (HVAC)
R-Ventilation	1094 Larkspur, Pingree Grv, IL	Rios Corporation of Illinois	Contractor (HVAC)
Sol Htg & Cooling Serv	230 Dato, Streamwood	Juan Aleman/Maricela Olague	Contractor (HVAC)
Ayala Plumbing	2752 Tripp, Chicago	Ayala Plumbing	Contractor (Plumbing)
Macedo Plumbing	3350 Division , Chicago	Macedo Plumbing, Inc.	Contractor (Plumbing)
McElroy Plumbing, Inc.	950 Rand, Wauconda	McElroy Plumbing, Inc.	Contractor (Plumbing)
Prospective Plumbing	3407 Newcastle, Chicago	Prospective Plumbing, Inc.	Contractor (Plumbing)
DJ Margis, Inc.	33 Half Day, Lincolnshire	DJ Margis, Inc.	Contractor (Roofing)
Berwyn Scrap Metal	1638 Campbell, Chicago	Christopher & Mario Lucena	Contractor (Salvage)
V. Sta, LLC	701 Wells, Chicago	V. Sta, LLC	Contractor (Sheet Metal)
All American Sign	5501 109th, Oak Lawn	All American Sign Co.	Contractor (Sign Hanger)
Sign Outlet	5516 Cal Sag, Alsip	Sign Outlet, Inc.	Contractor (Sign Hanger)
Station Imaging	24390 Nippersink, Round Lake	Station Imaging	Contractor (Sign Hanger)
Midland Masonry, Inc.	110 Monroe, Villa Park	Midland Masonry, Inc.	Contractor (Tuckpointing)

Application Review

Business Name	Address	Last Update	Phone	ID #
<i>Berwyn Transmissions & Auto/Truck Rep.</i>			(708)	11393
6226 W. Ogden Avenue Berwyn	IL 60402	3/24/2009		
<i>Jimmy Johns</i>			(708) 488-1129	12048
7028 W. Cermak Road Berwyn	IL 60402	2/5/2010		
<i>La Cabuya Colombian Cuisine</i>			(708)	11543
6512 1/2 W. Cermak Road Berwyn	IL 60402	6/3/2009		
<i>Lagniappe, LLC</i>			(312) 651-2037	11541
2905 S. Ridgeland Avenue Berwyn	IL 60402	6/3/2009		
<i>PCC South Family Health Center</i>			(708)	12013
6201 W. Roosevelt Road Berwyn	IL 60402	1/22/2010		
<i>Taco Yo</i>			(708)	12034
6629 W. Roosevelt Road Berwyn	IL 60402	1/29/2010		
<i>Y And A Cleaners</i>	<i>Unit C</i>		(708)	11283
2209 S. Highland Avenue Berwyn	IL 60402	1/22/2009		
Total Businesses				7

Application Pending

Business Name	Address	Last Update	Phone	ID #
<i>29.99 Shoe Warehouse</i>			(708)	11463
6236 W. Ogden Avenue	Berwyn IL 60402	4/23/2009		
<i>Communication Sales</i>			(708)	11544
6405 W. 34th Street	Berwyn IL 60402	6/3/2009		
<i>Morelense, Inc.</i>			(708)	11460
6929 W. Cermak Road	Berwyn IL 60402	4/21/2009		
<i>Taqueria La Fuente</i>			(708) 484-0081	11948
6714 W. Cermak Rd.	Berwyn IL 60402	12/2/2009		
Total Businesses				4

Inspections Pending

Business Name	Address	Last Update	Phone	ID #
<i>A. S. G. Staffing</i>			(708) 484-1084	12124
6902 W. Cermak Road	Berwyn IL 60402	3/26/2010		
<i>Bubbles Grooming Salon</i>			(708) 484-8766	12103
6800 W. 26th Street	Berwyn IL 60402	3/12/2010		
<i>Evitela Salazar</i>	<i>DBA Adam & Eve</i>		(708) 484-8311	12027
2144 S. Clarence Avenue	Berwyn IL 60402	1/28/2010		
<i>Golden Homes Real Estate, Inc.</i>			(708)	10319
6705 W. 26th Street	Berwyn IL 60402	6/23/2008		
<i>Horrorbles, Inc.</i>			(708) 484-7370	11577
6729 W. Roosevelt Road	Berwyn IL 60402	6/23/2009		
<i>Julie's Boutique</i>			(708)	12133
6322 W. Cermak Road	Berwyn IL 60402	3/31/2010		
<i>Jump For Joy Childcare Academy</i>			(708) 484-9505	12041
7115 W. Roosevelt Road	Berwyn IL 60402	3/12/2010		
<i>Lions Tai Kwon Do</i>			(708) 484-7555	11989
6811 W. Roosevelt Road	Berwyn IL 60402	1/11/2010		
<i>Marathon Gas Food Mart</i>	<i>AKA Shreeji Berwyn, Inc.</i>		(708)	11073
1600 S. Oak Park Avenue	Berwyn IL 60402	10/15/2008		
<i>Robert Cottle</i>	<i>State Farm Insurance</i>		(708)	12018
6201B W. Cermak Road	Berwyn IL 60402	3/23/2010		
<i>Saint Anthony Hospital Doctor's Office</i>			(708) 788-4933	11979
6917 W. Cermak Road	Berwyn IL 60402	1/5/2010		
<i>Salud Y Bienestar, Health & Well Being</i>			(708) 890-7781	12132
6721 W. 26th Street	Berwyn IL 60402	3/31/2010		
<i>Taqueria Araceli</i>			(708) 484-9006	12004
7021 W. Roosevelt Road	Berwyn IL 60402	1/20/2010		
<i>Vanguard Distribution</i>			(708) 484-2090	11529
2905 S. Ridgeland Avenue	Berwyn IL 60402	6/5/2009		
Total Businesses				14

The City of Berwyn



**Robert J. Lovero
Mayor**

A Century of Progress with Pride

6700 West 28th Street Berwyn, Illinois 60402-0701 Telephone: (708) 788-2660 Fax: (708) 788-2587
www.berwyn-il.gov

March 24, 2010

Members of the City Council

Re: Notification of Written Orders Entered at the
Conclusion of a Liquor License Hearing Proceeding

Council Members:

Pursuant to the requirement of Section 804.21 (b) (6) of the Berwyn Codified Ordinances, below you will find orders entered in the following liquor license hearing proceedings:

<u>Case</u>	<u>Licensee</u>	<u>Location</u>	<u>Fine</u>
10-L-02	La Espanola Tapas & Bar, Inc.	6543 Cermak Rd.	\$1,000.00 & 60 Day Warning

Respectfully,

Robert J. Lovero
Mayor

The City of Berwyn



**Robert J. Lovero
Mayor**

A Century of Progress with Pride

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

March 24, 2010

Members of the City Council

Re: Notification of Written Orders Entered at the
Conclusion of a Liquor License Hearing Proceeding

Council Members:

Pursuant to the requirement of Section 804.21 (b) (6) of the Berwyn Codified Ordinances, below you will find orders entered in the following liquor license hearing proceedings:

<u>Case</u>	<u>Licensee</u>	<u>Location</u>	<u>Fine</u>
10-L-01	Wings Firehouse	6535 Cermak Rd.	\$1,000.00 & 60 Day Warning

Respectfully,

A handwritten signature in black ink that reads "Robert J. Lovero". The signature is written in a cursive style with a horizontal line underneath the name.

Robert J. Lovero
Mayor

K-12

To: Mayor Lovero and the Berwyn City Council

April 1st, 2010

Re: Outdoor Events at Tiger O'stylies 6300 W Ogden ave

Hello, I would like to place an item on the upcoming City Council agenda regarding outdoor events held in the parking lot of 'Tigers' over the Spring and Summer of 2010.

Sat April 17th a fund-raising event for the Chicago West Chapter of Latin American Motorcycle Association from 7pm to 12am which would be held in the bar and in the parking lot (tent will be provided if weather conditions are not cooperative)

July 3rd & 4th, Saturday and Sunday to celebrate the 5 year anniversary of 'Tiger O'stylies', which would include an outdoor stage for bands located in the parking lot. The hours would be from 5pm to 12am in accordance with beer garden operating hours.

Sept 4th & 5th, Saturday and Sunday would be an outdoor music showcase with a stage located in the parking lot. The hours would be from 3pm to 12am in accordance with beer garden operating hours.

All events would comply fully with local Berwyn ordinances, including use of auxiliary police, operating hours, sound, and health. A fence will be erected around the perimeter of the lot to ensure patrons stay in area. Ace Hardware is aware of the events and has allowed use of the parking lot for additional vehicles.

Respectfully submitted, Chester Hiller

K 13

The City of Berwyn



Margaret Paul
3rd Ward Alderman

A Century of Progress with Pride

6700 West 26th Street Berwyn, Illinois 60402-0701 Telephone: (708) 749-6403 Fax: (708) 788-2675
www.berwyn-il.gov

To: Members of the Berwyn City Council

From: Margaret Paul

April 9, 2010

Re: Request for Handicapped Parking/Ascension Hernandez/ Application #652

Dear Ladies and Gentlemen:

I concur with Community Service Officers' Diaz and de Leon's assessment regarding this applicant. I ask your consent to permit handicapped parking for Mr. Hernandez residing at 6917 West 29th Street.

Sincerely,

Margaret Paul
Margaret Paul

Berwyn
Police Department

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

**TO: HONORABLE MAYOR ROBERT J. LOVERO AND
MEMBERS OF THE BERWYN CITY COUNCIL**

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

DATE: FEBRUARY 16, 2010

RE: HANDICAPPED SIGN FOR: Ascension Hernandez #652

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

6917 W. 29th STREET

PLEASE REVIEW THE ATTACHED PAPERWORK AND ADVISE.

CC: ALDERMAN MARGARET PAUL

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 Robert J. Lovero
and Members of City Council

From: Berwyn Police Department
Community Service Division

Date: February 16, 2010

Application #: 652

Name of Applicant: Ascension Hernandez

Address: 6917 W. 29th ST Berwyn IL 60402

Telephone:

Nature of Disability:

CITY OF BERWYN
 CLERK'S OFFICE
 2010 FEB 16 P 1:10

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 checked="" type="checkbox"/>	<input type="checkbox"/>	Handicap Plates:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Garage:	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Wheelchair:	<input type="checkbox"/>	<input type="checkbox"/>
Driveway:	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Walker:	<input type="checkbox"/>	<input type="checkbox"/>
Off Street:	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Cane:	<input type="checkbox"/>	<input type="checkbox"/>
On Street:	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Oxygen:	<input type="checkbox"/>	<input type="checkbox"/>
Meets Requirements:	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Report Number: 10-02044		

Recommendation: APPROVE DENY Reporting Officer: S. Diaz #180

Comments:

Alderman: *Paul*

Ward: *3rd*

Berwyn Police Department

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

Incident#: 10-02045

STATION COMPLAINT UCR 9041 (Applicant File)		DESCRIPTION Applicant File	INCIDENT # 10-02045
REPORT TYPE Incident Report	RELATED CAD # C10-007901	DOT #	HOW RECEIVED
WHEN REPORTED 02/16/2010 11:42	LOCATION OF OFFENSE (HOUSE NO., STREET NAME) 6917 W 29th ST BERWYN, IL 60402		
TIME OF OCCURRENCE 02/16/2010 11:42	STATUS CODE	STATUS DATE	

INVOLVED ENTITIES						
NAME Hernandez, Ascension		DOB	AGE	ADDRESS 6917 W 29th ST Berwyn, IL 60402		
SEX M	RACE Hispanic, Latino	HGT	WGT	HAIR	EYES	PHONE
UCR			TYPE		RELATED EVENT #	

INVOLVED VEHICLES					
VEH/PLATE #	STATE IL	TYPE Sedan, 2-door	INVOLVEMENT	VIN #	
YEAR 1995	MAKE Buick/Allure	MODEL Riviera	COLOR Gray	COMMENTS	

NARRATIVES	
PRIMARY NARRATIVE	
<p>In summary:</p> <p>Ascension Hernandez resides at 6917 W. 29th St Berwyn IL 60402 and suffers from [redacted] which limits his mobility on a daily basis. Ascension is requesting handicapped signs to be placed in front of his residence due to limited parking availability. Ascension also related that he has trouble walking long distances when he returns from the doctors after receiving a Cortisone shot for his back condition up to 3 times a week. There is a one car garage on the premises which is utilized by his wife.</p> <p>Ascension Hernandez meets the state requirements for being handicapped and meets the city requirements for being handicapped.</p> <p>For the above listed reasons this officer feels that this application should be considered for approval at this time.</p>	
REPORTING OFFICER DE LEON, CARLOS	STAR # PE4
REVIEWER	STAR #

Berwyn Police Department



BERWYN POLICE DEPARTMENT



6401 West 31st Street
Berwyn, Illinois 60402-0738
Phone (708) 795-5600
Fax (708) 795-5627 Emergency 9-1-1

HANDICAPPED PARKING INTERVIEW FORM

Applicant Name: ASCENSION HERNANDEZ

Applicant Address: 4917 W 29TH ST

Applicant Phone #: _____

Applicant D/L #: _____ D.O.B. _____

Vehicle Make: 95 BUICK RIVIERA Vehicle Color: GRY

License Plate #: _____ Handicapped Placard #: AE10508

Does Applicant Use:

Wheelchair _____ Walker _____ Cane _____ Oxygen _____

Parking Availability:

Driveway NO Garage YES On Street NO YES Off Street NO

Notes: MR. HERNANDEZ IS REQUESTING SIGNS DUE TO HIS CURRENT HANDICAP AND ON STREET PARKING BEING EXTREMELY LIMITED. HE STATES THAT DUE TO HIS HANDICAP WALKING LONG DISTANCES BECOMES VERY DIFFICULT HE GOES TO THE CARP AND DOCTOR VISITS ABOUT 7 TIMES A MONTH. GARAGE IS UTILIZED BY HIS WIFE AND GARAGE IS ONE CAR GARAGE

APPLICANT INTERVIEW

Date: <u>02/12/10</u>	Time: <u>4:00pm</u>	Results: <u>APPROVED (RECOMMENDATION)</u>
Date: _____	Time: _____	Results: _____
Date: _____	Time: _____	Results: _____
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Completion Date: 02/16/10

Application Number:

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Logged in Book: 02/16/10