



City of Berwyn

City Council Meeting

December 28, 2010

BERWYN CITY COUNCIL MEETING
DECEMBER 28, 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. 12/14/10-COW 12/14/10
- (D) BID OPENING - TABULATIONS
- (E) BERWYN DEVELOPMENT CORP.-BERWYN TOWNSHIP/HEALTH DISTRICT
 - 1. BDC-CITY COUNCIL CONSIDERATION OF PLAT OF VACATION FOR PORTIONS OF ALLEYS & ORDINANCE
 - 2. BDC-MODULAR NEWS RACK SYSTEM OPTIONS
- (F) REPORTS AND COMMUNICATIONS FROM THE MAYOR
 - 1. PROC. FRANK SIMEK
 - 2. PROC. CARMEN METIDO
 - 3. APPT. R. SWADE -ASSISTANT CHIEF
 - 4. APPT. K. CONIGLIO -DEPUTY CHIEF
- (G) REPORTS AND COMMUNICATIONS FROM THE CITY CLERK
 - 1. APPROVAL OF CLOSED COW MINUTES OF 11/9, 11/23, & 12/14/2010
- (H) COMMUNICATIONS FROM (ZONING) BOARD OF APPEALS
- (I) REPORTS AND COMMUNICATIONS FROM ALDERMEN, COMMITTEES OTHER BOARDS AND COMMISSIONS
 - 1. F&P COMM-POLICE SERGEANT PROMOTION-M. CIROLIA
 - 2. F&P COMM-POLICE OFFICER APPT. LATERAL TRANSFERS-M. BURKE, J. MACIAS
 - 3. F&P COMM-FIREFIGHTER APPT. M. AGNELLO & D. SIMEK
 - 4. F&P COMM-APPT R. HAMILTON-FIRE LIEUTENANT

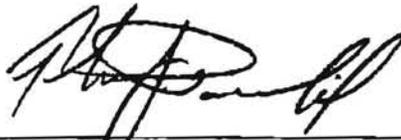
(J) STAFF REPORTS

1. DEFER-CITY ATTORNEY-SETTLE CASE NO. 10-CV-01362
2. DEFER-CITY ATTNY-SETTLE CASE NO. GC2010778454
3. CITY ATTNY-ORD AMENDING & REPLACING THE AUTOMATED TRAFFIC LAW ENFORCEMENT SYSTEM
4. CITY ATTNY-SETTLE CASE 06L122291
5. FINANCE DIR-LINE OF CREDIT PAYMENT
6. FIRE CHIEF-PROMOTION & SWEARING IN OF LT. R HAMILTON-ENGINEER M. WARTA-PROB FIREFIGHTERS-M. AGNELLO & D. SIMEK
7. IT DIR-REDESIGNED COMMUNITY CALENDAR
8. PUB WKS DIR.-REQ TO AWARD CONTRACT FOR UTILITY LOCATING SERVICE

(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-12/22/10-\$980,999.88
2. BUDGET CHAIR-PAYABLES-12/28/10-\$798,895.70
3. BOYAJIAN-HANDICAP SIGN-D. PLUMMER-3026 EAST-APPROVE
4. LAURETO-HANDICAP SIGN-A. NEWBERG-1302 HOME-APPROVE
5. LAURETO-HANDICAP SIGN-C. LONG-1315 HOME-APPROVE

ITEMS SUBMITTED ON TIME 25



THOMAS J. PAVLIK - CITY CLERK, CMC

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



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



ROBERT J. LOVERO
MAYOR

THOMAS J. PAVLIK
CITY CLERK

MINUTES
BERWYN CITY COUNCIL
DECEMBER 14, 2010

1. The regular meeting of the Berwyn City Council was called to order by Mayor Lovero at 8:01 p.m. Upon the call of the roll, the following responded present: Chapman, Boyajian, Paul, Skryd, Santoy, Avila, Laureto. Absent: Polashek. Thereafter, Boyajian, made a motion, seconded by Skryd, to excuse Alderman Polashek. The motion carried by a voice vote.
2. The Pledge of Allegiance was recited and a moment of silence was observed the deceased George Kazarian, husband of Blight Supervisor, Mary DelMedico, deceased retired Fire Lieutenant, Robert P. Rizman, deceased Josephine Falco, grandmother of Police Tactical Officer Guy Papa and mother of former Fire and Police Commissioner, Mike Falco and for the men and women on the streets of Berwyn protecting our safety.
3. The Open Forum portion of the meeting was announced. The Mayor recognized resident Kate Walzak, 3533 Clinton who commented on times for public hearings and the possibility of having electronic communication "e-mail blasts" for the electronic feed back via city website.
4. The minutes of the regular City Council meeting, and the Committee of the Whole, for November 23, 2010 were submitted. Thereafter, Avila made a motion, seconded by Skryd, to concur and approve as submitted. The motion carried by a voice vote.
5. Chapman made a motion seconded by Skryd to suspend the rules and bring forth items F-1 and F-2. The motion carried by a voice vote. Item F-1 is a proclamation from the Mayor honoring, Joseph J. Lanzillotti, as Man of the Year. Thereafter, Skryd made a motion, seconded by Avila, to concur and **adopt** the proclamation as presented. The motion carried by a voice vote. Thereafter, the mayor presented the proclamation to former Mayor Joseph Lanzillotti and congratulations was extended by all.
6. The Mayor submitted a proclamation honoring the Heritage Boy's 8th Grade Basketball Team. Thereafter, Boyajian made a motion, seconded by Skryd, to concur and **adopt** the proclamation as presented. The motion carried by a voice vote. Thereafter, the mayor recognized the members of the team.

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7. The Fire Chief submitted a communication requesting the opening of bids for RFP for demolition project at 6619 w. 16th St. and 1535 Clarence. Thereafter, Chapman made a motion, seconded by Avila, to concur and grant permission for the corporate authorities and any other interested parties to proceed to the Conference room to open, tabulate, and return same for reading. The motion carried by a voice vote.
8. The Township Supervisor submitted a communication requesting the formation of an ad hoc committee to look into involvement, and feasibility of a one day hazardous waste collection event. Thereafter, Chapman made a motion, seconded by Skryd, to add a member of the police department and refer the matter to the Mayor's office. The motion carried by a voice vote.
9. The Berwyn Development Corporation submitted a request for Commercial Loan Approval, for restaurant to be known Culver's, 6929-49 Roosevelt Road. Thereafter, the Mayor recognized Anthony Griffin, Executive Director of the Berwyn Development Corporation who reviewed same. Thereafter, Laureto made a motion, seconded by Avila, to concur and approve in an amount not to exceed \$305,000. The motion carried by a unanimous roll call vote.
10. The City Clerk submitted a communication regarding the 2011 City Council meetings and Holiday schedule. Thereafter, Boyajian made a motion, seconded by Skryd, to concur and approve as submitted and to authorize the Clerk to post and publish same. The motion carried by a unanimous roll call vote.
11. The Mayor submitted a communication from the Committee of the Whole regarding Let's Play, Inc., 6237 W. Ogden Avenue with an attached recommendation from the Zoning Board of Appeals. Thereafter, Chapman made a motion, seconded by Boyajian, to defer generally. After discussion, the motion was withdrawn. Thereafter, Boyajian made a motion, seconded Chapman, to deny the request. The motion carried by a unanimous roll call vote.
12. The Parking and Traffic Committee submitted a communication regarding referral item #17 of June 23, 2009, regarding parking study of 3400 block of Cuyler Avenue. Thereafter, Paul made a motion, seconded by Boyajian, to concur and remove the matter from the referral list and refer to Alderman Boyajian. The motion carried by a voice vote.

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13. The Parking and Traffic Committee submitted a communication regarding referral item #18 of June 9, 2009, Traffic Safety/One Way Streets. Thereafter, Paul made a motion, seconded by Laureto, to deny the request. The motion carried by a voice vote with Skryd voicing a contrary nay.
14. The Parking and Traffic Committee submitted a communication regarding referral item #25 of September 28, 2010, for School District Special Visitor Parking Passes. Thereafter, Paul made a motion, seconded by Skryd, to accept the matter as informational.
15. The Parking and Traffic Committee submitted a communication regarding referral item #10 of October 26, 2010, Regulatory Requirements for Municipal Traffic Signs. Thereafter, Paul made a motion, seconded by Boyajian, to concur and accept the matter as Informational and remove the item from the referral list. The motion carried by a voice vote.
16. The Parking and Traffic Committee submitted a communication regarding referral item #10 of November 9, 2010, Ordinance Implementing a Program to Charge Mitigation Rates for Emergency Service. Thereafter, Skryd made a motion, seconded by Chapman, to refer the matter to the Committee of the Whole and remove from referral list. The motion carried by a voice vote.
17. The Public Works Committee submitted a communication regarding matters discussed at the December 6, 2010 committee meeting. Topics Included Overall Winter Preparedness, Household Hazardous Waste Collection, and Storm Water Management. Thereafter, Boyajian made a motion, seconded by Skryd, to accept the matter as informational and remove items from referral list. The motion carried by a voice vote.
18. The City Attorney submitted a communication along with an ordinance entitled:
AN ORDINANCE AMENDING THE TRAFFIC CODE OF THE CITY OF BERWYN REGARDING VEHICLE SEIZURE AND IMPOUNDMENT
Thereafter, Chapman made a motion, seconded by Avila, to concur and **adopt** the ordinance as presented and to authorize the corporate authorities to affix their signatures thereto. The motion carried by a unanimous roll call vote.
19. The City Attorney submitted a communication requesting settlement of Case No.10-CV-01362. Thereafter, Chapman made a motion, seconded by Boyajian, to defer the matter for two (2) weeks. The motion carried by a voice vote.

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20. The City Attorney submitted a communication requesting settlement of Case No.10-CV-3112 in the amount of \$28,000. Thereafter, Chapman made motion, seconded by Skryd, to concur and approve for payment. The motion carried by a unanimous roll call vote.
21. The City Attorney submitted a communication requesting settlement of Claim No. GC2010778454. Thereafter, Chapman made a motion, seconded by Boyajian, to defer the matter for two (2) weeks. The motion carried by a voice vote.
22. The Finance Director submitted a communication regarding the Internal Service Fund. Thereafter, Chapman made a motion, seconded by Skryd, to concur and approve as submitted. The motion carried by a unanimous roll call vote.
23. The Finance Director submitted a communication regarding the Transfer from the Debt Service Fund along with an ordinance entitled:
AN ORDINANCE PROVIDING FOR THE TRANSFER OF FUNDS FROM THE DEBT SERVICE FUND TO THE GENERAL FUND AND INTERNAL SERVICE FUND OF THE CITY OF BERWYN, COOK COUNTY, ILLINOIS
Thereafter, Chapman made a motion, seconded by Avila, to concur and adopt the ordinance and presented and to authorize the corporate authorities to affix their signatures thereto. The motion carried by a unanimous roll call vote.
24. The Finance Director submitted a communication regarding the 2010 Budget Amendment along with an ordinance entitled:
A SUPPLEMENTAL GENERAL FUND APPROPRIATION ORDINANCE FOR THE 2010 FISCAL YEAR IN THE CITY OF BERWYN, COOK COUNTY, ILLINOIS
Thereafter, Skryd made a motion, seconded by Chapman, to concur and **adopt** the ordinance and presented and to authorize the corporate authorities to affix their signatures thereto. The motion carried by the following roll call: Yeas: Chapman, Boyajian, Skryd, Santoy, Avila, Laureto. Nays: Paul.
25. The Finance Director submitted a communication along with an attached ordinance entitled:
A SUPPLEMENTAL MOTOR FUEL TAX APPROPRIATION ORDINANCE FOR THE 2010 FISCAL YEAR IN THE CITY OF BERWYN, COOK COUNTY, ILLINOIS
Thereafter, Chapman made a motion, seconded by Skryd, to concur and **adopt** the ordinance and presented and to authorize the corporate

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authorities to affix their signatures thereto. The motion carried by a unanimous roll call vote.

26. The Finance Director submitted a communication along with an attached ordinance entitled:
A SUPPLEMENTAL DEBT SERVICE FUND APPROPRIATION ORDINANCE FOR THE 2010 FISCAL YEAR IN THE CITY OF BERWYN, COOK COUNTY, ILLINOIS
Thereafter, Skryd made a motion, seconded by Avila, to concur and **adopt** the ordinance and presented and to authorize the corporate authorities to affix their signatures thereto. The motion carried by a unanimous roll call vote.
27. The Finance Director submitted a communication along with an attached ordinance entitled:
A SUPPLEMENTAL CERMAK TIF APPROPRIATION ORDINANCE FOR THE 2010 FISCAL YEAR IN THE CITY OF BERWYN, COOK COUNTY, ILLINOIS
Thereafter, Chapman made a motion, seconded by Skryd, to concur and **adopt** the ordinance and presented and to authorize the corporate authorities to affix their signatures thereto. The motion carried by a unanimous roll call vote.
28. The Finance Director submitted a communication regarding an Amendment to the Cafeteria Plan. Thereafter, Chapman made a motion, seconded by Skryd, to concur and approve as submitted. The motion carried by a unanimous roll call vote.
29. The Finance Director submitted a communication regarding 2010 Tax Levy Ordinance along with an ordinance entitled:
AN ORDINANCE LEVYING TAXES FOR GENERAL CORPORATE AND SPECIAL PURPOSES FOR THE TAX YEAR 2010, FISCAL YEAR BEGINNING JANUARY 1, 2011 AND ENDING DECEMBER 31, 2011 FOR THE CITY OF BERWYN, COOK COUNTY, ILLINOIS
Thereafter, Chapman, made a motion, seconded by Skryd, to concur and **adopt** the ordinance and presented and to authorize the corporate authorities to affix their signatures thereto. The motion carried by the following roll call: Yeas: Chapman, Boyajian, Skryd, Santoy, Avila, Laureto. Nays: Paul.
30. The Finance Director submitted a communication regarding 2010 Tax Levy Abatement ordinance entitled:
AN ORDINANCE PROVIDING FOR THE PARTIAL ABATEMENT OF THE 2010 TAX LEVY FOR THE GENERAL OBLIGATION CORPORATE

PURPOSE BONDS, SERIES 2001, OF THE CITY OF BERWYN, COOK COUNTY, ILLINOIS

Thereafter, Chapman made a motion, seconded by Skryd, to concur and **adopt** the ordinance and presented and to authorize the corporate authorities to affix their signatures thereto. The motion carried by a unanimous roll call vote.

31. The Finance Director submitted a communication regarding 2010 Tax Levy Abatement ordinance entitled:

AN ORDINANCE PROVIDING FOR THE ABATEMENT OF THE 2010 TAX LEVY FOR THE GENERAL OBLIGATION CORPORATE PURPOSE BONDS, SERIES 2002A, OF THE CITY OF BERWYN, COOK COUNTY, ILLINOIS

Thereafter, Skryd, made a motion, seconded by Avila, to concur and **adopt** the ordinance and presented and to authorize the corporate authorities to affix their signatures thereto. The motion carried by a unanimous roll call vote.

32. The Finance Director submitted a communication regarding 2010 Tax Levy Abatement ordinance entitled:

AN ORDINANCE PROVIDING FOR THE ABATEMENT OF THE 2010 TAX LEVY FOR THE GENERAL OBLIGATION CORPORATE PURPOSE BONDS, SERIES 2002B, OF THE CITY OF BERWYN, COOK COUNTY, ILLINOIS

Thereafter, Chapman, made a motion, seconded by Boyajian, to concur and **adopt** the ordinance and presented and to authorize the corporate authorities to affix their signatures thereto. The motion carried by a unanimous roll call vote.

33. The Finance Director submitted a communication regarding 2010 Tax Levy Abatement ordinance entitled:

AN ORDINANCE PROVIDING FOR THE ABATEMENT OF THE 2010 TAX LEVY FOR THE GENERAL OBLIGATION CORPORATE PURPOSE BONDS, SERIES 2004, OF THE CITY OF BERWYN, COOK COUNTY, ILLINOIS

Thereafter, Skryd, made a motion, seconded by Avila, to concur and **adopt** the ordinance and presented and to authorize the corporate authorities to affix their signatures thereto. The motion carried by a unanimous roll call vote.

34. The Finance Director submitted a communication regarding 2010 Tax Levy Abatement ordinance entitled:

AN ORDINANCE PROVIDING FOR THE ABATEMENT OF THE 2010 TAX LEVY FOR THE GENERAL OBLIGATION CORPORATE PURPOSE

BONDS, SERIES 2007A, OF THE CITY OF BERWYN, COOK COUNTY, ILLINOIS

Thereafter, Chapman, made a motion, seconded by Skryd, to concur and **adopt** the ordinance and presented and to authorize the corporate authorities to affix their signatures thereto. The motion carried by a unanimous roll call vote.

35. The Finance Director submitted a communication regarding 2010 Tax Levy Abatement ordinance entitled:

AN ORDINANCE PROVIDING FOR THE ABATEMENT OF THE 2010 TAX LEVY FOR THE GENERAL OBLIGATION CORPORATE PURPOSE BONDS, SERIES 2007B, OF THE CITY OF BERWYN, COOK COUNTY, ILLINOIS

Thereafter, Skryd, made a motion, seconded by Avila, to concur and **adopt** the ordinance and presented and to authorize the corporate authorities to affix their signatures thereto. The motion carried by a unanimous roll call vote.

36. The Finance Director submitted a communication regarding 2010 Tax Levy Abatement ordinance entitled:

AN ORDINANCE PROVIDING FOR THE ABATEMENT OF THE 2010 TAX LEVY FOR THE GENERAL OBLIGATION CORPORATE PURPOSE BONDS, SERIES 2010, OF THE CITY OF BERWYN, COOK COUNTY, ILLINOIS

Thereafter, Chapman made a motion, seconded by Skryd, to concur and **adopt** the ordinance and presented and to authorize the corporate authorities to affix their signatures thereto. The motion carried by a unanimous roll call vote.

37. The Police Chief submitted a promotion request for one (1) Police Sergeant. Thereafter, Boyajian made a motion, seconded by Chapman, to concur and grant permission to promote one (1) sergeant. The motion carried by a unanimous roll call vote.

38. The Police Chief submitted a communication requesting to hire two (2) Lateral Entry Patrol Officers. Thereafter, Chapman made a motion, seconded by Boyajian, to concur, waive the hiring freeze, and grant permission. The motion carried by the following roll call: Yeas: Chapman, Boyajian, Paul, Santoy, Avila, Laureto. Nays: Skryd.

39. The Police Chief submitted a communication regarding GovPayNet Services for government agencies. Thereafter, Chapman made a motion, seconded by Avila, to concur and approve as submitted. The motion carried by a unanimous roll call vote.

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40. The Fire Chief submitted a communication regarding the retirement announcement of Assistant Chief, Frank Simek and Engineer Carmen Metido and request hiring replacement firefighters for both positions. Thereafter, Skryd made a motion, seconded by Avila to accept the retirements as informational with thanks to both for years of service and to concur, waive the hiring freeze, and authorize the two (2) replacement firefighters off the eligibility list. The motion carried by a unanimous roll call vote.
41. The Berwyn Fire Chief submitted a communication requesting to purchase of two (2) new 2010 ambulances. Thereafter, Chapman made a motion, seconded by Boyajian, to concur and waive the bidding process and grant permission. The motion carried by a unanimous roll call vote.
42. The Public Works Director submitted a communication regarding the 2011 Motor Fuel Tax, Street Light/Traffic Signal Maintenance contract with a recommendation to reject all bids and extend the Lyons & Pinner Electric Companies contract for a period of one year, at an approximate cost of \$220,000. Thereafter, Chapman made a motion, seconded by Santoy, to concur. The motion carried by a unanimous roll call vote.
43. Boyajian made a motion, seconded by Skryd, to bring forth item D-1 bids for demolition of 6619 W. 16th St. and 1535 Clarence. The motion carried by a voice vote. The bid tabulations were as follows:
Anthem Excavation & Demolition, Inc., \$19,700, Donco Hauling, Inc., 6619 16th St. \$21,165 and 1535 Clarence, \$31,365, D.M.D., Services Demolition Contractors, \$25,000, Water's Edge Technology LLC, \$97,110, Chicago Interior Wrecking \$27,200, Impactor Inc. \$23,000. Thereafter, Boyajian made a motion, seconded by Skryd, to refer the matter to the Fire Department and City Administrator for recommendation. The motion carried by a voice vote.
44. The Community Development Director submitted a communication with an attached Resolution entitled:
A Resolution Supporting the West Cook county Housing Collaborative's Disaster Recovery Program Grant Application
Thereafter, Skryd made a motion, seconded by Santoy, 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.

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45. The Consent Agenda K-1 through K-10 were submitted
K-1-Budget Chair, payroll for November 24, 2010, \$856,381.93 and December 8, 2010, \$915,239.68
K-2-Budget Chair, payables for December 14, 2010, \$2,103,804.48
K-3-Mayor-Notification of Written Order Entered at the Conclusion of a Business License Hearing Proceeding
K-4- Mayor-Notification of Written Order Entered at the Conclusion of a Business License Hearing Proceeding
K-5-Boyajian, handicap sign, H. Kishbeh, 3834 Lombard, Approve
K-6-Boyajian, handicap sign, R. Sinder, 3319 Clarence, Approve
K-7-Skryd, handicap sign, L. Campa, 2408 Lombard, Approve
K-8-Avila, handicap sign, M. Adkinson, 6839 W. 21st. St, Approve
K-9-Licensing & Collections, business licenses issued November, 2010
K-10-Building Director, building permits issued November, 2010
Thereafter, Avila made a motion, seconded by Skryd, to concur and approve by Omnibus Vote Designation. The motion carried by a voice vote.
46. Alderman Paul called a Parking and Traffic Committee meeting for Tuesday, January 4, 2011 at 5:00 pm.
47. There being no further business to come before the meeting, same was, after a motion by Laureto, seconded by Avila, to adjourn at the hour of 8:55 p.m. The motion carried by a voice vote.

Respectfully submitted,



Thomas J. Pavlik, CMC
City Clerk

COMMITTEE OF THE WHOLE
DECEMBER 14, 2010

1. The Committee of the Whole was called to order at 6:30 p.m. Upon the call of the roll, the following responded presented: Chapman, Boyajian, Paul, Skryd, Santoy, Avila, Laureto. Absent: Polashek.
2. Boyajian made a motion, seconded by Santoy, to excuse Alderman Polashek. The motion carried by a voice vote.
3. The Mayor recognized Finance Director, John Wysocki and City Administrator Brian Pabst for a presentation of Levy and Abatement Ordinances and 2010 Supplemental Appropriation Ordinance. Wysocki reviewed short falls in revenues and State Income tax for 2008, 2009, and 2010 including Sales tax, Home Rule Tax, Real Estate Transfer Tax, Municipal Utility Taxes and explained the delays in receiving Income taxes from the State of Illinois.
 - Wysocki took questions from the audience asking about projections for future revenues. Wysocki explained that revenues have declined since 2008 and state payments have been in the red more than they have ever been and explained that we did not have any reserves to fall back on and that this Administration has been working hard on rebuilding reserves. Wysocki reviewed the strategies for spending, management, and cost cutting measures, Immediate measures which included Debt Restructuring and are using those savings for pension funding. Wysocki explained the Debt Service Levy has reduced over the last 3 years and are holding the line this year. Further questions from the audience regarding the percent of the overall budget for Debt Service
Wysocki answered, approximately 5%.
 - Wysocki reviewed comparisons to Oak Park and Cicero levies.
 - Question from the audience regarding cutting Fire Department cutting \$700,000 from the budget and is that a direct reflection on the paramedic services?
The Mayor recognized Fire Chief, Denis O'Halloran, who explained the savings and its relation to not having to expend anticipated funds for training firefighters as paramedics, and explained that this will occur more in the next years' budget. The Mayor then explained the actual savings by bring the Paramedic Service in-house versus a contractor, is approximately \$200,000 yearly, and explained that Paramedic Contractor, PSI, had a 3% yearly increase built in their contract.

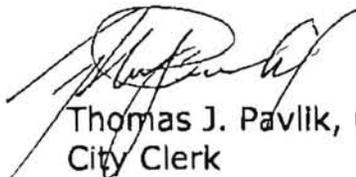
COMMITTEE OF THE WHOLE
DECEMBER 14, 2010

Alderman Paul questioned future cost savings. The Mayor responded once again, \$200,000 annually.

- The Mayor accepted questions and comments from the audience. Some concerns were for seniors losing their homes due to the tax increases. The Mayor then suggested all seniors contact the Assessor yearly to insure that senior freezes and home owners exemptions are being renewed and applied to their property taxes.
- The Mayor then addressed future pension funding and how new state statutes are being put into place so that pension funds are fully funded by the year 2018.
- The Mayor continued to accept questions and comments from the audience regarding the levy and the cost cutting measures initiated by this administration which included residents wanting across the board lay offs in every department. The Mayor reiterated that he will not cut city services and that staffing is at minimum levels at this time, to provide services to the residents. The residents asked that the Mayor freeze all salaries and renegotiate on salary increases with the city unions. The Mayor stated that he was not willing to compromise and risk having those union contracts go to arbitration and having an arbitrator order even higher increases.

4. The Mayor asked for a motion to close the Committee of the Whole at 7:35 p.m. Thereafter, Avila made a motion, seconded by Skryd, to close the Committee of the Whole for pending litigation. The motion carried by a voice vote.
5. Boyajian made a motion, seconded by Skryd, to reopen the Committee of the Whole at 7:55 p.m. The motion carried by a voice vote.
6. Santoy made a motion, seconded by Laureto, to adjourn the Committee of the Whole at 7:55 p.m. The motion carried by a voice vote.

Respectfully submitted,



Thomas J. Pavlik, CMC
City Clerk



D. Bid Openings Tabulations



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



E-1

December 21, 2010

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

Re: City Council Consideration of Plat of Vacation for Portions of Alleys

Please find attached a draft ordinance authorizing the vacation of portions of alleys between Harlem Avenue and Maple Avenue, north of Cermak Road. Additionally, please find attached the minutes and exhibits for the Public Hearing held for the vacation of the alleys.

The ordinance is needed to aid the redevelopment of the Berwyn Gateway Center project. Vacating the portion of the alleys at the site is needed for the consolidation of all the parcels involved in the project, which will in turn make the transaction of those parcels from the City of Berwyn to Berwyn Gateway Partners LLC, a simpler and quicker process.

Please let BDC staff know if you have any questions or concerns.

Respectfully Submitted,

A handwritten signature in black ink that reads "Tim Angell". The signature is written in a cursive, flowing style.

Tim Angell, AICP
Senior Project Manager

THE CITY OF BERWYN
COOK COUNTY, ILLINOIS

ORDINANCE

NUMBER _____

**AN ORDINANCE OF THE CITY OF BERWYN, COOK COUNTY, ILLINOIS,
AUTHORIZING THE VACATION OF CERTAIN PORTIONS OF ALLEYS BETWEEN
HARLEM AVENUE AND MAPLE AVENUE LYING NORTH OF CERMAK ROAD**

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
Alderman

ORDINANCE NUMBER _____

**AN ORDINANCE OF THE CITY OF BERWYN, COOK COUNTY, ILLINOIS,
AUTHORIZING THE VACATION OF CERTAIN PORTIONS OF ALLEYS BETWEEN
HARLEM AVENUE AND MAPLE AVENUE LYING NORTH OF CERMAK ROAD**

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 Illinois Municipal Code, 65 ILCS 5/11-91-1, *et seq.*, (the "*Code*"), authorizes the Mayor and City Council of the City of Berwyn (the "*Corporate Authorities*") to determine whether or not the public interest is served by vacating any street or alley, or part thereof, within its corporate boundaries, by an ordinance duly adopted by an affirmative vote of three-fourths of the aldermen then holding office; and

WHEREAS, a Petitioner, City of Berwyn (the "*Petitioner*"), is seeking the vacation of certain portions of alleys abutting City property, as part of a redevelopment project contemplated on said right-of-way and on other City owned and adjacent parcels; and

WHEREAS, the Code provides that upon the vacation of an alley, or any part thereof, by the City, title to the land included therein will vest in the then owners of the land abutting thereon; and

WHEREAS, a public hearing to consider the proposed request to vacate the portions of the alleys was duly advertised on November 25, 2010, in the *Lawndale News*, a newspaper of

general circulation within the City, a copy of the legal notice and the certificate of publication of said legal notice being attached hereto and made a part hereof as Exhibit A; and

WHEREAS, on or about November 25, 2010, legal notice of the public hearing was mailed by both United States certified and regular mail to the owners of the properties abutting and lying adjacent to those portions of the alleys being contemplated for vacation to advise said of the public hearing to discuss the vacation of the portions of the alleys, herein described; and

WHEREAS, on December 10, 2010, a public hearing was held in the City Hall of the City at which time owners of abutting, adjacent and nearby properties as well as interested parties were given an opportunity to be heard; and

WHEREAS, the Corporate Authorities have determined that the relief to the public from the further burden and responsibility of maintaining the 16 foot wide by 264.14 foot long east/west public alley lying between Harlem Avenue and Maple Avenue approximately 125 feet north of Cermak Avenue and an approximately 35 foot portion of a 20 foot wide north/south public alley lying approximately 104.01 feet east of Harlem Avenue and 140.15 feet west of Maple Avenue and 141 feet north of Cermak Avenue (the "*Property*") does constitute a valid public interest authorizing the vacation thereof, the Property being further identified and legally described, as follows:

The 16 foot alley lying between the East line of Harlem Avenue and the West line of Maple Avenue lying North of the North line of Lots 481 through 491, both inclusive, and the 20 foot alley lying between Lots 480 and 492 (excepting therefrom that part thereof described in Condemnation Judgment Order entered in Case No. 63C1247 and registered as Document No. 22-67-658) all in Berwyn Gardens, a Subdivision of the South 1271.30 feet of the Southwest Quarter of Section 19, Township 39 North, Range 13 East of the Third Principal Meridian, in Cook County, Illinois.

WHEREAS, the Property being vacated is further depicted on the Plat of Vacation, a copy of which is attached hereto and made a part hereof as Exhibit B; and

WHEREAS, the Corporate Authorities have determined that the vacation of the Property is conditioned upon and subject to all easement provisions and rights, the acceptance of which shall be unconditionally agreed to by the Petitioner by acceptance of the Property; and

WHEREAS, the Corporate Authorities have further determined in order to advance the economic development goals of the City that it is in the best interest of the health, safety and welfare of its residents to vacate the Property to further the redevelopment and expansion of the commercial properties abutting the Property.

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 found to be true and correct and are hereby incorporated herein and made a part hereof, as if fully set forth in their entirety.

Section 2. The Corporate Authorities find that it is in the public interest to vacate the Property, as specified herein.

Section 3. The Plat of Vacation, as presented to this meeting of the City Council, a copy of which is attached hereto as Exhibit B, is hereby approved with such necessary changes as may be authorized by the Mayor and City Engineer to effectuate said vacation and title to that portion of the Property legally described and depicted therein shall vest in equal proportion to the abutting properties as therein specified on the Plat of Vacation.

Section 4. The Mayor and City Clerk are hereby authorized to take any and all action and execute any and all documents required to implement said vacation and the City Attorney

and City Engineer are hereby authorized to take any and all action to implement said vacation and record this Ordinance and the Plat of Vacation with the County of Cook.

Section 5. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any other provision of this Ordinance.

Section 6. All ordinances, resolutions, motions or orders in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 7. Any non-preemptive state statute in conflict hereof with this Ordinance is hereby superseded to the full extent of such conflict pursuant to the exercise of the Home Rule Powers of the City.

Section 8. This Ordinance shall be in full force and effect upon its passage, approval and publication as provided by law.

(Intentionally Left Blank)

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

| | YES | NO | ABSTAIN | 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 December 2010.

ROBERT J. LOVERO, MAYOR

ATTEST:

THOMAS J. PAVLIK, CITY CLERK

Exhibit A

Legal Notice and Certificate of Publication

**LEGAL NOTICE
NOTICE OF PUBLIC HEARING
CITY OF BERWYN, COOK COUNTY, ILLINOIS**

PUBLIC NOTICE is hereby given that a public hearing will be held on Friday, December 10, 2010, at 10:00 a.m., in the City Hall of the City of Berwyn, 6700 West 26th Street, Berwyn, Illinois 60402, to consider the vacation of a 16 foot wide by 264.14 foot long east/west public alley lying between Harlem Avenue and Maple Avenue approximately 125 feet north of Cermak Avenue and an approximately 35 foot portion of a 20 foot wide north/south public alley lying approximately 104.01 feet east of Harlem Avenue and 140.15 feet west of Maple Avenue and 141 feet north of Cermak Avenue (the "*Property*").

The purpose of this public notice is to inform all interested parties about the public hearing and the proposal to vacate said public right-of-way before the City Council will consider an ordinance to vacate the Property, the Property being further identified and legally described, as follows:

The 16 foot alley lying between the East line of Harlem Avenue and the West line of Maple Avenue lying North of the North line of Lots 481 through 491, both inclusive, and the 20 foot alley lying between Lots 480 and 492 (excepting therefrom that part thereof described in Condemnation Judgment Order entered in Case No. 63C1247 and registered as Document No. 22-67-658) all in Berwyn Gardens, a Subdivision of the South 1271.30 feet of the Southwest Quarter of Section 19, Township 39 North, Range 13 East of the Third Principal Meridian, in Cook County, Illinois.

The petitioner, City of Berwyn, is seeking the vacation of the Property as part of a redevelopment project contemplated on the Property and on other adjacent parcels.

YOU ARE HEREBY invited to attend said public hearing and will be given an opportunity to be heard in respect to any issue pertaining to the proposed vacation of the Property. A map depicting the exact location of the Property is available for examination in the office of the City Clerk, City Hall, City of Berwyn, 6700 West 26th Street, Berwyn, Illinois 60402. In the event of questions, please contact Thomas J. Pavlik, City Clerk, 6700 West 26th Street, Berwyn, Illinois 60402, or at (708) 788-2660, or Tim Angell, Senior Project Manager, Berwyn Development Corporation, 3322 South Oak Park Avenue, Berwyn, Illinois 60402, or at (708) 788-8100.

/s/Thomas J. Pavlik, City Clerk

**LEGAL NOTICE
NOTICE OF PUBLIC HEARING
CITY OF BERWYN, COOK COUNTY, ILLINOIS**

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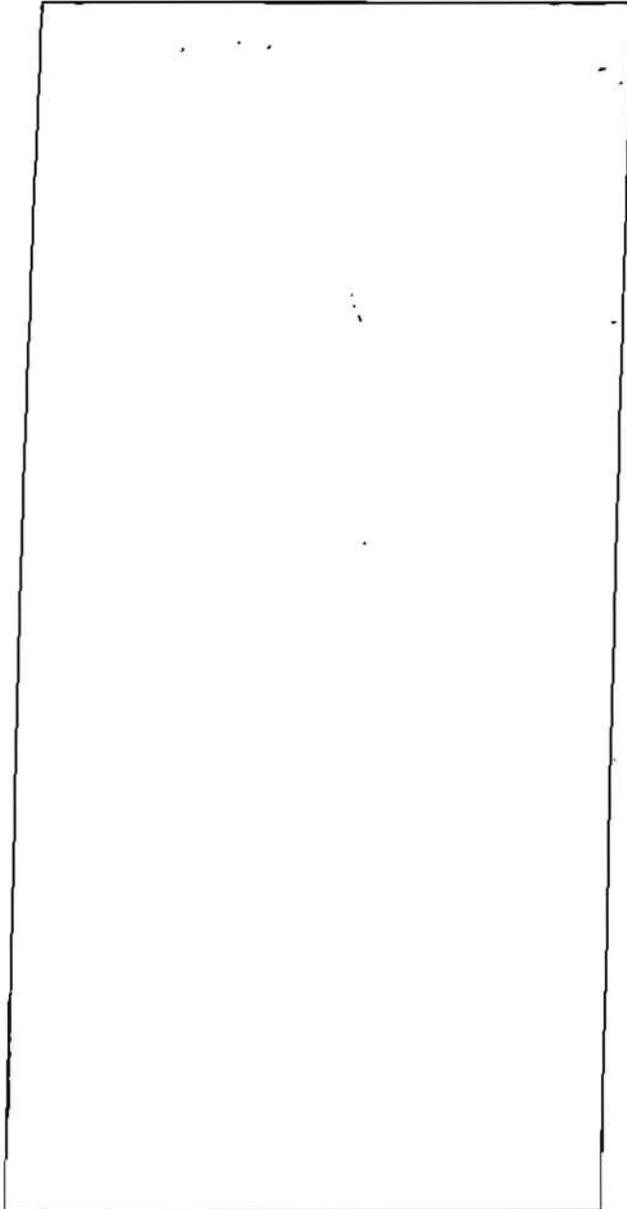
The purpose of this public notice is to inform all interested parties about the public hearing and the proposal to vacate said public right-of-way before the City Council will consider an ordinance to vacate the Property, the Property being further identified and legally described, as follows:

The 16 foot alley lying between the East line of Harlem Avenue and the West line of Maple Avenue lying North of the North line of Lots 481 through 491, both inclusive, and the 20 foot alley lying between Lots 480 and 492 (excepting therefrom that part thereof described in Condemnation Judgment Order entered in Case No. 63C1247 and registered as Document No. 22-67-658) all in Berwyn Gardens, a Subdivision of the South 1271.30 feet of the Southwest Quarter of Section 19, Township 39 North, Range 13 East of the Third Principal Meridian, in Cook County, Illinois.

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/s/Thomas J. Pavlik, City Clerk



CERTIFICATION OF PUBLICATION

CASE NO.: *NOTICE OF
PUBLIC HEARING*

The Lawndale News does hereby certify

The said Lawndale News is a secular newspaper that has been published WEEKLY in the city of Chicago, County of Cook, State of Illinois, continuously or more than one year prior to the first date of publication of the notice appended, that it is a newspaper as defined in "An Act to revise the law in relation to notices," as amended Illinois Compiled Statutes, (715 ILCS 5/1 & 5/5), and that the notice appended was published in the said Lawndale News on

11-25-10

(Date of Publication)

(Date of Publication)

(Date of Publication)

In witness whereof, the undersigned has caused this certificate to be signed and its corporate seal affixed at Chicago, Illinois.

(Date) *11-25-10*

THE LAWNDALE NEWS

By *[Signature]*

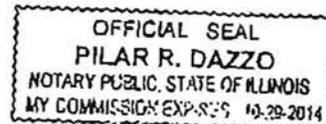


Exhibit B

Plat of Vacation

City of Berwyn
Vacation of Portion of Public Alleys
Between Harlem Avenue & Maple Avenue
Public Hearing
Minutes

Friday, December 10, 2010 – 10:00 a.m.
Berwyn City Hall – 6700 W. 26th Street

A Public Hearing was held on Friday, December 10, 2010.

I. CALL TO ORDER

The hearing was called to order at 10:05 a.m. by Hearing Chairman Brian Pabst.

Present:

Brian Pabst/City Administrator, City of Berwyn
P. Joseph Montana (Legal Counsel for the Hearing)
Anthony Griffin/Executive Director, Berwyn Development Corporation
Timothy Angell/Senior Project Manager, Berwyn Development Corporation

II. READING OF LEGAL NOTICE

Chairman Pabst requested that Mr. Montana read the legal notice into the record:

At this time, Mr. Montana read the legal notice for this hearing into the record. He also noted its publication date on November 25, 2010 and that the properties in question consist of a “a 16 foot wide by 264.14 foot long east/west public alley lying between Harlem Avenue and Maple Avenue approximately 125 feet north of Cermak Avenue and an approximately 35 foot portion of a 20 foot wide north/south public alley lying approximately 104.01 feet east of Harlem Avenue and 140.15 feet west of Maple Avenue and 141 feet north of Cermak Avenue.” In addition, Mr. Montana submitted the following exhibits for addition to the record:

- Exhibit A: Agenda for this hearing
- Exhibit B: Legal Notice for this hearing.
- Exhibit C: Lawndale News Certificate of Publication for the Legal Notice for this hearing
- Exhibit D: Plat of Vacation for the area in question dated October 22, 2010
- Exhibit E: Sidwell Maps (19E) for the parcels in question and surrounding parcels

Mr. Montana informed those present that copies of the aforementioned exhibits are available at this time.

III. PRESENTATION

Mr. Montana proceeded with a brief presentation and clarified the exact location of the properties in question by referencing the Plat of Vacation and Sidwell maps. In addition, Mr. Montana noted that notification letters were sent to each adjacent property owner and tax assessee via regular U.S. Mail and via Certified/Return Receipt U.S. Mail. At this time, Mr. Montana requested the following be submitted for the record:

Exhibit F: Copies of notification letters to each property owner and assessee, U.S. Certified Mail Return Receipts for each letter (unless pending).

At this time, Chairman Pabst requested that Mr. Griffin give a brief presentation. Mr. Griffin stated that the plat of vacation was needed for the creation of a consistent land plan for the entire block, the redevelopment of the block to eliminate blight conditions, the promotion of the public interest, and improving the ingress and egress for the site for better public safety.

IV. DISCUSSION

There was no discussion.

V. PUBLIC COMMENT

There was no public comment.

V. ADJOURNMENT

Being no further business for this hearing, Chairman Pabst declared both the Public Comment and the hearing closed at 10:20 a.m.

Respectfully submitted,

Timothy Angell

Exhibit A

Public Hearing Agenda

AGENDA
PUBLIC HEARING

**CITY HALL
CITY OF BERWYN
2600 WEST 26TH STREET
BERWYN, ILLINOIS 60402**

**VACATION OF PORTION OF PUBLIC ALLEYS
BETWEEN HARLEM AVENUE AND MAPLE AVENUE**

FRIDAY, DECEMBER 10, 2010 - 10:00 A.M.

1. CALL TO ORDER - City Administrator Brian Pabst
2. READING OF LEGAL NOTICE
3. PRESENTATION - Consideration of the vacation of certain portions of public alleys between Harlem Avenue and Maple Avenue, as identified and described, as follows:

The 16 foot alley lying between the East line of Harlem Avenue and the West line of Maple Avenue lying North of the North line of Lots 481 through 491, both inclusive, and the 20 foot alley lying between Lots 480 and 492 (excepting therefrom that part thereof described in Condemnation Judgment Order entered in Case No. 63C1247 and registered as Document No. 22-67-658) all in Berwyn Gardens, a Subdivision of the South 1271.30 feet of the Southwest Quarter of Section 19, Township 39 North, Range 13 East of the Third Principal Meridian, in Cook County, Illinois.

4. DISCUSSION
5. PUBLIC COMMENT
6. ADJOURNMENT

Exhibit B

Public Hearing Legal Notice

**LEGAL NOTICE
NOTICE OF PUBLIC HEARING
CITY OF BERWYN, COOK COUNTY, ILLINOIS**

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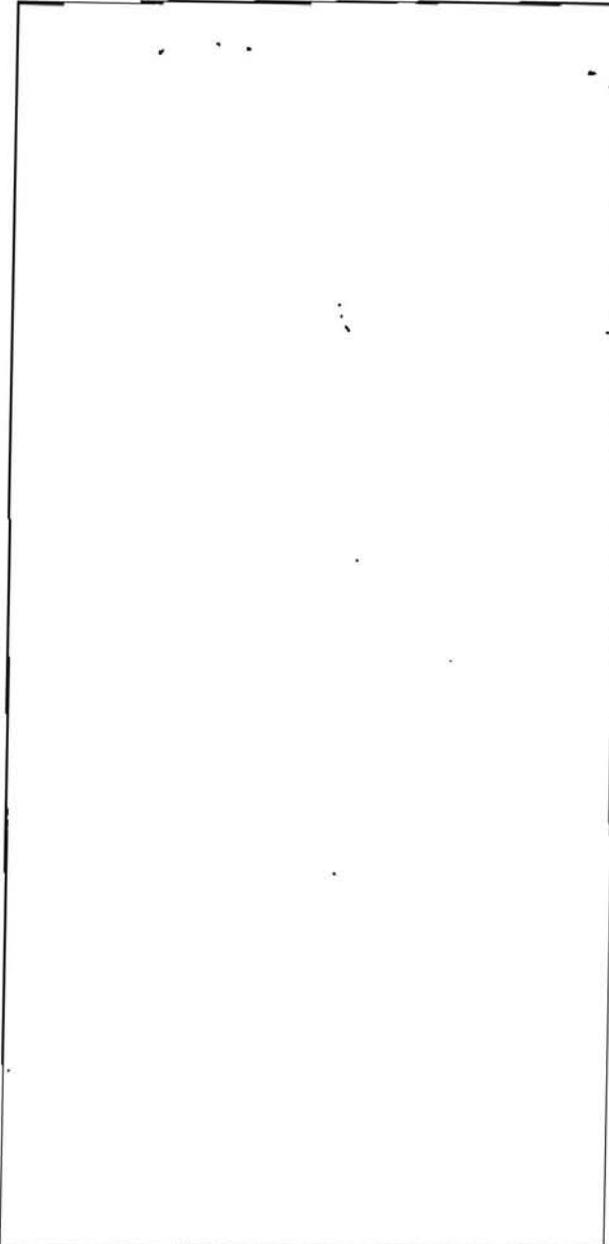
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/s/Thomas J. Pavlik, City Clerk

Exhibit C

Public Hearing Legal Notice Certificate of Publication



CERTIFICATION OF PUBLICATION

CASE NO.: *NOTICE OF
PUBLIC HEARING*

The Lawndale News does hereby certify

The said Lawndale News is a secular newspaper that has been published WEEKLY in the city of Chicago, County of Cook, State of Illinois, continuously or more than one year prior to the first date of publication of the notice appended, that it is a newspaper as defined in "An Act to revise the law in relation to notices," as amended Illinois Compiled Statutes, (715 ILCS 5/1 & 5/5), and that the notice appended was published in the said Lawndale News on

11-25-10

(Date of Publication)

(Date of Publication)

(Date of Publication)

In witness whereof, the undersigned has caused this certificate to be signed and its corporate seal affixed at Chicago, Illinois.

(Date) *11-25-10*

THE LAWNDALE NEWS

By *[Signature]*

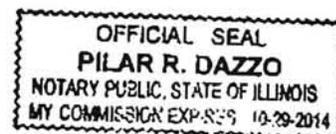


Exhibit D

Plat of Vacation

Exhibit E

Sidwell Maps for Parcels Involved in Plat of Vacation & Surrounding Parcels

Exhibit F

Copies of Notification Letters to Each Property Owner and Assessee



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

OFFICES IN CHICAGO
DUPAGE AND WILL COUNTIES

www.odelsonsterk.com

November 22, 2010

U.S. CERTIFIED AND REGULAR MAIL

City of Berwyn
Attn: Thomas J. Pavlik, City Clerk
6700 West 26th Street
Berwyn, Illinois 60402

To Whom It May Concern:

I serve as a city attorney to the City of Berwyn, Cook County, Illinois, and am writing to you on its behalf.

Enclosed herein, please find a copy of a legal notice regarding a public hearing as well as a copy of a Plat of Vacation. The public hearing was scheduled by the City in order to discuss the vacation of a certain portion of property, as described in the legal notice and as illustrated on the Plat of Vacation.

You are invited to attend the public hearing and will be given an opportunity to discuss any issue or concern you may have with regard to the vacation of this property by the City. The public hearing will be held on Friday, December 10, 2010 at 10:00 a.m. in the City Hall, City of Berwyn, 6700 West 26th Street, Berwyn, Illinois 60402.

Of course, if you have any questions beforehand, please contact City Clerk Thomas J. Pavlik, City Hall, City of Berwyn at (708) 788-2660 or Tim Angell, Berwyn Development Corporation at (708) 788-8100.

Very truly yours,

CITY OF BERWYN

P. JOSEPH MONTANA
ODELSON & STERK

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com.

OFFICIAL USE

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| Postage | \$ |
| Certified Fee | |
| Return Receipt Fee (Endorsement Required) | |
| Restricted Delivery Fee (Endorsement Required) | |

11/22/10
 Postmark
 Here

City of Berwyn
 Thomas J. Pavlik, City Clerk
 6700 West 26th Street
 Berwyn, Illinois 60402

PS Form 3800, August 2006

See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

City of Berwyn
 Thomas J. Pavlik, City Clerk
 6700 West 26th Street
 Berwyn, Illinois 60402

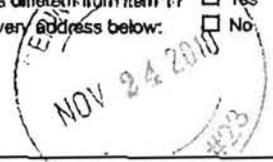
2. Article Identification Number (AI) 7008 3230 0001 6601 8322

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Addressee

B. Received by (Printed Name) Annita Avila C. Date of Delivery 11/24/10

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No



3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes



3318 WEST 95TH STREET
EVERGREEN PARK, IL 60805
(708) 424-5678
FAX (708) 425-1898
OFFICES IN CHICAGO
DuPAGE AND WILL COUNTIES
www.odelsonsterk.com

November 22, 2010

U.S. CERTIFIED AND REGULAR MAIL

James J. Faust
7150 West Cermak Road
Berwyn, Illinois 60402-2115

To Whom It May Concern:

I serve as a city attorney to the City of Berwyn, Cook County, Illinois, and am writing to you on its behalf.

Enclosed herein, please find a copy of a legal notice regarding a public hearing as well as a copy of a Plat of Vacation. The public hearing was scheduled by the City in order to discuss the vacation of a certain portion of property, as described in the legal notice and as illustrated on the Plat of Vacation.

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Of course, if you have any questions beforehand, please contact City Clerk Thomas J. Pavlik, City Hall, City of Berwyn at (708) 788-2660 or Tim Angell, Berwyn Development Corporation at (708) 788-8100.

Very truly yours,

CITY OF BERWYN

P. JOSEPH MONTANA
ODELSON & STERK

U.S. Postal ServiceTM
CERTIFIED MAILTM RECEIPT
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OFFICIAL USE

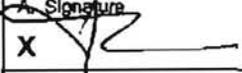
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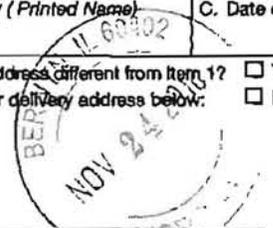
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| Return Receipt Fee (Endorsement Required) | | |
| Restricted Delivery Fee (Endorsement Required) | | |
| Tot. | | |

11/23/10
 Postmark
 Here

| | | |
|--------------|-----------------------------|--|
| Send | James J. Faust | |
| Street or PO | 7150 West Cermak Road | |
| City | Berwyn, Illinois 60402-2115 | |

PS Form 3800, August 2005 See Reverse for Instructions

| SENDER: COMPLETE THIS SECTION | COMPLETE THIS SECTION ON DELIVERY |
|--|---|
| <ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. | <p>A. Signature X  <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) C. Date of Delivery</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> |
| <p>1. Article Addressed to:</p> <p>James J. Faust 7150 West Cermak Road Berwyn, Illinois 60402-2115</p> | <p>3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p> |





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

OFFICES IN CHICAGO
DUPAGE AND WILL COUNTIES

www.odelsonsterk.com

November 22, 2010

U.S. CERTIFIED AND REGULAR MAIL

J.J. Faust Properties, Inc.
C/O Ted A. Meyers
Registered Agent
3 North Second Street, Suite 300
St. Charles, Illinois 60174

To Whom It May Concern:

I serve as a city attorney to the City of Berwyn, Cook County, Illinois, and am writing to you on its behalf.

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Of course, if you have any questions beforehand, please contact City Clerk Thomas J. Pavlik, City Hall, City of Berwyn at (708) 788-2660 or Tim Angell, Berwyn Development Corporation at (708) 788-8100.

Very truly yours,

CITY OF BERWYN

P. JOSEPH MONTANA
ODELSON & STERK

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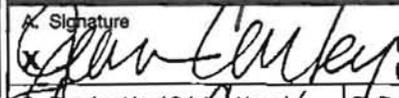
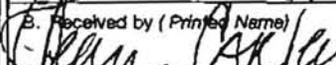
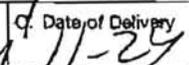
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To
J. J. Faust Properties, Inc.
 C/O Ted A. Meyers, Reg. Agent
 3 North Second St., Ste 300
 St. Charles, Illinois 60174

PS Form 3800, August 2005 See Reverse for Instructions

| SENDER: COMPLETE THIS SECTION | COMPLETE THIS SECTION ON DELIVERY |
|--|---|
| <ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. | <p>A. Signature  <input type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) </p> <p>C. Date of Delivery </p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If YES, enter delivery address below:</p> |
| <p>1. Article Addressed to:</p> <p>J. J. Faust Properties, Inc. C/O Ted A. Meyers, Reg. Agent 3 North Second St., Ste 300 St. Charles, Illinois 60174</p> | <p>3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p> |

2 7008 3230 0001 6601 8308



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EVERGREEN PARK, IL 60805
(708) 424-5678
FAX (708) 425-1898

OFFICES IN CHICAGO
DuPAGE AND WILL COUNTIES

www.odelsonsterk.com

November 22, 2010

U.S. CERTIFIED AND REGULAR MAIL

Manuel B. Nunez
2528 South Kedzie Avenue
Chicago, Illinois 60623-4007

To Whom It May Concern:

I serve as a city attorney to the City of Berwyn, Cook County, Illinois, and am writing to you on its behalf.

Enclosed herein, please find a copy of a legal notice regarding a public hearing as well as a copy of a Plat of Vacation. The public hearing was scheduled by the City in order to discuss the vacation of a certain portion of property, as described in the legal notice and as illustrated on the Plat of Vacation.

You are invited to attend the public hearing and will be given an opportunity to discuss any issue or concern you may have with regard to the vacation of this property by the City. The public hearing will be held on Friday, December 10, 2010 at 10:00 a.m. in the City Hall, City of Berwyn, 6700 West 26th Street, Berwyn, Illinois 60402.

Of course, if you have any questions beforehand, please contact City Clerk Thomas J. Pavlik, City Hall, City of Berwyn at (708) 788-2660 or Tim Angell, Berwyn Development Corporation at (708) 788-8100.

Very truly yours,

CITY OF BERWYN

P. JOSEPH MONTANA
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Manuel B. Nunez
2528 South Kedzie Avenue
Chicago, Illinois 60623-4007

Instructions



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EVERGREEN PARK, IL 60805
(708) 424-5678
FAX (708) 425-1898
OFFICES IN CHICAGO
DUPAGE AND WILL COUNTIES
www.odelsonsterk.com

November 22, 2010

U.S. CERTIFIED AND REGULAR MAIL

George A. Ryczek
7132 West Cermak Road
Berwyn, Illinois 60402-2115

To Whom It May Concern:

I serve as a city attorney to the City of Berwyn, Cook County, Illinois, and am writing to you on its behalf.

Enclosed herein, please find a copy of a legal notice regarding a public hearing as well as a copy of a Plat of Vacation. The public hearing was scheduled by the City in order to discuss the vacation of a certain portion of property, as described in the legal notice and as illustrated on the Plat of Vacation.

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Of course, if you have any questions beforehand, please contact City Clerk Thomas J. Pavlik, City Hall, City of Berwyn at (708) 788-2660 or Tim Angell, Berwyn Development Corporation at (708) 788-8100.

Very truly yours,

CITY OF BERWYN

P. JOSEPH MONTANA
ODELSON & STERK

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To:

| | | |
|-------------------------|-----------------------------|--|
| Sent | George A. Ryczek | |
| Street or P.O. Box | 7132 West Cermak Road | |
| City, State, and ZIP+4® | Berwyn, Illinois 60402-2115 | |



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

OFFICES IN CHICAGO
DuPAGE AND WILL COUNTIES

www.odelsonsterk.com

November 22, 2010

U.S. CERTIFIED AND REGULAR MAIL

G. Ryczek
2505 South Oak Park Avenue
Berwyn, Illinois 60402-2532

To Whom It May Concern:

I serve as a city attorney to the City of Berwyn, Cook County, Illinois, and am writing to you on its behalf.

Enclosed herein, please find a copy of a legal notice regarding a public hearing as well as a copy of a Plat of Vacation. The public hearing was scheduled by the City in order to discuss the vacation of a certain portion of property, as described in the legal notice and as illustrated on the Plat of Vacation.

You are invited to attend the public hearing and will be given an opportunity to discuss any issue or concern you may have with regard to the vacation of this property by the City. The public hearing will be held on Friday, December 10, 2010 at 10:00 a.m. in the City Hall, City of Berwyn, 6700 West 26th Street, Berwyn, Illinois 60402.

Of course, if you have any questions beforehand, please contact City Clerk Thomas J. Pavlik, City Hall, City of Berwyn at (708) 788-2660 or Tim Angell, Berwyn Development Corporation at (708) 788-8100.

Very truly yours,

CITY OF BERWYN

P. JOSEPH MONTANA
ODELSON & STERK

U.S. Postal Service
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| Return Receipt Fee (Endorsement Required) | |
| Restricted Delivery Fee (Endorsement Required) | |

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To

Sen

G. Ryczek
2505 South Oak Park Avenue
Berwyn, Illinois 60402-2532

Street

or P

City

December 21, 2010

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

Re: *Modular News Rack System Options*

Dear Mayor and City Council:

This memorandum seeks direction from the Mayor and Council on what type of modular news rack system should be installed in the recently created Modular Newsrack Districts. A map of the City highlighting the Districts is included with this memorandum.

Earlier this fall, the Council unanimously approved revisions to Chapter 859 of the City Code, to install new structures that contain racks for paid and free newspapers and periodicals; to impose rental fees for news racks within the systems and fees for registration and installation of newspaper/periodical racks outside of the Districts; and to remove unregistered news racks throughout the City.

BDC staff have contacted national manufacturers of rack systems, to determine systems that are aesthetically pleasing, while at the same time allowing pedestrians clear access on sidewalks, and drivers clear sightlines to see public safety signage and pedestrians in the Districts. Nicole Campbell, the City's Traffic Engineer, and I went through each District and determined the optimal number of rack systems and their location.

Based upon the criteria above, please find four options that could be implemented, and the strengths and weaknesses for each option:

I. *Basic system*

As pictured, the basic news rack system on the left contains a rack on top for paid publications and a rack on the bottom for two free publications. As you can see from the photo below, the system can be expanded to have several racks in a horizontal row, and can rest on a tray supported by pedestals, which is more attractive, easier for patrons to access the racks, and elevates the racks from snow. The basic system can be fabricated in different colors, including a powder-coated black.



II. The “Arlington”



This system offers “all-in-one” construction; “pay” and “honor” (free) single- or double-door racks fit into the one-piece system, which also features attractive signage.

III. Racks with a corral

This system features option I but includes a corral, which is more aesthetically pleasing and, similar to the systems in Chicago’s Loop district, allows Berwyn the possibility to rent the back side of the system for advertising, or simply put “newspapers” sign on the back side. Recently, Ogden Avenue featured news rack corrals.



IV. Stone-encased

The photo is from Tinley Park. The Village encased the newspaper racks several years ago, when the new downtown Metra station was constructed. The “stone” rack system cost approximately \$14,000 each for construction. The Village is planning to duplicate the boxes in its new 80th Street train station project.



Legat Architects, the firm that designed the “stone” system for the Village, states that the cost may be even more, depending upon the number constructed and the type of stone used.

Strengths/Weaknesses

I. Basic system

| <u>Strengths</u> | <u>Weaknesses</u> |
|--|--|
| Cost: a system consisting of 4 boxes (2 paid on top, 2 free on bottom) costs \$1,702, including the pedestals and trays. | Least attractive of four options |
| It’s easy to add more boxes to the system, since the City could simply order longer trays and more pedestals | Will require hiring contractor to assemble and install |
| Can “mix-and-match” paid and free boxes, which decreases cost | |

II. The “Arlington”

| <u>Strengths</u> | <u>Weaknesses</u> |
|--------------------------------|--|
| More attractive than option #1 | Cost: as pictured, the system consisting of 4 boxes (2 paid on top, 1 paid and 1 free on bottom) costs \$3,066 |
| Hides racks from street view | Will require hiring contractor to assemble and install |
| Features attractive signage | Cannot add more boxes to system; must order another system in sets of 4 boxes |
| | Bases create tripping hazard for pedestrians |

III. Racks with a corral

| <u>Strengths</u> | <u>Weaknesses</u> |
|---|--|
| More attractive than option #1 | Cost: the system would be priced similarly to option #1, but with one major difference: the corral, which must be custom-made by metal fabricators and ranges in price, from hundreds of dollars to \$1,000 plus, depending upon number of racks and material of corrals |
| Can "mix-and-match" paid and free boxes, which decreases cost | Will require hiring contractor to assemble and install |
| Can establish advertising on back of corral, and revenue generated can go toward maintenance and/or City's general fund | Cannot add more boxes to system; must order another system |

IV. Stone-encased

| <u>Strengths</u> | <u>Weaknesses</u> |
|---|---|
| Most attractive of all options, including lighting | Cost: most expensive, due to materials and construction |
| Can "mix-and-match" paid and free boxes, which decreases cost | Will require hiring contractor to assemble and install |
| Can establish advertising on back, and revenue generated can go toward maintenance and/or City's general fund | Cannot add more boxes to system; must construct another system |
| | Has flat top, which allows rain to gather on top, people to lie/sit on it, and objects to be placed on it |

Summary

Upon approval of the revisions to Chapter 859 of the City Code, Mayor Lovero asked Alderman Paul and Alderman Skryd to provide guidance to the BDC as to the type of systems that could be implemented in the Districts. Alderman Paul stated that she is not in favor of any of the systems currently, due to budget constraints. Alderman Skryd told me about the Tinley Park system, which she favors.

Please recall that the TIF Districts can pay for fabrication, installation, and maintenance of all the systems, except for those installed at the locations in the list below:

- Harlem Metra Station (total of eight boxes recommended, four paid)
- Windsor-Wisconsin (four boxes recommended, two paid)
- Stanley-Harlem (four boxes recommended, three paid)
- Cermak Plaza (eight boxes recommended, four paid)
- 26th-Oak Park (four boxes recommended, two paid)
- 26th-East (two boxes recommended, none paid)
- 26th-Euclid (two boxes recommended, none paid)
- 26th Ridgeland (two boxes recommended, one paid)
- 16th-Wenonah (two boxes recommended, none paid)
- 16th-Harlem (seven boxes recommended, three paid)

The registration fees for boxes outside of the Modular Newsrack Districts can be used to purchase, install, and maintain the systems.

Please let me know if you have any questions or need additional information.

Sincerely,

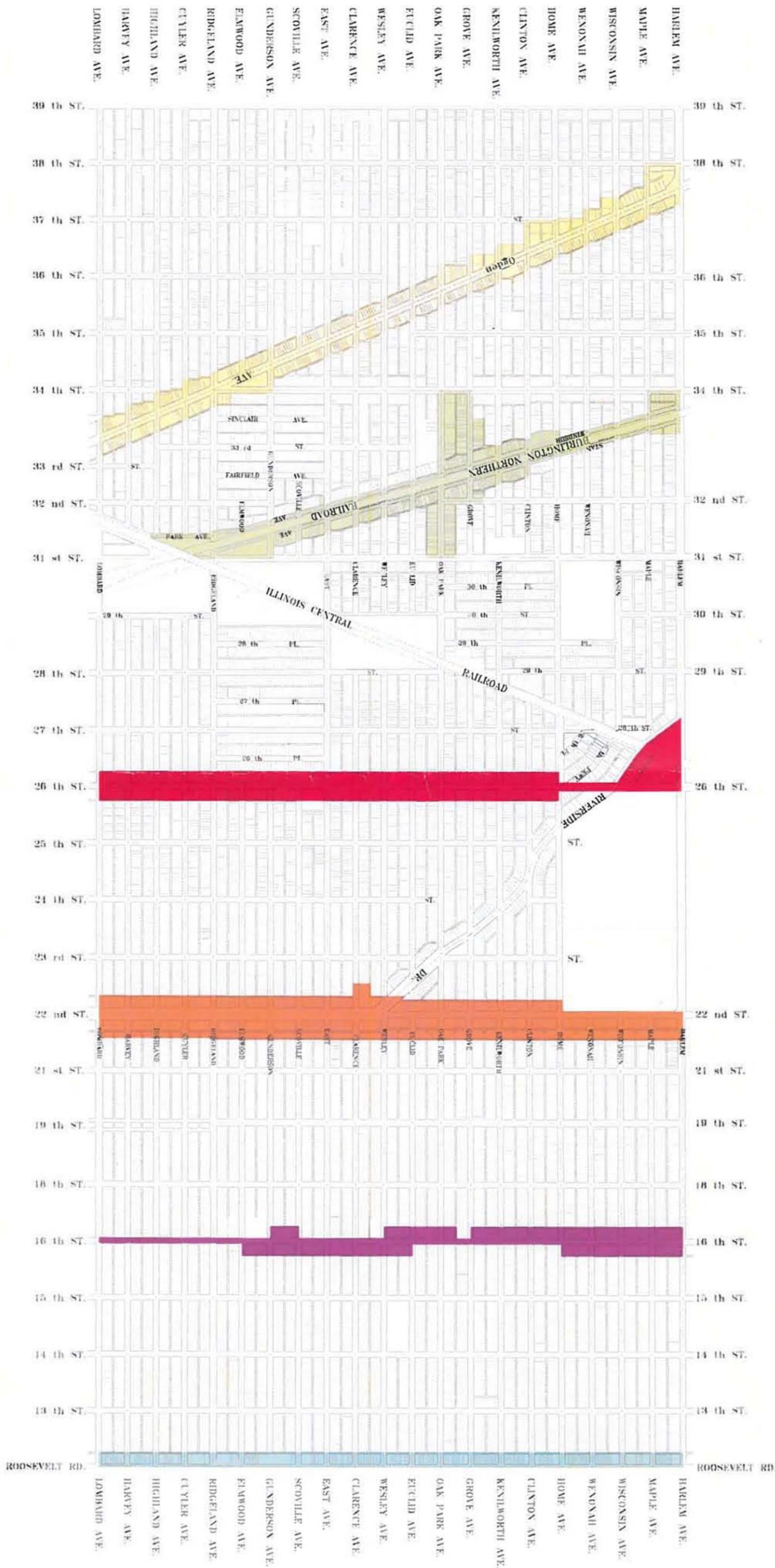
Tim Angell, AICP – Senior Project Manager

CITY OF BERWYN, ILLINOIS

MODULAR NEWSRACK DISTRICT MAP

MAYOR - ROBERT J. LOVERO

CITY CLERK - THOMAS J. PAVLIK



MODULAR NEWSRACK DISTRICTS

- ROOSEVELT ROAD
- 16th STREET
- CERMAK ROAD
- 26th STREET
- DEPOT
- OGOEN AVENUE





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



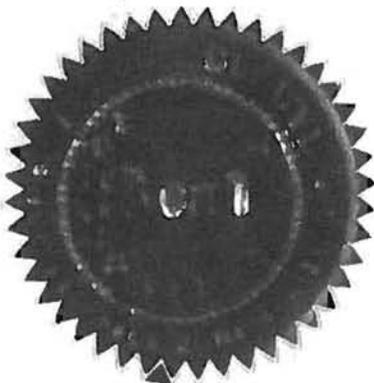
A Century of Progress with Pride

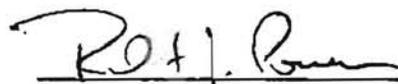
PROCLAMATION

122810-1

- Whereas, Frank Simek has been employed by the City of Berwyn since June 16, 1976 working under former Mayor's Emil Vacin, John Naughton, Thomas Hett, Joseph Lanzillotti, Thomas Shaughnessy, Michael O'Connor, and presently Mayor Robert J. Lovero; and
- Whereas, Frank Simek has risen through the ranks working as an Ambulance E.M.T., Firefighter, Engineer, Lieutenant in 1988, Deputy Chief in 2006, and Assistant Chief in 2008; and
- Whereas, Frank Simek has received certificates of appreciation for his professional manner on and off duty including for his involvement in a ladder rescue in which a woman was pulled from the second story of her residence which was on fire; and
- Whereas, Frank Simek played a vital role in the construction of the new fire station on 16th Street, and as he vigilantly followed every aspect of the construction project to assure that a quality job was performed, the outcome of the fire station being positive proof of the great job he did; and
- Whereas, Frank Simek grew up locally and attended Berwyn's LaVergne Grade School and Morton West High School. He enjoys spending time with his wife Sue, his daughter Sara, and son Dan, who will be carrying on the fire service tradition here in Berwyn. Frank enjoys watching soccer, playing golf and being in the outdoors hunting and fishing. He also is a builder and is a talented carpenter; and
- Whereas, The City of Berwyn would like to extend its best wishes to a devoted employee for a retirement filled with joy, the love of his family and friends, and the good health to pursue whatever plans he may have in the future.
- Therefore, I, Mayor Robert Lovero and the Aldermen of the City of Berwyn would like to extend our appreciation and thanks to Mr. Frank Simek for his 34 years of service and do hereby proclaim December 28, 2010 as Frank Simek Day in the City of Berwyn.

Dated this 28th day of December 2010.




Robert J. Lovero, Mayor


Thomas J. Pavlik, City Clerk



42

A Century of Progress with Pride

PROCLAMATION

122810-2

Whereas, Carmen Metido has been employed by the City of Berwyn since April 28, 1980 working under former Mayor's Joseph Lanzillotti, Thomas Shaughnessy, Michael O'Connor, and presently Mayor Robert J. Lovero; and

Whereas, Carmen Metido has risen through the ranks working as an Ambulance E.M.T., Firefighter, and then to Engineer where he excelled at supplying water during emergency operations; and

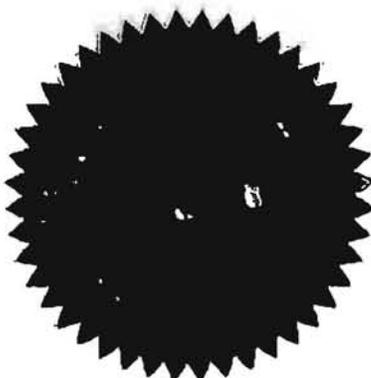
Whereas, Carmen Metido made sure that his crew throughout the years arrived safely to their destinations. For his tireless work Carmen received an accommodation at the Slove Bakery Fire that occurred in April of 1998; and

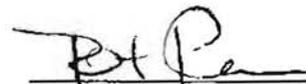
Whereas, Carmen Metido grew up locally and attended Emerson Grade School and Morton High School in Berwyn. He enjoys spending time with his wife Connie, his daughter Diona and his son John. Carmen is a avid Cub fan and enjoys playing golf, reading and listening to music and watching movies.

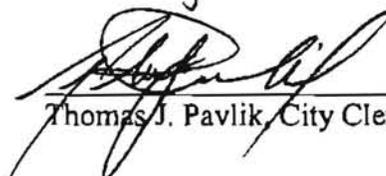
Whereas, The City of Berwyn would like to extend its best wishes to a devoted employee for a retirement filled with joy, the love of his family and friends, and the good health to pursue whatever plans he may have in the future.

Therefore, I, Mayor Robert J. Lovero and the Aldermen of the City of Berwyn would like to extend our appreciation and thanks to Mr. Carmen Metido for his thirty plus years of service and do hereby proclaim December 28, 2010 as Carmen Metido Day in the City of Berwyn.

Dated this 28th day of December 2010.




Robert J. Lovero, Mayor


Thomas J. Pavlik, City Clerk

The City of Berwyn



Robert J. Lovero
Mayor

F-3

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

December 20, 2010

Members of the City Council

Re: Position of Assistant Chief with the Berwyn Fire Department

Council Members:

Under the recommendations from the Fire Chief and his Command Staff, please concur in my appointment of Deputy Chief Richard Swade to the position of Assistant Chief

Thank you for your concurrence in this matter.

Respectfully,

A handwritten signature in black ink, appearing to read "R. J. Lovero", with a long horizontal flourish extending to the right.

Robert J. Lovero
Mayor



Denis O'Halloran
Fire Chief

Frank Simek
Assistant Fire Chief

December 20, 2010

BERWYN FIRE DEPARTMENT

6700 W. 26th Street • Berwyn, IL 60402-0701
708.788.2660 ext 3281
FAX 708.788.3039 • Emergency 9-1-1



Mayor Robert J. Lovero

**To: Mayor Robert Lovero
Members of City Council**

From: Chief Denis O'Halloran

**RE: Recommendation for the Position of Assistant Fire Chief's Position with the
Berwyn Fire Department**

Honorable Mayor Lovero,

As you know Assistant Chief Frank Simek has announced his retirement with the City of Berwyn Fire Department after serving the City of Berwyn and the Citizens for thirty four years and six months. This has created a vacancy in the Assistant Chiefs rank.

It is my recommendation, that Deputy Chief Richard Swade a twenty six year veteran of the Berwyn Fire Department be appointed to the rank of Assistant Chief of the Berwyn Fire Department. This position has been budgeted for and approved by Council and will be effective January 5, 2011

Respectfully submitted,

Denis O'Halloran
Fire Chief
City of Berwyn

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

December 20, 2010

Members of the City Council

Re: Position of Deputy Chief with the Berwyn Fire Department

Council Members:

Under the recommendations from the Fire Chief and his Command Staff, please concur in my appointment of Lieutenant Kris Coniglio to the position of Deputy Chief

Thank you for your concurrence in this matter.

Respectfully,

A handwritten signature in black ink, appearing to read "R. Lovero", with a long horizontal flourish extending to the right.

Robert J. Lovero
Mayor



Denis O'Halloran
Fire Chief

Frank Simek
Assistant Fire Chief

BERWYN FIRE DEPARTMENT

6700 W. 26th Street • Berwyn, IL 60402-0701
708.788.2660 ext 3281
FAX 708.788.3039 • Emergency 9-1-1



Mayor Robert J. Lovero

December 20, 2010

**To: Mayor Robert Lovero
Members of City Council**

From: Chief Denis O'Halloran

**RE: Recommendation of Lieutenant Kris Conglio for the Position of Deputy
Chief with the Berwyn Fire Department**

Mayor Lovero,

With the retirement of Assistant Chief Frank Simek, and the replacement Assistant Chief coming from the Deputy Chief's rank, creating an opening. I would strongly recommend Lieutenant Kris Conglio for the appointed position of Deputy Chief.

The current Command Staff has completed an extensive review of the current Lieutenants and their qualifications. I have also asked each member of the Command Staff to submit their anonymous recommendations to fill the vacancy; this process has also been completed and reviewed.

Lieutenant Kris Conglio has been a Lieutenant since February of 2007; he has demonstrated that he possesses the knowledge, skills and abilities necessary to succeed in the position. He has continued to pursue his education throughout his career by achieving most Office of the State Fire Marshal certifications, and pursuing training at the Incident Commander level, to prepare him for the position of Deputy Chief.

It is my recommendation, supported by the Command Staff, that Lieutenant Kris Conglio, a fifteen year veteran of the Berwyn Fire Department be strongly considered for the position. This position will be effective January 5, 2011

Respectfully submitted,

Denis O'Halloran
Fire Chief
City of Berwyn



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

The City of Berwyn



Thomas J. Pavlik
City Clerk

G-1

A Century of Progress with Pride

8700 West 28th Street Berwyn, Illinois 60402-0701 Telephone: (708) 788-2660 Fax: (708) 788-2675
www.berwyn-il.gov

Date: December 22, 2010

To: Mayor and City Council

From: Tom Pavlik, City Clerk

Re: Approval of Closed COW Minutes of November 9th, 23rd and December 14th, 2010

Ladies and Gentleman;

I request your concurrence on approving the Closed Committee of the Whole Minutes of Nov. 9th, Nov. 23rd and Dec. 14th, 2010 as reviewed in Closed Session on December 28th, 2010.

Sincerely,

Thomas J. Pavlik, CMC



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



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



Handwritten initials or mark.

**Board of
Fire & Police Commissioners**

6401 West 31st Street
Berwyn, Illinois 60402-0701

HONORABLE MAYOR ROBERT LOVERO
POLICE CHIEF JAMES RITZ
ALD. RALPH AVILA CHAIRMAN FIRE & POLICE COMMITTEE
CITY CLERK THOMAS PAVLIK
CITY TREASURER JOSEPH KROC
BERWYN CITY COUNCIL MEMBERS

DECEMBER 16, 2010

RE: POLICE SERGEANT PROMOTION

PLEASE BE ADVISED THAT THE BOARD OF FIRE AND POLICE COMMISSION HAS PROMOTED THE FOLLOWING POLICE OFFICER TO SERGEANT IN THE BERWYN POLICE DEPARTMENT, EFFECTIVE ECEMBER 16, 2010. THE VACANCY WAS CREATED BY THE RETIREMENT OF SGT. MARK CIONE.

MICHAEL CIROLIA

THE BOARD WISHES CONGRATULATES AND WISHES THE PROMOTEE WELL IN HIS NEW ENDEAVOR, AND WISHES THE RETIREE THE SAME.

BERWYN FIRE AND POLICE COMMISSION

ANTON ADOLF

CARL REINA

RICK TOMAN



Handwritten initials 'H-2' with a diagonal line through them.

**Board of
Fire & Police Commissioners**

6401 West 31st Street
Berwyn, Illinois 60402-0701

HONORABLE MAYOR ROBERT LOVERO
POLICE CHIEF JAMES RITZ
ALD. RALPH AVILA CHAIRMAN FIRE & POLICE COMMITTEE
CITY CLERK THOMAS PAVLIK
CITY TREASURER JOSEPH KROC
BERWYN CITY COUNCIL MEMBERS

DECEMBER 17, 2010

RE: POLICE OFFICER APPOINTMENTS
LATERAL TRANSFERS

PLEASE BE ADVISED THAT THE BERWYN BOARD OF FIRE AND POLICE
COMMISSIONERS HAS MADE THE FOLLOWING APPOINTMENTS EFFECTIVE
DECEMBER 16, 2010:

MATTHEW BURKE

JUAN MACIAS

THE BOARD CONGRATULATES AND WISHES THE NEW APPOINTEES WELL
IN THEIR NEW ENDEAVOR.

BERWYN FIRE AND POLICE COMMISSION

ANTON ADOLF

CARL REINA

RICK TOMAN



1-3

**Board of
Fire & Police Commissioners**

6401 West 31st Street
Berwyn, Illinois 60402-0701

HONORABLE MAYOR ROBERT LOVERO
FIRE CHIEF DENIS O'HALLORAN
ALD. RALPH AVILA CHAIRMAN FIRE & POLICE COMMITTEE
CITY CLERK THOMAS PAVLIK
CITY TREASURER JOSEPH KROC
BERWYN CITY COUNCIL MEMBERS

DECEMBER 17, 2010

RE: FIREFIGHTER APPOINTMENTS

PLEASE BE ADVISED THAT THE BERWYN BOARD OF FIRE AND POLICE COMMISSIONERS HAS MADE THE FOLLOWING APPOINTMENTS EFFECTIVE JANUARY 5, 2011. THEY REPLACE RETIREE FRANK SIMEK AND FF ENGINEER METIDO.

MARC AGNELLO

DAN SIMEK

THE BOARD CONGRATULATES AND WISHES THE NEW APPOINTEES WELL IN THEIR NEW ENDEAVOR, AND WISHES THE RETIREES WELL IN THEIR RETIREMENT.

BERWYN FIRE AND POLICE COMMISSION

ANTON ADOLF

CARL REINA

RICK TOMAN



Handwritten initials: H-24

**Board of
Fire & Police Commissioners**

6401 West 31st Street
Berwyn, Illinois 60402-0701

HONORABLE MAYOR ROBERT J. LOVERO
FIRE CHIEF DENIS O'HALLORAN
ALD. RALPH AVILA, CHAIRMAN FIRE & POLICE COMMITTEE
CITY CLERK THOMAS PAVLIK
CITY TREASURER JOSEPH KROC
BERWYN CITY COUNCIL MEMBERS

APRIL 20, 2010

RE: FIRE LIEUTENANT PROMOTION

PLEASE BE ADVISED THAT THE BOARD OF FIRE AND POLICE
COMMISSIONERS PROMOTED THE FOLLOWING FIRE FIGHTER TO
LIEUTENANT IN THE BERWYN FIRE DEPARTMENT, EFFECTIVE JANUARY 5,
2011. THE VACANCY WAS CREATED BY THE RETIREMENT OF CHIEF SIMEK.

RONALD HAMILTON

THE BOARD WISHES THE PROMOTEE WELL IN HIS NEW ENDEAVOR

BOARD OF FIRE AND POLICE COMMISSION

ANTON ADOLF

CARL REINA

RICK TOMAN



J. Staff Reports

J-1

CITY OF BERWYN

CITY COUNCIL MEETING (Date) 12/28/10

Deferred Communication

Agenda Item J-1 is a Deferred Communication from C C Meeting dated 12/14/10 #19

FROM CITY ATTORNEY

Re: SETTLEMENT OF CASE #10-CV-01362

The City of Berwyn

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A Century of Progress with Pride

Anthony T. Bertuca
City Attorney

ITEM NO. 19

DATE DEC 13 2010

DISPOSITION refer

December 14, 2010

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

Re: 10-CV-01362

Dear Mr. Pavlik:

Please put an item on the December 14, 2010 agenda, authorizing the settlement of the above referenced matter for the total of \$27,000.00, based upon the City Council authority granted in Executive session.

Very truly yours,

Anthony T. Bertuca

Anthony T. Bertuca
City Attorney



CITY OF BERWYN

CITY COUNCIL MEETING (Date) 12/28/10

Deferred Communication

Agenda Item J-1 is a Deferred Communication from C C Meeting dated 12/28/10 #14

FROM CITY ATTORNEY
Re: SETTLE CLAIM #GC2010778454

The City of Berwyn

JH



A Century of Progress with Pride

Anthony T. Bertuca
City Attorney

ITEM NO. 21
DATE DEC 13 2010
DISPOSITION refer

December 14, 2010

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

Re: Claim No. GC2010778454

Dear Mr. Pavlik:

Please put an item on the December 14, 2010 agenda, authorizing the settlement of the above referenced matter for the total of \$15,000.00, based upon the City Council authority granted in Executive session.

Very truly yours,

Anthony T. Bertuca

Anthony T. Bertuca
City Attorney

The City of Berwyn

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Anthony T. Bertuca
City Attorney

A Century of Progress with Pride

December 28, 2010

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

Re: An Ordinance Amending and Replacing the Automated Traffic Law Enforcement System,
Of the Municipal code of the City of Berwyn, Cook County, Illinois

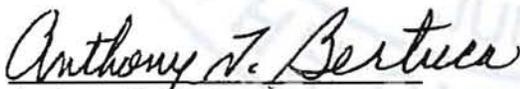
Ladies and Gentlemen:

I am submitting the attached Ordinance for your consideration.

This Ordinance meets the requirements of the amendments made to the Illinois Vehicle Code Sections 625 ILCS 5/11 – 208.3 and 625 ILCS 5/11-208.6, which take effect January 1, 2011.

The Law Department is requesting your concurrence in the approval of this Ordinance.

Respectfully submitted,


Anthony T. Bertuca
City Attorney

THE CITY OF BERWYN
THE CITY OF BERWYN, ILLINOIS

ORDINANCE
NUMBER

**AN ORDINANCE AMENDING AND REPLACING THE
AUTOMATED TRAFFIC LAW ENFORCEMENT SYSTEM, OF THE
MUNICIPAL CODE OF THE CITY OF BERWYN, COOK**

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

Published in pamphlet form by authority of the Mayor and City Clerk of the City of Berwyn, Illinois on
December 28, 2010

ORDINANCE NO. ____-2010

**AN ORDINANCE AMENDING AND REPLACING AN AUTOMATED TRAFFIC
LAW ENFORCEMENT SYSTEM, OF THE MUNICIPAL CODE OF THE CITY
OF BERWYN, COOK COUNTY, ILLINOIS**

WHEREAS, the City of Berwyn (hereinafter, the "City"), pursuant to P.A. 94-095, which amends the Illinois Vehicle Code, 625 ILCS 5/1-100, *et seq.*, is vested with authority to implement an automated traffic enforcement system in order to monitor motorist compliance with traffic control signals at intersections and to devise a system of administrative adjudication to enforce the same; and

WHEREAS, the City, pursuant to 625 ILCS 5/11-208.6, may enact an ordinance providing for an automated traffic law enforcement system to enforce State and local traffic control signal laws and regulations through the use of electronic monitoring devices and by imposing liability on registered vehicle owners violating such State laws and local provisions; and

WHEREAS, the City, pursuant to 625 ILCS 5/11-208.3 and 65 ILCS 5/1-2.2-1, *et seq.*, may enact a system of administrative adjudication to adjudicate violations of regulations related to automated traffic law violations; and

WHEREAS, the Corporate Authorities of the City are desirous of providing a fair and efficient method of enforcing certain City regulations through administrative adjudication of vehicular standing and parking violations, violations concerning the condition and use of vehicle equipment, violations regarding the display of municipal and automated traffic law violations; and

WHEREAS, the City, pursuant to 625 ILCS 5/11-208(a)(2), may regulate traffic through the use of traffic control signals; and

WHEREAS, the City, pursuant to 625 ILCS 5/11-208(a)(15), may adopt traffic regulations as authorized by the Illinois Vehicle Code; and

WHEREAS, the Corporate Authorities of the City believe that instituting a system of administrative adjudication to adjudicate contested matters with respect to the automated traffic law enforcement system will facilitate prompt and just resolution of disputes; and

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

AUTOMATED TRAFFIC LAW ENFORCEMENT SYSTEM

14.260 DEFINITIONS

Automated traffic law enforcement system means a device within the City with one or more motor vehicle sensors working in conjunction with a red light signal to produce recorded images of motor vehicles entering an intersection against a steady or flashing red signal indication in violation of Section 11-306 of the Illinois Vehicle Code ("Code"), 625 ILCS 5/11-306, or similar violation of the City Municipal Code.

Disregarding a traffic control device means failure to stop and remain stopped before an intersection that is controlled by a red signal as provided for in Section 11-306 of the Code.

No turn on red means where the motor vehicle comes to a complete stop and does not enter the intersection as defined by Section 1-132 of the Code, during the cycle of the red signal indication unless one or more pedestrians are present, even if the motor vehicle stops at a point past a stop line or crosswalk where a driver is required to stop, as specified in subsection (c) of Section 11-306 of the Code or this Ordinance.

Recorded images means images produced by the automated traffic law enforcement system, which consist of either 2 or more photographs; 2 or more microphotographs; 2 or more electronic images; or, a video recording showing the motor vehicle and, on at least one image or portion of the recording, clearly identifying the registration plate number of the motor vehicle.

Traffic Compliance Administrator means the person appointed as such through Article 25 of the Code and shall have the following additional powers: adopt, distribute and process automated traffic law violation notices and other notices required by this Article, collect money paid as fines and penalties, operate the automated traffic law enforcement system, and make certified reports to the Secretary of State as required by this Article.

14.261 VIOLATIONS

It shall be a violation of this Article for a vehicle to disregard a traffic control device or turn on red in violation of Section 11-306 of the Code. All violations must be reviewed and approved by a law enforcement officer of the City of Berwyn.

14.262 DEFENSES

The following may be considered defenses by the Hearing Officer for a violation of Section 14.261:

1. that the motor vehicle or registration plates of the motor vehicle were stolen before the violation occurred, and not under the control of or in the possession of the

owner at the time of the violation;

2. that the driver of the vehicle passed through the intersection when the light was red either (i) in order to yield the right-of-way to an emergency vehicle or (ii) as part of a funeral procession.

To demonstrate that the motor vehicle or the registration plates were stolen before the violation occurred and were not under the control or possession of the owner at the time of the violation, the owner must submit proof that a report concerning the stolen motor vehicle or registration plates was filed with a law enforcement agency in a timely manner.

14.263 NOTICE OF VIOLATION

When the automated traffic law enforcement system records a motor vehicle entering an intersection in violation of Section 14.261, the City shall issue a written Notice of Violation to the registered owner or lessee of the vehicle, which shall be delivered by U.S. mail within 30 days after the Illinois Secretary of State notifies the City of the identity of the registered owner or lessee of the vehicle, and in no event later than 90 days following the violation. The City shall only be required to notify a lessee if the leasing company/lessor provides the lessee's name by an affidavit and a copy of the lease within 60 days of the notice's issuance. If the driver information is not provided within 60 days, the leasing company/lessor may be found liable. If any notice to an address is returned as undeliverable, a second notice shall be sent to the last known address recorded in a United States Post Office approved database of the owner or lessee of the cited vehicle. The second notice shall be made by first class mail postage prepaid.

A Notice of Violation associated with an automated traffic law violation shall require a review of the associated recorded image by the Traffic Compliance Administrator, who shall inspect the image and determine whether the motor vehicle was being operated in violation of Section 14.261, or whether one of the defenses enumerated in Section 14.262 is visibly applicable upon inspection. Upon determination that the recorded image captures a violation and that no defense applies, the notice of violation shall be served upon the registered vehicle owner in the manner provided for above. The Traffic Compliance Administrator shall retain a copy of all violation notices, recorded images and other correspondence mailed to the owner of the vehicle. Each Notice of Violation shall constitute evidence of the facts contained in the notice and is admissible in any proceeding alleging a violation of the above-noted statutory and local provisions and shall be *prima facie* evidence of a violation, subject to rebuttal on the basis of the defenses established in this Article.

The Notice of Violation shall include the following information:

1. the name and address of the registered owner or lessee of the vehicle, as indicated by the records of the Secretary of State, or, if such information is outdated or unattainable, then the last known address recorded in a United States Post Office approved database;

2. the make (only if discernable) and registration number of the motor vehicle involved in the violation;
3. the violation charged;
4. the location where the violation occurred;
5. the date and time of the violation;
6. a copy of the recorded images;
7. the amount of the civil penalty and the date by which the penalty should be paid (14 days from the date of issuance), if a hearing is not requested, and a statement that the payment of the fine shall operate as a final disposition of the violation;
8. a statement that a failure to pay the civil penalty by the date noted may result in an additional late fee being assessed against the owner or lessee;
9. the amount of the late fee;
10. a statement that the failure to pay by the date specified will result in a final determination of liability and may result in the suspension of driving privileges for the registered owner of the vehicle;
11. a statement that the recorded images constitute *prima facie* evidence of a violation;
12. a statement that the person may elect to proceed by paying the fine or challenging the charge in court, by mail or by administrative hearing; and
13. a statement of how an administrative hearing may be requested.

14.264 HEARING

The owner of a vehicle being operated in violation of Section 14.261 may request a hearing by the respond-by date on the Notice of Violation (14 days from the date of issuance), to challenge the evidence or set forth an applicable defense. The Notice of Violation shall constitute evidence of the facts contained in the notice and is admissible in any proceeding alleging a violation of Section 14.261. The Notice of Violation shall be *prima facie* evidence of a violation, subject to rebuttal on the basis of the defenses established in Section 14.262.

The owner's failure to appear at the hearing will result in a finding of liability. In the event of a failure to appear, a "Findings, Decision and Order" letter will be sent to the owner. The owner's failure to pay the amount by the date specified in that letter will result in a final

determination.

14.265 NON-RESIDENTS

Where the registered owner or lessee of the cited vehicle is not a resident of the City but seeks to contest the merits of the alleged violation, such person may contest the charges using the same available defenses as stated above, but rather than attend the administrative hearing, they may submit any and all documentary evidence to the Traffic Compliance Administrator no later than the hearing date, together with a written statement reflecting that they are Non-Residents of the City. The Traffic Compliance Administrator shall forward all timely-submitted materials to the Hearing Officer for review and determination.

14.266 FINAL DETERMINATION

A final determination of an automated traffic law violation(s) liability shall occur:

A. Following the failure to pay the total assessed fine or penalty after the hearing officer's determination of vehicular standing, parking, compliance regulation or automated traffic law violation(s) liability within the required 25 days and the exhaustion of or the failure to exhaust any administrative review procedures hereinafter set forth, or

B. Where a person fails to appear at a prior requested administrative hearing provided to contest the alleged standing, parking or compliance regulation violation(s) on the date and at the time and place specified in a prior served or mailed notice, or fails to appear at the hearing for an automated traffic law violation on the date and at the time and place specified in a prior mailed notice. The hearing officer's determination of vehicular standing, parking, compliance regulation or automated traffic law violation(s) liability shall become final upon the exhaustion of or the failure to exhaust any administrative or judicial review procedures hereinafter set forth:

1. Upon denial of a timely petition to set aside that determination, or
2. Upon the expiration of the period for filing a petition without a filing having been made.

14.267 NOTICE OF DETERMINATION OF LIABILITY

A determination of Automated Traffic Law Violation liability shall occur following failure to pay the fine or penalty, or to contest the alleged violation within fourteen (14) days of the Notice of Violation. Where a person fails to appear at a hearing to contest the alleged violation in the time and manner specified in a prior mailed notice, the Hearing Officer will enter Findings, Decision and Order's determination of Automated Traffic Law Violation Liability which shall become final: (a) upon denial of a timely petition to set aside that determination, or (b) upon expiration of the period for filing such a petition without a filing having been made. If a person appears at a hearing and is found liable or contests the Violation by mail and is found liable, the Hearing Officer will enter Findings, Decision and Order, which is a final determination of Automated

Traffic Law Violation Liability that is a final, appealable order.

14.268 NOTICE OF FINAL DETERMINATION

A Notice of Final Determination shall be sent following the final determination of automated traffic law violation liability and the conclusion of judicial review. The Notice of Final Determination shall include the following information:

1. a statement that the unpaid fine is a debt due and owing to the City, and
2. a warning that a failure to pay any fine due and owing to the City of Berwyn within 14 days may result in a petition to the Circuit Court of Cook County to have the unpaid fine rendered as a judgment or may result in the suspension of the person's drivers license for failure to pay fines or penalties for 5 or more violation under this Article.

14.269 PETITIONS TO SET ASIDE DETERMINATION

A Petition to Set Aside Determination of an automated traffic law violation must be filed with or mailed to the Traffic Control Administrator within 14 days of the date of mailing of the Notice of Determination of Liability. The grounds for the petition are limited to:

1. the person was not the owner or lessee of the cited vehicle on the date of the violation notice was issued;
2. the person having already paid the fine for the violation in question; and
3. excusable failure to appear at or request a new date for a hearing.

Upon receipt of a timely petition to set aside the determination of liability, the Hearing Officer shall review the petition to determine if cause has been shown to set aside the determination. If cause has been shown, the City shall forward the petitioner a new hearing date on which the petitioner must appear to present his case. The City shall notify the petitioner of the Hearing Officer's decision to grant a hearing or deny the petition within 14 days of the City's receipt.

14.269.1 NOTICE OF IMPENDING DRIVERS LICENSE SUSPENSION

A Notice of Impending Drivers License Suspension shall be sent to the person liable for any fine or penalty that remains due and owing on 5 or more violations of this Article. The Notice of Impending Drivers License Suspension shall state the following information:

1. the failure to pay the fine owing within 45 days of the notice's date will result in the City notifying the Secretary of State that the person is eligible for initiation of suspension proceedings under Section 6-306.5 of the Code;

2. a statement that the person may obtain a copy of the original ticket imposing a fine by sending a self-addressed, stamped envelope to the City along with a request for the copy.

The Notice of Impending Drivers License Suspension shall be sent by first class mail, postage prepaid, to the address recorded with the Secretary of State or, if any notice to that address is returned as undeliverable, to the last known address recorded in a United States Post Office approved database.

14.269.2 DRIVERS LICENSE SUSPENSION

The Traffic Compliance Administrator, by certified report, shall request that the Secretary of State suspend the driving privileges of an owner of a registered vehicle who has failed to pay any fine or penalty due and owing as a result of 5 automated traffic violations. The report shall be certified and contain the following:

1. the name, last known address as recorded with the Secretary of State, as provided by the lessor of the cited vehicle at the time of lease, or as recorded in a United States post office approved database if any notice sent under this Article is returned as undeliverable, and driver's license number of the person who failed to pay the fine or penalty and the registration number of any vehicle known to be registered to such person in a state;
2. the name of the municipality making the report pursuant to this section; and
3. a statement that a Notice of Impending Driver's License Suspension has been sent to the person named in the report at the address recorded with the Secretary of State or at the last address known to the lessor of the cited vehicle at the time of the lease or, if any notice sent under this Article is returned as undeliverable at the last known address recorded at a United States Post office approved database; the date on which such notice was sent; and address to which such notice was sent.

The Traffic Compliance Administrator shall notify the Secretary of State whenever a person named in the certified report has paid the previously recorded fine or penalty or whenever the municipality determines that the original report was in error. A certified copy of such notification shall also be given upon request and at no additional charge to the person named therein.

Any person receiving notice from the Secretary of State that their driving privileges may be suspended at the end of a specified period may challenge the accuracy of the certified report prepared by the Traffic Compliance Administrator. The person shall, within 7 days after having received notice from the Secretary of State, request an opportunity to speak with the Traffic Compliance Administrator to challenge the accuracy of the certified report. If the Traffic

Compliance Administrator determines that the original report was in error due to the fact that the person challenging the report was not the owner or lessee of the vehicle or that the person has already paid their fine for the 5 or more automated traffic violations, the Traffic Compliance Administrator shall immediately notify the Secretary of State of such error in a subsequent certified report.

14.269.3 PENALTY

The owner (or lessee) of a motor vehicle is subject to a penalty of one hundred dollars (\$100.00) per Automated Traffic Law Violation. In the event that such penalty is not paid within fourteen (14) days after service of a Final Determination of Liability, an additional one hundred dollar (\$100.00) late payment penalty shall be imposed. A penalty shall not apply if the driver of the motor vehicle received a Uniform Traffic Citation from a police officer at the time of the violation. The City/Village may not charge court costs or hearing fees to persons found liable after exercising their right to appear and contest the violation at an administrative hearing.

Section 2

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

Section 3

All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed insofar as they conflict herewith.

Section 4

This ordinance shall be immediately in full force and effect after passage, approval and publication. This ordinance is authorized to be published in pamphlet form.

ADOPTED this ____ day of December 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 December _____, 2010.

 Robert J. Lovero
 MAYOR

ATTEST:

 Thomas J. Pavlik
 CITY CLERK

1 AN ACT concerning transportation.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Vehicle Code is amended by changing
5 Sections 11-208.3 and 11-208.6 as follows:

6 (625 ILCS 5/11-208.3) (from Ch. 95 1/2, par. 11-208.3)

7 Sec. 11-208.3. Administrative adjudication of violations
8 of traffic regulations concerning the standing, parking, or
9 condition of vehicles and automated traffic law violations.

10 (a) Any municipality may provide by ordinance for a system
11 of administrative adjudication of vehicular standing and
12 parking violations and vehicle compliance violations as
13 defined in this subsection and automated traffic law violations
14 as defined in Section 11-208.6 or 11-1201.1. The administrative
15 system shall have as its purpose the fair and efficient
16 enforcement of municipal regulations through the
17 administrative adjudication of automated traffic law
18 violations and violations of municipal ordinances regulating
19 the standing and parking of vehicles, the condition and use of
20 vehicle equipment, and the display of municipal wheel tax
21 licenses within the municipality's borders. The administrative
22 system shall only have authority to adjudicate civil offenses
23 carrying fines not in excess of \$500 or requiring the

1 completion of a traffic education program, or both, that occur
2 after the effective date of the ordinance adopting such a
3 system under this Section. For purposes of this Section,
4 "compliance violation" means a violation of a municipal
5 regulation governing the condition or use of equipment on a
6 vehicle or governing the display of a municipal wheel tax
7 license.

8 (b) Any ordinance establishing a system of administrative
9 adjudication under this Section shall provide for:

10 (1) A traffic compliance administrator authorized to
11 adopt, distribute and process parking, compliance, and
12 automated traffic law violation notices and other notices
13 required by this Section, collect money paid as fines and
14 penalties for violation of parking and compliance
15 ordinances and automated traffic law violations, and
16 operate an administrative adjudication system. The traffic
17 compliance administrator also may make a certified report
18 to the Secretary of State under Section 6-306.5.

19 (2) A parking, standing, compliance, or automated
20 traffic law violation notice that shall specify the date,
21 time, and place of violation of a parking, standing,
22 compliance, or automated traffic law regulation; the
23 particular regulation violated; any requirement to
24 complete a traffic education program; the fine and any
25 penalty that may be assessed for late payment or failure to
26 complete a required traffic education program, or both,

1 when so provided by ordinance; the vehicle make and state
2 registration number; and the identification number of the
3 person issuing the notice. With regard to automated traffic
4 law violations, vehicle make shall be specified on the
5 automated traffic law violation notice if the make is
6 available and readily discernible. With regard to
7 municipalities with a population of 1 million or more, it
8 shall be grounds for dismissal of a parking violation if
9 the state registration number or vehicle make specified is
10 incorrect. The violation notice shall state that the
11 completion of any required traffic education program, the
12 payment of any indicated fine, and the payment of any
13 applicable penalty for late payment or failure to complete
14 a required traffic education program, or both, shall
15 operate as a final disposition of the violation. The notice
16 also shall contain information as to the availability of a
17 hearing in which the violation may be contested on its
18 merits. The violation notice shall specify the time and
19 manner in which a hearing may be had.

20 (3) Service of the parking, standing, or compliance
21 violation notice by affixing the original or a facsimile of
22 the notice to an unlawfully parked vehicle or by handing
23 the notice to the operator of a vehicle if he or she is
24 present and service of an automated traffic law violation
25 notice by mail to the address of the registered owner of
26 the cited vehicle as recorded with the Secretary of State

1 within 30 days after the Secretary of State notifies the
2 municipality or county of the identity of the owner of the
3 vehicle, but in no event later than 90 days after the
4 violation. A person authorized by ordinance to issue and
5 serve parking, standing, and compliance violation notices
6 shall certify as to the correctness of the facts entered on
7 the violation notice by signing his or her name to the
8 notice at the time of service or in the case of a notice
9 produced by a computerized device, by signing a single
10 certificate to be kept by the traffic compliance
11 administrator attesting to the correctness of all notices
12 produced by the device while it was under his or her
13 control. In the case of an automated traffic law violation,
14 the ordinance shall require a determination by a technician
15 employed or contracted by the municipality or county that,
16 based on inspection of recorded images, the motor vehicle
17 was being operated in violation of Section 11-208.6 or
18 11-1201.1 or a local ordinance. If the technician
19 determines that the vehicle entered the intersection as
20 part of a funeral procession or in order to yield the
21 right-of-way to an emergency vehicle, a citation shall not
22 be issued. In municipalities with a population of less than
23 1,000,000 inhabitants and counties with a population of
24 less than 3,000,000 inhabitants, the automated traffic law
25 ordinance shall require that all determinations by a
26 technician that a motor vehicle was being operated in

1 violation of Section 11-208.6 or 11-1201.1 or a local
2 ordinance must be reviewed and approved by a law
3 enforcement officer or retired law enforcement officer of
4 the municipality or county issuing the violation. In
5 municipalities with a population of 1,000,000 or more
6 inhabitants and counties with a population of 3,000,000 or
7 more inhabitants, the automated traffic law ordinance
8 shall require that all determinations by a technician that
9 a motor vehicle was being operated in violation of Section
10 11-208.6 or 11-1201.1 or a local ordinance must be reviewed
11 and approved by a law enforcement officer or retired law
12 enforcement officer of the municipality or county issuing
13 the violation or by an additional fully-trained reviewing
14 technician who is not employed by the contractor who
15 employs the technician who made the initial determination.
16 As used in this paragraph, "fully-trained reviewing
17 technician" means a person who has received at least 40
18 hours of supervised training in subjects which shall
19 include image inspection and interpretation, the elements
20 necessary to prove a violation, license plate
21 identification, and traffic safety and management. In all
22 municipalities and counties, the automated traffic law
23 ordinance shall require that no additional fee shall be
24 charged to the alleged violator for exercising his or her
25 right to an administrative hearing, and persons shall be
26 given at least 25 days following an administrative hearing

1 to pay any civil penalty imposed by a finding that Section
2 11-208.6 or 11-1201.1 or a similar local ordinance has been
3 violated. The original or a facsimile of the violation
4 notice or, in the case of a notice produced by a
5 computerized device, a printed record generated by the
6 device showing the facts entered on the notice, shall be
7 retained by the traffic compliance administrator, and
8 shall be a record kept in the ordinary course of business.

9 A parking, standing, compliance, or automated traffic law
10 violation notice issued, signed and served in accordance
11 with this Section, a copy of the notice, or the computer
12 generated record shall be prima facie correct and shall be
13 prima facie evidence of the correctness of the facts shown
14 on the notice. The notice, copy, or computer generated
15 record shall be admissible in any subsequent
16 administrative or legal proceedings. X

17 (4) An opportunity for a hearing for the registered
18 owner of the vehicle cited in the parking, standing,
19 compliance, or automated traffic law violation notice in
20 which the owner may contest the merits of the alleged
21 violation, and during which formal or technical rules of
22 evidence shall not apply; provided, however, that under
23 Section 11-1306 of this Code the lessee of a vehicle cited
24 in the violation notice likewise shall be provided an
25 opportunity for a hearing of the same kind afforded the
26 registered owner. The hearings shall be recorded, and the

1 person conducting the hearing on behalf of the traffic
2 compliance administrator shall be empowered to administer
3 oaths and to secure by subpoena both the attendance and
4 testimony of witnesses and the production of relevant books
5 and papers. Persons appearing at a hearing under this
6 Section may be represented by counsel at their expense. The
7 ordinance may also provide for internal administrative
8 review following the decision of the hearing officer.

9 (5) Service of additional notices, sent by first class
10 United States mail, postage prepaid, to the address of the
11 registered owner of the cited vehicle as recorded with the
12 Secretary of State or, if any notice to that address is
13 returned as undeliverable, to the last known address
14 recorded in a United States Post Office approved database,
15 or, under Section 11-1306 of this Code, to the lessee of
16 the cited vehicle at the last address known to the lessor
17 of the cited vehicle at the time of lease or, if any notice
18 to that address is returned as undeliverable, to the last
19 known address recorded in a United States Post Office
20 approved database. The service shall be deemed complete as
21 of the date of deposit in the United States mail. The
22 notices shall be in the following sequence and shall
23 include but not be limited to the information specified
24 herein:

25 (i) A second notice of parking, standing, or
26 compliance violation. This notice shall specify the

1 date and location of the violation cited in the
2 parking, standing, or compliance violation notice, the
3 particular regulation violated, the vehicle make and
4 state registration number, any requirement to complete
5 a traffic education program, the fine and any penalty
6 that may be assessed for late payment or failure to
7 complete a traffic education program, or both, when so
8 provided by ordinance, the availability of a hearing in
9 which the violation may be contested on its merits, and
10 the time and manner in which the hearing may be had.
11 The notice of violation shall also state that failure
12 to complete a required traffic education program, to
13 pay the indicated fine and any applicable penalty, or
14 to appear at a hearing on the merits in the time and
15 manner specified, will result in a final determination
16 of violation liability for the cited violation in the
17 amount of the fine or penalty indicated, and that, upon
18 the occurrence of a final determination of violation
19 liability for the failure, and the exhaustion of, or
20 failure to exhaust, available administrative or
21 judicial procedures for review, any incomplete traffic
22 education program or any unpaid fine or penalty, or
23 both, will constitute a debt due and owing the
24 municipality.

25 (ii) A notice of final determination of parking,
26 standing, compliance, or automated traffic law

1 violation liability. This notice shall be sent
2 following a final determination of parking, standing,
3 compliance, or automated traffic law violation
4 liability and the conclusion of judicial review
5 procedures taken under this Section. The notice shall
6 state that the incomplete traffic education program or
7 the unpaid fine or penalty, or both, is a debt due and
8 owing the municipality. The notice shall contain
9 warnings that failure to complete any required traffic
10 education program or to pay any fine or penalty due and
11 owing the municipality, or both, within the time
12 specified may result in the municipality's filing of a
13 petition in the Circuit Court to have the incomplete
14 traffic education program or unpaid fine or penalty, or
15 both, rendered a judgment as provided by this Section,
16 or may result in suspension of the person's drivers
17 license for failure to complete a traffic education
18 program or to pay fines or penalties, or both, for 10
19 or more parking violations under Section 6-306.5 or 5
20 or more automated traffic law violations under Section
21 11-208.6.

22 (6) A notice of impending drivers license suspension.
23 This notice shall be sent to the person liable for failure
24 to complete a required traffic education program or to pay
25 any fine or penalty that remains due and owing, or both, on
26 10 or more parking violations or 5 or more unpaid automated

1 traffic law violations. The notice shall state that failure
2 to complete a required traffic education program or to pay
3 the fine or penalty owing, or both, within 45 days of the
4 notice's date will result in the municipality notifying the
5 Secretary of State that the person is eligible for
6 initiation of suspension proceedings under Section 6-306.5
7 of this Code. The notice shall also state that the person
8 may obtain a photostatic copy of an original ticket
9 imposing a fine or penalty by sending a self addressed,
10 stamped envelope to the municipality along with a request
11 for the photostatic copy. The notice of impending drivers
12 license suspension shall be sent by first class United
13 States mail, postage prepaid, to the address recorded with
14 the Secretary of State or, if any notice to that address is
15 returned as undeliverable, to the last known address
16 recorded in a United States Post Office approved database.

17 (7) Final determinations of violation liability. A
18 final determination of violation liability shall occur
19 following failure to complete the required traffic
20 education program or to pay the fine or penalty, or both,
21 after a hearing officer's determination of violation
22 liability and the exhaustion of or failure to exhaust any
23 administrative review procedures provided by ordinance.
24 Where a person fails to appear at a hearing to contest the
25 alleged violation in the time and manner specified in a
26 prior mailed notice, the hearing officer's determination

1 of violation liability shall become final: (A) upon denial
2 of a timely petition to set aside that determination, or
3 (B) upon expiration of the period for filing the petition
4 without a filing having been made.

5 (8) A petition to set aside a determination of parking,
6 standing, compliance, or automated traffic law violation
7 liability that may be filed by a person owing an unpaid
8 fine or penalty. A petition to set aside a determination of
9 liability may also be filed by a person required to
10 complete a traffic education program. The petition shall be
11 filed with and ruled upon by the traffic compliance
12 administrator in the manner and within the time specified
13 by ordinance. The grounds for the petition may be limited
14 to: (A) the person not having been the owner or lessee of
15 the cited vehicle on the date the violation notice was
16 issued, (B) the person having already completed the
17 required traffic education program or paid the fine or
18 penalty, or both, for the violation in question, and (C)
19 excusable failure to appear at or request a new date for a
20 hearing. With regard to municipalities with a population of
21 1 million or more, it shall be grounds for dismissal of a
22 parking violation if the state registration number, or
23 vehicle make if specified, is incorrect. After the
24 determination of parking, standing, compliance, or
25 automated traffic law violation liability has been set
26 aside upon a showing of just cause, the registered owner

1 shall be provided with a hearing on the merits for that
2 violation.

3 (9) Procedures for non-residents. Procedures by which
4 persons who are not residents of the municipality may
5 contest the merits of the alleged violation without
6 attending a hearing.

7 (10) A schedule of civil fines for violations of
8 vehicular standing, parking, compliance, or automated
9 traffic law regulations enacted by ordinance pursuant to
10 this Section, and a schedule of penalties for late payment
11 of the fines or failure to complete required traffic
12 education programs, provided, however, that the total
13 amount of the fine and penalty for any one violation shall
14 not exceed \$250, except as provided in subsection (c) of
15 Section 11-1301.3 of this Code.

16 (11) Other provisions as are necessary and proper to
17 carry into effect the powers granted and purposes stated in
18 this Section.

19 (c) Any municipality establishing vehicular standing,
20 parking, compliance, or automated traffic law regulations
21 under this Section may also provide by ordinance for a program
22 of vehicle immobilization for the purpose of facilitating
23 enforcement of those regulations. The program of vehicle
24 immobilization shall provide for immobilizing any eligible
25 vehicle upon the public way by presence of a restraint in a
26 manner to prevent operation of the vehicle. Any ordinance

1 establishing a program of vehicle immobilization under this
2 Section shall provide:

3 (1) Criteria for the designation of vehicles eligible
4 for immobilization. A vehicle shall be eligible for
5 immobilization when the registered owner of the vehicle has
6 accumulated the number of incomplete traffic education
7 programs or unpaid final determinations of parking,
8 standing, compliance, or automated traffic law violation
9 liability, or both, as determined by ordinance.

10 (2) A notice of impending vehicle immobilization and a
11 right to a hearing to challenge the validity of the notice
12 by disproving liability for the incomplete traffic
13 education programs or unpaid final determinations of
14 parking, standing, compliance, or automated traffic law
15 violation liability, or both, listed on the notice.

16 (3) The right to a prompt hearing after a vehicle has
17 been immobilized or subsequently towed without the
18 completion of the required traffic education program or
19 payment of the outstanding fines and penalties on parking,
20 standing, compliance, or automated traffic law violations,
21 or both, for which final determinations have been issued.
22 An order issued after the hearing is a final administrative
23 decision within the meaning of Section 3-101 of the Code of
24 Civil Procedure.

25 (4) A post immobilization and post-towing notice
26 advising the registered owner of the vehicle of the right

1 to a hearing to challenge the validity of the impoundment.

2 (d) Judicial review of final determinations of parking,
3 standing, compliance, or automated traffic law violations and
4 final administrative decisions issued after hearings regarding
5 vehicle immobilization and impoundment made under this Section
6 shall be subject to the provisions of the Administrative Review
7 Law.

8 (e) Any fine, penalty, incomplete traffic education
9 program, or part of any fine or any penalty remaining unpaid
10 after the exhaustion of, or the failure to exhaust,
11 administrative remedies created under this Section and the
12 conclusion of any judicial review procedures shall be a debt
13 due and owing the municipality and, as such, may be collected
14 in accordance with applicable law. Completion of any required
15 traffic education program and payment in full of any fine or
16 penalty resulting from a standing, parking, compliance, or
17 automated traffic law violation shall constitute a final
18 disposition of that violation.

19 (f) After the expiration of the period within which
20 judicial review may be sought for a final determination of
21 parking, standing, compliance, or automated traffic law
22 violation, the municipality may commence a proceeding in the
23 Circuit Court for purposes of obtaining a judgment on the final
24 determination of violation. Nothing in this Section shall
25 prevent a municipality from consolidating multiple final
26 determinations of parking, standing, compliance, or automated

1 traffic law violations against a person in a proceeding. Upon
2 commencement of the action, the municipality shall file a
3 certified copy or record of the final determination of parking,
4 standing, compliance, or automated traffic law violation,
5 which shall be accompanied by a certification that recites
6 facts sufficient to show that the final determination of
7 violation was issued in accordance with this Section and the
8 applicable municipal ordinance. Service of the summons and a
9 copy of the petition may be by any method provided by Section
10 2-203 of the Code of Civil Procedure or by certified mail,
11 return receipt requested, provided that the total amount of
12 fines and penalties for final determinations of parking,
13 standing, compliance, or automated traffic law violations does
14 not exceed \$2500. If the court is satisfied that the final
15 determination of parking, standing, compliance, or automated
16 traffic law violation was entered in accordance with the
17 requirements of this Section and the applicable municipal
18 ordinance, and that the registered owner or the lessee, as the
19 case may be, had an opportunity for an administrative hearing
20 and for judicial review as provided in this Section, the court
21 shall render judgment in favor of the municipality and against
22 the registered owner or the lessee for the amount indicated in
23 the final determination of parking, standing, compliance, or
24 automated traffic law violation, plus costs. The judgment shall
25 have the same effect and may be enforced in the same manner as
26 other judgments for the recovery of money.

1 (g) The fee for participating in a traffic education
2 program under this Section shall not exceed \$25.

3 A low-income individual required to complete a traffic
4 education program under this Section who provides proof of
5 eligibility for the federal earned income tax credit under
6 Section 32 of the Internal Revenue Code or the Illinois earned
7 income tax credit under Section 212 of the Illinois Income Tax
8 Act shall not be required to pay any fee for participating in a
9 required traffic education program.

10 (Source: P.A. 95-331, eff. 8-21-07; 96-288, eff. 8-11-09;
11 96-478, eff. 1-1-10; revised 9-4-09.)

12 (625 ILCS 5/11-208.6)

13 Sec. 11-208.6. Automated traffic law enforcement system.

14 (a) As used in this Section, "automated traffic law
15 enforcement system" means a device with one or more motor
16 vehicle sensors working in conjunction with a red light signal
17 to produce recorded images of motor vehicles entering an
18 intersection against a red signal indication in violation of
19 Section 11-306 of this Code or a similar provision of a local
20 ordinance.

21 An automated traffic law enforcement system is a system, in
22 a municipality or county operated by a governmental agency,
23 that produces a recorded image of a motor vehicle's violation
24 of a provision of this Code or a local ordinance and is
25 designed to obtain a clear recorded image of the vehicle and

1 the vehicle's license plate. The recorded image must also
2 display the time, date, and location of the violation.

3 (b) As used in this Section, "recorded images" means images
4 recorded by an automated traffic law enforcement system on:

5 (1) 2 or more photographs;

6 (2) 2 or more microphotographs;

7 (3) 2 or more electronic images; or

8 (4) a video recording showing the motor vehicle and, on
9 at least one image or portion of the recording, clearly
10 identifying the registration plate number of the motor
11 vehicle.

12 (b-5) A municipality or county that produces a recorded
13 image of a motor vehicle's violation of a provision of this
14 Code or a local ordinance must make the recorded images of a
15 violation accessible to the alleged violator by providing the
16 alleged violator with a website address, accessible through the
17 Internet.

18 (c) A county or municipality, including a home rule county
19 or municipality, may not use an automated traffic law
20 enforcement system to provide recorded images of a motor
21 vehicle for the purpose of recording its speed. The regulation
22 of the use of automated traffic law enforcement systems to
23 record vehicle speeds is an exclusive power and function of the
24 State. This subsection (c) is a denial and limitation of home
25 rule powers and functions under subsection (h) of Section 6 of
26 Article VII of the Illinois Constitution.

1 (c-5) A county or municipality, including a home rule
2 county or municipality, may not use an automated traffic law
3 enforcement system to issue violations in instances where the
4 motor vehicle comes to a ~~complete stop~~ and does not enter the
5 intersection, as defined by Section 1-132 of this Code, during
6 the cycle of the red signal indication unless one or more
7 pedestrians or bicyclists are present, even if the motor
8 vehicle stops at a point past a stop line or crosswalk where a
9 driver is required to stop, as specified in subsection (c) of
10 Section 11-306 of this Code or a similar provision of a local
11 ordinance.

12 (d) For each violation of a provision of this Code or a
13 local ordinance recorded by an automatic traffic law
14 enforcement system, the county or municipality having
15 jurisdiction shall issue a written notice of the violation to
16 the registered owner of the vehicle as the alleged violator.
17 The notice shall be delivered to the registered owner of the
18 vehicle, by mail, within 30 days after the Secretary of State
19 notifies the municipality or county of the identity of the
20 owner of the vehicle, but in no event later than 90 days after
21 the violation.

22 The notice shall include:

23 (1) the name and address of the registered owner of the
24 vehicle;

25 (2) the registration number of the motor vehicle
26 involved in the violation;

- 1 (3) the violation charged;
- 2 (4) the location where the violation occurred;
- 3 (5) the date and time of the violation;
- 4 (6) a copy of the recorded images;
- 5 (7) the amount of the civil penalty imposed and the
6 requirements of any traffic education program imposed and
7 the date by which the civil penalty should be paid and the
8 traffic education program should be completed;
- 9 (8) a statement that recorded images are evidence of a
10 violation of a red light signal;
- 11 (9) a warning that failure to pay the civil penalty, to
12 complete a required traffic education program, or to
13 contest liability in a timely manner is an admission of
14 liability and may result in a suspension of the driving
15 privileges of the registered owner of the vehicle; ~~and~~
- 16 (10) a statement that the person may elect to proceed
17 by:
- 18 (A) paying the fine, completing a required traffic
19 education program, or both; or
- 20 (B) challenging the charge in court, by mail, or by
21 administrative hearing; and -
- 22 (11) a website address, accessible through the
23 Internet, where the person may view the recorded images of
24 the violation. 
- 25 (e) If a person charged with a traffic violation, as a
26 result of an automated traffic law enforcement system, does not

1 pay the fine or complete a required traffic education program,
2 or both, or successfully contest the civil penalty resulting
3 from that violation, the Secretary of State shall suspend the
4 driving privileges of the registered owner of the vehicle under
5 Section 6-306.5 of this Code for failing to complete a required
6 traffic education program or to pay any fine or penalty due and
7 owing, or both, as a result of (5) violations of the automated
8 traffic law enforcement system.

9 (f) Based on inspection of recorded images produced by an
10 automated traffic law enforcement system, a notice alleging
11 that the violation occurred shall be evidence of the facts
12 contained in the notice and admissible in any proceeding
13 alleging a violation under this Section.

14 (g) Recorded images made by an automatic traffic law
15 enforcement system are confidential and shall be made available
16 only to the alleged violator and governmental and law
17 enforcement agencies for purposes of adjudicating a violation
18 of this Section, for statistical purposes, or for other
19 governmental purposes. Any recorded image evidencing a
20 violation of this Section, however, may be admissible in any
21 proceeding resulting from the issuance of the citation.

22 (h) The court or hearing officer may consider in defense of
23 a violation:

24 (1) that the motor vehicle or registration plates of
25 the motor vehicle were stolen before the violation occurred
26 and not under the control of or in the possession of the

1 owner at the time of the violation;

2 (2) that the driver of the vehicle passed through the
3 intersection when the light was red either (i) in order to
4 yield the right-of-way to an emergency vehicle or (ii) as
5 part of a funeral procession; and

6 (3) any other evidence or issues provided by municipal
7 or county ordinance.

8 (i) To demonstrate that the motor vehicle or the
9 registration plates were stolen before the violation occurred
10 and were not under the control or possession of the owner at
11 the time of the violation, the owner must submit proof that a
12 report concerning the stolen motor vehicle or registration
13 plates was filed with a law enforcement agency in a timely
14 manner.

15 (j) Unless the driver of the motor vehicle received a
16 Uniform Traffic Citation from a police officer at the time of
17 the violation, the motor vehicle owner is subject to a civil
18 penalty not exceeding \$100 or the completion of a traffic
19 education program, or both, plus an additional penalty of not
20 more than \$100 for failure to pay the original penalty or to
21 complete a required traffic education program, or both, in a
22 timely manner, if the motor vehicle is recorded by an automated
23 traffic law enforcement system. A violation for which a civil
24 penalty is imposed under this Section is not a violation of a
25 traffic regulation governing the movement of vehicles and may
26 not be recorded on the driving record of the owner of the

1 vehicle.

2 (j-3) A registered owner who is a holder of a valid
3 commercial driver's license is not required to complete a
4 traffic education program.

5 (j-5) For purposes of the required traffic education
6 program only, a registered owner may submit an affidavit to the
7 court or hearing officer swearing that at the time of the
8 alleged violation, the vehicle was in the custody and control
9 of another person. The affidavit must identify the person in
10 custody and control of the vehicle, including the person's name
11 and current address. The person in custody and control of the
12 vehicle at the time of the violation is required to complete
13 the required traffic education program. If the person in
14 custody and control of the vehicle at the time of the violation
15 completes the required traffic education program, the
16 registered owner of the vehicle is not required to complete a
17 traffic education program.

18 (k) An intersection equipped with an automated traffic law
19 enforcement system must be posted with a sign visible to
20 approaching traffic indicating that the intersection is being
21 monitored by an automated traffic law enforcement system.)

22 (k-3) A municipality or county that has one or more
23 intersections equipped with an automated traffic law
24 enforcement system must provide notice to drivers by posting
25 the locations of automated traffic law systems on the
26 municipality or county website.

↑ new
↓
This is on
our
web site

1 *OK* (k-5) An intersection equipped with an automated traffic
2 law enforcement system must have a yellow change interval that
3 conforms with the Illinois Manual on Uniform Traffic Control
4 Devices (IMUTCD) published by the Illinois Department of
5 Transportation.

6 (k-7) A municipality or county operating an automated
7 traffic law enforcement system shall conduct a statistical
8 analysis to assess the safety impact of each automated traffic
9 law enforcement system at an intersection following
10 installation of the system. The statistical analysis shall be
11 based upon the best available crash, traffic, and other data,
12 and shall cover a period of time before and after installation
13 of the system sufficient to provide a statistically valid
14 comparison of safety impact. The statistical analysis shall be
15 consistent with professional judgment and acceptable industry
16 practice. The statistical analysis also shall be consistent
17 with the data required for valid comparisons of before and
18 after conditions and shall be conducted within a reasonable
19 period following the installation of the automated traffic law
20 enforcement system. The statistical analysis required by this
21 subsection (k-7) shall be made available to the public and
22 shall be published on the website of the municipality or
23 county. If the statistical analysis for the 36 month period
24 following installation of the system indicates that there has
25 been an increase in the rate of accidents at the approach to
26 the intersection monitored by the system, the municipality or

TRAFFIC
~~LETT~~

1 county shall undertake additional studies to determine the
2 cause and severity of the accidents, and may take any action
3 that it determines is necessary or appropriate to reduce the
4 number or severity of the accidents at that intersection.

5 (l) The compensation paid for an automated traffic law
6 enforcement system must be based on the value of the equipment
7 or the services provided and may not be based on the number of
8 traffic citations issued or the revenue generated by the
9 system.

10 (m) This Section applies only to the counties of Cook,
11 DuPage, Kane, Lake, Madison, McHenry, St. Clair, and Will and
12 to municipalities located within those counties.

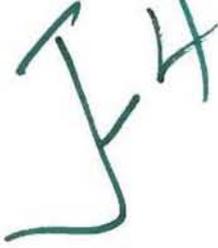
13 (n) The fee for participating in a traffic education
14 program under this Section shall not exceed \$25.

15 A low-income individual required to complete a traffic
16 education program under this Section who provides proof of
17 eligibility for the federal earned income tax credit under
18 Section 32 of the Internal Revenue Code or the Illinois earned
19 income tax credit under Section 212 of the Illinois Income Tax
20 Act shall not be required to pay any fee for participating in a
21 required traffic education program.

22 (o) A municipality or county shall make a certified report
23 to the Secretary of State pursuant to Section 6-306.5 of this
24 Code whenever a registered owner of a vehicle has failed to pay
25 any fine or penalty due and owing as a result of (5) offenses for
26 automated traffic law violations.

1 (Source: P.A. 96-288, eff. 8-11-09.)

The City of Berwyn



Anthony T. Bertuca
City Attorney

A Century of Progress with Pride

December 28, 2010

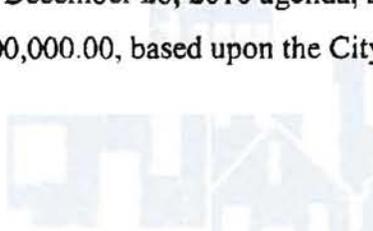
Thomas J. Pavlik
City Clerk
City of Berwyn
6700 W. 26th Street
Berwyn, Illinois 60402

Re: 06L122291

Dear Mr. Pavlik:

Please put an item on the December 28, 2010 agenda, authorizing the settlement of the above referenced matter for the total of \$600,000.00, based upon the City Council authority granted in Executive session.

Very truly yours,



Anthony T. Bertuca

Anthony T. Bertuca
City Attorney

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: December 21, 2010

Subject: Line of Credit Payment

With the recent receipt of the second installment of the 2009 property tax distributions from the County, our cash balances are currently at a level that will allow for a principal repayment on our revolving line of credit with Citizens Bank. Therefore, on December 20, 2010, I made a principal payment of \$1,000,000 reducing the outstanding balance by half. This will save the City \$1,906 per month in interest charges at the current interest rate.

Please accept this communication as informational. Thank you.



Denis O'Halloran
Fire Chief

Frank Simek
Assistant Fire Chief

Job

BERWYN FIRE DEPARTMENT

6700 W. 26th Street • Berwyn, IL 60402-0701
708.788.2660 ext 3281
FAX 708.788.3039 • Emergency 9-1-1



Mayor Robert J. Lovero

December 20, 2010

To: Mayor Robert Lovero

Members of City Council

From: Fire Chief Denis O'Halloran

Re: Promotion and swearing in of Lieutenant Ronald Hamilton, Seniority rank of Engineer Mark Warta,

Introduction and swearing in of Probationary Firefighters, Mark Agnello, Daniel Simek

Honorable Mayor Lovero & Members of City Council,

Due to the recent retirements of Assistant Chief Frank Simek and Engineer Carmen Metido the vacated and budgeted positions of Lieutenant and Engineer are now open. Firefighter Ronald Hamilton is the next member on the promotional list for Lieutenant, and Firefighter Mark Warta is the next member in seniority to fill the Engineer vacancy.

I would like to also introduce to Council the two new probationary Firefighters Mark Agnello and Daniel Simek. All positions will be in effect January 5, 2011.

Should you have any questions regarding this matter please feel free to contact me.

Respectfully submitted,

Denis O'Halloran

Fire Chief

City of Berwyn

The City of Berwyn



James J. Frank
IT Director

A Century of Progress with Pride

December 20th 2010

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

Re: Redesigned Community Calendar

Mayor Lovero and Members of the City Council:

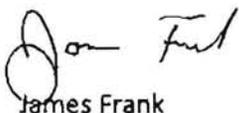
On January 1st 2011, the City's IT Department, in conjunction with a group of city organizations, will deploy a revamped Berwyn Community Calendar. This calendar is designed to automatically combine and centralize event listings from all participating organization websites into a single consolidated website. There are currently ten Berwyn organizations taking part in this project. Together, across a broad range of areas, this website will streamline our approach to presenting community activities to residents in an efficient and effective manner.

As of 12/17, the following agencies and departments are a part of this project:

- North Berwyn School District 98
- The Children's Center
- South Berwyn Park District
- Berwyn Development Corporation
- South Berwyn School District 100
- Recreation Department
- Berwyn Public Library
- Berwyn Main Street
- Berwyn Township
- North Berwyn Park District

I would like to thank all participants from these organizations for taking the initiative to be part of this important community project. Look for the site to be linked from our homepage, <http://www.berwyn-il.gov>, on January 1st 2011. A screenshot of the new site is provided on the next page for your information. Please accept this communication as informational and promote the new calendar through your ward meetings and other community functions.

Respectfully submitted,



James Frank
Director, Information Technology



Search Events

[Prev](#) | [Next](#)[PRINT](#) | [SUBSCRIBE](#) | [ICAL](#) | [RSS](#) City of Berwyn Community Calen

Mix-in All Note

Select All | Note

[Add To My Calendar](#)[Remind Me By Email](#)[Other Event Actions](#)

Calendar View:

Classic View

December 2010

| S | M | T | W | T | F | S |
|----|----|----|----|----|----|----|
| 28 | 29 | 30 | 1 | 2 | 3 | 4 |
| 5 | 6 | 7 | 8 | 9 | 10 | 11 |
| 12 | 13 | 14 | 15 | 16 | 17 | 18 |
| 19 | 20 | 21 | 22 | 23 | 24 | 25 |
| 26 | 27 | 28 | 29 | 30 | 31 | 1 |
| 2 | 3 | 4 | 5 | 6 | 7 | 8 |

[Berwyn Public Library](#)[KCGB \(Knit & Crochet Guild of](#)[Berwyn\)](#)[1/15/2011](#)[Berwyn Public Library](#)[ESL Conversation Group](#)[\(Intermediate/Advanced\)](#)[1/15/2011](#)[Berwyn Public Library](#)[ESL Book Group \(Beginner\)](#)[1/15/2011](#)[Berwyn Public Library](#)[ESL Book Group \(Intermediate\)](#)[1/15/2011](#)[Berwyn Public Library](#)

DECEMBER 2010

| Date | Time | Event | Location |
|---------------|--------|--|----------------------------|
| Dec. 20, 2010 | 4 Days | Winter Break | Berwyn School District 100 |
| Dec. 21 | 7pm | Zoning Board of Appeals | City Hall |
| Dec. 24 | 9am | Township Office will be closed in observance for holiday | Berwyn Township |
| Dec. 31, 2010 | 3 Days | Library Closed | Berwyn Public Library |
| Dec. 31 | 9am | Office Closed | Berwyn Township |

JANUARY 2011

| Date | Time | Event | Location |
|--------|---------|---|----------------------------|
| Jan. 3 | | School Resumes | Berwyn School District 100 |
| Jan. 5 | 6:30pm | NUTRITION: HEALTHY EATING FOR THE ENTIRE FAMILY | Parshing School |
| Jan. 5 | 7pm | Teen Writers Group | Berwyn Public Library |
| Jan. 8 | 10:30am | ESL Conversation Group (Intermediate/Advanced) | Berwyn Public Library |
| Jan. 8 | 12pm | ESL Book Group (Beginner) | Berwyn Public Library |
| Jan. 8 | 1pm | ESL Book Group (Intermediate) | Berwyn Public Library |
| Jan. 8 | 2pm | ESL Book Group (Advanced) | Berwyn Public Library |
| Jan. 8 | 7pm | Teen Book Club | Berwyn Public Library |

The City of Berwyn



Robert P. Schiller
Director of Public Works

A Century of Progress with Pride

December 22, 2010

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

Re: Request to award a contract for utility locating services

Per approval of the City Council, the Berwyn Public Works Department requested proposals for contractual utility locating services. The City of Berwyn provides approximately 2900 J.U.L.I.E. locates per year. By law, the City must respond and locate all city owned utilities including water, sewer, street lights and traffic signals in requested areas within two business days for non-emergency excavations. If the locate is called in as an emergency, locates are required to be completed within two hours of the initial request.

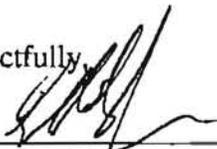
The City Clerk received one proposal for utility locating services from USIC locating. USIC is the contractual locating service that provides utility locates for NICOR, ComEd & AT&T in our area. They also service companies that have utilities within the city limits such as Abovenet Communications and other fiber optic providers throughout the Chicagoland area.

The receipt of a single proposal is not surprising due to the limited number of companies that provide this service and the fact that USIC provides services for all other major utility providers in the Chicagoland area. Currently, we utilize both our street light contractor and staff to conduct these services. The costs identified in the proposal will save the city both money and staff time. I will be available to answer any questions at the City Council meeting.

Recommended Action:

Therefore, staff recommends approval and award of the utility locating contract to USIC for fiscal year 2011. This service will be paid from Motor Fuel Tax and from the water fund.

Respectfully,



Robert Schiller
Director of Public Works



K. Consent Agenda

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

December 22, 2010

Mayor Robert J. Lovero
Members of the City Council

SUBJECT: Payroll December 22, 2010

Ladies and Gentlemen:

The current payroll were prepared for review by the finance department and are ready for approval at the December 28, 2010 meeting

Total Payroll: December 22, 2010 in the amount of \$980,999.88.

Respectfully submitted,

Nona N. Chapman
Budget Committee Chairman

The City of Berwyn



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1st Ward Alderman

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December 22, 2010

Mayor Robert J. Lovero
Members of the City Council

SUBJECT: Payables December 28, 2010

Ladies and Gentlemen:

The current payables were prepared for review by the finance department and are ready for approval at the December 28, 2010 meeting

Total Payables: December 28, 2010 in the amount of \$798,895.70.

Respectfully submitted,

Nona N. Chapman
Budget Committee Chairman

Payment Register

From Payment Date: 12/22/2009 - To Payment Date: 12/29/2010

| Number | Date | Status | Void Reason | Reconciled/ Voided Date | Source | Payee Name | Transaction Amount | Reconciled Amount | Difference |
|-------------------|------------|--------|-------------|----------------------------|------------------|--|-----------------------|----------------------|------------|
| 01 - General Cash | | | | | | | | | |
| <u>Check</u> | | | | | | | | | |
| 10286 | 12/09/2010 | Open | | | Accounts Payable | Citizens Community Bank | \$20,000.00 | | |
| 10287 | 12/10/2010 | Open | | | Accounts Payable | Julian J. Lazzara | \$400.00 | | |
| 10288 | 12/20/2010 | Open | | | Accounts Payable | Robert J. Lovero | \$178.11 | | |
| 10289 | 12/29/2010 | Open | | | Accounts Payable | 1st Source America | \$1,212.92 | | |
| 10290 | 12/29/2010 | Open | | | Accounts Payable | A & F Sewer Company, Inc. | \$4,750.00 | | |
| 10291 | 12/29/2010 | Open | | | Accounts Payable | A T & T Internet Services | \$947.00 | | |
| 10292 | 12/29/2010 | Open | | | Accounts Payable | ABC Automotive Electronics | \$360.00 | | |
| 10293 | 12/29/2010 | Open | | | Accounts Payable | ABC Commercial Maintenance Services, Inc. | \$2,398.00 | | |
| 10294 | 12/29/2010 | Open | | | Accounts Payable | AIR ONE EQUIPMENT, INC. | \$6,135.33 | | |
| 10295 | 12/29/2010 | Open | | | Accounts Payable | AMAZON.COM | \$93.84 | | |
| 10296 | 12/29/2010 | Open | | | Accounts Payable | AMERICAN MESSAGING | \$28.56 | | |
| 10297 | 12/29/2010 | Open | | | Accounts Payable | ANGELICA SOTO | \$47.33 | | |
| 10298 | 12/29/2010 | Open | | | Accounts Payable | APPLE BOOKS | \$63.00 | | |
| 10299 | 12/29/2010 | Open | | | Accounts Payable | Architectonic Solutions, Inc. | \$3,000.00 | | |
| 10300 | 12/29/2010 | Open | | | Accounts Payable | ASSOCIATED TIRE AND BATTERY | \$6,998.38 | | |
| 10301 | 12/29/2010 | Open | | | Accounts Payable | AT & T Global Services, Inc. | \$224.88 | | |
| 10302 | 12/29/2010 | Open | | | Accounts Payable | AT&T | \$3,521.25 | | |
| 10303 | 12/29/2010 | Open | | | Accounts Payable | AT&T | \$1,615.05 | | |
| 10304 | 12/29/2010 | Open | | | Accounts Payable | AT&T | \$4.38 | | |
| 10305 | 12/29/2010 | Open | | | Accounts Payable | AudioGo | \$326.04 | | |
| 10306 | 12/29/2010 | Open | | | Accounts Payable | AVAYA INC. | \$40.15 | | |
| 10307 | 12/29/2010 | Open | | | Accounts Payable | B. DAVIDS LANDSCAPING | \$2,275.00 | | |
| 10308 | 12/29/2010 | Open | | | Accounts Payable | Baker & Taylor, Inc. | \$1,900.45 | | |
| 10309 | 12/29/2010 | Open | | | Accounts Payable | Barbara Ziemba | \$11.74 | | |
| 10310 | 12/29/2010 | Open | | | Accounts Payable | BARGE TERMINAL & TRUCKING | \$1,456.68 | | |
| 10311 | 12/29/2010 | Open | | | Accounts Payable | BatteryZone, Inc. | \$113.75 | | |
| 10312 | 12/29/2010 | Open | | | Accounts Payable | Becky Spratford | \$58.30 | | |
| 10313 | 12/29/2010 | Open | | | Accounts Payable | BERWYN ACE HARDWARE | \$136.78 | | |
| 10314 | 12/29/2010 | Open | | | Accounts Payable | BERWYN DEVELOPMENT CORP | \$1,155.00 | | |
| 10315 | 12/29/2010 | Open | | | Accounts Payable | BLACKSTONE AUDIOBOOKS | \$127.45 | | |
| 10316 | 12/29/2010 | Open | | | Accounts Payable | BOB'S LAWN CARE, INC. | \$944.00 | | |
| 10317 | 12/29/2010 | Open | | | Accounts Payable | Bonar Plastics | \$286.22 | | |
| 10318 | 12/29/2010 | Open | | | Accounts Payable | BOURBONNAIS SUPPLY CO, INC. | \$5,052.42 | | |
| 10319 | 12/29/2010 | Open | | | Accounts Payable | BOURBONNAIS SUPPLY CO, INC. | \$15,175.00 | | |
| 10320 | 12/29/2010 | Open | | | Accounts Payable | Brakes Plus Automotive, Inc. | \$156.99 | | |
| 10321 | 12/29/2010 | Open | | | Accounts Payable | BRIAN MADDEN | \$540.00 | | |
| 10322 | 12/29/2010 | Open | | | Accounts Payable | Brian Pabst | \$206.67 | | |
| 10323 | 12/29/2010 | Open | | | Accounts Payable | Carter Brothers, LLC | \$3,323.00 | | |
| 10324 | 12/29/2010 | Open | | | Accounts Payable | CASSIDY TIRE | \$59.00 | | |
| 10325 | 12/29/2010 | Open | | | Accounts Payable | CDW GOVERNMENT, INC. | \$2,153.24 | | |

Payment Register

From Payment Date: 12/22/2009 - To Payment Date: 12/29/2010

| Number | Date | Status | Void Reason | Reconciled/ Voided Date | Source | Payee Name | Transaction Amount | Reconciled Amount | Difference |
|--------|------------|--------|-------------|----------------------------|------------------|--|-----------------------|----------------------|------------|
| 10326 | 12/29/2010 | Open | | | Accounts Payable | Cermak Animal Clinic | \$4,845.00 | | |
| 10327 | 12/29/2010 | Open | | | Accounts Payable | Cermak Animal Clinic | \$214.00 | | |
| 10328 | 12/29/2010 | Open | | | Accounts Payable | CESAR A. SANTOY | \$603.14 | | |
| 10329 | 12/29/2010 | Open | | | Accounts Payable | CHICAGO BADGE COMPANY | \$944.48 | | |
| 10330 | 12/29/2010 | Open | | | Accounts Payable | CHICAGO OFFICE TECHNOLOGY GROUP | \$345.00 | | |
| 10331 | 12/29/2010 | Open | | | Accounts Payable | CHICAGO TRIBUNE | \$596.23 | | |
| 10332 | 12/29/2010 | Open | | | Accounts Payable | CHROMATE CORPORATION | \$491.87 | | |
| 10333 | 12/29/2010 | Open | | | Accounts Payable | CITADEL | \$168.00 | | |
| 10334 | 12/29/2010 | Open | | | Accounts Payable | CITY of CHICAGO | \$317,805.00 | | |
| 10335 | 12/29/2010 | Open | | | Accounts Payable | City Wide Disposal | \$440.00 | | |
| 10336 | 12/29/2010 | Open | | | Accounts Payable | Civil & Environmental Consultants,Inc. | \$10,445.32 | | |
| 10337 | 12/29/2010 | Open | | | Accounts Payable | Code 3, Inc. | \$287.26 | | |
| 10338 | 12/29/2010 | Open | | | Accounts Payable | ComEd | \$2,876.52 | | |
| 10339 | 12/29/2010 | Open | | | Accounts Payable | ComEd | \$18.36 | | |
| 10340 | 12/29/2010 | Open | | | Accounts Payable | CONSTELLATION NEW ENERGY INC. | \$8,417.88 | | |
| 10341 | 12/29/2010 | Open | | | Accounts Payable | DAVE DiNASO | \$350.00 | | |
| 10342 | 12/29/2010 | Open | | | Accounts Payable | David Kopala | \$1,475.00 | | |
| 10343 | 12/29/2010 | Open | | | Accounts Payable | Deece Automotive | \$1,507.10 | | |
| 10344 | 12/29/2010 | Open | | | Accounts Payable | Del Galdo Law Group,LLC | \$12,813.51 | | |
| 10345 | 12/29/2010 | Open | | | Accounts Payable | Dell Marketing, LP | \$5,082.08 | | |
| 10346 | 12/29/2010 | Open | | | Accounts Payable | Dell Marketing, LP | \$765.38 | | |
| 10347 | 12/29/2010 | Open | | | Accounts Payable | Diamond Graphics, Inc. | \$530.00 | | |
| 10348 | 12/29/2010 | Open | | | Accounts Payable | Discovery Awnings & Canopies,iNC. | \$2,700.00 | | |
| 10349 | 12/29/2010 | Open | | | Accounts Payable | Discovery Awnings & Canopies,iNC. | \$10,000.00 | | |
| 10350 | 12/29/2010 | Open | | | Accounts Payable | DON MORRIS ARCHITECTS,P.C. | \$9,713.83 | | |
| 10351 | 12/29/2010 | Open | | | Accounts Payable | Emma Caywood | \$87.00 | | |
| 10352 | 12/29/2010 | Open | | | Accounts Payable | EMPIRE COOLER SERVICE,INC. | \$92.00 | | |
| 10353 | 12/29/2010 | Open | | | Accounts Payable | Equilibrium IT Solutions, Inc. | \$3,850.00 | | |
| 10354 | 12/29/2010 | Open | | | Accounts Payable | Eric Torres | \$500.00 | | |
| 10355 | 12/29/2010 | Open | | | Accounts Payable | Esther Chase | \$44.89 | | |
| 10356 | 12/29/2010 | Open | | | Accounts Payable | Federal Express Corporation | \$16.38 | | |
| 10357 | 12/29/2010 | Open | | | Accounts Payable | Felco Vending, Inc. | \$367.52 | | |
| 10358 | 12/29/2010 | Open | | | Accounts Payable | FLASH ELECTRIC CO. | \$2,280.00 | | |
| 10359 | 12/29/2010 | Open | | | Accounts Payable | Florian Architects | \$710.93 | | |
| 10360 | 12/29/2010 | Open | | | Accounts Payable | Fort Dearborn Enterprises | \$64.80 | | |
| 10361 | 12/29/2010 | Open | | | Accounts Payable | Francisco Landeros | \$1,475.00 | | |
| 10362 | 12/29/2010 | Open | | | Accounts Payable | FRANK NOVOTNY & ASSC. | \$64,718.19 | | |
| 10363 | 12/29/2010 | Open | | | Accounts Payable | FREEWAY FORD TRUCK SALES INC | \$541.79 | | |
| 10364 | 12/29/2010 | Open | | | Accounts Payable | Gabriel Auto Parts | \$42.96 | | |
| 10365 | 12/29/2010 | Open | | | Accounts Payable | GALE | \$705.65 | | |
| 10366 | 12/29/2010 | Open | | | Accounts Payable | GAYLORD BROS INC | \$209.90 | | |

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|--------|------------|--------|-------------|----------------------------|------------------|---|-----------------------|----------------------|------------|
| 10367 | 12/29/2010 | Open | | | Accounts Payable | Gema Romero | \$44.99 | | |
| 10368 | 12/29/2010 | Open | | | Accounts Payable | Georgina Lopez | \$1,475.00 | | |
| 10369 | 12/29/2010 | Open | | | Accounts Payable | Gina Marie Slager | \$250.00 | | |
| 10370 | 12/29/2010 | Open | | | Accounts Payable | Guitar Player | \$11.99 | | |
| 10371 | 12/29/2010 | Open | | | Accounts Payable | Gurtner Plumbing, Inc. | \$1,123.00 | | |
| 10372 | 12/29/2010 | Open | | | Accounts Payable | Gustavo Arroyo | \$1,475.00 | | |
| 10373 | 12/29/2010 | Open | | | Accounts Payable | Harvey Place Condo Association | \$377.49 | | |
| 10374 | 12/29/2010 | Open | | | Accounts Payable | HD SUPPLY WATERWORKS, LTD | \$1,192.00 | | |
| 10375 | 12/29/2010 | Open | | | Accounts Payable | HEALTH ENDEAVORS, SC | \$250.00 | | |
| 10376 | 12/29/2010 | Open | | | Accounts Payable | Hector & Eleuteria Rivera | \$1,475.00 | | |
| 10377 | 12/29/2010 | Open | | | Accounts Payable | HIGHSMITH COMPANY | \$174.61 | | |
| 10378 | 12/29/2010 | Open | | | Accounts Payable | HINCKLEY SPRINGS | \$61.67 | | |
| 10379 | 12/29/2010 | Open | | | Accounts Payable | Illinois Fire & Police Commissioners Association | \$375.00 | | |
| 10380 | 12/29/2010 | Open | | | Accounts Payable | INTELLIGENT SOLUTIONS, INC. | \$45.00 | | |
| 10381 | 12/29/2010 | Open | | | Accounts Payable | J. Sterling Morton High School | \$259.86 | | |
| 10382 | 12/29/2010 | Open | | | Accounts Payable | J.G.UNIFORMS, INC. | \$1,198.00 | | |
| 10383 | 12/29/2010 | Open | | | Accounts Payable | JACK'S RENTAL INC | \$356.55 | | |
| 10384 | 12/29/2010 | Open | | | Accounts Payable | JASMINE BROWN | \$75.78 | | |
| 10385 | 12/29/2010 | Open | | | Accounts Payable | Jerry Karp | \$1,475.00 | | |
| 10386 | 12/29/2010 | Open | | | Accounts Payable | Jim Frank | \$107.81 | | |
| 10387 | 12/29/2010 | Open | | | Accounts Payable | John Hadjioannou | \$194.39 | | |
| 10388 | 12/29/2010 | Open | | | Accounts Payable | Jose J. Castro | \$1,475.00 | | |
| 10389 | 12/29/2010 | Open | | | Accounts Payable | JOSEPH LOTITO | \$16.40 | | |
| 10390 | 12/29/2010 | Open | | | Accounts Payable | Josephine Tucci | \$18.37 | | |
| 10391 | 12/29/2010 | Open | | | Accounts Payable | JUST TIRES | \$611.16 | | |
| 10392 | 12/29/2010 | Open | | | Accounts Payable | K's Construction | \$457.20 | | |
| 10393 | 12/29/2010 | Open | | | Accounts Payable | KATHLEEN BEHRENDT | \$175.75 | | |
| 10394 | 12/29/2010 | Open | | | Accounts Payable | KATHY SEXTON | \$409.80 | | |
| 10395 | 12/29/2010 | Open | | | Accounts Payable | KB LAWN AND MULCH | \$825.00 | | |
| 10396 | 12/29/2010 | Open | | | Accounts Payable | KB LAWN AND MULCH | \$1,140.00 | | |
| 10397 | 12/29/2010 | Open | | | Accounts Payable | KELLEY BLUE BOOK | \$98.00 | | |
| 10398 | 12/29/2010 | Open | | | Accounts Payable | KEVIN LORR | \$1,048.00 | | |
| 10399 | 12/29/2010 | Open | | | Accounts Payable | KEY EQUIPMENT FINANCE | \$4,330.20 | | |
| 10400 | 12/29/2010 | Open | | | Accounts Payable | Kiesler's Police Supply ,Inc. | \$2,868.12 | | |
| 10401 | 12/29/2010 | Open | | | Accounts Payable | LACONI YSS | \$60.00 | | |
| 10402 | 12/29/2010 | Open | | | Accounts Payable | LANDMARK AUDIOBOOKS | \$79.50 | | |
| 10403 | 12/29/2010 | Open | | | Accounts Payable | Laner Muchin Dombrow Becker Levin & Tech, Ltd | \$3,543.25 | | |
| 10404 | 12/29/2010 | Open | | | Accounts Payable | Lawndale News | \$400.00 | | |
| 10405 | 12/29/2010 | Open | | | Accounts Payable | LeadsOnline | \$6,348.00 | | |
| 10406 | 12/29/2010 | Open | | | Accounts Payable | Lisa Kovacek | \$130.00 | | |
| 10407 | 12/29/2010 | Open | | | Accounts Payable | LITTLE VILLAGE PRINTING | \$940.40 | | |

Payment Register

From Payment Date: 12/22/2009 - To Payment Date: 12/29/2010

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|--------|------------|--------|-------------|----------------------------|------------------|---|-----------------------|----------------------|------------|
| 10408 | 12/29/2010 | Open | | | Accounts Payable | M.C. DRYWALL FINISHERS,INC., ED MIJANGOS | \$300.00 | | |
| 10409 | 12/29/2010 | Open | | | Accounts Payable | Maria Salazar | \$1,475.00 | | |
| 10410 | 12/29/2010 | Open | | | Accounts Payable | MARIE L.ROGERS | \$1,166.90 | | |
| 10411 | 12/29/2010 | Open | | | Accounts Payable | Martin Hasler | \$1,520.00 | | |
| 10412 | 12/29/2010 | Open | | | Accounts Payable | McCANN INDUSTRIES,INC. | \$2,042.56 | | |
| 10413 | 12/29/2010 | Open | | | Accounts Payable | McDONALD MODULAR SOLUTIONS,INC. | \$95.00 | | |
| 10414 | 12/29/2010 | Open | | | Accounts Payable | McDONOUGH MECHANICAL SERVICES,INC. | \$1,702.42 | | |
| 10415 | 12/29/2010 | Open | | | Accounts Payable | MEADE ELECTRIC COMPANY,INC. | \$238.46 | | |
| 10416 | 12/29/2010 | Open | | | Accounts Payable | MEDICAL REIMBURSEMENT SERVICES,INC. | \$10,320.00 | | |
| 10417 | 12/29/2010 | Open | | | Accounts Payable | MENARDS | \$67.74 | | |
| 10418 | 12/29/2010 | Open | | | Accounts Payable | MENARDS | \$44.74 | | |
| 10419 | 12/29/2010 | Open | | | Accounts Payable | MENARDS | \$540.59 | | |
| 10420 | 12/29/2010 | Open | | | Accounts Payable | MES-ILLINOIS | \$9,538.02 | | |
| 10421 | 12/29/2010 | Open | | | Accounts Payable | METRO COLLISION SERVICE | \$13,705.00 | | |
| 10422 | 12/29/2010 | Open | | | Accounts Payable | METRO COLLISION SERVICE | \$3,422.70 | | |
| 10423 | 12/29/2010 | Open | | | Accounts Payable | MICRO MARKETING,LLC | \$129.90 | | |
| 10424 | 12/29/2010 | Open | | | Accounts Payable | Mid Century Financial Services | \$1,475.00 | | |
| 10425 | 12/29/2010 | Open | | | Accounts Payable | MID-TOWN PETROLEUM,INC. | \$2,394.23 | | |
| 10426 | 12/29/2010 | Open | | | Accounts Payable | MIDAS AUTO SERVICE EXPERTS | \$406.10 | | |
| 10427 | 12/29/2010 | Open | | | Accounts Payable | MIDCO INC. | \$1,242.20 | | |
| 10428 | 12/29/2010 | Open | | | Accounts Payable | MIDWEST TAPE | \$385.83 | | |
| 10429 | 12/29/2010 | Open | | | Accounts Payable | MIKE & SONS | \$2,087.91 | | |
| 10430 | 12/29/2010 | Open | | | Accounts Payable | MLB FINANCIAL SERVICES,LTD | \$85.00 | | |
| 10431 | 12/29/2010 | Open | | | Accounts Payable | Movie Licensing USA | \$1,440.00 | | |
| 10432 | 12/29/2010 | Open | | | Accounts Payable | MPC Communications & Lighting, Inc. | \$168.00 | | |
| 10433 | 12/29/2010 | Open | | | Accounts Payable | NATIONAL SEED | \$2,204.00 | | |
| 10434 | 12/29/2010 | Open | | | Accounts Payable | NEAL & LEROY,L.L.C. | \$1,269.00 | | |
| 10435 | 12/29/2010 | Open | | | Accounts Payable | NEXTEL COMMUNICATIONS | \$668.86 | | |
| 10436 | 12/29/2010 | Open | | | Accounts Payable | NICOR GAS | \$8,917.70 | | |
| 10437 | 12/29/2010 | Open | | | Accounts Payable | NICOR GAS | \$2,244.89 | | |
| 10438 | 12/29/2010 | Open | | | Accounts Payable | NORTH AMERICAN SALT CO. | \$33,623.01 | | |
| 10439 | 12/29/2010 | Open | | | Accounts Payable | NU WIRELESS | \$170.00 | | |
| 10440 | 12/29/2010 | Open | | | Accounts Payable | OFFICE DEPOT | \$825.86 | | |
| 10441 | 12/29/2010 | Open | | | Accounts Payable | OFFICE EQUIPMENT SALES | \$313.60 | | |
| 10442 | 12/29/2010 | Open | | | Accounts Payable | Office Max, Inc. | \$232.64 | | |
| 10443 | 12/29/2010 | Open | | | Accounts Payable | OVERDOORS OF IL | \$263.00 | | |
| 10444 | 12/29/2010 | Open | | | Accounts Payable | Paragon Micro | \$7,919.96 | | |
| 10445 | 12/29/2010 | Open | | | Accounts Payable | PATRICK SHARKEY | \$348.15 | | |
| 10446 | 12/29/2010 | Open | | | Accounts Payable | PETER STEINHAGEN | \$600.00 | | |
| 10447 | 12/29/2010 | Open | | | Accounts Payable | PINNER ELECTRIC CO | \$19,133.15 | | |

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|--------|------------|--------|-------------|----------------------------|------------------|---|-----------------------|----------------------|------------|
| 10448 | 12/29/2010 | Open | | | Accounts Payable | PITNEY BOWES | \$2,313.00 | | |
| 10449 | 12/29/2010 | Open | | | Accounts Payable | PITNEY BOWES | \$184.43 | | |
| 10450 | 12/29/2010 | Open | | | Accounts Payable | PNC Equipment Finance | \$4,388.00 | | |
| 10451 | 12/29/2010 | Open | | | Accounts Payable | R.D.V. ELECTRIC INC. | \$270.00 | | |
| 10452 | 12/29/2010 | Open | | | Accounts Payable | RANDOM HOUSE,INC. | \$322.95 | | |
| 10453 | 12/29/2010 | Open | | | Accounts Payable | RAY O'HERRON CO.INC. | \$67.95 | | |
| 10454 | 12/29/2010 | Open | | | Accounts Payable | REFURBISHED OFFICE ENVIRONMENTS | \$300.00 | | |
| 10455 | 12/29/2010 | Open | | | Accounts Payable | RESTORE BOARD-UP | \$5,724.00 | | |
| 10456 | 12/29/2010 | Open | | | Accounts Payable | Richard C. Dahms | \$1,110.00 | | |
| 10457 | 12/29/2010 | Open | | | Accounts Payable | RIZZA FORD | \$521.72 | | |
| 10458 | 12/29/2010 | Open | | | Accounts Payable | ROBERT DWAN | \$138.50 | | |
| 10459 | 12/29/2010 | Open | | | Accounts Payable | ROBERT R.ANDREAS & SONS | \$1,410.00 | | |
| 10460 | 12/29/2010 | Open | | | Accounts Payable | RUSSO POWER EQUIPMENT | \$1,733.93 | | |
| 10461 | 12/29/2010 | Open | | | Accounts Payable | Ruth Volbre | \$59.10 | | |
| 10462 | 12/29/2010 | Open | | | Accounts Payable | S-P-D- INCORPORATED | \$1,632.09 | | |
| 10463 | 12/29/2010 | Open | | | Accounts Payable | SALVATORE MOLINARO | \$742.00 | | |
| 10464 | 12/29/2010 | Open | | | Accounts Payable | SAM'S CLUB | \$765.44 | | |
| 10465 | 12/29/2010 | Open | | | Accounts Payable | SC Landscaping | \$2,500.00 | | |
| 10466 | 12/29/2010 | Open | | | Accounts Payable | SHERWIN WILLIAMS | \$122.59 | | |
| 10467 | 12/29/2010 | Open | | | Accounts Payable | SIMMONS PEST CONTROL | \$150.00 | | |
| 10468 | 12/29/2010 | Open | | | Accounts Payable | SNAPPY CONVENIENCE CENTER #12 | \$518.90 | | |
| 10469 | 12/29/2010 | Open | | | Accounts Payable | SOUTHWEST UNITED FIRE DISTRICTS, FIRE TRAINING ACADEM SPRINT | \$525.00 | | |
| 10470 | 12/29/2010 | Open | | | Accounts Payable | STATE INDUSTRIAL PRODUCTS | \$785.38 | | |
| 10471 | 12/29/2010 | Open | | | Accounts Payable | STEINER ELECTRIC COMPANY | \$2,416.34 | | |
| 10472 | 12/29/2010 | Open | | | Accounts Payable | STORINO,RAMELLO & DURKIN | \$628.00 | | |
| 10473 | 12/29/2010 | Open | | | Accounts Payable | Strictly Sewers | \$16,184.75 | | |
| 10474 | 12/29/2010 | Open | | | Accounts Payable | SUBURBAN LIFE PUBLICATIONS | \$3,370.00 | | |
| 10475 | 12/29/2010 | Open | | | Accounts Payable | Sue Marschall | \$300.00 | | |
| 10476 | 12/29/2010 | Open | | | Accounts Payable | SULLIVAN'S LAW DIRECTORY | \$105.00 | | |
| 10477 | 12/29/2010 | Open | | | Accounts Payable | Superior Lamp Inc. | \$11.00 | | |
| 10478 | 12/29/2010 | Open | | | Accounts Payable | SWAN | \$442.32 | | |
| 10479 | 12/29/2010 | Open | | | Accounts Payable | T.A. CUMMINGS JR. CO. | \$8,640.94 | | |
| 10480 | 12/29/2010 | Voided | | 12/30/2010 | Accounts Payable | TANTOR MEDIA | \$121,995.00 | | |
| 10481 | 12/29/2010 | Open | | | Accounts Payable | TARGET AUTO PARTS | \$194.36 | | |
| 10482 | 12/29/2010 | Open | | | Accounts Payable | Tazman Construction | \$15.07 | | |
| 10483 | 12/29/2010 | Open | | | Accounts Payable | TELE-TRON ACE HARDWARE | \$4,440.00 | | |
| 10484 | 12/29/2010 | Open | | | Accounts Payable | THE LIBRARY STORE | \$977.92 | | |
| 10485 | 12/29/2010 | Open | | | Accounts Payable | THE NATIONAL ARBOR DAY FOUNDATION | \$654.20 | | |
| 10486 | 12/29/2010 | Open | | | Accounts Payable | | \$15.00 | | |

Payment Register

From Payment Date: 12/22/2009 - To Payment Date: 12/29/2010

| Number | Date | Status | Void Reason | Reconciled/ Voided Date | Source | Payee Name | Transaction Amount | Reconciled Amount | Difference |
|---------------------------|------------|--------|-------------|----------------------------|------------------|------------------------------------|-----------------------|----------------------|------------|
| 10487 | 12/29/2010 | Open | | | Accounts Payable | THE NEW SENECA RESTAURANT | \$1,225.00 | | |
| 10488 | 12/29/2010 | Open | | | Accounts Payable | The Urban Mutl | \$454.75 | | |
| 10489 | 12/29/2010 | Open | | | Accounts Payable | Tim Wallace Snowplow Supply | \$464.00 | | |
| 10490 | 12/29/2010 | Open | | | Accounts Payable | Trumba Corporation | \$264.00 | | |
| 10491 | 12/29/2010 | Open | | | Accounts Payable | TRYAD AUTOMOTIVE | \$658.40 | | |
| 10492 | 12/29/2010 | Open | | | Accounts Payable | U.S. Cellular | \$405.09 | | |
| 10493 | 12/29/2010 | Open | | | Accounts Payable | UNIQUE MANAGEMENT SERVICES,INC. | \$241.65 | | |
| 10494 | 12/29/2010 | Open | | | Accounts Payable | UNITED PARCEL SERVICE | \$41.83 | | |
| 10495 | 12/29/2010 | Open | | | Accounts Payable | US GAS | \$159.60 | | |
| 10496 | 12/29/2010 | Open | | | Accounts Payable | VOLTEXX,INC. | \$110.00 | | |
| 10497 | 12/29/2010 | Open | | | Accounts Payable | WALGREENS CO. | \$73.97 | | |
| 10498 | 12/29/2010 | Open | | | Accounts Payable | Warthog Products,LTD | \$530.00 | | |
| 10499 | 12/29/2010 | Open | | | Accounts Payable | WEST GROUP PAYMENT CTR. | \$871.00 | | |
| 10500 | 12/29/2010 | Open | | | Accounts Payable | WHOLESALE DIRECT INC. | \$114.67 | | |
| 10501 | 12/29/2010 | Open | | | Accounts Payable | WIDAMAN SIGNS | \$237.50 | | |
| 10502 | 12/29/2010 | Open | | | Accounts Payable | WOODRIDGE PUBLIC LIBRARY | \$17.12 | | |
| 10503 | 12/29/2010 | Open | | | Accounts Payable | ZEE MEDICAL,INC. | \$29.95 | | |
| Type Check Totals: | | | | | 218 Transactions | | \$920,890.70 | | |

01 - General Cash Totals

| Checks | Status | Count | Transaction Amount | Reconciled Amount |
|--------|--------|-------|--------------------|-------------------|
| | Open | 217 | \$798,895.70 | |
| | Voided | 1 | \$121,995.00 | |
| | Total | 218 | \$920,890.70 | \$0.00 |
| All | Status | Count | Transaction Amount | Reconciled Amount |
| | Open | 217 | \$798,895.70 | |
| | Voided | 1 | \$121,995.00 | |
| | Total | 218 | \$920,890.70 | \$0.00 |

Grand Totals:

| Checks | Status | Count | Transaction Amount | Reconciled Amount |
|--------|--------|-------|--------------------|-------------------|
| | Open | 217 | \$798,895.70 | |
| | Voided | 1 | \$121,995.00 | |
| | Total | 218 | \$920,890.70 | \$0.00 |
| All | Status | Count | Transaction Amount | Reconciled Amount |
| | Open | 217 | \$798,895.70 | |
| | Vold | 1 | \$121,995.00 | |
| | Total | 218 | \$920,890.70 | \$0.00 |

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) 749-8402 Fax: (708) 788-2875
www.berwyn-il.gov

December 21, 2010

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

Re: Handicap Sign Request: Request # 702
Dorothy Plummer – 3026 East Ave.

Mayor and City Council Members:

I concur with the investigating officer's recommendation in the attached handicap application to **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: December 14, 2010

RE: HANDICAPPED SIGN FOR: Dorothy Plummer # 702

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

3026 East Ave.

PLEASE REVIEW THE ATTACHED PAPERWORK AND ADVISE.

CC: ALDERMAN Jeffrey Boyajian

Berwyn Police Department

CITY OF BERWYN
CLERK'S OFFICE
2010 DEC 14 P 2:59

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: December 7, 2010

Application: 702

Name of Applicant: Dorothy Plummer

Address: 3026 East Ave.

Telephone: _____

Nature of Disability: _____

| Information | YES | NO | Information | YES | NO |
|---------------------------|-------------------------------------|-------------------------------------|-------------------------|-------------------------------------|--------------------------|
| Doctor's Note/ Affidavit: | <input checked="" type="checkbox"/> | <input type="checkbox"/> | Interviewed: | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Owner's Support Letter: | <input type="checkbox"/> | <input checked="" type="checkbox"/> | Handicap Plates: | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Garage: | <input type="checkbox"/> | <input checked="" 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: 10-16008 | | |

Recommendation: APPROVE DENY

Reporting Officer: T Young #183

Comments:

Alderman: *J. P. Boyce*

Ward: *7*

Berwyn Police Department

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

Incident#: 10-16008

| | | | |
|--|---|--|------------------------|
| STATION COMPLAINT UCR 9041 (Applicant File) | | DESCRIPTION Follow-Up Investigation | INCIDENT # 10-16008 |
| REPORT TYPE Incident Report | RELATED CAD # C10-064328 | DOT # | HOW RECEIVED Radio |
| WHEN REPORTED 12/07/2010 13:23 | LOCATION OF OFFENSE (HOUSE NO., STREET NAME) 3026 S EAST AV Berwyn, IL 60402 | | |
| TIME OF OCCURRENCE 12/07/2010 13:23 | STATUS CODE | STATUS DATE | |

INVOLVED ENTITIES

| | | | | | | | |
|---|--------------------------|--------------|-------------------------|--|-----------------|-------|--|
| NAME VASQUEZ, JEANETTE | | DOB | AGE | ADDRESS 3026 S EAST AV Berwyn, IL 60402 | | | |
| SEX F | RACE White, Caucasian | HGT 5' 8" | WGT | HAIR Brown | EYES Brown | PHONE | |
| CLOTHING | | SID # | DL # | FBI # | | | |
| UCR 9041 (Applicant File) - 0 count(s) | | | TYPE Reporting Party | | RELATED EVENT # | | |

| | | | | | | | |
|---|--------------------------|--------------|-------------------------|--|-----------------|-------|--|
| NAME PLUMMER, DOROTHY | | DOB | AGE | ADDRESS 3026 S EAST AV Berwyn, IL 60402 | | | |
| SEX F | RACE White, Caucasian | HGT 5' 2" | WGT | HAIR | EYES | PHONE | |
| CLOTHING | | SID # | DL # | FBI # | | | |
| UCR 9041 (Applicant File) - 0 count(s) | | | TYPE Reporting Party | | RELATED EVENT # | | |

INVOLVED VEHICLES

| | | | | |
|--------------|-------------|--------------------|-------------------------|----------|
| VEH/PLATE # | STATE IL | TYPE Sedan | INVOLVEMENT Involved | VIN # |
| YEAR 1993 | MAKE | MODEL (unknown) | COLOR | COMMENTS |
| OWNER | | | | |

NARRATIVES

PRIMARY NARRATIVE

In summary:

A/o interviewed Dorothy Plummer who is the homeowner of 3026 East Ave. Berwyn Il 60402 in regards to the handicapped application that was submitted. Dorothy drives a black in color 1993 Mercedes bearing Il handicapped plate# 255444 which is also registered in her daughter Jeanette Vasquez's name and has a valid handicapped placard# BD84188. Dorothy suffers from which she is . Due to her medical conditions she is unable to walk great distances. There is no garage on the property and no off street parking available. On street parking is limited. There is a fire hydrant that is partially in front of her residence that should not interfere with the placement of signs.

Dorothy meets the requirements for being handicapped in the State of Illinois.

A/o recommends the application be approved.

| | | | | |
|-----------------------------------|---------------|-------------------------------|------------------------|-------------|
| REPORTING OFFICER YOUNG, TERRY | STAR # 183 | DATE/TIME 12/07/2010 13:23 | INCIDENT # 10-16008 | Page 1 of 2 |
|-----------------------------------|---------------|-------------------------------|------------------------|-------------|



10-16008
BERWYN
POLICE DEPARTMENT



6401 West 31st Street
 Berwyn, Illinois 60402-0733
 Phone (708) 795-5800
 Fax (708) 795-5827 Emergency 9-1-1

HANDICAPPED PARKING INTERVIEW FORM

Applicant Name: Dorothy Plummer

Applicant Address: 2026 EAST AVE.

Applicant Phone #: _____

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

Vehicle Make: MERCEDES Vehicle Color: BLK

License Plate #: _____ Handicapped Placard #: BD 84188

Does Applicant Use:

Wheelchair _____ Walker _____ Cane _____ Oxygen _____

Parking Availability:

Driveway N/A Garage N/A On Street X Off Street N/A

Notes: Alo spoke with Dorothy Plummer who informed Alo the side has
Mrs. Plummer does not have a
garage or off street parking.

APPLICANT INTERVIEW

| | | | | | |
|-------|----------------|-------|-------------|----------|------------------------------|
| Date: | <u>12/7/10</u> | Time: | <u>1325</u> | Results: | <u>Recommended (approve)</u> |
| Date: | _____ | Time: | _____ | Results: | _____ |
| Date: | _____ | Time: | _____ | Results: | _____ |
| Date: | _____ | Time: | _____ | Results: | _____ |
| Date: | _____ | Time: | _____ | Results: | _____ |

Completion Date: 12/7/10
 Logged in Book: 12/7/10

Application Number: 702

The City of Berwyn



Thomas J. Pavlik
City Clerk

Clerk's Office
6700 W. 26th Street
Berwyn, Illinois 60402-0701
www.berwyn-il.gov

Phone: (708) 788-2660
Fax: (708) 788-2675

LETTER OF TRANSMITTAL

| | |
|----------------------------------|-----------------------|
| TO: Company Name: <i>B.N.</i> | From: <i>Spida</i> |
| Attention: <i>Marcia</i> | Date: <i>10-13-10</i> |
| Fax Number: | Phone Number: |

- We are sending you: Via Fax U.S. Mail Inter-Office the following items:
- Reply ASAP Please Comment Please Review As Requested For your Information Furnish Information

Total pages, including cover sheet: _____

| COPIES | DATE | DESCRIPTION |
|--------|----------|-------------------------|
| 1 | 10-11-10 | Handicap Sign Affidavit |
| | | Re: Dorothy Plummer |
| | | 3026 East Ave. |
| | | |
| | | |
| | | |
| | | |

REMARKS

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.....

.....

.....

.....

C.C.

SIGNED: *Spida*

The City of Berwyn



Nora Laureto
8th Ward Alderman

A Century of Progress with Pride

8700 West 26th Street Berwyn, Illinois 60402-0701 Telephone: (708) 748-6408 Fax: (708) 788-2875
www.berwyn-il.gov

December 21, 2010

Honorable Mayor Robert J. Lovero and
Members of City Council

Re: Handicap Sign Request No. 700 – Arlene Newberg
1302 Home 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: December 14, 2010

RE: HANDICAPPED SIGN FOR: Arlene Newberg #700

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

1302 Home Ave.

PLEASE REVIEW THE ATTACHED PAPERWORK AND ADVISE.

CC: ALDERMAN Nora Laureto

Berwyn Police Department

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

(Fax) 795-5627 Emergency 911

CITY OF BERWYN
CLERK'S OFFICE
2010 DEC 14 P 2:58

Handicapped Parking Sign Request & Report

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

From: Berwyn Police Department
Community Service Division

Date: 06 December 2010

Application: 700

Name of Applicant: Arlene Newberg

Address: 1302 S. Home 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 type="checkbox"/> | <input checked="" type="checkbox"/> |
| Garage: | <input checked="" type="checkbox"/> | <input type="checkbox"/> | Wheelchair: | | |
| 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: 10-15882 | | |

Recommendation: **APPROVE** **DENY**

Reporting Officer: C De Leon# 187

Comments:

Alderman: *N. Laurato*

Ward: *8*

Berwyn Police Department

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

Incident#: 10-15882

| | | |
|-----------------------|--|--------------|
| STATION COMPLAINT UCR | DESCRIPTION | INCIDENT # |
| 9041 (Applicant File) | Applicant File | 10-15882 |
| REPORT TYPE | RELATED CAD # | HOW RECEIVED |
| Incident Report | C10-063796 | In Person |
| WHEN REPORTED | LOCATION OF OFFENSE (HOUSE NO., STREET NAME) | |
| 12/03/2010 17:56 | 1302 S HOME AV Berwyn, IL 60402 | |
| TIME OF OCCURRENCE | STATUS CODE | STATUS DATE |
| 12/03/2010 17:56 | | |

INVOLVED ENTITIES

| | | | | |
|------------------------------------|------------------|-----------------|---------------------------------|-----------------|
| NAME | DOB | AGE | ADDRESS | |
| Newberg, Arlene | | | 1302 S Home AV Berwyn, IL 60402 | |
| SEX | RACE | HGT | WGT | HAIR |
| F | White, Caucasian | | | |
| CLOTHING | | SID # | DL # | FBI # |
| | | | | |
| UCR | | TYPE | | RELATED EVENT # |
| 9041 (Applicant File) - 1 count(s) | | Reporting Party | | |

INVOLVED VEHICLES

| | | | | |
|-----------|--------------|---------------|-----------------|----------|
| VEHICLE # | STATE | TYPE | INVOLVEMENT | VIN # |
| | IL | Sedan, 4-door | | |
| YEAR | MAKE | MODEL | COLOR | COMMENTS |
| 2003 | Buick/Allure | Century | Silver/Aluminum | |
| OWNER | | | | |

NARRATIVES

PRIMARY NARRATIVE

In summary:

Arlene Newberg resides at 1302 S. Home Ave. Berwyn, IL. 60402 and suffers from . Mrs. Nerberg is limited to minimal daily physical activity and currently uses a to t her while walking. Mrs. Newberg states that it is easier for her to utilize the front steps due to the dimensions of the front steps. The front steps are wider and shorter in height allowing her to utilize them minimizing the pain in her knees. There is a garage on the premise, but is currently utilized by her granddaughter.

Arlene Newberg meets the State requirements for being handicapped and also meets the City requirements for having handicapped signs.

For the above listed reasons this Officer feels that this application should be approved at this time.

| | | | |
|-------------------|--------|----------|--------|
| REPORTING OFFICER | STAR # | REVIEWER | STAR # |
| DE LEON, CARLOS | 187 | | |

ASSISTING OFFICERS

| | |
|----------|--------|
| OFFICERS | STAR # |
|----------|--------|

| | | | | |
|-------------------|--------|------------------|------------|--|
| REPORTING OFFICER | STAR # | DATE/TIME | INCIDENT # | |
| DE LEON, CARLOS | 187 | 12/03/2010 17:56 | 10-15882 | |



Berwyn Police Department



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

HANDICAPPED PARKING INTERVIEW FORM

Name of Handicapped Person: Arlene Newberg

Applicant Address: 1302 S. Home Ave. Berwyn, IL. 60402

Applicant Phone #: _____

Applicant D/L or ID#: _____

D.O.B.: _____

Caregivers Name: N/A

Caregivers D/L #: N/A

Vehicle Make: Buick Vehicle Model: Century Vehicle Year: 2003 Vehicle Color: Silver

License Plate: _____

Handicapped Placard #: BD00520

Does Applicant Use:

Wheelchair: _____ Walker: _____ Cane: _____ Oxygen: _____

Parking Availability:

Driveway: Garage: On Street: Off Street:

Notes: Arlene Newberg is requesting handicapped signs to be posted in front of her residence. Mrs. Newberg suffers from limited daily physical activity because of her heart condition and arthritis in both of her knees. Mrs. newberg states that it is easier for her to utilize the front steps due to their current demensions. The garage on premise os currently utilized by her granddaughter. Mrs. Newberg utilizes a cane for support while she is walking.

Applicant Interview

Date: 11-06-10 Time: 1240hrs Results: Approved (Recommendation)

Date: _____ Time: _____ Results: _____

Completion Date: 11-06-10

Logged In Book: 11-06-10

Application Number: 700

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) 748-8408 Fax: (708) 788-2675
www.berwyn-il.gov

December 21, 2010

Honorable Mayor Robert J. Lovero and
Members of City Council

Re: Handicap Sign Request No. 703 – Caroline Long
1315 Home 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: December 14, 2010

RE: HANDICAPPED SIGN FOR: Caroline Long # 703

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

1315 Home Ave.

PLEASE REVIEW THE ATTACHED PAPERWORK AND ADVISE.

CC: ALDERMAN Nora Laureto

Berwyn Police Department

CITY OF BERWYN
CLERK'S OFFICE
2010 DEC 14 P 2:59

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: December 9, 2010

Application: 703

Name of Applicant: Caroline Long

Address: 1315 Home Ave

Telephone:

Nature of Disability:

| Information | YES | NO | Information | YES | NO |
|---------------------------|-------------------------------------|-------------------------------------|-------------------------|-------------------------------------|-------------------------------------|
| Doctor's Note/ Affidavit: | <input checked="" type="checkbox"/> | <input type="checkbox"/> | Interviewed: | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Owner's Support Letter: | <input type="checkbox"/> | <input checked="" type="checkbox"/> | Handicap Plates: | <input type="checkbox"/> | <input checked="" 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: 10-16029 | | |

Recommendation: APPROVE DENY

Reporting Officer: T Young# 183

Comments:

Alderman: N. Lawrence

Ward: E

Berwyn Police Department

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

Incident#: 10-16029

| | | | |
|--|---|-------------------------------|------------------------|
| STATION COMPLAINT UCR 9041 (Applicant File) | | DESCRIPTION Applicant File | INCIDENT # 10-16029 |
| REPORT TYPE Incident Report | RELATED CAD # C10-064439 | DOT # | HOW RECEIVED Radio |
| WHEN REPORTED 12/08/2010 08:34 | LOCATION OF OFFENSE (HOUSE NO., STREET NAME) 1315 S HOME AV Berwyn, IL 60402 | | |
| TIME OF OCCURRENCE 12/08/2010 08:34 | STATUS CODE | STATUS DATE | |

INVOLVED ENTITIES

| | | | | | | | |
|---|--------------------------|---------------|----------|--|---------------|-----------------|--|
| NAME LONG, CAROLINE | | DOB | AGE | ADDRESS 1315 S HOME AV Berwyn, IL 60402 | | | |
| SEX F | RACE White, Caucasian | HGT 4' 11" | WGT 1 | HAIR Grey | EYES Brown | PHONE | |
| CLOTHING | | | MD # | DL # L52010037778 | FBI # | | |
| UCR 9041 (Applicant File) - 0 count(s) | | | | TYPE Reporting Party | | RELATED EVENT # | |

INVOLVED VEHICLES

| | | | | |
|-------------------------|----------------|---------------|-------------------------|----------|
| VEH PLATE # | STATE IL | TYPE Sedan | INVOLVEMENT Involved | VIN # |
| YEAR 2002 | MAKE Toyota | MODEL Echo | COLOR Green | COMMENTS |
| OWNER LONG, CAROLINE | | | | |

NARRATIVES

PRIMARY NARRATIVE

In summary:

A/o interviewed Caroline Long who is the homeowner of 1315 Home Ave Berwyn IL 60402 in regards to the handicapped application that was submitted. She drives a green in color 2002 Toyota Echo bearing IL plate# 2724485 and has a valid IL handicapped placard# BD64008. Caroline suffers from

high requires her to use a . She is unable to walk great distances without the assistance of her cane or walker. There is a garage on premise that is being utilized for storage. There is no off street parking available and the on street parking is limited. The residence located at 1313 Home Ave does have a handicapped sign next to Caroline's residence. A handicapped sign is able to be placed in front of 1315 Home Ave.

Caroline does meet the State of Illinois requirements for being handicapped.

A/o recommends the application be approved.

| | | | |
|-----------------------------------|---------------|----------|--------|
| REPORTING OFFICER YOUNG, TERRY | STAR # 183 | REVIEWER | STAR # |
|-----------------------------------|---------------|----------|--------|

ASSISTING OFFICERS

| | |
|----------|--------|
| OFFICERS | STAR # |
| | |

| | | | | |
|-----------------------------------|---------------|-------------------------------|------------------------|-------------|
| REPORTING OFFICER YOUNG, TERRY | STAR # 183 | DATE/TIME 12/08/2010 08:34 | INCIDENT # 10-16029 | Page 1 of 2 |
|-----------------------------------|---------------|-------------------------------|------------------------|-------------|



10-16029

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: Caroline Long

Applicant Address: 1315 Home Ave.

Applicant Phone #: _____

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

Vehicle Make: TOYOTA Vehicle Color: GRN

License Plate #: _____ Handicapped Placard #: BD64008

Does Applicant Use:

Wheelchair _____ Walker _____ Cane _____ Oxygen _____

Parking Availability:

Driveway N/A Garage X On Street X Off Street N/A

Notes: A10 spoke with Caroline Long who informed A10 that she has a cane, and has had a cane for some time. Caroline does require a cane or walker to walk. There is a source of income that is used for transport.

APPLICANT INTERVIEW

| | | |
|----------------------|------------------|-------------------------------------|
| Date: <u>12/8/10</u> | Time: <u>9AM</u> | Results: <u>Recommend (Approve)</u> |
| Date: _____ | Time: _____ | Results: _____ |
| Date: _____ | Time: _____ | Results: _____ |
| Date: _____ | Time: _____ | Results: _____ |
| Date: _____ | Time: _____ | Results: _____ |

Completion Date: 12/8/10

Recorded in Book: 12/8/10

Application Number:

703



THE CITY OF BERWYN, ILLINOIS

CITY OF BERWYN
CLERK'S OFFICE

2010 OCT 12 P 1:06

CITY OF BERWYN - AFFIDAVIT FOR HANDICAP SIGN

PLEASE PRINT

CAROLINE LONG
(Name of Handicapped Person)

1315 HOME AVE
(Address of Handicapped Person)

CAROLINE LONG
(Name of Applicant)

(Phone Number of Handicapped Person)

I hereby affirm that the information provided is true and correct, and it shall be prohibited and unlawful for any person to file a sworn affidavit which said person knows to be false or believes to be false.

Caroline Long
(Signature of Applicant)

10-12-10
(Date)

PHYSICIANS STATEMENT
PLEASE PRINT NATURE OF PATIENT'S HANDICAP

but is not a candidate for revision surgery.
I, HEREBY CERTIFY THAT THE PHYSICAL CONDITION OF THE ABOVE NAMED "HANDICAPPED PERSON" CONSTITUTES HIM/HER A HANDICAPPED PERSON AS DEFINED UNDER THE STATUTORY PROVISION PAR. 1-159.1 (Physically Handicapped Person - Every person who has permanently lost the use of a leg or both legs or an arm or both arms or any combination thereof, or any person who is so severely disabled as to be unable to move without the aid of crutches or a wheelchair).

(Print - Name of Physician)

(Print - Address of Physician)

(Signature of Physician)

(Physicians Phone #) 10/2/10
(Date)

Handicapped State Plate #

Vehicle Tag # Year

Regular State Plate #

Handicap State Card # B D 64008

YOU MUST HAVE A HANDICAP STATE PLATE OR CARD TO PARK YOUR VEHICLE IN A HANDICAPPED PARKING SPACE.